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June 16, 2010

American Family Insurance
Attn: Kevin Carnell, Casualty Claims Desk Adjuster
6000 American Parkway
Madison, WI 53783-0001

RE: Our File No.: 10-V-75
Your Insured: Tyrone Dorthy, II
Your Claim No.: 00-651-492974-1230

Dear Mr. Carnell:

We have received your claim in the amount of \$7,509.03 relating to your interest and those of your insured arising from a January 1, 2010 incident in which your insured struck a City of Milwaukee end loader at North Broadway and East Wells Street.

Our investigation reveals that the Department of Public Works was engaged in a snow removal operation when this incident occurred. The accident report notes the City personnel on scene noted your insured was travelling at a high rate of speed and struck the end loader. Our office also spoke with the driver of the front-end loader, he noted the vehicle had all of its warning devices and lights activated. The City dump truck employed in this operation had its warning devices and lights on as well. Since the primary liability rests with your insured for this accident, the City cannot accept liability and we are denying your claim.

OFFICE OF THE CITY ATTORNEY

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American Family Insurance

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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,



GRANT H. LANGLEY
City Attorney



ROBERT OVERHOLT
Investigator Adjuster

RMO:ms
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