

Maldoris G. Phillips
5909 North 40th Street
Milwaukee, WI 53209

CITY OF MILWAUKEE
2003 JUN 10 PM 3:09
RONALD D. LEONHARDT
CITY CLERK

June 9, 2003

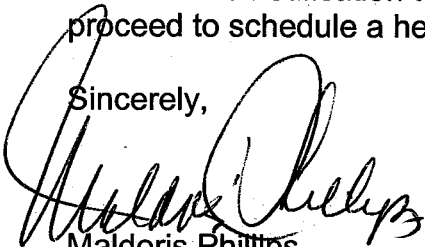
Milwaukee City Clerk
200 East Wells Street
Room 205
Milwaukee, WI 53202

Re: C.I. File No. 03-S-196

I received your letter dated May 20, 2003 on June 3, 2003 in which you state that my claim in the amount of \$1,022.52 was denied.

This letter is notification to you that I wish to appeal your decision. Please proceed to schedule a hearing regarding this matter.

Sincerely,



Maldoris Phillips

cc: Steve M. Carini

Contact Information:
Home: (414) 527-0304
Day time: (414) 221-2203

CITY OF MILWAUKEE
RECEIVED
OFFICE OF
CITY ATTORNEY
'03 JUN 11 AM 10:42

May 2, 2003

CITY OF MILWAUKEE

2003 MAY -2 PM 2:05

Via Hand Delivery

RONALD D. LEONHARDT
CITY CLERK

City Clerk
Attn: Claims
200 E. Wells Street
Room 205
Milwaukee, WI 53202-3567

I am writing this letter to file a claim for reimbursement of damages to my personal property due to a clogged sewer at my home address. Provided below are the details of the incident.

Pertinent Information	
Claimant	⇒ Maldoris Phillips, homeowner
Claimant Address	⇒ 5909 North 40 th Street, Milwaukee, WI 53209
Claimant Contact Number	⇒ (414) 221-2203 (during business hours)
Relief Sought by Claimant	⇒ Money damages in the amount of \$1,022.52

03 MAY -2 PM 3:24

CITY OF MILWAUKEE
RECEIVED

Details of Incident:

I am a first time home buyer and have only lived in my residence for 3 1/2 years. I am in the process of making home improvements and have purchased many items that will later be used for interior decorating. Most of these items are temporarily stored in my basement area. My basement is one-half recreation room and one-half storage and laundry facilities. The recreation area and the laundry/storage room are separate rooms. There is also a half-bath located just off the laundry/storage room.

On the morning of January 5, 2003, I went down to my basement to sort clothing as I always do to prepare for washing. Several piles of clothing were sorted on the floor for laundering later that evening.

Sunday, January 5 was a particularly busy day for me in that I was preparing to return to work after a three week vacation during the Christmas and New Year holiday. This meant I was taking down Christmas decorations and preparing them for storage in my basement. This activity and others lasted through the early part of the evening.

At approximately 4:30 p.m. I returned to my basement to put in a wash load. I returned upstairs and dozed off for a nap. At approximately 6:15 p.m. I awoke from my nap and returned to my basement to continue with my laundering. Before even reaching the bottom of the stair case leading into my basement, I

smelled a foul scent. Once I reached the basement floor, I found the recreation room and the laundry room was immersed in water.

I immediately called the Milwaukee Water Works customer service number and explained the situation to the dispatch person; answering her questions and providing her with the information she asked. The dispatch person indicated that someone would be out to my residence within the hour.

Within the hour my door bell rang and an individual from the City of Milwaukee indicated that the problem I was having with water in my basement was due to a clogged sewer. He asked if I had a lot of water in my basement and I indicated that I did. He further stated that the first thing they needed to do was unclog the sewer so the water could drain out. He indicated that the City would reimburse me for all damages since this was their fault. He further stated that someone would return and take additional information from me. This person did not state their name. The individual had dark hair, was medium/tall build and appeared to be of Hispanic decent.

Approximately 15 minutes later Dave Dulek, a Sewer Investigator at the City of Milwaukee, came to my residence and indicated that the backwater in my basement was due to a clogged sewer. He further stated that the clog stretched about 50 feet. I asked him what could be the cause of something like this? He indicated it could be caused by grease, etc. He asked if I had any damage and I indicated that I did. He then informed me that I would have to file a claim if I wanted to be reimbursed for damage to any of my personal property. I then asked him if I could get a copy of the report he was filing. He indicated that a copy would be available in a couple of days.

