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Assistant City Attorneys

April 30, 2009

Jeffery Kusick  
818 Surrey Lane  
Hartland, WI 53029

RE: Jeffrey Kusick  
C.I. File No: 09-S-57

Dear Mr. Kusick:

We have received your claim in the amount of \$230.00, relating to the windshield damage to your vehicle that was allegedly caused by snow and ice that was dislodged and/or thrown over the South 92<sup>nd</sup> Street bridge as you traveled east on I-94 on December 12, 2008.

Our investigation reveals that the Fleet Accident Report completed as a result of this alleged incident noted the bridge is outfitted with small safety fence fabric on either side, to a height of 8 feet above the sidewalk. The holes in the mesh are approximately 1 inch in size. The driver assigned to this route also denies causing any damage. Our office also spoke with the Support Service investigator that investigated this matter. He noted we followed standard plowing procedures. Since the City followed standard procedures and there is no proof that the City was negligent in this matter, it cannot accept liability and we are denying your claim.

OFFICE OF THE CITY ATTORNEY

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Jeffery Kusick  
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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, Wisconsin 53202, requesting a hearing.

Very truly yours,



GRANT F. LANGLEY  
City Attorney



ROBERT M. OVERHOLT  
Investigator Adjuster

RMO:beg  
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