

CITY OF MILWAUKEE

Form CA-43

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January 14, 2002

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

Re: Communication from Lena M. Adams
C.I. File No. 01-L-140

Dear Council Members:

We return the enclosed document 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, Lena M. Adams, 3729 West Clinton Avenue, Milwaukee, WI 53209, alleges that on July 31, 2001 she sustained injuries when she fell due to a crack in the street/sidewalk located at 4202 North Teutonia Avenue. She claims damages in the amount of \$5,781.20.

Our investigation reveals that the Infrastructure Services Division records from July 31, 2000 to July 31, 2001, indicate that no complaints of any sidewalk tripping hazard had been reported for this area. On August 6, 2001 the City received a call that someone had tripped in the area of 4202 North Teutonia Avenue. The area was patched with asphalt the following day.

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Upon notification of a sidewalk defect the division will send a repair crew to correct a hazard usually within 24 hours. Prior to this complaint, the City had no notice of this alleged defect in the sidewalk and because of this lack of notice, the City would not be liable. Accordingly, we recommend that this claim be denied.

Very truly yours,


GRANT E. LANGLEY
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MGT:smc
Enclosure