

Rose McClain
3202 North 33rd Street
Milwaukee, Wisconsin 53216
Phone:(414) 449-9096

RECEIVED

AUG 14 2013

OFFICE OF
CITY ATTORNEY

Milwaukee City Clerk
200 East Wells Street
Milwaukee, WI 53202
August 9, 2013

Dear Milwaukee City Clerk:

After viewing your letter of rejection to my claim that City of Milwaukee was not liable for the damage suffer when my vehicle hit a pothole. It is not my responsibility to make sure the roads are fixed and if it is not your job to see to the maintainence of the streets than whose job is it.

I don't have \$2100 to 2400 hundred dollars to repair my car, I have other responsibilities. I feel that I should be compensated because of the hole in the street. I am therefore requesting appeal of your latest decision. I'm very much looking forward in solving this matter and we can reach a peaceful negotitation. I thanjk you for taking the time in reading this letter.

Sincerely yours,

Rose McClain

Rose McClain

CITY OF MILWAUKEE
2013 AUG 13 PM 1:34
CITY CLERK'S OFFICE

Rose McClain
3202 North 33rd Street
Milwaukee, Wisconsin 53216
Phone (414) 449-9096
May 28, 2013

CITY OF MILWAUKEE

2013 JUN -6 PM 2:00

CITY CLERK'S OFFICE

City Clerk
ATTN CLAIMS
200 E Wells St. Room 205
Milwaukee, Wisconsin 53202-3567

Dear City Clerk:

I am writing you concerning an incidence that happen on April 13, 2013. I was leaving my north 33rd street residence on Saturday night to travel down 27th street. My destination is my place of employment at St Luke's Medical Center. I work the 10:30pm to 6:am shift. As I was approaching the 1900 block of north of 27th street my right passenger side of my car fell into this large hole. It took me few minutes to exact myself out this hole. I got the right side of the vehicle out of the hole but my tire was wreck be on repair. I to had to purchase a used tire for \$40.00 dollars. And there was some damage to the right side of my vehicle. This also made me late for my place of employment. I am sending two estimates one with undercarriage looked at ; one with was not looked at. I am also enclosing pictures of the hole in the street. I woud like to let you know that I hope this matter can be resolved as quick as possible. I thank you for taking the time in reading this letter.

Sincerely Yours

Rose McClain



Enclosure

RECEIVED

JUN 6 2013

OFFICE OF
CITY ATTORNEY

SCHLOSSMANN'S IMPORTS INC
3450 S 108TH ST
MILWAUKEE, WI 53227-4026
PHN: 414 328 3500 FAX: 414 328 3515

*** PRELIMINARY ESTIMATE ***

04/22/2013 12:06 PM

Owner

Owner: ROSE MCCLAIN
Address: 3202 N33RD ST
City State Zip: Milwaukee, WI 53216

Work/Day: (414)982-0609
FAX:

Inspection

Inspection Date: 04/22/2013 12:06 PM
Primary Impact: Right Front Corner

Inspection Type:
Secondary Impact:

Appraiser Name: SCOTT WILSON
Email: 3scotw@schlossmannauto.com

Appraiser License # :

Repairer

Repairer: Schlossmann's Honda City
Address: 3450 S 108Th St
City State Zip: Milwaukee, WI 53227
Email: 3kenp@schlossmannauto.com

Contact: Ken Peterson
Work/Day: (414)328-3500x163
Work/Day:

Vehicle

2008 Honda Civic EX 4 DR Sedan
4cyl Gasoline 1.8 VTEC
5 Speed Automatic

Lic Expire:
Veh Insp# :
Condition:
Ext. Refinish: Two-Stage

VIN: 1HGFA168X8L053987
Mileage Type: Actual
Code: H0303E
Int. Refinish: Two-Stage

Options

AM/FM CD Player
Aluminum/Alloy Wheels
Center Console
Floor Mats
Keyless Entry System
Power Brakes
Power Moonroof
Rear Window Defroster
Split Folding Rear Seat
Telescopic Steering Whl
Tinted Glass

Air Conditioning
Anti-Lock Brakes
Cruise Control
Head Airbags
Lighted Entry System
Power Door Locks
Power Steering
Rem Trunk-L/Gate Release
Strg Wheel Radio Control
Theft Deterrent System
Velour/Cloth Seats

Alarm System
Bucket Seats
Dual Airbags
Intermittent Wipers
MP3 Player
Power Mirrors
Power Windows
Side Airbags
Tachometer
Tilt Steering Wheel