Needless to say, Sunday, January 5 was a very eventful day for me. Not only did I have the incident with the backwater in my basement, my fiancé was involved in a terrible car accident. He was off work for several months due to injuries he suffered. With his health being my first priority, I am just now dealing with filing this claim in time to meet the 120 day deadline you have established.

Provided in the attached document is a listing of all the items that were damaged due to the backwater incident experienced at my residence on January 5. I would appreciate your evaluation of this claim and reimbursement for expenses incurred and cost to replace my personal property that was damaged as a result of this incident.

Sincerely,


Maldoris G. Phillips

Claimant

CITY OF MILWAUKEE
RECEIVED

'03 MAY -2 PM 3:24

Attachment

Provided below is a listing of all the items that were damaged, the cost of replacement and expenses that I incurred as a result of the backwater incident experienced on Sunday, January 5, 2003.

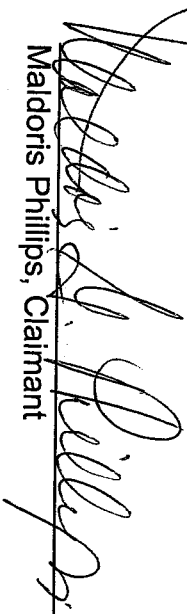
Description of Item	Amount Paid	Replacement Cost Estimate #1	Replacement Cost Estimate #2
Amount paid to have recreation room carpet cleaned, deodorized and sanitized	(Note: Copy of original receipt attached See Receipt "A") \$179.85 + 5.6% tax = \$189.92	N/A	N/A
Toddler top & pants – fabric ruined with color bleeding as a result of sitting in sewer water	Note: Copy of original receipt attached See Receipt "B") \$19.99 + 5.6% tax = \$21.11	N/A	N/A
Toddler dress - fabric ruined with color bleeding as a result of sitting in sewer water	Note: Copy of original receipt attached See Receipt "B") \$12.99 + 5.6% tax = \$13.72	N/A	N/A
Women's velour jogging suit top - fabric ruined with color bleeding as a result of sitting in sewer water	Note: Copy of original receipt attached See Receipt "C") \$39.90 + 7.75% tax = \$43.00	N/A	N/A
Women's velour jogging suit pant - fabric ruined with color bleeding as a result of sitting in sewer water	Note: Copy of original receipt attached See Receipt "C") \$39.90 + 7.75% tax = \$43.00	N/A	N/A

Description of Item	Amount Paid	Replacement Cost Estimate #1 (low)	Replacement Cost Estimate #2 (high)
Phillips 3 disc changer shelf unit stereo system – unit was on the floor-water damaged electrical unit.	Note: Original purchase price was \$329.00 + tax (could not find original sales receipt)	Best Buy \$349.00 + 5.6% tax = \$368.55	American TV 399.00 + tax
Area rug – colored decorative rug – coloring on rug bled as a result of sitting in sewer water	Note: Copy of original receipt attached See Receipt "D") \$16.00 + tax 5.1% = \$16.82 Note: Copy of original receipt attached See Receipt "D")	N/A	N/A
Area rug – colored decorative rug – coloring on rug bled as a result of sitting in sewer water	Note: Copy of original receipt attached See Receipt "D") \$16.00 + tax 5.1% = \$16.82 Note: Copy of original receipt attached See Receipt "E")	N/A	N/A
Men's sports shirt - fabric ruined with color bleeding as a result of sitting in sewer water	Note: Copy of original receipt attached See Receipt "F") \$9.99 + tax 5.6% = \$10.55 Note: Copy of original receipt attached See Receipt "F")	N/A	N/A
Women's hooded sports jacket – fabric ruined with color bleeding as a result of sitting in sewer water	Note: Copy of original receipt attached See Receipt "G") \$36.40 + tax 5.6% = \$38.44 Note: Copy of original receipt attached See Receipt "G")	N/A	N/A
Men's velour jogging suit - fabric ruined with color bleeding as a result of sitting in sewer water	Note: Copy of original receipt attached See Receipt "H") \$79.99 + tax 5.1% = \$84.07 Note: Copy of original receipt attached See Receipt "H")	N/A	N/A
Men's terry cloth polo shirt - fabric ruined with color bleeding as a result of sitting in sewer water	Note: Copy of original receipt attached See Receipt "H") \$16.99 + tax 7.75% = \$18.31	N/A	N/A

