

City Clerk

4/20/21

I, Dawn Petersen are  
requesting a hearing, about my  
encounter with a City Snow plow

Dawn Pet

4/20/21

C. I. FILE# - 1030-2021-189

Phone # I can be reached at is  
262-357-1023.

CITY OF MILWAUKEE  
2021 APR 23 P 4: 04  
CITY CLERK'S OFFICE

CITY OF MILWAUKEE  
2021 APR 23 P 4:04  
CITY CLERK'S OFFICE

**CITY OF MILWAUKEE**  
Office of the City Attorney  
OFFICE OF THE CITY ATTORNEY  
800 City Hall  
200 East Wells Street  
Milwaukee, Wisconsin 53202-3551

Mr. Gary Peterson  
W192 N13163 Fond Du Lac Avenue  
Richfield, WI 53076

PRESORTED  
FIRST CLASS



U.S. POSTAGE PITNEY BOWES  
ZIP 53202 \$ 000.39 8  
02 4M 78550 APR 15 2021



C2G-SSB 53076





**TEAMARMAN SPENCER**  
City Attorney

**KIMBERLY R. WALKER**  
Special Deputy City Attorney

**ODALO J. OHIKU**  
**SCOTT F. BROWN**  
**ROBIN A. PEDERSON**  
Deputy City Attorneys



Milwaukee City Hall Suite 800 · 200 East Wells Street · Milwaukee, Wisconsin 53202-3551  
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Assistant City Attorneys

April 13, 2021

*mailed  
4-15-2021*

Mr. Gary Peterson  
W192 N13163 Fond Du Lac Avenue  
Richfield, WI 53076

Re: Communication from Dawn Peterson  
C.I. File No: 1030-2021-189

Dear Mr. Peterson:

We are in receipt of your claim for damages to your 2000 Chevy Silverado that resulted in a total loss after colliding with a city plow on February 1, 2021.

We have conducted and concluded our investigation of this matter. Our investigation revealed that our driver was traveling westbound on Bluemound Road ahead of the driver of your Chevy Silverado. Our driver was plowing snow off the streets, with hazard lights in operation, when he began to turn left on North 75th Street.

While our driver was in the process of making that turn, your driver attempted to pass our driver on the left, resulting in the plow blade striking the passenger side of your vehicle. There is no evidence that the City was negligent. As such, the City would not be liable for the damages being claimed. Therefore, we are denying your claim.

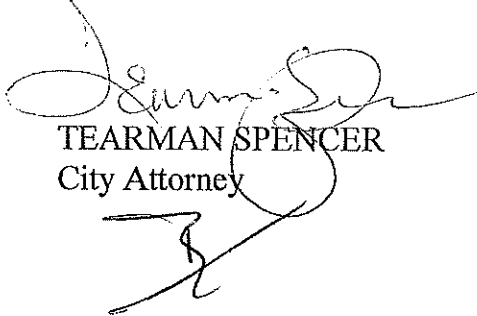
COPY



Mr. Gary Peterson  
April 5, 2021  
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

BENJAMIN M. BALDWIN  
Investigator Adjuster

BMB/cdr

1030-2021-189/274034

Truck # 32520

On Monday Feb 1<sup>st</sup> 2021 at 11:45 AM

I was traveling westbound in the left lane on Bluemound Rd. At the intersection of 75<sup>th</sup> and Bluemound Rd. a city snowplow <sup>was</sup> a little ahead of me in the right lane of Bluemound Rd.

He was going to turn down 75<sup>th</sup> street southbound. In the process of

turning he went over into my lane, hitting me with his plow.

RECEIVED  
OFFICE OF CITY ATTORNEY

FEB 09 2021

Dawn Peterson 1024 P.M.