Damages

Line	Op	Guide	MC	Description	MFR.Part No.	Price	ADJ%	B%	Hours	R
1	EP	6		Cover,Front Bumper	Replace PXN	\$203.00			1.5	SM
2	L	6	13	Cover,Front Bumper	Refinish 2.5 Surface 0.6 Two-stage setup 0.5 Two-stage				3.6	RF
3	E	13		Dam,Air	71110SNAA90	\$72.38			INC	SM
4	E	24		Brace,Front Bumper RT	71193SNAA02	\$1.28			INC	SM
5	RI	9		Frame,License Plate	R & I Assembly				0.2	SM
6	E	594		Cradle,Engine	50200SNAA82	\$699.83			7.1	ME
7	I	104		Fender,Front RT	Repair				1.0*	SM
				>> ADJUST FENDER						
8	E	111		Skirt,Inner Fender RT	74101SNAA00	\$49.14			0.4	SM
9	E	765		Shield,Engine Lower	74111SNAA00	\$61.25			0.2	ME
10	N	974		Suspension Align,Frt	Additional Labor	\$69.95*			0.0*	ME
11	EC	M03		Flex Additive	Replace Economy	\$8.00*				RF
12	EC	M22		Tire-Right Front,Balance	Replace Economy				0.5*	SM
13	EC	M60		Hazardous Waste Removal	Replace Economy	\$10.00*				SM
13	Items									

MC Message

13 INCLUDES 0.6 HOURS FIRST PANEL TWO-STAGE ALLOWANCE

Estimate Total & Entries

Gross Parts	\$883.88	
Other Parts	\$290.95	
Paint Materials	\$122.40	
Parts & Material Total		\$1,297.23
Tax on Parts & Material	@ 5.600%	\$72.64

Labor	Rate	Replace Hrs	Repair Hrs	Total Hrs	
Sheet Metal (SM)	\$54.00	2.6	1.0	3.6	\$194.40
Mech/Elec (ME)	\$115.00	7.3		7.3	\$839.50
Frame (FR)	\$54.00				
Refinish (RF)	\$54.00	3.6		3.6	\$194.40
Paint Materials	\$34.00				
Labor Total				14.5 Hours	\$1,228.30
Tax on Labor		@ 5.600%			\$68.78
Gross Total					\$2,666.95
Net Total					\$2,666.95

Alternate Parts Y/01/01/00/00/00 CUM 01/01/00/00/00 Zip Code: 53227 Default

Audatex Estimating 6.0.925 ES 04/22/2013 12:10 PM REL 6.0.925 DT 04/01/2013 DB 04/15/2013
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1.1 HRS WERE ADDED TO THIS ESTIMATE BASED ON AUDATEX'S TWO-STAGE REFINISH FORMULA.

THIS ESTIMATE HAS BEEN PREPARED BASED ON THE USE OF ONE OR MORE REPLACEMENT PARTS SUPPLIED BY A SOURCE OTHER THAN THE MANUFACTURER OF YOUR MOTOR VEHICLE. WARRANTIES APPLICABLE TO THESE REPLACEMENT PARTS ARE PROVIDED BY THE MANUFACTURER OR DISTRIBUTOR OF THE REPLACEMENT PARTS RATHER THAN BY THE MANUFACTURER OF YOUR MOTOR VEHICLE.

Op Codes

* = User-Entered Value	E = Replace OEM	NG = Replace NAGS
EC = Replace Economy	OE = Replace PXN OE Srpls	UE = Replace OE Surplus
ET = Partial Replace Labor	EP = Replace PXN	EU = Replace Recycled
TE = Partial Replace Price	PM = Replace PXN Reman/Reblt	UM = Replace Reman/Rebuilt
L = Refinish	PC = Replace PXN Reconditioned	UC = Replace Reconditioned
TT = Two-Tone	SB = Sublet Repair	N = Additional Labor
BR = Blend Refinish	I = Repair	IT = Partial Repair
CG = Chipguard	RI = R & I Assembly	P = Check
AA = Appearance Allowance	RP = Related Prior Damage	



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PRESTIGE AUTO WORKS AND FINISHES INC
 6301 W DOUGLAS AVENUE
 MILWAUKEE, WI. 53218
 PHONE 414-466-2111 FAX 414-466-9992
 FEDERAL ID# 39-1661-727

CD LOG NO 32091-1 DATE 04/22/13

SHOP: PRESTIGE AUTO WORKS INSP DATE: 04/22/13
 ADDRESS: 6301 W DOUGLAS AVE CONTACT: MIKE
 CITY STATE: MILWAUKEE, WI PHONE 1: (414)466-2111
 ZIP: 53218- FAX: (414)466-9992

OWNER: MCCLAIN, ROSE HOME PHONE: (414)449-9096
 ADDRESS: 3202 N 33RD ST WORK PHONE: (414)649-6407
 CITY STATE: MILWAUKEE, WI
 ZIP: 53216

POINT OF IMPACT: 0

LIC#: STATE: VIN: 1HGFA168X8L053987
 BODY COLOR: BLACK MILEAGE:
 CONDITION: ACCTNG CTL#:

