

LAW OFFICES
MICHAEL W. TOBIN

S.C.

9135 WEST LISBON AVENUE
MILWAUKEE, WISCONSIN 53222

(414) 464-4147

FAX (414) 464-2783

MICHAEL W. TOBIN
DOUGLAS J. REBHOLZ

CITY OF MILWAUKEE

2003 MAY 13 PM 3: 27

RONALD D. LEONHARDT
CITY CLERK

May 6, 2003

Milwaukee City Clerk
200 E. Wells Street, Room 205
Milwaukee, WI 53202

RE: C.I. File No. 03-S-129

Dear Clerk:

A hearing is requested to appeal the decision by the office of the City Attorney in the above noted case.

Sincerely,



Douglas J. Rebholz

DJR/dr

cc: James R. Koenig

CITY OF MILWAUKEE
RECEIVED
OFFICE OF
CITY ATTORNEY
03 MAY 16 PM 1: 06

CITY OF MILWAUKEE
RECEIVED
OFFICE OF
CITY ATTORNEY
03 MAY 14 AM 11: 22

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March 10, 2003

Milwaukee Water Works
Lincoln Distribution
3801 W. Lincoln Avenue
Milwaukee, WI 53215

Milwaukee City Clerk
ATT: Claims
200 E. Wells, Room 205
Milwaukee, WI 53202

RE: Work Order at 2429 S. 6th Street

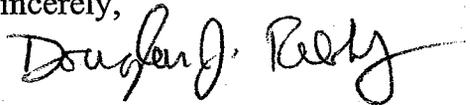
Dear Sir or Madam:

I have been asked by my client, James R. Koenig, owner of the above noted property, to contact your office regarding a work order issued by your office on February 21, 2003.

As a result of a basement water leak at that location, Inspector Tony Brzozowski visited the property and ordered my client to immediately repair what he identified as a leak on the water service between the curb stop and the water meter (Work Order attached). This assessment was made on the basis of a visual inspection alone, i.e. without the use of any testing equipment. Mr. Koenig responded immediately to the order by engaging Gene A. Wagner Plumbing Co., Inc. to "correct" the problem (Wagner invoice attached). Their inspection of the water service between the curb stop and meter revealed no leak. Rather, a leak was found in the building unrelated to city water lines.

Kindly contact my office regarding Mr. Koenig's claim for reimbursement for the unnecessary work ordered by the Inspector.

Sincerely,



Douglas J. Rebholz

DJR/dr

03 MAR 13 PM 3 25
CITY CLERK
RONALD D. LEGNIAARDT
2003 MAR 12 PM 4:12
CITY OF MILWAUKEE

Gene A. Wagner Plumbing Co., Inc.
2017 So. 60th St
Milwaukee, WI 53219
414-541-9217
FAX 414-541-9486
Master Plumber #222399

Date: February 26, 2003

Job #: 44733

Name: James Koenig

N51 W27538 Lettie Lane

Pewaukee, WI 53072

Job Address: 2429 So. 6th St.

Description of Work: Water Service Repair at Curb Stop Only.

Excavation Permit	126.00
Sidewalk Replacement Permit	137.00
Backhoe	275.00
Dump Truck	275.00
Stone	110.25
Temporary Asphalt	60.00
Dump Ticket	50.00
Barricades 2 Days	30.28
1 - 3/4 Brass plug	2.75
1 1/2 Yards concrete for sidewalk (To be done in Spring of 2003)	265.00
2/21/03, Labor 3 men at regular time 7 Hours @86.00	602.00
2/21/03, Labor 3 men at overtime 7 1/2 @112.50	843.75
Labor in spring, remove temporary asphalt, Forms for concrete sidewalk and pour sidewalk Labor 6 Hours @86.00	516.00

	3,293.03
TAX	9.69

TOTAL	\$3,302.72

Balance Now Due: \$3,302.72

MILWAUKEE WATER WORKS
DISTRIBUTION DIVISION

Form W-182 Rev. 7/93

TO THE OWNER OR OCCUPANT OF PREMISES AT: 21429 S. 6 ST.

THE MILWAUKEE WATER WORKS INVESTIGATED A REPORT OF A WATER LEAK AT THE ABOVE ADDRESS ON 2-27-0 THE INVESTIGATION IDENTIFIED A LEAK ON THE WATER SERVICE LATERAL BETWEEN THE CURBSTOP AND THE METER.

IN ACCORDANCE WITH MILWAUKEE WATER WORKS RULES AND REGULATIONS GOVERNING WATER SERVICES THE OWNER IS RESPONSIBLE FOR THE REPAIR OF THIS PORTION OF THE WATER SERVICE LATERAL. UNLESS THIS WATER LEAK IS REPAIRED WITHIN 7 DAYS, THE MILWAUKEE WATER WORKS WILL TURN OFF THE WATER TO THE ABOVE PREMISES. IF THE WATER LEAK PRESENTS A HAZARDOUS CONDITION THE MILWAUKEE WATER WORKS RESERVES THE RIGHT TO TURN OFF THE WATER IN ADVANCE OF THE 7 DAYS SPECIFIED.

FOR MORE INFORMATION CALL WATER DISTRIBUTION:

CAMERON OFFICE (NORTH) 286-2870 LINCOLN OFFICE (SOUTH) 286-2875

INVESTIGATOR C. B. [Signature]

NOTICE SERVED TO [Signature] NOTICE MAILED: 1

OFFICE USE ONLY

Tom Y