OFFICE OF CITY ATTORNEY

15 SEP '20 PHO2:01

TEARMAN SPENCER City Attorney

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



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August 24, 2020

Ms. Yolanda T. Davis 5000 North 48th Street Milwaukee, WI 53218

RE: Communication from Yolanda T. Davis

C.I. File No. 1029-2020-892

Dear Ms. Davis:

We have received your claim in the amount of \$3,700.00, from a loss on May 16-17, 2020 at 5000 North 48<sup>th</sup> Street.

The Infrastructure Services Division indicates that Sewer Maintenance had no records regarding a backwater at this address on May 16-17, 2020. Their records indicate that, in this general area and time period, Sewer Maintenance did respond to a backwater call at 5006 North 48<sup>th</sup> Street on May 15, 2020. They found that the City's sanitary sewer was clogged with heavy grease and paper products. A Sewer Jet Vac was used to open the sewer and restore it to proper working condition. Their records also indicate that the sewer is on a regular 3 year cleaning schedule and was last cleaned, prior to this incident, on August 26, 2019. Past cleaning records do not indicate any unusual problems.

The Division also indicates that from May 17 through May 19, 2020, the City received an average of 4.70 inches of rain. Due to the heavy rainfall, some of the City sewer systems were overwhelmed.

There is no evidence that the City was negligent in this matter. The City would not be liable. 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 **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 BENJAMIN J. ROOVERS **ELLENY B. CHRISTOPOULOS** 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 JENNIFER J. TATE **Assistant City Attorneys** 



Ms. Yolanda T. Davis August 24, 2020 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

stevenm. carini

STEVEN M. CARINI Investigator Adjuster

SMC/cdr

c: Robert Brooks (Infrastructure)

1029-2020-892/270108

To whom this may concern On May 15-17, + rain really bad due to the thurderstorm I had sewage back up in my basement. Due to me at the time I work 3rd shift and my neighbour which live at 5006 N 48 Knock on my door and told me to check my basement on may 17. Which my land lord had to come replace the water heater. Im appealing this letter becowse I lust everthing I had in the basement & ove to back up sewage I took picture which = Im sending again.















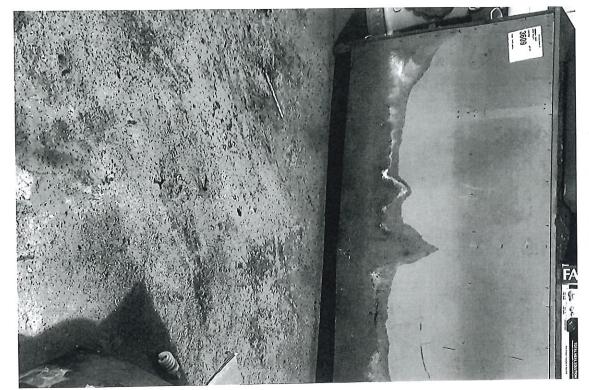
















	6-7-2020
401anda T. Davis 5000 N 48th St. Milwaukee, Wis. 53218 Uolandadavis 259@gmail.com 53 (414) 522-2049	017 A110
ATTN: Claims	BF MILWAUKEE JUN 11 P 3 14 CLERK'S OFFICE
On May 16, 17 around 4pr 5pm I experience a Seu back up in my basement at 5000 N 48H St. Milwoukes Wi I lost everthing in my Which was furniture \$900.9 lawnmaxwer \$200.00, Clothes a 2 cresser \$200.00, Foys \$400	Jerage  Jocation  S.  basement  b,  and shoe \$2,000
I included photos of u lost and damage due to the back up in the basement.	uhat was
Golanda Davis (44) 522-2049 can be reach of Yolandadavis 2590gmail. com Wilmaa J. Berrs 06-	of. 10