*=USER-ENTERED VALUE	E=REPLACE OEM	NG=REPLACE NAGS
EC=REPLACE ECONOMY	UE=REPLACE OE SURPLUS	UC=RECONDITIONED PRT
UM=REMAN/REBUILT PRT	EU=REPLACE SALVAGE	EP=REPLACE PXN
OE=REPLACE PXN OE SRPLS	PC=PXN RECONDITIONED	PM=PXN REMAN/REBUILT
TE=PARTL REPL PRICE	ET=PARTL REPL LABOR	IT=PARTIAL REPAIR
I=REPAIR	L=REFINISH	BR=BLEND REFINISH
TT=TWO-TONE	CG=CHIPGUARD	SB=SUBLET
N=ADDITIONAL LABOR	RI=R&I ASSEMBLY	P=CHECK
AA=APPEAR ALLOWANCE	RP=RELATED PRIOR	UP=UNRELATED PRIOR

MORE DAMAGE POSSIBLE TEAR DOWN AND INSPECT

2008 HONDA CIVIC EX 4DOOR SEDAN 4CYL GASOLINE 1.8 VTEC
 CODE: H0303E/C OPTNS A/24CDGJFP

OPTIONS:

TWO-STAGE - EXTERIOR SURFACES	TWO-STAGE - INTERIOR SURFACES
ELEC REMOTE CONTROL MIRRORS	POWER DOOR LOCKS
MOONROOF	AIR CONDITIONING
STRG WHEEL MTD RADIO CONTROLS	CRUISE CONTROL

OP	GDE	MC	DESCRIPTION	MFG.PART NO.	PRICE	AJ%	B%	HOURS	R
---	---	---	-----	-----	-----	---	---	-----	---
E	0006		COVER, FRONT BUMPER	04711SNEA90ZZ	312.85			1.5	1
L	0006	13	COVER, FRONT BUMPER	REFINISH				3.6	4
				2.5 SURFACE					
				0.6 TWO STAGE SETUP					
				0.5 TWO STAGE					
N	0973		HEADLAMPS AIM	ADDNL LABOR OPERA				0.4	1

2008 HONDA CIVIC EX 4DOOR SEDAN
 CD LOG NO 32091-1

E 0055	LENS, HEADLAMP	RT 33101SNAA02	278.00	INC 1
E 0104	FENDER, FRONT	RT 60211SNAA90ZZ	183.10	2.2 1
L 0104	FENDER, FRONT	RT REFINISH		3.4 4
		2.3 SURFACE		
		0.5 EDGE		
		0.6 TWO STAGE		
E 0111	SKIRT, INNER FENDER	RT 74101SNAA00	49.14	INC 1
SB0182	VENT GLS ASSEMBLY, F	RT SUBLET REPAIR	77.00*+25.00	1
BR0210	PNL, FRONT DOOR OUTE	RT BLEND REFINISH		1.2 4
		0.8 BLEND		
		0.4 TWO STAGE		
RI0238	MLDG, FRONT DOOR BEL	RT R&I ASSEMBLY		0.3 1
RI0053	MLDG, FRONT DOOR SID	RT R&I ASSEMBLY		0.7 1
RI0132	MIRROR, OUTER R/C	RT R&I ASSEMBLY		0.3 1
RI0431	HANDLE, FRONT DOOR O	RT R&I ASSEMBLY		0.2 1
L M03	FLEX ADDITIVE	REFINISH	12.50*	4
L M17	COVER CAR EXTERIOR	REFINISH		0.2*4*
SBM60	HAZARD. WSTE. REM.	SUBLET REPAIR	5.00*	1*
EC	BUMPER RETAINERS	ECONOMY PART	12.50*	1*
L	MASK JAMS	REFINISH		0.3*4*

18 ITEMS

MC MESSAGE(S)

13 INCLUDES 0.6 HOURS FIRST PANEL TWO-STAGE ALLOWANCE

FINAL CALCULATIONS & ENTRIES

GROSS PARTS				823.09
OTHER PARTS				25.00
PAINT MATERIAL				330.60
PARTS & MATERIAL TOTAL				1,178.69
TAX ON PARTS & MATERIAL @			5.600%	66.01
LABOR	RATE	REPLACE HRS	REPAIR HRS	
1-SHEET METAL	56.00	5.2	0.4	313.60
2-MECH/ELEC	98.00			
3-FRAME	60.00			
4-REFINISH	56.00	8.7		487.20
5-PAINT MATERIAL	38.00			
LABOR TOTAL				800.80
TAX ON LABOR		@	5.600%	44.84
SUBLET REPAIRS				101.25
TAX ON SUBLET		@	5.600%	5.67
TOWING				
STORAGE				

GROSS TOTAL 2,197.26

NET TOTAL 2,197.26

SHOPLINK U2834 ES CD LOG 32091-1 DATE 04/22/13 03:31:23PM R6.37 CD 04/13

PXN: Y/00/00/00/00/00 CUM 00/00/00/00/00 GEOCODE 53218

HOST LOG

2008 HONDA CIVIC EX 4DOOR SEDAN
CD IOG NO 32091-1

(C) 1998 - 2008 AUDATEX NORTH AMERICA, INC.