W192N13163 Fond Du Lac Ave  
Chickfield WI 53076

phone 262-357-1073

My spouse can talk you

CITY CLERK'S OFFICE

2021 FEB - 8 PM 3:14

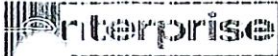
CITY OF MILWAUKEE



truck # 32520



2DQM4X



FIA # 2DQM4X

PAGE 2 OF 2

BILLING CYCLE: DAY = 24 HOUR PERIOD

| STATUS   | CHARGES                             | PRICE/UNIT    | DURATION      | CURRENT CHARGE |
|----------|-------------------------------------|---------------|---------------|----------------|
|          | TIME & DISTANCE                     | \$394.90/WEEK | 02/01 - 02/08 | \$394.90       |
|          | NO CHARGE MILEAGE                   | \$0.00/RENTAL |               |                |
| OPTIONAL | DW/CDW OPTIONAL                     | \$27.99/DAY   |               |                |
| OPTIONAL | PAI/PEC                             | \$6.00/DAY    |               |                |
| OPTIONAL | SUPPLEMENTAL LIABILITY PROTECTION 2 | \$13.00/DAY   |               |                |
| OPTIONAL | RAP                                 | \$4.99/DAY    |               |                |
|          | TITLE AND REGISTRATION FEES         | \$0.92/DAY    | 02/01 - 02/08 | \$6.44         |
|          | SALES TAX                           | 5.5%/RENTAL   | 02/01 - 02/08 | \$22.07        |
|          | PREPAID FUEL CHARGE                 | \$2.10/GALLON |               |                |
|          | FUEL CHARGE                         | \$3.15/GALLON |               |                |

ESTIMATED BALANCE DUE \$423.41

CHARGES SHOWN MAY BE SUBJECT TO CHANGE IF THE VEHICLE IS NOT RETURNED EITHER AT THE AGREED DATE AND TIME OR LOCATION, IF A REFUELING CHARGE IS INCURRED, OPTIONAL PRODUCTS ARE ADDED/REMOVED, THE CAR CLASS IS CHANGED AND/OR ANY OTHER ITEMS OF THE RENTAL AGREEMENT ARE MODIFIED AS AGREED BETWEEN THE RENTER AND RENTAL AGENT.

Visa xxxxxxxxxxxx8189 AUTH \$723.41

| BILL-TO - N | COMPANY | REFERENCE NUMBER |
|-------------|---------|------------------|
|-------------|---------|------------------|

ADDITIONAL AUTHORIZED DRIVER(S):

I HEREBY REQUEST OWNER'S PERMISSION TO ALLOW THE FOLLOWING DRIVER(S) WHO IS UNDER MY CONTROL AND DIRECTION TO DRIVE THE RENTED VEHICLE FOR ME AND ON MY BEHALF. I AM RESPONSIBLE FOR THEIR ACTS WHILE THEY ARE DRIVING AND FOR FULFILLING THE ADDITIONAL TERMS AND CONDITIONS OF THE CONTRACT.

OFFICE OF CITY ATTORNEY

FEB 09 2021

1024/PA

X \_\_\_\_\_

NO OTHER DRIVERS PERMITTED

I, THE "RENTER" SIGNING BELOW, HAVE READ AND AGREE TO THE TERMS AND CONDITIONS IN THE ADDITIONAL TERMS AND CONDITIONS, WHICH ARE INCORPORATED HEREIN BY REFERENCE AS IF FULLY SET FORTH HEREIN, AND THE RENTAL AGREEMENT SUMMARY (COLLECTIVELY, THE ADDITIONAL TERMS AND CONDITIONS AND THE RENTAL AGREEMENT SUMMARY ARE THE "CONTRACT"). BY SIGNING BELOW, I AM AUTHORIZING OWNER TO CHARGE TO THE CREDIT CARD(S) AND/OR DEBIT CARD(S) THAT I HAVE PROVIDED TO OWNER ALL AMOUNTS OWED BY ME UNDER THIS AGREEMENT FOR ADVANCE DEPOSITS, INCREMENTAL AUTHORIZATIONS/DEPOSITS, AND OR ANY OTHER AMOUNTS OWED BY ME, AS WELL AS PAYMENTS REFUSED BY A THIRD PARTY TO WHOM BILLING WAS DIRECTED. I ALSO AUTHORIZE OWNER TO RE-INITIATE ANY CHARGE TO MY CARD(S) THAT IS DISHONORED FOR ANY REASON. I CERTIFY THAT THE DRIVERS LICENSE(S) PRESENTED IS CURRENTLY VALID AND IS NOT SUSPENDED, EXPIRED, REVOKED, CANCELLED OR SURRENDERED. I FURTHER ACKNOWLEDGE AND CONSENT TO THE PARAGRAPH WITH THE HEADING DISPUTE RESOLUTION PROVISION - MANDATORY ARBITRATION AGREEMENT IN THE ADDITIONAL TERMS AND CONDITIONS. BY SIGNING BELOW RENTER AGREES TO ENTERPRISE'S COLLECTION OF INFORMATION ABOUT RENTER'S USE OF VEHICLE AND TEXTING & CALLING TERMS. SEE PARAGRAPHS WITH THE HEADINGS TEXT & CALL AND OWNER'S COLLECTION AND USE OF VEHICLE DATA: RENTER'S USE OF VEHICLES NAVIGATION AND INFOTAINMENT SYSTEMS AND VEHICLE MANUFACTURER APPS IN THE ADDITIONAL TERMS AND CONDITIONS.

