

RECEIVED

FEB 23 2016

OFFICE OF
CITY ATTORNEY

February 7, 2016

Dear Mr. Owczarski,

I am writing to you to request a hearing in regard to the damage that was caused to my vehicle on Saturday October 24, 2015. Attached you will find a copy of my letter sent to the Officer of the City Clerk dated November 20, 2015 and photos taken at the site of the uncapped manhole on October 24. I have attached the bill from Wilde Toyota that I paid to have my tire fixed. There is also a signed statement from the gentleman that witnessed the uncapped manhole and helped me replace it so that other cars would not be damaged.

Also attached is a copy of the letter I received from the Office of the City Attorney, Mr. Grant Langley. This letter was also signed by Investigator Adjuster Kari Gipson who I spoke with and instructed me to write to you to request a hearing.

Thank you for your attention to this matter.

Doug Dralle



7933 W Clarke Street

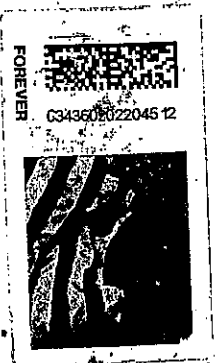
Wauwatosa WI 53213

Attachments

CITY OF MILWAUKEE
2016 FEB 18 PM 3:01
CITY CLERK'S OFFICE

PERRIE S. DRALLE
7933 W. CLARKE STREET
WAUWATOSA WI. 53213
(414)302-1758
WWW.MARYKAY.COM/PDRALLE

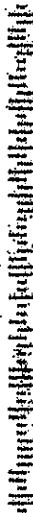
MILWAUKEE
WI 532
16 FEB 16
PM 3:1



Debbie

Milwaukee City Clerk
Mr. Jim Duczynski
200 East Wells Street Room 205
Milwaukee WI 53202

53202359155



Mailed 11/23.

November 20, 2015

To: the Officer of the City Clerk

Re: Damage to my property due to an uncapped manhole left unmarked

On the morning of Saturday, October 24 at approximately 10am, I was traveling north on 77th street between Burleigh and Auer and ran over an uncapped manhole. The manhole cover was left on the side of the road and there were no cones or markings to designate that this was an opening in the street.

The damage to my truck tire and wheel is photographed here. I am seeking monetary relief in the amount of: \$492.75 to cover the cost of repair.

I have attached the repair bill to this claim.

If you have further questions or need further information, please contact me, Douglas Dralle, at (414)698-5539. My email address is dougdpt@gmail.com.

Thank you for your assistance,

Doug Dralle
7933 W Clarke Street
Wauwatosa, WI 53213

Attachments (3)

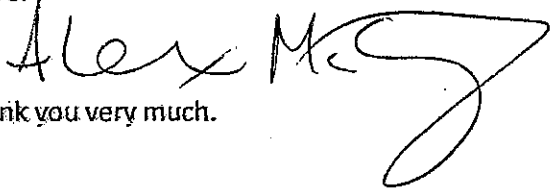
Amended 2/13/2016

The street that the man hole cover was
left uncapped or unmarked was 79th Street
not 77th Street.
Thankyou!

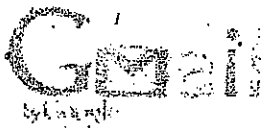
February 13, 2016

Dear Mr. Owczarski,

I witnessed that on Saturday October 24, 2015 a manhole cover was uncapped and on the side of the road. I heard a loud bang and came out of my house. I helped return the manhole cover from the side of the road and put it back. I then helped Doug Dralle change his damaged tire and rim and put on his spare.

A handwritten signature in black ink, appearing to read "Alex McG". The signature is written in a cursive style with a large, sweeping flourish at the end.

Thank you very much.



Perrie Dralle <mkperrie@gmail.com>

Claim

2 messages

Doug Dralle <dougdpt@gmail.com>
To: Perrie <mkperrie@gmail.com>

Sat, Nov 21, 2015 at 4:47 PM

Sent from my iPhone



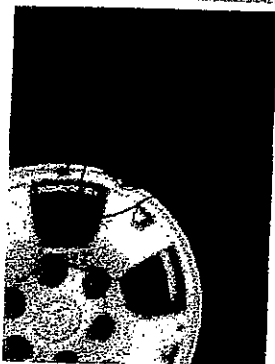
IMG_0796.JPG
40K

*— car on
stateway
road*

Doug Dralle <dougdpt@gmail.com>
To: Perrie <mkperrie@gmail.com>

Sat, Nov 21, 2015 at 4:48 PM

Sent from my iPhone



IMG_0801.JPG
27K

— damage



man hole uncovered - no cones etc.

