

CITY OF MILWAUKEE

Form CA-43

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October 11, 2004

JMS Trucking
Attn: Scott Larson
Box 86
Norway, IA 52318

RE: JMS Trucking
C.I. File No: 04-S-280

Dear Mr. Larson:

This office is in receipt of your claim in the amount \$316.80, relating to the towing of your truck on July 28, 2004 when it sank into a void at North 3rd Street and West Abert Place.

Our investigation reveals that the Milwaukee Water Works records indicate that a possible water main break in the area of 3864 North 3rd Street was reported to them at approximately 3:15 p.m. on July 28, 2004. Their investigator was immediately dispatched to the location. He arrived within 45 minutes and found your truck had sunk approximately 5 feet into a void created by the water main break. He completed an emergency shut-off so that the truck could be towed. After the truck was towed, he throttled the main in order to find the location of the leak. A repair crew arrived at the site by 5:00 p.m. and made the necessary repairs. The Milwaukee Water Works responded to this main break in a timely manner. They also followed standard procedures regarding repair activity. As such, the City cannot accept liability for your damages. Accordingly, we are denying your claim.

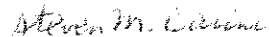
JMS Trucking
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If you wish to appeal this decision, you may do so by sending a letter within 21 days of the receipt of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,



GRANT F. LANGLEY
City Attorney



STEVEN M. CARINI
Investigator Adjuster

SMC:beg
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