Description of Item	Amount Paid	Replacement Cost Estimate #1	Replacement Cost Estimate #2
Women's terry cloth hooded jacket - fabric ruined with color bleeding as a result of sitting in sewer water	Note: Copy of original receipt attached See Receipt "I") \$29.99 + tax 5.1% = \$31.52	N/A	N/A
Men's designer (FUBU) terry cloth sports shirt - fabric ruined with color bleeding as a result of sitting in sewer water	Note: Copy of original receipt attached See Receipt "J") \$34.99 + tax 5.6% = \$36.95	N/A	N/A
Men's designer (FUBU) terry cloth sports shirt - fabric ruined with color bleeding as a result of sitting in sewer water	Note: Copy of original receipt attached See Receipt "J") \$34.99 + tax 5.6% = \$36.95	N/A	N/A
Men's suede boot - fabric ruined from sitting in sewer water	Note: Copy of original receipt attached See Receipt "K") \$49.99 + tax 5.6% = \$52.79	N/A	N/A
Subtotals	\$49.99 + tax 5.6% = \$52.79		
Plus Applicable Tax	\$617.96	\$349.00	N/A
Totals	\$36.01	\$19.55	N/A
Total Monetary Amount Sought:	\$653.97	\$368.55	N/A
\$1,022.52			

Note: There was only one item that was damaged that I did not have the original receipt for. In this instance I used the "low" estimated replacement cost.

Signed:


Maldoris Phillips, Claimant

Receipt # 4

1st Choice Cleaning Co.

414-645-1818 or 262-827-1000

GENERAL CONDITION - ANALYSIS

1. Heavily soiled-ground in dirt	7. Excessive wear-fiber breakdown
2. Greasy/oily spots or soiling	8. Pet odor and/or stains
3. Color spots-permanent discoloration (soda, juice, cosmetics, etc.)	9. Water damage or mildew due to flooding of any nature
4. Water marks or stains	10. Carpet swells or ripples
5. Stains around baseboards, doors, edges due to soil filtration or insecticides	11. Fiber deterioration, oxidation or sun fading
6. Body oil stains in traffic areas or on turn.	12. Soiling or separation of seams
13. Other	

Age of Carpet	yrs. old	Age of UPH	yrs. old
AREAS	PROBLEMS	ANALYSIS: RECOMMENDATIONS:	
LIVING ROOM		Basement water backed up	
FAMILY ROOM		Basement water backed up	
DINING ROOM		Basement water backed up	
KITCHEN		Basement water backed up	
STAIRS		Estimated 5-2 gallons of water	
HALL			
CLOSET-WALK-IN			
BATHROOM		Recommended duplication and sanitizing for mildew	
BEDROOM 1		odor. Furniture cleaned to have better performance	
BEDROOM 2			
BEDROOM 3			
BEDROOM 4			
DEN			
BASEMENT	1	2nd application of moisture may be needed after carpet completely dries	
COUCH SOFA			
LOVE SEAT			
CHAIR			

All carpeting and/or fabrics cleaned only at customer's risk. Company shall not be responsible for any damages to fabric or carpeting cleaned other than as herein stated. Limitations of fabric carpeting to be cleaned is noted as set forth on reverse hereof. Acknowledgment of this contract as evidenced by signature below is with notice of the conditions in the reverse side hereof and the statements therein contained.

I have been advised of the conditions of the fabric/carpet, and realize that cleaning will not correct the physical condition. I hereby give my permission to have my furniture, fabric and/or carpeting analyzed, spot tested and/or cleaned.

Date 1-6-02 Customer's Signature [Signature]

CASH

WORK ORDER CONTRACT NO:

