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October 3, 2014

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

Re: Communication from MICHAEL BANGART, II
C.I. File No. 1029-2014-844

Dear Council Members:

Claimant, Michael Bangart, II, 1026 Oxford Drive, Hartland, WI 53029 alleges that on Sunday, November 17, 2013 he sustained injuries while traveling westbound on West Clybourn Street near North 24th Street and his vehicle drove into a construction hole. He claims damages in the amount of \$13,000.00.

Infrastructure Services Division records indicate that DPW-Street Maintenance was performing permanent pavement repairs in the roadway at 2322 West Clybourn Street. When crews left the work site on November 15, 2013, it was properly barricaded with advance warning signs in place. The city did not have notice of a hazard along West Clybourn Street near North 24th Street. There is no evidence that the City was negligent in this matter. As such, the City would not be liable. Therefore we recommend this claim be denied.

Very truly yours,

GRANT F. LANGLEY
City Attorney

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Assistant City Attorney

PAF:cdr

Enclosure

1029-2014-844/207911