WILDE TOYOTA, INC
3225 S. 108TH ST
WEST ALLIS, WI 53227

WILDE

TOYOTA SCION

3225 S. 108th Street • West Allis, WI 53227
(414) 545-8010 • Fax (414) 546-5422
www.wildeauto.com

PARTS DIRECT
(800) 452-4255 • (414) 545-4350
(415) 545-5465 (Fax)
www.wildetoyota.com

10/27/2015 14:02:48

CREDIT CARD
VISA SALE

CARD # XXXXXXXXXXXX9074
INVOICE 0027
SEQ #: 0027
Batch #: 000130
Approval Code: 070215
Entry Method: Swiped
Mode: Online

SALE AMOUNT \$492.75



OCS232539

CELL: 698-5539

ADVISOR JOSEPH TSAI	2799	TAG NO. 8856	INVOICE DATE 10/27/15	INVOICE NO. TCS232539
LABOR RATE	LICENSE NO. G32536	MILEAGE 82,494	COLOR MAGNETIC GRAY	STOCK NO. T29658
YEAR / MAKE / MODEL 10/TOYOTA/TACOMA 4X4/4WD V6 DBL CAB	DELIVERY DATE 08/17/10	DELIVERY MILES 5		
VEHICLE I.D. NO. 3 T M L U 4 E N 3 A M 0 5 4 7 6 1	SELLING DEALER NO.	PRODUCTION DATE		
R.T.E. NO.	P.O. NO.	R.O. DATE 10/27/15		
SS PHONE -548-1439	COMMENTS E# 081710	MO: 82495		

TIRES: 245/75R16 AT20 WHEEL AND 2457516 AT20 WHEEL 470.00

MOUNT AND BALANCE NEW TIRE AND RIM, INSTALLED ON R/R AND
INSTALL SPARE TIRE BACK UP
COMPLETED

PARTS	QTY	FP	NUMBER	DESCRIPTION	UNIT	PRICE	
JOB # 1	1		42611-AD031	WHEEL, DISC		295.47	295.47
JOB # 1	1		DT001-05537-DU	245/75R16 109S		117.15	117.15
			245-75-16 DUNLP GRANTREK				
JOB # 1 TOTAL PARTS						412.62	
JOB # 1 TOTAL LABOR & PARTS						462.62	

MISC	CODE	DESCRIPTION	CONTROL NO	
JOB # A	MH	HAZARDOUS WASTE REMOVAL/SHOP SUPP		4.00
TOTAL - MISC				4.00

ESTIMATE
CUSTOMER HEREBY ACKNOWLEDGES RECEIVING
ORIGINAL ESTIMATE OF \$470.00 (+TAX)

COMMENTS
SPEC ORDER TIRE AND WHEEL

TOTALS		
OUR GOAL AT WILDE TOYOTA / SCION IS TO PROVIDE (TRULY EXCEPTIONAL SERVICE) IF FOR REASON WE DID NOT MEET OR EXCEED YOUR EXPECTATIONS PLEASE CONTACT BILL HANEY 414-329-6038 OR JEFF COX 414-329-6039 TO DISCUSS ANY CONCERNS SO WE CAN MAKE CHANGES TO IMPROVE OUR PROCESS. THANK YOU !! WE EXPANDED OUR HOURS MONDAY - FRIDAY 7:00 A.M. - 9:00 P.M. OR VISIT US ON LINE @ wildetoyota.com	TOTAL LABOR....	50.00
	TOTAL PARTS....	412.62
	TOTAL SUBLET...	0.00
	TOTAL G.O.G....	0.00
	TOTAL MISC CHG.	4.00
	TOTAL MISC DISC	0.00
	TOTAL TAX.....	26.13

