

CITY OF MILWAUKEE

Form CA-43

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April 20, 2004

Reta M. Bullock
2479 West Cornell Street
Milwaukee, WI 53209

RE: Reta M. Bullock
C.I. File No: 04-S-99

Dear Ms. Bullock:

This office is receipt of your claim in the amount \$315.00, relating to damages sustained to your property on December 30, 2003, January 11, 2004 and February 14, 2004 when backwater from a clogged sewer flowed into the basement located at 4600 North 24th Place.

Our investigation reveals that the Infrastructure Services Division records indicate that they were not informed of, nor did they investigate, backwaters that allegedly occurred on December 30, 2003 and January 11, 2004. They did receive a backwater complaint on February 14, 2004 and investigated it that day. They found the City's main sanitary sewer to be clogged causing the backwater. The sewer was cleaned and restored to proper working condition at this time. The sewer is on a regular cleaning schedule and was last cleaned prior to the clog on September 17, 2002, which is within its normal cleaning cycle. This City main sewer has no prior history of being clogged. There was a previous backwater complaint at this location on July 23, 1999. The City's main sanitary sewer was in proper working order at that time and the owner was informed that his building lateral should be cleaned by a plumber to restore it to proper working order. Because the sewer was on a regular cleaning schedule and the City did not have any notice of any problems with the sewer, the City cannot be held liable. Accordingly, we are denying your claim.

Reta M. Bullock

April 20 2004

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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 F. LANGLEY
City Attorney



STEVEN M. CARINI
Investigator Adjuster

SMC:beg
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