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September 24, 2008

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

Re: Resolution relating to the claim of Matthew Okruszynski
C.I. File No. 08-L-76

Dear Council Members:

We return the enclosed documents 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, Matthew Okruszynski, 705 Hillsdale Road, Slinger, WI 53086 alleges that during the rains of June 2008 he suffered losses at this property located at 4658 North 51st Boulevard due to a sewer back-up. He seeks damages in the amount of \$11,000.00.

The Infrastructure Services Division records indicated that because of the large amount of rainfall and its intensity during the weekend of June 7, 2008, the City's storm sewer was surcharged and experienced flows that exceeded its capacity. Since the City was not negligent in this matter, we recommend denial of this claim.

Very truly yours,

GRANT F. LANGLEY
City Attorney

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Assistant City Attorney

JAS:beg
Enclosure
1029-2008-2628:137479