

# CITY OF MILWAUKEE

Form CA-43

**GRANT F. LANGLEY**  
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July 6, 2005

Anthony T. York, Sr.  
4954 North 38th Street  
Milwaukee, WI 53209

RE: Anthony T. York, Sr.  
C.I. File No: 05-S-182

Dear Mr. York:

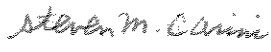
We have received your claim in the amount of \$3,106.73, relating to damage sustained to your vehicle on May 25, 2005 when you allege you drove over an open manhole located at 6225 West Fond Du Lac Avenue

Our investigation reveals that the Infrastructure Services Division records indicate that they investigated a loose manhole lid off at 6225 West Fond Du Lac Avenue at the request of the Milwaukee Police Department on May 25, 2005. The lid was replaced and sealed, restoring the manhole to proper working condition. Following this incident, the manhole was scheduled for re-adjustment and removal of an adjusting ring, with the work to be completed the week of July 4, 2005. The division has no previous history of incidents of this nature at this location. Based on this information and the fact the City is responsible for 100,000 manholes, it would have been impossible to have anticipated or prevented this incident. Since there is no evidence that the City is responsible for this loss, it cannot be held liable. Therefore, we are denying your claim.

If you wish to appeal this decision, you may do so by sending a letter within 21 days of the date of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,

  
GRANT F. LANGLEY  
City Attorney

  
STEVEN M. CARINI  
Investigator Adjuster

SMC:beg  
1029-20051691:94719

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MILWAUKEE CITY CLERK

Assistant City Attorneys

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