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May 8, 2006

Martin Kaye  
5253 North Lovers Lane Road  
Milwaukee, WI 53225

RE: Martin Kaye  
C.I. File No. 06-S-104

Dear Mr. Kaye:

We have received your claim in the amount of \$50.69, relating to damage sustained to your vehicle on March 27, 2006 when a liquid containing lime allegedly dripped on it while parked at the MacArthur Square Parking Garage.

Our investigation reveals the Department of Public Works (DPW) records reflected the City's contractor that runs this facility had placed barricades with no parking wording on them in this area. The records also noted that these barricades are moved on a regular basis by customers using this facility. The operator then must move the barricades back into position. The DPW investigation indicated you had already removed the alleged marks from your vehicle, so there was no way to verify the spots were from the leaky ceiling. Since the City had barricaded the subject area, but unknown individuals moved said barricades and the City had no notice of this condition, it cannot accept liability, as such, we are denying your claim.

If you wish to appeal this decision, you may do so by sending a letter within 21 days of the date 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

  
**ROBERT M. OVERHOLT**  
Investigator Adjuster

RMO:beg  
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OFFICE OF THE CITY ATTORNEY