GRANT F. LANGLEYCity Attorney

MIRIAM R. HORWITZ ADAM B. STEPHENS MARY L. SCHANNING JAN A. SMOKOWICZ Deputy City Attorneys

CITY OF MILWAUKEE Office of the City Attorney

Milwaukee City Hall Suite 800 · 200 East Wells Street · Milwaukee, Wisconsin 53202-3551 Telephone: 414.286.2601 · TDD: 414.286.2025 · Fax: 414.286.8550

September 3, 2019

Acuity

Claims Department

Attn: Sara Ann Vorpahl, Claim Representative

PO Box 58

Sheboygan, WI 53082-0058

RE:

C.I. File No.

1032-2019-1390

Your Claim No.

QK3811

Date of Loss:

3/4/2019

Dear Ms. Vorpahl:

We are in receipt of the subrogation demand in the amount of \$1,496.80 for damages incurred and paid on the behalf of your insured, Alex and Evelyn Hintz, that resulted from an automobile accident with a City owned vehicle on March 4, 2019.

We have conducted and concluded our investigation of this matter. Our investigation revealed that our driver had activated his left turn signal prior to merging into the left southbound lane of travel of North Franklin Place. Your driver admitted to traffic investigators that while traveling in the left southbound lane behind our driver, he initially slowed down, to let our driver merge over. But, changed his mind, increased his speed to pass our driver, while our driver began merging into the left hand lane.

Our investigation concluded that your driver contributed to the cause of this accident. Therefore, we are denying your subrogation demand of \$1,496.80.

If you wish to appeal this decision, you may do so by sending a written statement requesting a hearing within 21 days of the postmarked date of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202. Please include a photocopy of this letter's envelope, showing the postmark, and retain the original in the event further proof is needed.

Very truly yours,

GRANT F. LANGLEY

City Attorney

BENJAMBA M. BALDWIN

Investigator Adjuster

PATRICIA A. FRICKER HEIDI WICK SPOERL **GREGG C. HAGOPIAN** JAY A. UNORA KATHRYN Z. BLOCK **KEVIN P. SULLIVAN** THOMAS D. MILLER **ROBIN A. PEDERSON** JEREMY R. MCKENZIE PETER J. BLOCK **JENNY YUAN** ALLISON N. FLANAGAN **HEATHER H. HOUGH** ANDREA J. FOWLER PATRICK J. MCCLAIN NAOMI E. GEHLING **CALVIN V. FERMIN** BENJAMIN J. ROOVERS **ELLENY B. CHRISTOPOULOS** RACHEL S. KENNEDY TYRONE M. ST. JUNIOR HANNAH R. JAHN JULIE P. WILSON **GREGORY P. KRUSE** KIMBERLY A. PRESCOTT SHEILA THOBANI KATRYNA C. RHODES NICOLE F. LARSEN JAMES M. CARROLL WILLIAM G. DAVIDSON MEIGHAN M. ANGER ALEXANDER R. CARSON Assistant City Attorneys

SUSAN F. LAPPEN

MILWAUKEE