

CITY OF MILWAUKEE

Form CA-43

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Assistant City Attorneys

April 25, 2003

To the Honorable Common Council
Of the City of Milwaukee
Room 205 – City Hall

Re: Communication from Attorney Keith Kelskes
on behalf of Tanya Dickson
C.I. File No. 02-S-34

Dear Council Members:

We return the enclosed document which has been filed with the City Clerk and ask that it be introduced and referred to the Committee on Judiciary & Legislation with the following recommendation.

Claimant, Tanya Dickson, 38629 Lancaster Dr., Farmington Hills, MI 48331, alleges through her Attorney, Keith Kelskes, 340 Back North Main St., Suite G-1, Plymouth, MI 48170, that on September 14, 2000, Ms. Dickson was walking along the sidewalk along West Michigan Avenue, between North 6th Street and North 7th Street. While walking, she tripped and fell on a raised section of the sidewalk, causing injuries to her. Ms. Dickson seeks \$6,499.04 for medical bills and related suffering.

Our investigation reveals that Mr. Kelskes' client filed a notice of claim on January 28, 2002. Pursuant to Wisconsin Statute §893.80 (1) (a), a notice of claim must be filed within 120 days after the happening of the event giving rise to the claim.

To the Hon. Common Council

April 25, 2003

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It is our opinion that this claim is barred by §893.80 (1). Since the notice of claim was not timely filed, we recommend that this claim be denied.

Very truly yours,



GRANT F. LANGLEY

City Attorney



MICHAEL G. TOBIN

Assistant City Attorney

MGT:beg

Enclosure

1029-2003-288:66818