

CITY OF MILWAUKEE

Form CA-43

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April 4, 2003

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

Re: Communication from Wisconsin Mutual Insurance Company
on behalf of Ruby Wiley
C.I. File No. 03-L-41

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, Ruby Wiley, 5805 North 111th Street, Milwaukee, WI 53225, through Wisconsin Mutual Insurance Company, Post Office Box 974, Madison, WI, 53701-0974 allege that on February 8, 2003 she suffered losses due to a sewer backup at her property. They claim damages in the amount of \$5,000.00.

Our investigation reveals that the sewer in question was on a three year cleaning schedule. The last time the sewer was cleaned was on November 1, 2000. Because the sewer was on a regular cleaning schedule and the City of Milwaukee did not have any

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notice of any problems with the sewer, the City cannot be held liable. Accordingly, we recommend that this claim be denied.

Very truly yours,



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MGT:beg
Enclosure
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