MasterCard Visa Discover American Express

Credit Card No. _____ or _____ Check Number _____

Authorization Code _____ Expiration Date _____

Customer's Name Melinda Phillips

Address 5808 N. 40th St Zip Code 53229

City and State Madison WI

Home Telephone No. (414) 527-2304 Bus. Telephone No. _____

CHECK

QUANTITY	ESTIMATE	AMOUNT
312	BASIC STEAM CLEAN	23.85
312	DEEP SCRUB METHOD	31.20
312	PRE-CONDITION	62.40
312	ANTIMICROBIAL SANITIZE	62.40
	DUPONT TEFLON STAIN SHIELD	
	STEPS _____ PER STEP	
	UPHOLSTERY	
	VENTS _____ EACH	
	COLD AIR RETURNS _____ EACH	
	HEAT/INTAKE MAIN(S)	
	FURNACE CLEANING	
	MISCELLANEOUS	
LIABILITY SHALL NOT EXCEED COST OF SERVICE		SUBTOTAL <u>179.85</u>
UPHOLSTERY CLEANED AT CUSTOMER'S OWN RISK		ADJUSTMENTS
CAUTION FLOORS MAY BE SLIPPERY WHEN WET		TAX <u>10.07</u>
AFTER CARPET CLEANING, PROTECTIVE PAPER MAY BE PLACED UNDER ALL FURNITURE. DO NOT REMOVE FOR 48 HOURS.		TOTAL <u>189.92</u>

The above service has been satisfactorily completed. The contractor assigned to perform the cleaning service in your home must provide you with satisfactory service. Please examine this contract and the services as performed before he leaves your home and if you find everything is satisfactory, sign below.

Customer's signature, service approved and accepted.

Date 1-6-02 Customer's Signature [Signature]

Name of Sub Contractor or Technicians [Signature]

Receipt B

T.J. MAXX

BROWN DEER, WI
NEVER THE SAME PLACE TWICE

CUSTOMER SALE 0201/0001/3783-3
0038 DEEDEE SEP-16-01 16:07

83 DECORATIVE GFTWRE
407398 10 7.99 7.99
71 INFANT & TODDLER
426538 10 19.99 19.99 ✓
71 INFANT & TODDLER
498972 10 12.99 12.99 ✓

5 ITEMS SUBTOTAL 40.97
40.97 TAX T W/IN 6.6% 2.29

TOTAL 43.26
AMEX 43.26

ACCOUNT NUMBER
XXXXXXXXXXXX1006 6
AUTHORIZATION NUMBER 362903

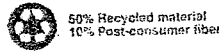
REFUNDS WITHIN 30 DAYS WITH RECEIPT

Receipt C

NORTHBROOK RACK 847-205-0890
TRANS. TYPE EMPLOYEE # ST#REG# TRANS#

2 SALE 3734092 229/4031 8352
FEE/DEPT/CL DESCRIPTION AMOUNT

2132	0024817171043	RK SHOE ACCESSOR	14.90
1922	0750827747670	RACK SP WOMENS S	39.90
1922	0750827744877	RACK SP WOMENS S	39.90
2139	0031600315003	RK SHOE ACCESSOR	8.50
SUBTOTAL			103.20
SALES TAX 7.75%			7.99
AMEX 000000000-0			111.19
XXXXXXXXXXXX1006			
CHANGE DUE			0.00
TOTAL 07/15/01 11:45			111.19



NORDSTROM

<input type="checkbox"/> CHARGE TO ACCOUNT	<input type="checkbox"/> CASH	<input type="checkbox"/> CHECK	<input type="checkbox"/> CREDIT ACCOUNT	<input type="checkbox"/> CASH REFUND
PAYMENT TO ACCOUNT		PAYMENT AMT.		

This purchase is to be charged to my account and I agree to pay the total amount shown on this document in full within 30 days of the date of purchase. If I charge these goods to my Nordstrom Retail Card or my Nordstrom Visa Card, I agree to Nordstrom's "Policy" and Web which contain a purchase money security interest in the goods under the Uniform Commercial Code until the unpaid balance of the goods is fully paid. I understand that in the event of default, Nordstrom will be entitled to possession of the goods in the manner and to the extent permitted by applicable law. The terms and conditions of my Nordstrom Top Credit Card Agreement/Security Agreement, previously agreed to by me are incorporated by reference into this Security Agreement. Nordstrom Inc., Scottsdale, Arizona.

[Handwritten Signature]

www.nordstrom.com

CUSTOMER'S COPY

Receipt D

WAL★MART

ALWAYS LOW PRICES. ALWAYS WAL-MART.

Always.

