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August 28, 2013

Paul Schwabe
Vice President
Phoenix Cudahy, LLC
1818 North Farwell Avenue
Milwaukee, WI 53202

Dear Mr. Schwabe:

We are sending you this letter in response to your request for a certificate of insurance.

The City of Milwaukee does not maintain a policy of insurance covering its employees or its motor vehicles. Instead, the City self-insures its employees and its vehicles against liability. Wis. Stat. §§ 893.80 and 895.46, impose upon the City the obligation to pay any judgments entered against the City, its officers or employees. Liability for damages arising out of tort actions are limited to \$50,000, Wis. Stat. § 893.80(3), except if the damage arose out of the negligent use of a motor vehicle, then the damages are limited to \$250,000. Wis. Stat. § 345.05(3). In order to meet this obligation, the City maintains a damages and claims fund and a contingent fund to pay claims and judgments. For 2013, the damages and claims fund is funded at \$1,225,000 and the contingent fund is funded at \$5,000,000. In the event the City fails to pay a judgment, the judgment amount may be collected along with next year's tax levy and paid to the judgment holder. See, Wis. Stat. § 66.0117. Moreover, the City has insured the contents of the premises at 4300 N. Richards under the Local Government Property Insurance Fund.

Based upon the above, we believe that the City of Milwaukee has sufficient financial wherewithal to pay any claim, loss or damage that may be awarded against it.

Very truly yours,

KATHRYN Z. BLOCK
Assistant City Attorney
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OFFICE OF THE CITY ATTORNEY

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