TOTAL INVOICE \$ 492.75

PAID DATE: // CUSTOMER PAY = \$ *
EXT WARR PAY = \$ *
EXT WARR CTRL # = *
CHECK # *
MC [] VISA [] *
AM [] DISCOVER [] *
CASH [] *

**SERVICE & PARTS
DEPARTMENT HOURS**
Monday - Friday
7:00 AM - 9:00 PM
Saturday
7:00 AM - 5:00 PM

**SALES
DEPARTMENT HOURS**
Monday - Friday
9:00 AM - 9:00 PM
Saturday
9:00 AM - 5:00 PM

WARRANTY DISCLAIMER: ALL PARTS AND ACCESSORIES ARE SOLD AND ALL REPAIRS ARE PROVIDED BY THE DEALERSHIP AS-IS. THE DEALERSHIP HEREBY EXPRESSLY DISCLAIMS ALL WARRANTIES, EXPRESS AND IMPLIED, INCLUDING ANY IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE, AND NEITHER ASSUMES NOR AUTHORIZES ANY OTHER PERSON TO ASSUME FOR IT ANY LIABILITY IN CONNECTION WITH THE SALE OF PARTS OR PRODUCTS OR THE REPAIR. THE ONLY WARRANTIES ON PARTS AND ACCESSORIES OR REPAIRS ARE THOSE WHICH MAY BE OFFERED BY THE MANUFACTURER OR THE ORIGINAL PARTS DISTRIBUTOR AND ONLY SUCH MANUFACTURER OR DISTRIBUTOR SHALL BE LIABLE FOR PERFORMANCE UNDER SUCH WARRANTIES. CUSTOMER SHALL NOT BE ENTITLED TO RECOVER FROM THE DEALERSHIP ANY CONSEQUENTIAL DAMAGES, DAMAGES TO PROPERTY, DAMAGES FOR LOSS OF USE, LOSS OF TIME, LOSS OF PROFIT OR INCOME, OR ANY OTHER INCIDENTAL DAMAGES.

By signing below, you acknowledge that you were notified of and authorized the Dealership to perform the services/repairs itemized in this invoice and that you received (or had the opportunity to inspect) any replaced parts as requested by you. The vehicle is being returned to you in exchange for your payment of the Amount Due.

DATE CUSTOMER SIGNATURE
DATE AUTHORIZED DEALERSHIP REPRESENTATIVE SIGNATURE

*SHOP SUPPLY COSTS: We have added a charge equal to 8% of the total cost of labor and parts, not to exceed \$25.00, to the Repair Order for shop supplies used in connection with this repair.

ALL PARTS ARE NEW UNLESS OTHERWISE INDICATED.

Motor vehicle repair practices are regulated by chapter ATCP 132, Wis. Adm. Code, administered by the Bureau of Consumer Protection, Wisconsin Dept. of Agriculture, Trade and Consumer Protection, P.O. Box 8911, Madison, Wisconsin 53708-8911.

CC607510 Q (09/11)

The Reynolds and Reynolds Company ERAALZRNVE

CUSTOMER SIGNATURE

November 20, 2015

To: the Officer of the City Clerk

Re: Damage to my property due to an uncapped manhole left unmarked

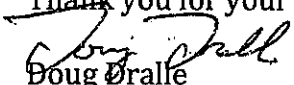
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The damage to my truck tire and wheel is photographed here. I am seeking monetary relief in the amount of: \$492.75 to cover the cost of repair.

I have attached the repair bill to this claim.

If you have further questions or need further information, please contact me, Douglas Dralle, at (414)698-5539. My email address is dougdpt@gmail.com.

Thank you for your assistance,


Doug Dralle
7933 W Clarke Street
Wauwatosa, WI 53213

Attachments (3)

RECEIVED
DEC 2 - 2015
OFFICE OF
CITY ATTORNEY

CITY OF MILWAUKEE
2015 NOV 30 P 2:52
CITY CLERK'S OFFICE



man hole uncovered - no cones etc.