WE SELL FOR LESS
MANAGER ROBERT SCHULTHEIS
MANAGER ROBERT SCHULTHEIS
(262) 255 - 1285

ST# 1515	OP# 00002730	TE# 03	TR# 02870
AREA RUG	008609305072	16.00	A ✓
CARP PRECUT	002738601218	3.97	J
AREA RUG	008609305072	16.00	A ✓
PHOTO FRAME	068113125987	11.97	J
	SUBTOTAL	47.94	
TAX 1	5.100 %	2.44	
	TOTAL	50.38	
AMEX	TEND	50.38	

ACCOUNT #1006-10/02
 APPROVAL #500954
 TRANS ID -
 VALIDATION -
 PAYMENT SERVICE -
 CHANGE DUE 0.00

ITEMS SOLD 4

TC# 5361 9172 2634 7400 463



CASH YOUR TAX REBATE CHECKS HERE!
09/03/01 19:48:19

CUSTOMER COPY

Receipt E

JCPENNEY OUTLET STORE 3012-2
TIMMERMAN PLAZA
10332 W. SILVER SPRING DR.
MILWAUKEE, WI. 53225 (414)464-1111
www.jcpenney.com

02:09 PM 7591 3012/010 150 ✓

515/5156	PRIV BRND SPORTSHIRT		
	QTY 1	9.99T	
027/7187	WOMENS SLIPPERS		
	QTY 1	1.29	
	SALE DISC	.50 -	
	YOUR PRICE		.79T
027/7187	WOMENS SLIPPERS		
	QTY 1	1.29	
	SALE DISC	.50 -	
	YOUR PRICE		.79T
027/7187	WOMENS SLIPPERS		
	QTY 1	1.29	
	SALE DISC	.50 -	
	YOUR PRICE		.79T
723/1285	SHEETS/PILLOWCASES		
	QTY 1	14.99T	
842/1696	MISSES CASUAL TOPS		
	QTY 1	9.99T	
516/8782	MENS HEAVYWGHT SHIRT		
	QTY 1	9.99	
	SALE DISC	4.00 -	
	YOUR PRICE		5.99T
516/8782	MENS HEAVYWGHT SHIRT		
	QTY 1	9.99	
	SALE DISC	4.00 -	
	YOUR PRICE		5.99T
	SUBTOTAL		49.32
	SALES TAX	5.600% 53225	2.76
	VISA		52.08
	TTL 12/24/00		52.08

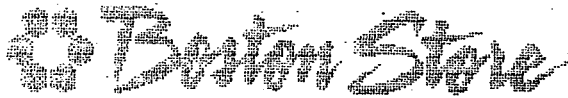
CARDHOLDER ACKNOWLEDGES RECEIPT OF
GOODS/SERVICES IN THE AMOUNT SHOWN AND
AGREES TO PAY FOR THEM ACCORDING TO
CREDIT CONTRACT WITH CARD ISSUER.

**YOUR SATISFACTION
IS
OUR GOAL**

KEEP THIS SLIP FOR STATEMENT VERIFICATION
CUSTOMER COPY

RCT# 3012 122400 010 7591 8

Receipt F



BAYSHORE
 053/9805 0773 4 356451
 0638938345254
 236206 CONTEMPORARY MS SPTWR
 29738515 98.00 98.00 T

0795761466492
 250677 MODERATE UPDATE SPORT ✓
 58288442 52.00 15.60- 36.40 T

SUBTOTAL 134.40
 TAX 5.600% 7.53
 AMOUNT DUE 141.93
 BOSTON CHARGE 141.93

0043110-0
 PLAN CODE 2
 CHANGE DUE 0.00

05/22/00 07:03 PM SALE
 MALBORIS G PHILLIPS

PLEASE RETAIN THIS RECEIPT.
 IT WILL EXPEDITE ANY EXCHANGE OR RETURN
 OF MERCHANDISE NOT INDICATED AS 'GIFT'.

Thank You
 For Shopping At
BOSTON STORE

Receipt G

MEGAMARSHALLS OF BROOKFIELD, WI

29 SALE 2074 0737 015

T1223 003311781 MENS 79.99 ✓
 T1219 003634170 ACCESSORIES 24.99
 T1219 005103906 ACCESSORIES 29.99
 T1224 005573134 MENS 12.99
 T1220 004497824 MENS 14.99
 SUBTOTAL 162.95
 WI SALES TAX 5.1% 8.31
 TOTAL 171.26

004850
 ACCOUNT NUMBER ~~XXXXXXXXXXXX~~
 MASTER CARD 171.26
 EXPIRATION DATE 07/00

THANK YOU FOR SHOPPING AT MARSHALLS

BRAND NAMES FOR LESS. EVERY DAY.

