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May 16, 2013

Mailed 5-17-13

Mr. Dwight Kuykendall
115 N. 68th Street Apt #12
Milwaukee, WI 53213

RE: C.I. File No. 1029-2013-668
Communication from DWIGHT KUYKENDALL

Dear Mr. Kuykendall:

We have received your claim for the amount of \$500.00 in relation to the tire damage you sustained on January 19, 2013 in the area of North 27th Street and West Kilbourn Avenue.

The Infrastructure Services Division reports from January 19, 2012 to January 31, 2013, asphalt patching occurred on five separate occasions. Potholes along the 900 block of 27th Street were patched on September 5, 2012 and January 31, 2013. On January 31, 2012 potholes were patched along North 27th Street between West Michigan and West State Street. On February 16, 2012, maintenance crews patched potholes along North 27th Street between West St. Paul Avenue and West State Street. On July 12, 2012, potholes were also patched near the intersection of North 27th Street and West Kilbourn Avenue. Call center records show there were two complaints received between January 19, 2012 and January 31, 2013 for the roadway along North 27th Street near West Kilbourn for this time period. These calls were received on July 10, 2012 and September 4, 2012.

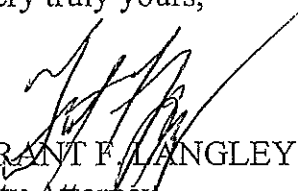
The Infrastructure Services Division had no prior knowledge of a hazard in the roadway along North 27th Street near West Kilbourn Avenue prior to January 19, 2013. When the city is notified of any hazard in the roadway, sidewalk or alley; a crew will be sent to investigate and patch the hazard. Our investigation reveals that this section of the roadway underwent unusually severe and rapid deterioration and despite ongoing temporary patching by maintenance crews, some repairs were

Mr. Dwight Kuykendall
May 16, 2013
Page 2

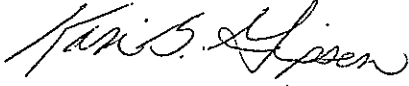
of short duration. In view of the fact that a concerted effort was made to maintain this road, the City of Milwaukee would not be liable for damages. Therefore, we are denying your claim.

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



KARI GIPSON
Investigator Adjuster

KBG:cdr

1029-2013-668/192165