

Curt Chybowski
N64 W15880 Wild flower DR.
Meno. Falls, WI 53051

CITY OF MILWAUKEE
2019 APR 10 P 2:38
CITY CLERK'S OFFICE

RECEIVED
OFFICE OF CITY ATTORNEY

APR 12 2019

2:30 A.M./P.M.

Dear Mr. Grant Langley

I would like to appeal your decision in letter dated 4-2-19 for reasons

1. The enormous hole in the fast lane of a major east /west street on the north side of Milwaukee was not patched in proper time. A complaint was received 6- days before it was repaired according to letter I received from your office.
2. When ISD receives a call related to a pothole. This concern should automatically increase the priority to fill pothole. This is unlike a crew just going around and looking for potholes. It should have been done later that same day Friday 22nd or at the least the next day. This is the time of year where city managers (I would hope) schedule multiple pothole patching crews and priority should be with citizen's call in to report extreme potholes.
3. Your letter states "discretionary immunity" this does not mean total (100%)immunity

Before I read the letter I threw out the envelope that shows postmark date, however the date of your letter (April 2nd) and the date of my appeal letter (April 7th) and the envelope this letter came in (post mark of April 8th) should suggest that it is well within the normal 21-day request appeal.

Thanks for considering this appeal.

Curt Chybowski

CURTIS CHYBICKI
SHARON CHYBICKI
NP 4 WI 5880 WILDFLOWER DR.
MILWAUKEE FALLS, WI 53051

MILWAUKEE WI 530
08 APR 2019 PM 3 L

CITY OF MILWAUKEE
2019 APR 10 P 2:38

MILWAUKEE CITY CLERK
200 East Wells Room 205
Milwaukee, WI 53202



53202-351599

3-11-2019
City Clerk
ATTN: claims
200 E. Wells St. Room 205
Milwaukee, WI 53202-3567

CITY OF MILWAUKEE
2019 MAR 14 P 3:51
CITY CLERK'S OFFICE

RECEIVED
OFFICE OF CITY ATTORNEY

Dear City Clerk

MAR 15 2019

3:35 A.M./P.M.

I am writing to claim **\$109.76** for damage to a front right tire on my car. This happened on Feb. 25th 2019 at 9:50 am. The date is documented by paper receipt from Grube's Towing. A service technician from Grube's Towing attempted to fill the tire with air. The tire would not accept air because the tire sidewall was cut by the edge of the deep pothole. A new tire was purchased at Wal-Mart.

The pothole was located just east of the intersection of 60th and Silver Spring. The pothole was very large and deep taking up approx. 75% of the road. A pothole that large and deep has been there for a while. One day later city workers filled the pothole with tar patch.

I have included Wal-Mart tire receipt	\$95.50
Wal-Mart install one tire receipt	\$14.26

Total	\$109.76
--------------	-----------------

Sincerely


Curt Chybowski
N64 W15880 Wildflower DR.
Menomonee Falls, WI
53051-5077
262-347-8810
chybo@sbcglobal.net