2.1 HRS WERE ADDED TO THIS EST: BASED ON AUDATEX TWO-STAGE REFINISH FORMULA.

THIS ESTIMATE HAS BEEN PREPARED BASED ON A VISUAL INSPECTION. ACTUAL REPAIRS
MAY REQUIRE ADDITIONAL PARTS AND LABOR DUE TO HIDDEN DAMAGE. THEREFORE WE
CANNOT GUARANTEE A FINAL PRICE PRIOR TO COMPLETION NOR A FINAL COMPLETION
TIME. YOU WILL BE NOTIFIED OF ADDITIONAL COST. ESTIMATE VALID FOR 30 DAYS.
PARTS PRICES SUBJECT TO CHANGE WITHOUT NOTICE FROM MFG. YOU ARE RESPONSIBLE
FOR FULL PAYMENT UPON COMPLETION. STORAGE FEES ARE \$35/DAY.
NO PERSONAL CHECKS ACCEPTED. NON OEM PARTS ARE IDENTIFIED
AS "ECONOMY" OR "QUALITY REPLACEMENT PART".
PAW NOT RESPONSIBLE FOR PERSONAL PROPERTY LOST OR DAMAGED DURING REPAIRS.
I HAVE READ, UNDERSTAND, AND RECEIVED A COPY OF THIS ESTIMATE AND AUTHORIZE
REPAIRS, INCLUDING SUBLET.

SIGNATURE _____ DATE _____













OFFICE OF THE CITY CLERK
Milwaukee, Wisconsin

INSTRUCTIONS FOR FILING A CLAIM AGAINST THE CITY OF MILWAUKEE

To file a claim against the City a claimant must comply with Section 893.80(1), Wis. Stats., a copy of which is printed at the bottom of this instruction sheet. Generally the statute requires the claimant to submit to the City Clerk:

1. A document stating the circumstances of the claim which must be signed by the claimant, or his/her agent or attorney. This document should be filed within 120 days of the event.
2. A document stating the address of the claimant and a statement of the relief sought. If money damages are sought, a specific sum must be stated.

(The above information may be combined in a single document.)

The following information should also be submitted to allow the City to promptly act on your claim:

1. Proof of the amount of the claim by means of either itemized receipts or two itemized estimates.
2. A phone number where the claimant can be reached during business hours as well as the claimant's e-mail address, if any.
3. As detailed a description of the incident as possible, including the date, time and place.

All information should be submitted to:

City Clerk
ATTN: CLAIMS
200 E. Wells St., Room 205
Milwaukee, WI 53202-3567

ADDITIONAL INFORMATION

Before you can file a lawsuit against the City of Milwaukee for reimbursement, State law requires that you first follow the claim procedures established by the City Clerk.

Filing a claim against the City does not automatically guarantee reimbursement from the City. However, the City examines each claim on an individual basis in determining if reimbursement is legally required.

In order to obtain reimbursement for a claim against the City, you must prove that the City or its employees acted unlawfully or negligently.

Only the City Attorney or the Common Council and the Mayor can authorize payment of a claim against the City. Any other representations made by City employees are not legally binding on the City.

893.80 Claims against governmental bodies or officers, agents or employees; notice of injury; limitation of damages and suits. (1) Except as provided in subs. (1g), (1m), (1p) and (8), no action may be brought or maintained against any volunteer fire company organized under ch. 213, political corporation, governmental subdivision or agency thereof nor against any officer, official, agent or employee of the corporation, subdivision or agency for acts done in their official capacity or in the course of their agency or employment upon a claim or cause of action unless:

(a) Within 120 days after the happening of the event giving rise to the claim, written notice of the circumstances of the claim signed by the party, agent or attorney is served on the volunteer fire company, political corporation, governmental subdivision or agency and on the officer, official, agent or employee under s. 801.11. Failure to give the requisite notice shall not bar action on the claim if the fire company, corporation, subdivision or agency had actual notice of the claim and the claimant shows to the satisfaction of the court that the delay or failure to give the requisite notice has not been prejudicial to the defendant fire company, corporation, subdivision or agency or to the defendant officer, official, agent or employee; and

(b) A claim containing the address of the claimant and an itemized statement of the relief sought is presented to the appropriate clerk or person who performs the duties of a clerk or secretary for the defendant fire company, corporation, subdivision or agency and the claim is disallowed.