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July 2, 2019

Dr. Edward Anhalt
140 W. Blackhawk Road
Fox Point, WI 53217

*Mailed
7/9/19*

RE: C.I. File No. 1029-2019-930
Communication from Edward Anhalt

Dear Dr. Anhalt:

We are in receipt of your claim for damages to your 2013 Lexus ES350 in the amount of \$257.61 which resulted from striking a pothole in the vicinity of 100-300 blocks of West Locust Street on May 1, 2019.

Wisconsin municipalities have discretionary immunity from liability for any damages that is due to a defect in a sidewalk or street. The City takes any report of defective streets or sidewalk seriously and upon notice of defect, the Department of Public Works sends a crew to investigate and or patch, repair, or barricade the hazard. Under discretionary immunity, the City is generally not liable for damages.

The Infrastructure Services Division (ISD) conducted and concluded their investigation into this matter by reviewing their records along with the records of the Department of Public Works Call Center relative to this incident.

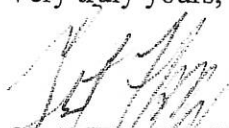
Their investigation revealed that we had prior knowledge of a hazard, and it was patched in a timely fashion. ISD following their normal procedures and acting within its discretion in the repair of the pothole, coupled with the City's discretionary immunity, the City is not liable for your damages. As such, we are denying your claim for damages to your vehicle from the May 1, 2019 incident.

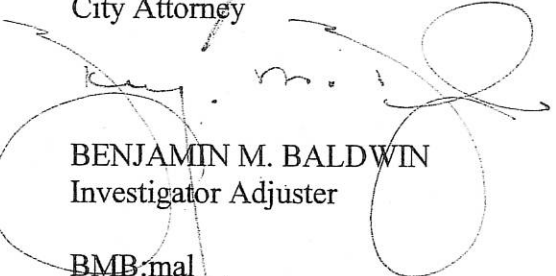
If you wish to appeal this decision, you may do so by sending a written statement requesting a hearing within 21 days of the postmarked date of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202. Please



include a photocopy of this letter's envelope, showing the postmark, and retain the original in the event further proof is needed.

Very truly yours,


GRANT F. LANGLEY
City Attorney


BENJAMIN M. BALDWIN
Investigator Adjuster

BMB:mal
1029-2019-930:260653

