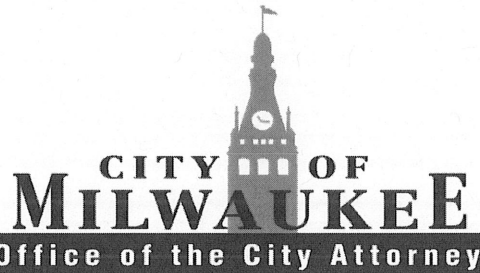


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October 4, 2019

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

Re: C.I. File No. 1029-2019-1707  
Communication from: Ann F. Alioto  
1653 N. Prospect Avenue, Apt. 106  
Milwaukee, WI 53202

Dear Council Members:


Ann F. Alioto alleges that on May 16, 2019 she sustained injuries when she tripped and fell on uneven pavement in the alley at/near 1724 N. Farwell Avenue. Claimed damages total \$9,367.01.

Wisconsin municipalities have discretionary immunity from liability for any damage that is due to a defect in a sidewalk or street. Under discretionary immunity, the City is generally not liable for damages.

City records indicate that prior to May 16, 2019 the City had no notice of this hazard in the alley. Because of this lack of notice, and the City's discretionary immunity, the City is not liable for the damage. Therefore, we recommend that this claim be denied.

Very truly yours,

  
GRANT F. LANGLEY  
City Attorney

  
KATRYNA C. RHODES  
Assistant City Attorney

KCR:mal  
Enclosure  
C: James Washington (Infrastructure)  
1029-2019-1707:263754

