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November 21, 2011

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

Re: Resolution Relating to the Claim of Barbara Freundl
C.I. File No.: 11-L-72

Dear Council Members:

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

Claimant, Barbara Freundl, 5324 West Beloit Road, West Milwaukee, WI 53214, on behalf of herself and the Estate of Ellen Freundl alleges that on/about May 13, 2011 the Milwaukee Fire Department (MFD) failed to follow fire search protocols because they did not locate Ellen Freundl whom perished in the fire. Barbara Freundl seeks damages in the amount of \$300,000.00.

Our investigation reveals the MFD responded to a fire in the residence located at 1122 East Center Street. The MFD utilized its department's protocol in handling this incident. Since the MFD followed its normal procedures in this matter, the City cannot accept responsibility and we recommend denial of this claim.

Very truly yours,

GRANT F. LANGLEY
City Attorney

JAN A. SMOKOWICZ
Assistant City Attorney

JAS:ms
Enclosure
1061-2011-2371:175738