RENTER: \_\_\_\_\_ DATE: \_\_\_\_\_ OWNER REP: \_\_\_\_\_ EMP # E793Q9

COVER IS APPLICABLE TO ENTERPRISE HOLDINGS INC. VEHICLE RENTALS THROUGH ENTERPRISE RENTALS AND SERVICES

CITY CLERK'S OFFICE  
2021 FEB - 8 PM 3:13  
CITY OF MILWAUKEE

I am renting a car to get to work and this is settled, The cost of the car per week is highlighted above.



RA # 2DQM4X

PAGE 2 OF 2

RENTER COPY

Truck # 3250

LAUBENHEIMER'S GARAGE COLLISION CENTER  
3028 STATE ROAD 167  
RICHFIELD, WI 53076  
TEL: (262) 628-1500 FAX: (262) 628-4347  
LAUBENHE.LLC@GMAIL.COM

\*\*\* PRELIMINARY ESTIMATE \*\*\*

02/02/2021 11:23 AM

**Owner**

Owner: Gary Petersen  
Address:

Work/Day: (262)357-1073

**Inspection**

Inspection Date: 02/02/2021 11:46 AM  
Primary Impact: Right Side

Inspection Type:  
Secondary Impact:

Company: Laubenheimers Collision  
Contact: Mike  
Email: lauben.service@gmail.com

Appraiser License # :

**Repairer**

Repairer: Laubenheimers Collision Center  
Address: 3028 Wi 167

Contact:  
Work/Day: (262)628-1500  
FAX: (262)628-4347  
Work/Day:

City State Zip: Richfield, WI 53076  
Email: Lauben.service@gmail.com

Target Complete Date/Time:

Days To Repair: 19

**Vehicle**

OEM Part Price Quote ID: \*\*\*\*

2006 Chevrolet Silverado K1500 LS 4 DR Ext Cab Short Bed  
8cyl Gasoline 5.3  
4 Speed Automatic

Lic Expire:  
Prod Date: 10/2005  
Veh Insp# :  
Condition:  
Ext. Color:  
Ext. Refinish: Two-Stage  
Ext. Paint Code:

VIN: 1GCEK19B56Z176721  
Mileage:  
Mileage Type: Actual  
Code: U8033D  
Int. Color: Dark Charcoal w/SEO- Custom Cloth  
Int. Refinish:  
Int. Trim Code: 69D

**Options - AudaVIN Information Received**

4-Wheel Drive  
Anti-Lock Brakes  
Camper/Towing Package  
Cruise Control  
Heavy Duty Suspension  
Locking Differential  
Power Steering

AM/FM CD Player  
Auto Locking Hubs (4WD)  
Chrome Steel Wheels  
Dual Airbags  
Hinged Fourth Door  
Power Brakes  
Rear Bench Seat

Air Conditioning  
Automatic Trans  
Chrome Step Bumper  
Heavy Duty Cooling  
Intermittent Wipers  
Power Door Locks  
Rear Window Defroster

