

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
LINDA ULISS BURKE
VINCENT D. MOSCHELLA
Deputy City Attorneys



THOMAS O. GARTNER
SUSAN D. BICKERT
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
JOHN J. HEINEN
SUSAN E. LAPPEN
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
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G. O'SULLIVAN-CROWLEY
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ADAM B. STEPHENS
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BETH CONRADSON CLEARY
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JARELY M. RUIZ
ROBIN A. PEDERSON
DANIELLE M. BERGNER
CHRISTINE M. QUINN
Assistant City Attorneys

June 1, 2011

Steven Buccellato
913 East Juneau Avenue, Apt. # 11
Milwaukee, WI 53202

RE: Steven Buccellato
C.I. File No.: 11-S-64

Dear Mr. Buccellato:

We have received your claim in the amount of \$194.44, relating to damage allegedly sustained to your vehicle on March 6, 2011 when it collided with a hole in the road while you were traveling southbound on North Franklin Place between Ogden and Knapp.

Our investigation reveals that the Milwaukee Water Works (MWW) records indicate that on February 19, 2011 they repaired a water main break at 1313 North Franklin Place. Their crew followed standard procedures in the repair and placement of a temporary asphalt patch. The subsequent wet weather and traffic may have caused the repair to settle. The permanent patch is typically placed at a later date. The MWW received no complaints about the site until receipt of this claim.

In addition, the Infrastructure Services Division records indicate that prior to March 6, 2011 they had no notice of this hazard or of any on the roadway in the area.

The City was not negligent in this matter. As such, the City would not be liable. Therefore, we are denying your claim.

Steven Buccellato

June 1, 2011

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

Very truly yours,



GRANT E. LANGLEY
City Attorney

Steven M. Carini

STEVEN M. CARINI
Investigator Adjuster

SMC:ms

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