GRANT F. LANGLEY City Attorney

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May 22, 2014

Ms. Tonya L. Moton 3435 N. 60<sup>th</sup> Street, #212 Milwaukee, WI 53216

Re:

C.I. File No. 1029-2014-1504

Communication from TONYA MOTON

Dear Ms. Moton:

The City of Milwaukee is in receipt of the claim for damages you incurred as a result of a defect in a sidewalk or street on April 8, 2014 while travelling southbound on North 60<sup>th</sup> Street between Appleton and Hadley at/near 2851-2775 N. 60<sup>th</sup> Street.

Based on 2011 Wisconsin Act 132, Wisconsin municipalities are immune from liability for any damage that occurs on or after April 5, 2012 due to a defect in a sidewalk or street. Although the city is immune from liability for damages, the city takes any report of defective streets or sidewalks seriously. Therefore, your claim has been forwarded to the Department of Public Works so city staff may inspect the area in question and repair any defect as promptly as possible.

Mailed 5-28-14

THOMAS O. GARTNER STUART S. MUKAMAL THOMAS J. BEAMISH **MAURITA F. HOUREN** JOHN J. HEINEN SUSAN E. LAPPEN JAN A. SMOKOWICZ PATRICIA A. FRICKER HEIDI WICK SPOERL **KURT A. BEHLING GREGG C. HAGOPIAN** ELLEN H. TANGEN **MELANIE RUTLEDGE** JAY A. UNORA DONALD L. SCHRIEFER MARYNELL REGAN G. O'SULLIVAN-CROWLEY KATHRYN Z. BLOCK **ADAM B. STEPHENS KEVIN P. SULLIVAN** THOMAS D. MILLER JARELY M. RUIZ **ROBIN A. PEDERSON** MARGARET C. DAUN JEREMY R. MCKENZIE MARY L. SCHANNING PETER J. BLOCK **NICHOLAS P. DESIATO JOANNA GIBELEV JENNY YUAN** T.C. MAKAYA KAIL J. DECKER Assistant City Attorneys



Ms. Tonya L. Moton May 22, 2014 Page Two

For the reasons stated above, we are denying your claim. If you wish to appeal this decision, you may do so by sending a letter within 21 days of receipt of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, WI 53202, requesting a hearing.

Very truly yours,

GRANT F. LANGLEY City Attorney

stevenm. Carini

STEVEN M. CARINI Investigator Adjuster

SMC:cdr

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