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February 6, 2014

*Mailed
2-11-14*

Mr. Jermaine Reed
4900 North 65th Street
Milwaukee, WI 53218

RE: C.I. File No. 1048-2013-2196
Communication from JERMAINE REED

Dear Mr. Reed:

We have received your claim in the amount of \$1,433.00, relating to damage allegedly sustained to your vehicle on July 2, 2013 around 8:15 a.m. when it collided with an uncovered hole in the road while you were traveling eastbound on Silver Spring Drive, east of Teutonia Avenue, just before the railroad bridge.

The Milwaukee Water Works (MWW) records indicate that on June 26, 2013 they replaced a fire hydrant and gate valve at 2823 West Silver Spring Drive. The next day, they back-filled and blacktopped the excavation area with a temporary asphalt patch. Prior to receipt of this claim, the MWW did not receive any calls or complaints regarding their repair work. The Infrastructure Services Division (ISD) reviewed their records and those of the DPW Call Center relative to this incident. The ISD found that on July 1, 2013 at 1:25 p.m. and on July 2, 2013 at 10:00 a.m. the Call Center received calls regarding potholes near the 2800 block of West Silver Spring Drive. A Street Maintenance crew patched and started permanent repairs at this location on Monday, July 8, 2013, after the holiday and furlough. The ISD followed proper procedures and it was acting within the City's discretion.

There is no evidence that the City was negligent in this matter. As such, the City would not be liable. Therefore, we are denying your claim.

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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 E. LANGLEY
City Attorney

Steven M. Carini
STEVEN M. CARINI
Investigator Adjuster

SMC:cdr

1048-2013-2196/200008