Grube's Towing PO BOX 608 Thiensville, WI 53092 (262) 242-9971			Date	Time	AAA	Allstate	Uhaul	Post Office	Invoice #		
			2 25 19	11:24							
			Key Location		PD	Geico	Daves				
Left Y N			Reason for Tow		Name/Account		Curt Chybowski				
					Phone		Call#/PO#				
					62 347 8310		56533B				
VIN#			Mileage								
Year	Make/Model	Color	Enroute								
08	Porsche	Red									
Odom	681466	Plate	732-POB	State	WI	Loaded					
Breakdown	5500	City	Spec. Equip. Needed		Undercarriage Damage	Radio					
Destination		City			<input checked="" type="checkbox"/> N	<input checked="" type="checkbox"/> Y					
Spare Tire requirements: Do not drive on spare tire more than 50 miles at max of 50 mph. Retorque wheel in 25 miles.					Impound release requirements: Proof of ownership with title, registration or insurance, & current driver's license. Cash or credit card only.						
DESCRIPTION OF WORK / COMMENTS							SERVICE CHARGES				
<p style="text-align: center; font-size: 2em; font-family: cursive;">Curt Chybowski</p>							Towing				
							Mileage				
<p>Terms & Conditions: In consideration of the towing and other services ("Services") to be provided by Grube's Towing and Repair ("Grube's") the undersigned acknowledges and agrees to the following: I represent that I am the owner of the vehicle as to which the Services shall be performed, or have obtained permission from such owner (or any other owners, as applicable) to execute this agreement on their behalf. I understand that Grube's will not be responsible for any loss or damage to the vehicle to the extent due to causes beyond the control of Grube's, including but not limited to fire, theft, damage due to lockouts or damage due to winchouts, nor shall Grube's be responsible for any damages to the extent arising from Grube's performance of the Services in a non-negligent manner. In addition to and without limiting the foregoing, I understand that Grube's will not be responsible for any damages caused by or due to any alteration of the vehicle from manufacturer's standards, such as by accessories that have been installed in or on the vehicle. I understand that in some situations, towing and/or movement of a vehicle cannot be performed without damaging the vehicle, such as when a vehicle is extricated from an accident scene or winched out or loading vehicles onto a standard flatbed where OEM tie down points make it impossible to load without bumper touching chains or scraping the flatbed. Nor shall Grube's be responsible for attaching to OEM tie down points where the flatbed cable would scratch, break, or rub lower bumpers, air dams, plastic shrouds, etc. I, on behalf of myself as well as any other owner of the vehicle, as applicable, knowingly and freely assume any risk of any risk of any damages or losses, both known and unknown, which may arise in such situations, and Grube's will have no responsibility for the same. I understand that Grube's will have no responsibility for damages or losses in any tow to the extent such losses or damages would necessarily occur as a result of performance of industry-standard towing techniques. Upon the completion of a tow, Grube's will position the vehicle as reasonably determined by Grube's representative. I understand that if I require additional movement or manipulation of a vehicle, Grube's STANDARD PROCEDURE is to place vehicle/equipment within a public street or alley, I will be responsible for, and will assume any risk of, any damages or losses arising from driving on a non-paved surface, any additional movement or manipulation; Grube's will have no responsibility for any such damages or losses. I, for myself and any other owner of the vehicle, as applicable, hereby release and hold harmless Grube's its affiliates, officers, members, agents, employees, representatives, and sponsoring agencies from and against any and all claims, injuries, liabilities or damages to the extent Grube's is not responsible for the same under the terms above.</p>							Storage				
							Tax				
							Total				
							Payment Method:				
							Credit Card			Cash	
Auth #			Account	Check#							
I agree to terms and conditions by signing below as the owner or authorized representative:							Driver:				
X											

Item	Qty	Total
215/45-18 FALKEN ZIEX ZE950 A/S 93W BSW Tires \$90.44	4	\$361.76

Order summary

Order subtotal	\$361.76
Total tax:	\$20.26
Pickup:	FREE
Order total:	\$382.02

Handwritten notes:
 $\frac{95.50}{4} =$
 Cost of 1-tire

Billing information

Billing address	Payment method(s)
Leah Chybowski N64 W15880 Wildflower Drive Menomonee Falls, WI 53051	MASTERCARD ending in 6245

Credit cards aren't charged until your order ships. If you see a pending charge on your account prior to shipping, this is an authorization hold to ensure the funds are available.

Helpful information

- Need to cancel? You can do so anytime [here](#).
- Need to return? Start a return for any Walmart or Marketplace item [here](#). For more information visit our [returns help page](#).
- Credit cards aren't charged until your order ships or your pickup order is ready at the store. If you see a pending charge on your account prior to this, it's an authorization hold to ensure the funds are available.
- Visit our [Help Center](#) if you have any questions. Please do not reply to this email. This mailbox is unmonitored.



Walmart protects your security and privacy. We will never ask for personal information (such as passwords or credit card numbers) in an email newsletter. If you receive such a request, please do not respond to the email. [Learn more](#). See our [Privacy Policy](#).

Visit our [Help Center](#) if you have any questions. Please do not reply to this email. This mailbox is unmonitored.

