

# CITY OF MILWAUKEE

Form CA-43

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May 22, 2001

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Heather Kruse  
c/o Dennis H. Beaudry Insurance Agency  
6111 West Bluemound Road  
Milwaukee, WI 53213

RE: C.I. File No: 01-V-159

Dear Ms. Kruse:

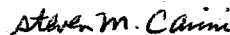
This office is in receipt of your claim in the amount of \$840.91, relating to damage sustained to your vehicle on April 24, 2001 when it allegedly collided with a City vehicle on North Hawley Road and West Notre Dame Court.

Our investigation reveals that the Fleet Accident Report completed as a result of this accident notes that the City employee had properly placed cones along the swing side of the gradall and had turned on all emergency lighting. The report also indicated that numerous vehicles had safely passed through the area before your accident. It further notes that you had been talking on your cell phone and had been looking over your left shoulder for northbound traffic as you came alongside the gradall, on your right, and contact resulted. The primary liability for this accident rests with you. As such, the City cannot accept liability for your loss. Accordingly, 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 receipt 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



Steven M. Carini  
Investigator Adjuster

SMC:beg