**Split Front Bench Seat**  
 Tilt Steering Wheel  
 Velour/Cloth Seats

Tachometer  
 Tinted Glass

Theft Deterrent System  
 Trailer Hitch

**AudaVIN options are listed in bold-italic fonts**

**Damages**

| Line Op                             | Guide | MC   | Description              | MFR.Part No.              | Price    | ADJ% B% | Hours | R  |
|-------------------------------------|-------|------|--------------------------|---------------------------|----------|---------|-------|----|
| <b>Front Bumper</b>                 |       |      |                          |                           |          |         |       |    |
| 1                                   | EP    | 24   | Bumper,Front             | Replace PXN               | \$400.00 |         | 1.0   | SM |
| 2                                   | EP    | 15   | Cvr,Front Bumper Up      | Replace PXN               | \$98.00  |         | 0.4   | SM |
| 3                                   | EP    | 426  | Panel,Front Valance      | Replace PXN               | \$39.00  |         | INC   | SM |
| 4                                   | EP    | 152  | Defl,Front Bumper        | Replace PXN               | \$84.00  |         | INC   | SM |
| 5                                   | EP    | 155  | Brace,Front Bumper LT    | Replace PXN               | \$17.00  |         | INC   | SM |
| 6                                   | EP    | 156  | Brace,Front Bumper RT    | Replace PXN               | \$17.00  |         | INC   | SM |
| 7                                   | EP    | 467  | Brace,Front Bumper RT    | Replace PXN               | \$39.00  |         | INC   | SM |
| 8                                   | EP    | 12   | Brkt,Front Bumper Mtg RT | Replace PXN               | \$140.00 |         | 3.6   | SM |
| <b>Front End Panel And Lamps</b>    |       |      |                          |                           |          |         |       |    |
| 9                                   | EP    | 189  | Grille Assembly          | Replace PXN               | \$445.00 |         | 0.2   | SM |
| 10                                  | EP    | 448  | Moulding,Grille RT       | Replace PXN               | \$40.00  |         | INC   | SM |
| 11                                  | N     | 973  | Headlamps Aim            | Additional Labor          |          |         | 0.4   | SM |
| 12                                  | E     | 123  | Brkt,Headlamp Mtg RT     | 15798922 GM Part          | \$26.48  |         | 0.3   | SM |
| 13                                  | PC    | 111  | Lamp,Side Marker RT      | Replace PXN Reconditioned | \$52.00  |         | 0.1   | SM |
| <b>Cooling And Air Conditioning</b> |       |      |                          |                           |          |         |       |    |
| 14                                  | EP    | 668  | Cooler,Trans Aux Oil     | Replace PXN               | \$150.00 |         | 0.9   | ME |
| <b>Front Body And Windshield</b>    |       |      |                          |                           |          |         |       |    |
| 15                                  | I     | 83   | Panel,Hood               | Repair                    |          |         | 0.5*  | SM |
| 16                                  | L     | 83   | 13 Panel,Hood            | Refinish                  |          |         | 4.6   | RF |
|                                     |       |      |                          | 3.3 Surface               |          |         |       |    |
|                                     |       |      |                          | 0.6 Two-stage setup       |          |         |       |    |
|                                     |       |      |                          | 0.7 Two-stage             |          |         |       |    |
| 17                                  | EP    | 104  | Fender,Front RT          | Replace PXN               | \$209.00 |         | 3.7   | SM |
| 18                                  | L     | 104  | Fender,Front RT          | Refinish                  |          |         | 3.8   | RF |
|                                     |       |      |                          | 2.3 Surface               |          |         |       |    |
|                                     |       |      |                          | 1.0 Edge                  |          |         |       |    |
|                                     |       |      |                          | 0.5 Two-stage             |          |         |       |    |
| 19                                  | TE    | 423  | 01 Guard,Fender Mud      | Partial Replace Price     | \$55.00  |         |       | SM |
| 20                                  | ET    | 496  | Guard,Fender Mud RT      | Partial Replace Labor     |          |         | INC   | SM |
| <b>Wheels</b>                       |       |      |                          |                           |          |         |       |    |
| 21                                  | PC    | 1563 | Wheel,Front RT           | Replace PXN Reconditioned | \$191.00 |         | 0.3   | SM |
| <b>Front Suspension</b>             |       |      |                          |                           |          |         |       |    |
| 22                                  | N     | 974  | Suspension Align,Frt     | Additional Labor          |          |         | 1.5   | ME |
| <b>Cab And Components</b>           |       |      |                          |                           |          |         |       |    |
| 23                                  | IT    | 648  | Pillar,Hinge RT          | Partial Repair            |          |         | 2.0*  | SM |
| 24                                  | L     | 648  | Pillar,Hinge RT          | Refinish                  |          |         | 0.5   | RF |
|                                     |       |      |                          | 0.5 Surface               |          |         |       |    |
| 25                                  | I     | 177  | Pnl,Cab Side Outer RT    | Repair                    |          |         | 1.0*  | SM |
| 26                                  | L     | 177  | Pnl,Cab Side Outer RT    | Refinish                  |          |         | 1.2   | RF |
|                                     |       |      |                          | 1.0 Surface               |          |         |       |    |
|                                     |       |      |                          | 0.2 Two-stage             |          |         |       |    |
| 27                                  | E     | 139  | Nameplate,Cab Rear RT    | 15036135 GM Part          | \$32.50  |         | 0.2   | SM |