© 2019 Walmart

Tell us about your visit
How was your experience?
THANK YOU

WALMART# 01515
W190N9855 APPLETON AVE
GERMANTOWN, WI 53022 US
(262)255-1285

Sales Associate will provide a CIMS DOT registration card
Customer mails in CIMS card to register tires.

Service Order:



03-02-2019	CHYBOWSKI, LEAH		
(262)527-2664	N64W15880 LOUDFLOWER DR. WI 53051		
YEAR	MAKE	MODEL	COLOR
2009	PONTIAC	VIBE	Red
LICENSE	ODOMETER	CUSTOMER ARRIVAL TIME	SERVICE COMPLETED TIME
732RDB	68480	2019-03-02 07:16 AM	2019-03-02 08:37 AM

Service Description	Service
PREPAID DOT/COM TIRE [4 @ 0.00]	0.00
- Battery Check - TESTED GOOD	- Tire Pressure - Drv Front - CHECKED, 32
- Tire Pressure - Drv Rear - CHECKED, 32	- Tire Pressure - Pass Front - CHECKED, 32
- Tire Pressure - Pass Rear - CHECKED, 32	- New Tire - Drv Front - COMPLETE
- New Tire - Drv Rear - COMPLETE	- New Tire - Pass Front - COMPLETE
- New Tire - Pass Rear - COMPLETE	- DOT Number - Drv Front - R8X0LM3118
- DOT Number - Drv Rear - R8X0LM3118	- DOT Number - Pass Front - R8X0LM3118
- DOT Number - Pass Rear - R8X0LM3118	
ROAD HAZARD REPL.	0.00
TIRE HAULER FEE [4 @ 1.50]	6.00
- Dispose Tire Accepted - Drv Front - COMPLETE	- Dispose Tire Accepted - Drv Rear - COMPLETE
- Dispose Tire Accepted - Pass Front - COMPLETE	- Dispose Tire Accepted - Pass Rear - COMPLETE
WHEEL BALANCE LIFE [4 @ 12.00]	48.00
- Balance Accepted - Drv Front - COMPLETE	- Balance Accepted - Drv Rear - COMPLETE
- Balance Accepted - Pass Front - COMPLETE	- Balance Accepted - Pass Rear - COMPLETE
LUG TORQUE	
Drv Front 80 FT-LB	Drv Rear 80 FT-LB
Pass Front 80 FT-LB	Pass Rear 80 FT-LB

Merchandise Description	Quantity	Unit Price	Merchandise
FALKEN ZEIX ZE950 A/	4	135.00	Included

57oz / 5 = 11.4 lbs
\$14.96 install
one tire at walmart

Customer Comments

Technician Comments
PREPAID.COM TIRES
NO CETER CAP ON FRONT PASSENGER

Total (Excluding Tax & Govt. Fees) **54.00**

DISCLAIMER
I authorize the stated service to be completed with the necessary materials
I give permission to operate the vehicle
I UNDERSTAND
1. Walmart is not responsible for loss/damage to the vehicle or items left in it
2. Walmart does not inspect tires to determine if they are safe. Only the service on the service order is performed. Tires are not inspected for conditions that may affect safety (tread depth, cuts, punctures, cracking, bulges, and uneven tread wear).
3. Customers should ensure their tires are properly inflated, have tread depth greater than 2/32" in all grooves, and have no cuts, punctures, cracking, bulges, or uneven tread wear.
An express mechanic's lien is hereby acknowledged on the above vehicle to secure the amount of services performed.
Driving conditions will affect the safety and performance of my tires.

[Signature] 03-02-2019
CUSTOMER SIGNATURE DATE

THIS PRICE FOR THE AUTHORIZED REPAIRS WILL NOT BE EXCEEDED IF THE MOTOR VEHICLE IS DELIVERED TO THE SHOP WITHIN 5 DAYS.

Motor vehicle repair practices are regulated by chapter ATCP 132, Wis. Adm. Code, administered by the Bureau of Consumer Protection, Wisconsin Dept. of Agriculture, Trade and Consumer Protection, P.O. Box 8911, Madison, Wisconsin 53708-8911.

