CITY OF MILWAUKEE

GRANT F. LANGLEY

RUDOLPH M. KONRAD Deputy City Attorney

THOMAS E. HAYES PATRICK B. McDONNELL LINDA ULISS BURKE special Deputy City Attorneys



OFFICE OF CITY ATTORNEY

800 CITY HALL 200 EAST WELLS STREET MILWAUKEE, WISCONSIN 53202-3551 TELEPHONE (414) 286-2601 TDD 286-2025 FAX (414) 286-8550

December 17, 2002

Afni Insurance Services Attn: Bob Barnard Post Office Box 3068 Bloomington, IL 61702

RE:

C.I. File No:

02-V-173

Your File No: 173778

Claim No:

0970236215

Insured:

Michelle Mahlik

Dear Mr. Barnard:

This office is in receipt of your claim in the amount of \$4,371.03, relating to your subrogation interest and the interest of your insured arising from an August 27, 2002 loss in which your insured's vehicle collided with a City vehicle near East Kenwood and North Maryland.

Our investigation reveals that the Wisconsin Motor Vehicle Accident Report and the Fleet Accident Report completed as a result of this accident notes that the City vehicle was travelling west. Your insured pulled out into traffic from the curb area and made contact with the City vehicle. Your insured failed to yield the right-of-way. The liability for this accident is upon your insured, and as such, the City cannot accept liability for the loss. Accordingly, we are denying your claim.

BEVERLY A. TEMPLE THOMAS O. GARTNER BRUCE D. SCHRIMPI ROXANE L. CRAWFORD SUSAN D. BICKERT HAZEL MOSLEY SUSAN D. BICKERT
HAZEL MOSLEY
HARRY A. STEIN
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
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MICHAEL G. TOBIN
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EDWARD M. EHRLICH
LEONARD A. TOKUS
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLE G. O'SULLIVAN-CROWLEY

Assistant City Attorneys

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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,

GRANTAL LANGLEY
City Attorney

steven m. Carini

STEVEN M. CARINI Investigator/Adjuster

SMC:beg 1030-2002-3723:61556