

CITY OF MILWAUKEE

Form CA-43

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August 1, 2002

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

Re: Communication from Attorney Kevin W. Haass
on behalf of Robert Bence
C.I. File No. 00-L-170

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.

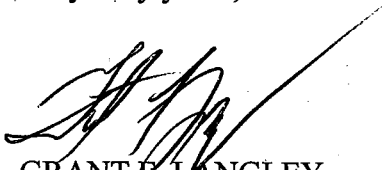
Claimant, Robert Bence, 9471 West Main Street, Milwaukee, WI 53214, by his attorney Kevin W. Haass of Daniel P. Kondos, S. C. Law Offices, 407 West Silver Spring Drive, Milwaukee, WI 53217 alleges that on November 28, 2000 he sustained injuries when he tripped on metal plating placed across the sidewalk while crossing a bridge near South 70th Street and West Dickinson Street. They claim damages in the amount of \$25,000.00.

The Infrastructure Services Division records indicate no metal plates were placed on the bridge by City employees. Prior to this complaint, the City had no notice of any defect

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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 F. LANGLEY
City Attorney



MICHAEL G. TOBIN
Assistant City Attorney

MGT:beg
Enclosure
1029-2000-084:56205