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OFFICE OF THE CITY ATTORNEY
800 City Hall
200 East Wells Street
Milwaukee, Wisconsin 53202-3551

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W192 N13163 Fond Du Lac Avenue Mr. Gary Peterson Richfield, WI 53076



TEARMAN SPENCER City Attorney

KIMBERLY R. WALKER

Special Deputy City Attorney

ODALO J. OHIKU SCOTT F. BROWN **ROBIN A. PEDERSON** Deputy City Attorneys



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

April 13, 2021

4-15-2021

Mr. Gary Peterson W192 N13163 Fond Du Lac Avenue Richfield, WI 53076

Re:

Communication from Dawn Peterson

C.I. File No: 1030-2021-189

Dear Mr. Peterson:

We are in receipt of your claim for damages to your 2000 Chevy Silverado that resulted in a total loss after colliding with a city plow on February 1, 2021.

We have conducted and concluded our investigation of this matter. Our investigation revealed that our driver was traveling westbound on Bluemound Road ahead of the driver of your Chevy Silverado. Our driver was plowing snow off the streets, with hazard lights in operation, when he began to turn left on North 75th Street.

While our driver was in the process of making that turn, your driver attempted to pass our driver on the left, resulting in the plow blade striking the passenger side of your vehicle. There is no evidence that the City was negligent. As such, the City would not be liable for the damages being claimed. Therefore, we are denying your claim.

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



Mr. Gary Peterson April 5, 2021 Page Two

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,

TEARMAN SPENCER

City Attorney

BENJAMIN M. BALDWIN Investigator Adjuster

BMB/cdr

1030-2021-189/274034