I do agree and fully understand that my motor vehicle had a low oil level when I brought it to Wal-Mart for an oil change. This was pointed out to me, that I willingly requested Wal-Mart to change the oil. I will not hold Wal-Mart responsible for any damage to my motor vehicle by the low oil level.

SIGNED

DATE

COMMON TECHNICIAN EDWARD 8615
QUALITY CONTROL TECH ALAN 8526
SERVICE GREETER ALAN 8526
THIRD QC TECH EDWARD 8615
TIRE TECHNICIAN EDWARD 8615

See back of receipt for your chance to win \$1000 ID #: 7N5747JDKSU



262-255-1285 Mgr: DANIEL HORAN
W190N9855 APPLETON AVE
GERMANTOWN WI 53022

ST# 01515 OP# 003442 TR# 90 TR# 00936
TLE ITEMS FOLLOW

ORDER NUMBER 48570078918
TIRE FEE 000003700848 1.50 T
TIRE FEE 000003700848 1.50 T
TIRE FEE 000003700848 1.50 T
TIRE FEE 000003700848 1.50 T
LIFE WHL BAL 007874224343 2.00 X
LIFE WHL BAL 007874224343 12.00 X
LIFE WHL BAL 007874224343 12.00 X
LIFE WHL BAL 007874224343 12.00 X

TLE ITEMS COMPLETE
SUBTOTAL 54.00
TAX 1 5.600 3.02

TOTAL 57.02

MCARD TEND 57.02

MasterCard **** * 6245 I 0

APPROVAL # 802022
REF # 906100529663
PAYMENT SERVICE - A
AID A0000000041010
TC 171EFOCB152DD064
TERMINAL # SC011378
*NO SIGNATURE REQUIRED
03/02/19 08:42:39

CHANGE DUE 0.00

ITEMS SOLD 8

TC# 0728 7605 9952 5879 9712

Low Prices You Can Trust, Every Day.
03/02/19 08:42:39
CUSTOMER COPY

Scan with Walmart app to save receipts



Pay Receipt

57.02 ÷ 4 = 14.26

WALMART# 01515
W190N9855 APPLETON AVE
GERMANTOWN, WI 53022 US
(262)255-1285

Service Order:



485700 78918

tion card.

3051	
EL	COLOR Red
AL TIME	SERVICE COMPLETED TIME 2019-03-02 08:37 AM

tion	Service
ressure - Drv Front - CHECKED. 32	0.00
ressure - Pass Front - CHECKED. 32	
ire - Drv Front - COMPLETE	
ire - Pass Front - COMPLETE	
Number - Drv Front - R8X0LMPR3118	
Number - Pass Front - R8X0LMPR3118	
se Tire Accepted - Drv Rear - COMPLETE	6.00
se Tire Accepted - Pass Rear - COMPLETE	6.00
ce Accepted - Drv Rear - COMPLETE	-18.00
ce Accepted - Pass Rear - COMPLETE	
ar 80 FT-LB	
ar 80 FT-LB	

Quantity	Unit Price	Merchandise
4	135.00	Included

Customer Comments

Technician Comments
PREPAID.COM TIRES
NO CETER CAP ON FRONT PASSENGER

Total (Excluding Tax & Govt. Fees) 54.00

DISCLAIMER
I authorize the stated service to be completed with the necessary materials I give permission to operate the vehicle.
I UNDERSTAND:
1. Walmart is not responsible for loss/damage to the vehicle or items left in it
2. Walmart does not inspect tires to determine if they are safe. Only the service on the service order is performed. Tires are not inspected for conditions that may affect safety (tread depth, cuts, punctures, cracking, bulges, and uneven tread wear).
3. Customers should ensure their tires are properly inflated, have tread depth greater than 2/32" in all grooves, and have no cuts, punctures, cracking, bulges, or uneven tread wear.
An express mechanic's lien is hereby acknowledged on the above vehicle to secure the amount of services performed.
Driving conditions will affect the safety and performance of my tires.

