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January 13, 2010

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

Re: Resolution Relating to the Claim of KEWANEE K. ALLEN  
C.I. File No. 08-S-250

Dear Council Members:

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

Claimant, Kewanee K. Allen, 3250 North 45<sup>th</sup> Street, Milwaukee, WI 53216, alleges through her attorney, Weigel, Carlson, Blair & Clemens, S.C., 3732 West Wisconsin Avenue, Suite 300, Milwaukee, WI 53208, that on March 3, 2008, she sustained injuries when she slipped and fell on an icy and snow covered sidewalk located at 3250 North 45<sup>th</sup> Street. They claim damages in the amount of \$174,174.16.

Our investigation reveals that pursuant to Wisconsin Statute § 893.83(1), the accumulation of snow and ice did not exist for the requisite twenty-one days. As such, the City of Milwaukee cannot accept liability. 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  
1029-2008-958:153798