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**CITY OF  
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**DANIELLE M. BERGNER**  
Assistant City Attorneys

April 14, 2009

Mr. Brian E. Davis  
% Davis Investment Co., LLC  
P.O. Box 441  
Delavan, WI 53115

RE: Brian E. Davis  
C.I. File No: 09-S-106

Dear Mr. Davis:

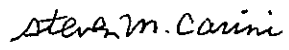
We have received your claim in the amount of \$806.15, relating to damage allegedly sustained on December 27-28, 2008 when backwater from the City's sewer backed up into your property at 3938 North 54<sup>th</sup> Street.

Our investigation reveals that the Infrastructure Services Division indicates that this matter was not reported to nor investigated by them at that time. After receipt of this claim, they checked the City main sewer and found it to be in proper working condition. There is no evidence that the City was negligent in this matter. As such, the City cannot accept liability. Therefore, we are denying your claim.

If you wish to appeal this decision, you may do so by sending a letter within 21 days of 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 F. LANGLEY  
City Attorney

  
STEVEN M. CARINI  
Investigator Adjuster

SMC:beg  
1029-2009-813:144842

OFFICE OF THE CITY ATTORNEY