0075 12/04/99 07:32PM

Receipt H

MARSHALLS OF NORTHBROOK ILLINOIS

49 SALE 2392 0664 006

T1226 006819682 MENS	16.99 ✓
T1226 008815655 MENS	10.00
T1271 005139901 INF & TDLRS	4.00
T1272 003866687 GIRLS	7.99
T1272 003851689 GIRLS	7.99
T1271 006107633 INF & TDLRS	9.99
T1226 004083225 MENS	12.99
T1226 008815730 MENS	10.00
T1226 008352833 MENS	15.00
SUBTOTAL	94.95
7.75% IL SALES TAX	7.36
TOTAL	102.31

013024

ACCOUNT NUMBER XXXXXXXXXXXX27707 S
 DISCOVER CARD 102.31
 EXPIRATION DATE 09/03
 VISIT US AT WWW.MARSHALLSONLINE.COM

BRAND NAMES FOR LESS. EVERY DAY.

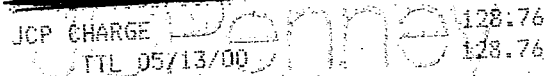
0349 4/13/01 07:43PM

Receipt J

JCPENNEY OUTLET STORE 3012-2
 TIMMERMAN PLAZA
 10332 W. SILVER SPRING DR.
 MILWAUKEE, WI. 53225 (414)464-1111
 www.jcpenney.com

05:52 PM 2582 3012/012 570

503/6555	MENS HOSE	5.99T
	QTY 1	
503/3366	MENS HOSE	5.99T
	QTY 1	
112/0391	NISSSES SLEEPWEAR	14.99T
	QTY 1	
112/4201	DEL. BALLET GOWN	9.99T
	QTY 1	
742/3091	BATH SHOP	14.99T
	QTY 1	
524/2577	DM S/S YD STRIPE	34.99T ✓
	QTY 1	
524/2577	DM S/S YD STRIPE	34.99T ✓
	QTY 1	
SUBTOTAL		121.93
SALES TAX 5.600% 53225		6.83

JCP CHARGE  128.76
 TTL 05/13/00 128.76

I HAVE YOUR SWYLET
 CARDHOLDER ACKNOWLEDGES RECEIPT
 GOODS/SERVICES IN THE AMOUNT SHOWN AND
 AGREES TO PAY FOR THEM ACCORDING TO
 CREDIT CONTRACT WITH CARD ISSUER.

YOUR SATISFACTION
 IS
 OUR GOAL

KEEP THIS SLIP FOR STATEMENT VERIFICATION
 CUSTOMER COPY

I LOVE YOUR STYLE

Receipt K

UNDERGROUND STATION 881
 881 THE GRAND AVENUE STE 1145
 275 W. WISCONSIN AVE.
 MILWAUKEE, WI 53203-3318

TRANS: 20052 11:23 01/12/2001
 EMPL: 330 REGNO: 1
 ***** SALE *****

T 6390511 M 13.0	49.99
WALLABEE KID	
Subtotal	49.99
Tax @ 5.600%	2.80
TOTAL	52.79

Disc 52.79
 ACCT: ~~83/83~~ 83/83
 AUTH: 7707 M

Customer Copy

Underground Station
 Tune in to the Fashion!

... Now Hiring ...
 Fax Resume to: 615-367-7274

Receipt I

1234 56789
 BRUNNFIELD WI
 NEVER THE SAME PLACE TWICE

ORLE 0047 1 0000 12072
 0202 00/27/00 00:00 PM

1 07 WOMEN'S SIZES 110410	29.77
2 07 WOMEN'S SIZES 110208	14.77
3 07 WOMEN'S SIZES 110000	24.77
4 17 HUESBOOKIES 120211	7.77
5 00 BUMBLES 002020	12.77
6 17 HUESBOOKIES 202012	
ORLEY	10.70

TOTAL: 1720.00
 17 HUESBOOKIES 001000
 ORLEY 7.00
 TOTAL 1727.00
 DISC 1727.00
 SUB TOTAL 104.20
 TAX 5.02
 TOTAL 109.22
 APPROVAL 02/7/00
 VISA 120.00

HOLDING NUMBER ~~XXXXXXXXXX~~
 EXPIRATION DATE 11/01
 AUTHORIZATION NUMBER 027/00

* REFUNDS WITHIN 90 DAYS WITH RECEIPT *



