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April 17, 2006

Ronald Leonhardt,
City Milwaukee Clerk
200 East Well Street
Milwaukee, Wisconsin 53202

RONALD O. LEONHARDT
CITY CLERK

2006 APR 19 PM 1:12

CITY OF MILWAUKEE

RE: Our Client: Natika Baker
Date of Injury: September 15 or 19, 2005

Dear Mr. Leonhardt:

Enclosed you will find a Notice of Claim for injuries sustained by our client.

By copy of this letter this Notice of Claim is also being served on the people identified below.

Very truly yours,

KMIEC LAW OFFICES


Steven G. Kmiec

SGK/wpd
Enclosure

cc: Mark Ryan, Milwaukee County Clerk
901 North Ninth Street
Milwaukee, Wisconsin 53233;

William Wentlandt, City of Milwaukee Fire Chief;
711 West Wells Street
Milwaukee, Wisconsin 53233; and

Todd Dichau, Sheriff's Sargent
821 West State Street
Milwaukee, Wisconsin 53233

MUNICIPAL NOTICE OF CLAIM/NOTICE OF INJURY

TO: Ronald Leonhardt, City Milwaukee Clerk
200 East Well Street
Milwaukee, Wisconsin 53202;

Mark Ryan, Milwaukee County Clerk
901 North Ninth Street
Milwaukee, Wisconsin 53233;

William Wentlandt, City of Milwaukee Fire Chief;
711 West Wells Street
Milwaukee, Wisconsin 53233; and

Todd Dichau, Sheriff's Sargent
Communications Division
821 West State Street
Milwaukee, Wisconsin 53233

NAME AND ADDRESS OF CLAIMANT

Natika Baker
3238 N. 40th Street
Milwaukee, WI 53216

CIRCUMSTANCES OF THE CLAIM

On September 15 or 19, 2005, Natika Baker was suffering from a severe asthma attack. Her roommate, Rowena Ginlack called 911 emergency and informed the operator that an ambulance was needed because Ms. Baker could not breathe.

Squad 13 was dispatched to the above address. At this time, it is unknown whether Squad 13 was an Advanced Life Support unit or a Basic Life Support unit. An Advance Life Support unit should have been dispatched given the complaint of breathing difficulties.

After the squad arrived at the above address, the emergency medical technicians (EMTs) met Ms. Baker and Ms. Ginlack on the porch. Ms. Ginlack requested that the EMT's provide oxygen to Ms. Baker, but the EMT's refused indicating that their procedure was to provide breathing treatment.

Apparently, the Squad was not properly equipped with the equipment to provide respiratory assistance as the EMT's were searching the squad for a respiratory breathing bag but could not locate one. Ms. Baker passed out on the porch and she was carried down to the ambulance by the EMTs. A fire truck was

dispatched from the Milwaukee Fire Department which had a respiratory breathing bag.

The EMT's of squad 13 transported an unconscious Ms. Baker to St. Joseph's emergency room. They had her registered as a Jane Doe and apparently falsified the medical record by indicating that they found her in an alley.

Ms. Baker was originally diagnosed as being brain dead. Fortunately, after a lengthy stay in the ICU, Ms. Baker did make a recovery. Unfortunately, she has suffered from extreme brain damage, memory problems, parathesia in the right upper extremity and tremors. She underwent extensive rehabilitation to re-learn motor activities.

ITEMIZATION OF RELIEF SOUGHT

The actual value of the claim vastly exceeds the statutory cap under §893.80, Wis. Stat., of \$50,000.00. The itemization of damages are as follows:

Medical Expenses:	\$ 175,000.00
Loss of Earnings:	\$ 850,000.00
Pain, Suffering & Disability:	\$6,000,000.00

However, given the statutory cap, Ms. Baker seeks the \$50,000.00 limits.

Dated this 17th day of April, 2005.

KMIEC LAW OFFICES

By: 

Steven G. Kmiec
Attorney for
State Bar #01019277

P.O. ADDRESS:

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