RECEIVED

DEC 2 - 2010

OFFICE OF
CITY ATTORNEY



Perrie Dralle <mkperrie@gmail.com>

Claim

2 messages

Doug Dralle <dougdpt@gmail.com>
To: Perrie <mkperrie@gmail.com>

Sat, Nov 21, 2015 at 4:47 PM

Sent from my iPhone



IMG_0796.JPG
40K

*— car on
side of
road*

RECEIVED

DEC 2 - 2015

OFFICE OF
CITY ATTORNEY

Doug Dralle <dougdpt@gmail.com>
To: Perrie <mkperrie@gmail.com>

Sat, Nov 21, 2015 at 4:48 PM

Sent from my iPhone



IMG_0801.JPG
27K

— damage

WILDE-TOYOTA, INC
3225 S. 108TH ST
WEST ALLIS, WI 53227

WILDE

TOYOTA SCION

3225 S. 108th Street • West Allis, WI 53227
(414) 545-8010 • Fax (414) 546-5422
www.wildeauto.com

PARTS DIRECT
(800) 452-4255 • (414) 545-4350
(415) 545-5465 (Fax)
www.wildetoyota.com

RECEIVE

DEC 2 - 20

OFFICE OF
CITY ATTORNEY

10/27/2015 14:02:48

CREDIT CARD
VISA SALE

CARD # XXXXXXXXXXXXXXX9074
INVOICE # 0027
REQ #: 0027
Batch #: 000130
Approval Code: 070215
Entry Method: Swiped
Mode: Online

SALE AMOUNT \$492.75



QCS232539

CELL: 698-5539

ADVISOR JOSEPH TSAI	2799	TAG NO. 8856	INVOICE DATE 10/27/15	INVOICE NO. TOCS232539
LABOR RATE	LICENSE NO. G32536	MILEAGE 82,494	COLOR MAGNETIC GRAY	STOCK NO. T29658
YEAR / MAKE / MODEL 10/TOYOTA/TACOMA 4X4/4WD V6 DBL CAB			DELIVERY DATE 08/17/10	DELIVERY MILES 5
VEHICLE I.D. NO. 3 T M L U 4 E N 3 A M 0 5 4 7 6 1			SELLING DEALER NO.	PRODUCTION DATE
F.T.E. NO.		P.O. NO.	R.O. DATE 10/27/15	
IS PHONE 548-1439	COMMENTS E# 081710			MO: 82495

TIRES: TECH(S): 2539 50.00
WHEEL AND 2457516 AT20 WHEEL 470.00

MOUNT AND BALANCE NEW TIRE AND RIM, INSTALLED ON R/R AND
INSTALL SPARE TIRE BACK UP
COMPLETED

PARTS	QTY	FP	NUMBER	DESCRIPTION	UNIT	PRICE
JOB # 1	1		42611-AD031	WHEEL, DISC		295.47
JOB # 1	1		DT001-05537-DU	245/75R16 109S		117.15
			245-75-16 DUNLP	GRANTREK		
JOB # 1 TOTAL PARTS						412.62
JOB # 1 TOTAL LABOR & PARTS						462.62
MISC	CODE	DESCRIPTION			CONTROL NO	
JOB # A	MH	HAZARDOUS WASTE REMOVAL/SHOP SUPP				4.00
TOTAL - MISC						4.00

ESTIMATE
CUSTOMER HEREBY ACKNOWLEDGES RECEIVING
ORIGINAL ESTIMATE OF \$470.00 (+TAX)
COMMENTS
SPEC ORDER TIRE AND WHEEL

TOTALS
OUR GOAL AT WILDE TOYOTA / SCION IS TO PROVIDE
(TRULY EXCEPTIONAL SERVICE) IF FOR REASON WE DID NOT
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414-329-6038 OR JEFF COX 414-329-6039 TO DISCUSS ANY
CONCERNS SO WE CAN MAKE CHANGES TO IMPROVE OUR PROCESS.
THANK YOU !! WE EXPANDED OUR HOURS MONDAY - FRIDAY 7:00 A.M.
- 9:00 P.M. OR VISIT US ON LINE @ wildetoyota.com

TOTAL LABOR....	50.00
TOTAL PARTS....	412.62
TOTAL SUBLET...	0.00
TOTAL G.O.G....	0.00
TOTAL MISC CHG.	4.00
TOTAL MISC DISC	0.00
TOTAL TAX.....	26.13

