



LUMIN Schools

Dear City of Milwaukee
Office of the City Attorney
City Hall 800
200 E. Wells St
Milwaukee, WI 53202-3551

G. Juan North
I would like to Appeal the
decision for damages to my
car near 2039 N 37th and
2412 N. Finlayson Street (N 37th)

CASE NOS. 1029-2023-1791 &
1029-2023-1792

I feel these streets are not being
taken care of and as a result of
failure by the city of Milwaukee
to keep the streets up to code.

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and being able to drive freely
without worrying about
damage to my tires. As a result
of the City Streets not being
drive able my tires were
damaged and I feel as my
right to be able to get
Reimbursed Rightfully.

R Juan Cortez
3631 W. Brown St
Milwaukee, WI 53208

EVAN C. GOYKE
City Attorney

MARY L. SCHANNING
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June 25, 2024

Ms. G'Juan Korth
3631 West Brown Street
Milwaukee, WI 53208

Mailed
7-9-2024

Re: C.I. File Nos. 1029-2023-1791 and 1029-2023-1792
Communication from G'JUAN KORTH

Dear Ms. Korth:


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 at or near 2039 N. 37th Street and 2412 N. Finlayson Street (N. 5th Street).


The city takes every report of defective streets or sidewalks seriously. Upon notice of any defect the Department of Public Works will investigate, and/or patch, repair or barricade known hazards in its discretion. However, state law relative to roadway defects changed significantly following the adoption of 2011 Wisconsin 132. Under current state law, municipalities are only liable for known defects that the municipality has failed to timely repair. Generally, the City is not liable for damage related to roadway defects.

City records indicated that prior to October 2, 2023, and October 10, 2023, the City had no notice of these hazards in the roadway. Because of this lack of notice, and the City's discretionary immunity, the City is not liable for your damages.

If you wish to appeal this decision, you may do so by sending a written statement requesting a hearing within 21 days of the postmarked date of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202. Please include a photocopy of this letter's envelope, showing the postmark, and retain the original in the event further proof is needed.

Very truly yours,


EVAN C. GOYKE
City Attorney


MICHELLE THOMPSON-GRAY
Investigator Adjuster

ECG/MG/cdr

1029-2023-1791:292087

ECG *MG*