[Signature]
CUSTOMER SIGNATURE

03-02-2019
DATE

THIS PRICE FOR THE AUTHORIZED REPAIRS WILL NOT BE EXCEEDED IF THE MOTOR VEHICLE IS DELIVERED TO THE SHOP WITHIN 5 DAYS.
Motor vehicle repair practices are regulated by chapter ATCP 132, W/s. Adm. Code, administered by the Bureau of Consumer Protection, Wisconsin Dept. of Agriculture, Trade and Consumer Protection, P.O. Box 8911, Madison, Wisconsin 53708-8911.

I do agree and fully understand that my motor vehicle had a low oil level when I brought it to Wal-Mart for an oil change. This was pointed out to me, that I willingly requested Wal-Mart to change the oil. I will not hold Wal-Mart responsible for any damage to my motor vehicle by the low oil level.

SIGNED

DATE

COMMON TECHNICIAN EDWARD 8615
QUALITY CONTROL TECH ALAIN 8526
SERV WRTR GREETER ALAIN 8526
THIRD QC TECH EDWARD 8615
TIRE TECHNICIAN EDWARD 8615

HAVE YOUR LUG NUTS RETORQUED AFTER THE FIRST 50 MILES.



Just East of
60th + Silver
Spring

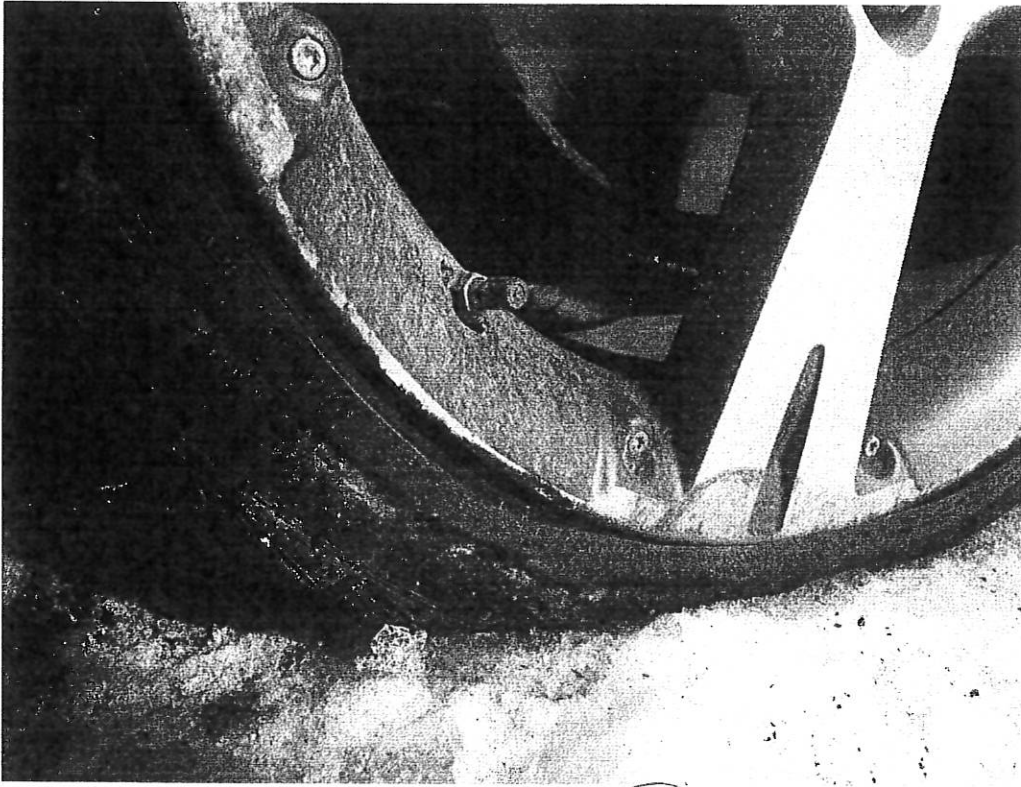
Deep

Deepest
at level
of street

pothole

Takes up 75% of
Fast Lane

it was there for a while



Right Front tire
Deflated

Grube's Towing said
tire would not accept air
so they changed it to
spare