TOTAL INVOICE \$ 492.75

PAID DATE: // CUSTOMER PAY = \$
EXT WARR PAY = \$
EXT WARR CTRL # =
CHECK # [] VISA []
MC [] DISCOVER []
AM []
CASH []

**SERVICE & PARTS
DEPARTMENT HOURS**
Monday - Friday
7:00 AM - 9:00 PM
Saturday
7:00 AM - 5:00 PM

**SALES
DEPARTMENT HOURS**
Monday - Friday
9:00 AM - 9:00 PM
Saturday
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DATE CUSTOMER SIGNATURE
DATE AUTHORIZED DEALERSHIP REPRESENTATIVE SIGNATURE

*SHOP SUPPLY COSTS: We have added a charge equal to 8% of the total cost of labor and parts, not to exceed \$25.00, to the Repair Order for shop supplies used in connection with this repair.

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CUSTOMER SIGNATURE

WILDE

TOYOTA SCION

3225 S. 108th Street • West Allis, WI 53227
 (414) 545-8010 • Fax (414) 546-5422
 www.wildeauto.com

PARTS DIRECT
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 (415) 545-5465 (Fax)
 www.wildetoyota.com

RECEIVED

DEC 2 - 2015

OFFICE OF
 CITY ATTORNEY

CELL: 698-5539



0101TTOCS232539

CUSTOMER NO. 74210	ADVISOR JOSEPH TSAI	2799	TAG NO. 8856	INVOICE DATE 10/27/15	INVOICE NO. T0CS232539
DOUGLAS C DRALLE 7933 W CLARKE ST WAUWATOSA, WI 53213-1146 dougdp@gmail.com	LABOR RATE	LICENSE NO. G32536	MILEAGE 82,494	COLOR MAGNETIC GRAY	STOCK NO. T29658
	YEAR / MAKE / MODEL 10/TOYOTA/TACOMA 4X4/4WD V6 DBL CAB	VEHICLE I.D. NO. 3 T M L U 4 E N 3 A M 0 5 4 7 6 1	DELIVERY DATE 08/17/10	DELIVERY MILES 5	PRODUCTION DATE
	F.T.E. NO.	P.O. NO.	SELLING DEALER NO.	R.O. DATE 10/27/15	
	RESIDENCE PHONE 414-302-1758	BUSINESS PHONE 414-548-1439	COMMENTS E# 081710		

MO: 82495

LABOR & PARTS		TECH(S): 2539		50.00
CUST REQUESTS NEW WHEEL AND 2457516 AT20 WHEEL 470.00				
TIRE 148.00				
MOUNT AND BALANCE NEW TIRE AND RIM, INSTALLED ON R/R AND				
INSTALL SPARE TIRE BACK UP COMPLETED				
PARTS	QTY	FP-NUMBER	DESCRIPTION	UNIT PRICE
JOB # 1	1	42611-AD031	WHEEL, DISC	295.47
JOB # 1	1	DT001-05537-DU	245/75R16 109S	117.15
		245-75-16 DUNLP GRANTREK		
JOB # 1 TOTAL PARTS				412.62
JOB # 1 TOTAL LABOR & PARTS				462.62

SERVICE & PARTS DEPARTMENT HOURS
Monday - Friday 7:00 AM - 9:00 PM
Saturday 7:00 AM - 5:00 PM
SALES DEPARTMENT HOURS
Monday - Friday 9:00 AM - 9:00 PM
Saturday 9:00 AM - 5:00 PM

MISC	CODE	DESCRIPTION	CONTROL NO	
JOB # A		MH HAZARDOUS WASTE REMOVAL/SHOP SUPP		4.00
TOTAL - MISC				4.00

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ESTIMATE
 CUSTOMER HEREBY ACKNOWLEDGES RECEIVING ORIGINAL ESTIMATE OF \$470.00 (+TAX)

