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October 14, 2008

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

Re: Resolution relating to the claim of CJD Moving & Systems, Inc.
By General Casualty, their representative
C.I. File No. 08-L-56

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, General Casualty, by their representative, Mr. Kerry Cartier, One General Drive, Sun Prairie, WI 53596 and their insured, CJD Moving Systems, Inc. (CJD) allege that on February 29, 2008 a vehicle owned by CJD was damaged due to a missing bridge clearance sign on the Humboldt Street Bridge over North Commerce Street. They claim damages in the amount of \$5,802.88.

The Infrastructure Services Division (ISD) checked their records and the records of the DPW Call Center related to this matter for the year prior to this incident. They found that the Call Center had not received any complaints or notice of the missing sign between

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February 29, 2007 and March 15, 2008. The ISD conducted a site investigation and found that the sign was missing. A sign crew subsequently re-installed the sign. The ISD had no notice of this missing sign prior to February 29, 2008 and because of this lack of notice, the City would not be liable. We recommend denial of this claim

Very truly yours,

GRANT F. LANGLEY
City Attorney

JAN A. SMOKOWICZ
Assistant City Attorney

JAS:beg
Enclosure
1029-2008-1702:138375