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April 30, 2012

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

Re: Resolution Relating to the Claim of Beatrice Smith
C.I. File No. 11-L-108

Dear Council Members:

We return the enclosed document which has been filed with the City Clerk, and ask that it be introduced and referred to the Committee on Judiciary & Legislation with the following recommendation.

Claimant, Beatrice Smith, 106 Chapman Alley, Itta Bena, MS 38941, alleges through her attorney, Carlos D. Palmer, P.O. Box 272, Greenwood, MS 38935-0272, that on September 13, 2011 she sustained injuries when she tripped and fell on an uneven sidewalk on West Clark Street adjacent to 2603 North 55th Street. They claim damages in the amount of \$25,000.00.

Our investigation reveals that the Infrastructure Services Division and Forestry Section records indicate that prior to September 13, 2011, the City had no notice of this hazard in the sidewalk and because of this lack of notice the City would not be liable. Therefore, we recommend that this claim be denied.

Very truly yours,

GRANT F. LANGLEY
City Attorney

JAN A. SMOKOWICZ
Assistant City Attorney

JAS:ms
Enclosure
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