COMMENTS
 SPEC ORDER TIRE AND WHEEL

OUR GOAL AT WILDE TOYOTA / SCION IS TO PROVIDE (TRULY EXCEPTIONAL SERVICE) IF FOR REASON WE DID NOT MEET OR EXCEED YOUR EXPECTATIONS PLEASE CONTACT BILL HANEY 414-329-6038 OR JEFF COX 414-329-6039 TO DISCUSS ANY CONCERNS SO WE CAN MAKE CHANGES TO IMPROVE OUR PROCESS. THANK YOU !! WE EXPANDED OUR HOURS MONDAY - FRIDAY 7:00 A.M. - 9:00 P.M. OR VISIT US ON LINE @ wildetoyota.com	TOTAL LABOR....	50.00
	TOTAL PARTS....	412.62
	TOTAL SUBLET....	0.00
	TOTAL G.O.G....	0.00
	TOTAL MISC CHG.	4.00
	TOTAL MISC DISC	0.00
	TOTAL TAX.....	26.13

TOTAL INVOICE \$ 492.75

PAID DATE: // CUSTOMER PAY = \$ *
 EXT WARR PAY = \$ *
 EXT WARR CTRL # = *
 CHECK # *
 MC [] VISA [] *
 AM [] DISCOVER [] *
 CASH [] *

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CUSTOMER SIGNATURE

DATE CUSTOMER SIGNATURE
 DATE AUTHORIZED DEALERSHIP REPRESENTATIVE SIGNATURE

*SHOP SUPPLY COSTS: We have added a charge equal to 8% of the total cost of labor and parts, not to exceed \$25.00, to the Repair Order for shop supplies used in connection with this repair.

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OFFICE OF THE CITY CLERK
Milwaukee, Wisconsin

INSTRUCTIONS FOR FILING A CLAIM AGAINST THE CITY OF MILWAUKEE

To file a claim against the City a claimant must comply with Section 893.80(1), Wis. Stats., a copy of which is printed at the bottom of this instruction sheet. Generally the statute requires the claimant to submit to the City Clerk:

1. A document stating the circumstances of the claim which must be signed by the claimant, or his/her agent or attorney. This document should be filed within 120 days of the event.
2. A document stating the address of the claimant and a statement of the relief sought. If money damages are sought, a specific sum must be stated.

(The above information may be combined in a single document.)

The following information should also be submitted to allow the City to promptly act on your claim:

1. Proof of the amount of the claim by means of either itemized receipts or two itemized estimates.
2. A phone number where the claimant can be reached during business hours as well as the claimant's e-mail address, if any.
3. As detailed a description of the incident as possible, including the date, time and place.

All information should be submitted to:

City Clerk
ATTN: CLAIMS
200 E. Wells St., Room 205
Milwaukee, WI 53202-3567

ADDITIONAL INFORMATION

Before you can file a lawsuit against the City of Milwaukee for reimbursement, State law requires that you first follow the claim procedures established by the City Clerk.

Filing a claim against the City does not automatically guarantee reimbursement from the City. However, the City examines each claim on an individual basis in determining if reimbursement is legally required.

In order to obtain reimbursement for a claim against the City, you must prove that the City or its employees acted unlawfully or negligently.

Only the City Attorney or the Common Council and the Mayor can authorize payment of a claim against the City. Any other representations made by City employees are not legally binding on the City.

893.80 Claims against governmental bodies or officers, agents or employees; notice of injury; limitation of damages and suits. (1) Except as provided in subs. (1g), (1m), (1p) and (8), no action may be brought or maintained against any volunteer fire company organized under ch. 213, political corporation, governmental subdivision or agency thereof nor against any officer, official, agent or employee of the corporation, subdivision or agency for acts done in their official capacity or in the course of their agency or employment upon a claim or cause of action unless:

(a) Within 120 days after the happening of the event giving rise to the claim, written notice of the circumstances of the claim signed by the party, agent or attorney is served on the volunteer fire company, political corporation, governmental subdivision or agency and on the officer, official, agent or employee under s. 801.11. Failure to give the requisite notice shall not bar action on the claim if the fire company, corporation, subdivision or agency had actual notice of the claim and the claimant shows to the satisfaction of the court that the delay or failure to give the requisite notice has not been prejudicial to the defendant fire company, corporation, subdivision or agency or to the defendant officer, official, agent or employee; and

(b) A claim containing the address of the claimant and an itemized statement of the relief sought is presented to the appropriate clerk or person who performs the duties of a clerk or secretary for the defendant fire company, corporation, subdivision or agency and the claim is disallowed.