**Front Doors**



|   |    |     |                          |                 |          |      |     |
|---|----|-----|--------------------------|-----------------|----------|------|-----|
| 28  | EP | 208 | Door Shell,Front RT      | Replace PXN     | \$463.00 | 4.9  | SM  |
| 29  | L  | 208 | Door Shell,Front RT      | Refinish        |          | 3.8  | RF  |
|   |    |     |                          | 2.3 Surface     |          |      |     |
|   |    |     |                          | 1.0 Edge        |          |      |     |
|   |    |     |                          | 0.5 Two-stage   |          |      |     |
| 30  | EP | 252 | Hinge,Body Side Lower RT | Replace PXN     | \$175.00 | 0.2  | SM  |
| 31  | L  | 252 | Hinge,Body Side Lower RT | Refinish        |          | 0.2  | RF  |
|   |    |     |                          | 0.2 Surface     |          |      |     |
| <b>Rear Doors</b>                         |    |     |                          |                 |          |      |     |
| 32  | I  | 288 | Door Shell,Rear RT       | Repair          |          | 4.0* | SM  |
| 33  | L  | 288 | Door Shell,Rear RT       | Refinish        |          | 1.9  | RF  |
|   |    |     |                          | 1.9 Surface     |          |      |     |
|   |    |     |                          | INC Two-stage   |          |      |     |
| <b>Bed</b>                                |    |     |                          |                 |          |      |     |
| 34  | EP | 498 | Panel,Bedside RT         | Replace PXN     | \$896.00 | 9.2  | SM  |
| 35  | L  | 498 | Panel,Bedside RT         | Refinish        |          | 4.5  | RF  |
|   |    |     |                          | 2.6 Surface     |          |      |     |
| 36  | E  |     |                          | Stage           |          |      |     |
| 37  | TE |     |                          | Part            | \$37.13  | 0.2  | SM  |
| 38  | ET |     |                          | e Price         | \$55.00  |      | SM  |
| 39  | RI |     |                          | e Labor         |          | INC  | SM  |
|   |    |     |                          | ly              |          | 2.5  | SM  |
| <b>Rear Bumper</b>                        |    |     |                          |                 |          |      |     |
| 40  | EP |     |                          |                 | \$420.00 | 1.0  | SM  |
| 41  |    |     |                          |                 | INC      |      | SM  |
| <b>Rear Body, La</b>                      |    |     |                          |                 |          |      |     |
| 42  | EP |     |                          |                 | \$122.00 | INC  | SM  |
| <b>Manual Entries</b>                     |    |     |                          |                 |          |      |     |
| 43  | I  | M   |                          |                 | \$2.50*  | 0.2* | ME* |
| 44  | EC | M   |                          | omy             | \$15.00* | 0.4* | RF  |
| 45  | EC | M   |                          | omy             | \$5.00*  |      | RF  |
| 46  | EC | M   |                          | omy             | \$5.00*  |      | SM  |
| 47  | RI |     |                          | y               |          | 1.0* | SM* |
| 48  | EC |     |                          | Replace Economy | \$25.00* |      | SM* |
| 49  | SB |     |                          | Sublet Repair   | \$0.00*  |      | SM* |
| STORAGE >> \$35.00 a day started 2/1/2021 |    |     |                          |                 |          |      |     |
| 49 Items                                  |    |     |                          |                 |          |      |     |

they are charging  
 35/day for storage.

