

# CITY OF MILWAUKEE

Form CA-43

**GRANT F. LANGLEY**  
City Attorney

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Assistant City Attorneys

November 10, 2003

April G. Alston  
1200 East Singer Circle, Apt. # 29  
Milwaukee, WI 53212

RE: C.I. File No: 03-S-400

Dear Ms. Alston:

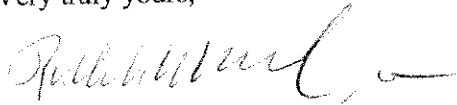
This office is in receipt of your claim in the amount of \$553.00, relating to damage sustained to your property on October 1, 2003 when backwater flowed into the basement of the apartment building where you reside located at 1200 East Singer Circle, Apt. #29.

Our investigation reveals that the Infrastructure Services Division records indicate that they investigated a backwater in an apartment building at 1200 East Singer Circle on October 1, 2003 and found the City main sewer to be clogged causing the backwater. The City main sewer was cleaned and restored to proper working condition at this time. The City had a history of clogged sewers causing backwaters at this location prior to 1990. The City main sewer was relayed in 1990. Since 1990, the City main sewer has clogged one previous time on March 18, 1998. The sewer has been cleaned on a regular schedule and within the normal cleaning cycle. The last cleaning prior to the latest clog occurred on January 31, 2003. The sewer has been added to a special one month cleaning schedule. Because the sewer was on a regular cleaning schedule and the City did not have any notice of problems with the sewer, the City cannot be held liable. Accordingly, we are denying your claim.

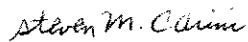
April G. Alston  
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If you wish to appeal this decision, you may do so by sending a letter within 21 days of the receipt of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,



GRANT F. LANGLEY  
City Attorney



STEVEN M. CARINI  
Investigator Adjuster

SMC:beg  
1029-2003-3368:74630