**MC Message**

01 CALL DEALER FOR EXACT PART # / PRICE  
 13 INCLUDES 0.6 HOURS FIRST PANEL TWO-STAGE ALLOWANCE

**Estimate Total & Entries**

|                         |                               |
|-------------------------|-------------------------------|
| OEM Parts               | \$206.11                      |
| Other Parts             | \$4,047.00                    |
| Paint & Materials       | 20.9 Hours @ \$40.00 \$836.00 |
| Parts & Material Total  | \$5,089.11                    |
| Tax on Parts & Material | @ 5.50% \$279.90              |

| Labor            | Rate     | Replace Hrs | Repair Hrs | Total Hrs |            |
|------------------|----------|-------------|------------|-----------|------------|
| Sheet Metal (SM) | \$60.00  | 28.8        | 7.9        | 36.7      | \$2,202.00 |
| Mech/Elec (ME)   | \$101.85 | 0.9         | 1.7        | 2.6       | \$264.81   |

|                |         |          |            |            |            |
|----------------|---------|----------|------------|------------|------------|
| Frame (FR)     | \$60.00 |          |            |            |            |
| Refinish (RF)  | \$60.00 | 20.9     | 20.9       | \$1,254.00 |            |
| <hr/>          |         |          |            |            |            |
| Labor Total    |         |          | 60.2 Hours |            | \$3,720.81 |
| Tax on Labor   |         | @ 5.500% |            | \$204.64   |            |
| Sublet Repairs |         |          |            | \$2.50     |            |
| Tax on Sublet  |         | @ 5.500% |            | \$0.14     |            |
| Towing         |         |          |            | \$250.00   |            |
| Tax On Towing  |         | @ 5.500% |            | \$13.75    |            |
| Gross Total    |         |          |            |            | \$9,560.85 |
| Net Total      |         |          |            |            | \$9,560.85 |

Alternate Parts Y/20/20/00/00/00 Cumulative 20/20/00/00/00 Zip Code: 53076 Default  
 OEM Part Prices DT 02/02/2021 11:25 AM EstimateID 785919861707513856 QuoteID \*\*\*\*  
 Recycled Parts NOT REQUESTED  
 Rate Name Default

Audatex Estimating 8.0.911 Update 5 ES 02/03/2021 11:20 AM REL 8.0.911 Update 5 DT 01/01/2021  
 State Disclosure: Not Selected  
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**2.5 HRS WERE ADDED TO THIS ESTIMATE BASED ON AUDATEX'S TWO-STAGE REFINISH FORMULA.  
 ESTIMATE CALCULATED USING THE 2.5 HOUR MAXIMUM ALLOWANCE FOR TWO-STAGE REFINISH OF NON-FLEX, EXTERIOR SURFACES.**

**Op Codes**

|                            |   |                                |
|----------------------------|---|--------------------------------|
| * = User-Entered Value     | ^ = Labor Matches System Assigned Rates | E = Replace OEM                |
| NG = Replace NAGS          | EC = Replace Economy                    | OE = Replace PXN OE Srpls      |
| UE = Replace OE Surplus    | ET = Partial Replace Labor              | EP = Replace PXN               |
| EU = Replace Recycled      | TE = Partial Replace Price              | PM = Replace PXN Reman/Reblt   |
| UM = Replace Reman/Rebuilt | L = Refinish                            | PC = Replace PXN Reconditioned |
| UC = Replace Reconditioned | TT = Two-Tone                           | SB = Sublet Repair             |
| N = Additional Labor       | BR = Blend Refinish                     | I = Repair                     |
| IT = Partial Repair        | CG = Chipguard                          | RI = R & I Assembly            |
| P = Check                  | AA = Appearance Allowance               | RP = Related Prior Damage      |



**Audatex**

This report contains proprietary information of Audatex and may not be disclosed to any third party (other than the insured, claimant and others on a need to know basis in order to effectuate the claims process) without Audatex's prior written consent.

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