

Gill Wheatley
File # 1029-2020-1366

10/26/2020

To City of Milwaukee
c/o Teaman Spencer City Attorney.

I wish to appeal this decision and
request a hearing on this claim.

This sewer grate was removed by 2
City Workers weeks before I hit it.

The City Workers removed this
sewer grate and were digging around
inside sewer. They knew it had sunk
then. Why didn't they report it then?
When I measured it it was almost 4" down.
I thought they were going to repair it
then.

Thank you
Gill Wheatley

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OFFICE OF CITY ATTORNEY

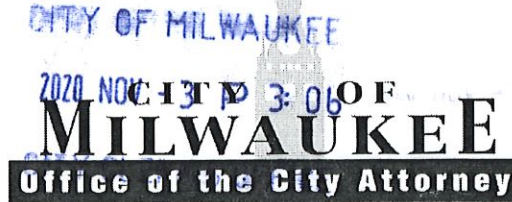
NOV 05 2020

10:27 A.M./P.M.

TEARMAN SPENCER
City Attorney

KIMBERLY R. WALKER
Special Deputy City Attorney

MIRIAM R. HORWITZ
MARY L. SCHANNING
Deputy City Attorneys



Milwaukee City Hall Suite 800 • 200 East Wells Street • Milwaukee, Wisconsin 53202-3551
Telephone: 414.286.2601 • TDD: 414.286.2025 • Fax: 414.286.8550

SUSAN E. LAPPEN
PATRICIA A. FRICKER
HEIDI WICK SPOERL
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JAY A. UNORA
KATHRYN Z. BLOCK
KEVIN P. SULLIVAN
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ALLISON N. FLANAGAN
HEATHER H. HOUGH
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JAMES M. CARROLL
WILLIAM G. DAVIDSON
MEIGHAN M. ANGER
ALEXANDER R. CARSON
JENNIFER J. TATE
Assistant City Attorneys

October 19, 2020

Mr. Bill Wheatley
3780 South Whitnall Avenue
Milwaukee, WI 53207

RE: Communication from BILL WHEATLEY
C.I. File No. 1029-2020-1366

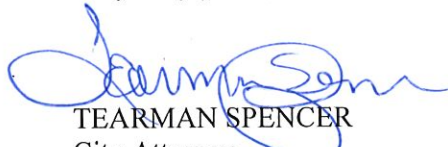
Dear Mr. Wheatley:

We have received your claim in the amount of \$1,824.35, from a loss on July 15, 2020.

The Infrastructure Services Division records indicate that on August 4, 2020 they received a complaint from you that the sewer grate close to the parking lane, at 3780 South Whitnall Avenue in front of your residence, is sinking. Sewer Maintenance responded that day, found that the sewer grate frame had dropped about 3 inches and barricaded the site. It was repaired on August 20, 2020. Prior to August 4, 2020, the City had no notice of this hazard. Because of this lack of notice, the City would not be liable. Therefore, we are denying your claim.

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,


TEARMAN SPENCER
City Attorney



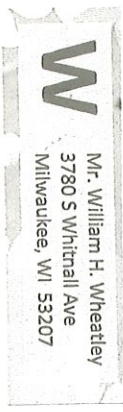
STEVEN M. CARINI
Investigator Adjuster

SMC/cdr

c: Robert Brooks (Infrastructure)

1029-2020-1366/271712



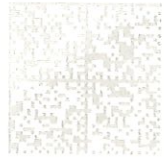


Milwaukee City Clerk
200 East Wells Street
Room 205
Milwaukee, Wisconsin 53202

CITY OF MILWAUKEE
Office of the City Attorney
OFFICE OF THE CITY ATTORNEY
800 City Hall
200 East Wells Street
Milwaukee, Wisconsin 53202-3551

Mr. Bill Wheatley
3780 South Whitnall Avenue
Milwaukee, WI 53207

PRESORTED
FIRST CLASS



U.S. POSTAGE
ZIP 53205 \$ 0.00
02 4M
000035 83367001 2



12E-55B 53207



Gill Wheatley
File # 1029-2020-1366

12/26/2020

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c/o Terman Spencer City Attorney.

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Mr. William H. Wheatley
3780 S Whitnall Ave
Milwaukee, WI 53207

Milwaukee City Clerk
200 East Wells Street
Room 205
Milwaukee, Wisconsin 53202

CITY OF
MILWAUKEE
Office of the City Attorney
OFFICE OF THE CITY ATTORNEY
800 City Hall
200 East Wells Street
Milwaukee, Wisconsin 53202-3551

Mr. Bill Wheatley
3780 South Whitnall Avenue
Milwaukee, WI 53207

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NOV 05 2020

10:27 A.M./P.M.

FOREVE



12E-522 53207



Mr. Bill Wheatley

3780 S. Whitnall
Milw Wi 53207

Phone #

414 507 9984

Ran over a Sewer
Cover that Was
Down 3 1/2" in
front of my house

I am still waiting
for repairs to be
done. The City
Came and inspected
and put a barricade
in front of it.

this happened
July 15 2020
3:30 PM.

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OFFICE OF CITY ATTORNEY

AUG 18 2020

11 07 AM P.M.

P554538

HOME OF THE

BECAUSE OF THE Free
BRAVE

PRO COMP AUTO BODY INC.
 3045 So. KINNICKINNIC AVE, MILWAUKEE, WI
 53207
 Phone: (414) 747-0436
 FAX: (414) 747-0744

Workfile ID: c2474171
 PartsShare: 5V6WTQ
 Federal ID: 39-1937922

Preliminary Estimate

Customer: WHEATLEY, BILL

Job Number:

Insured: WHEATLEY, BILL Policy #: Claim #: QX8001
 Type of Loss: Date of Loss: Days to Repair: 0
 Point of Impact:

Owner: WHEATLEY, BILL
 3780 S WHITNALL AVE
 MILWAUKEE, WI 53207
 (414) 507-9984 Cell

Inspection Location: PRO COMP AUTO BODY INC.
 3045 So. KINNICKINNIC AVE
 MILWAUKEE, WI 53207
 Repair Facility
 (414) 747-0436 Business

Insurance Company: ACUITY, A MUTUAL INSURANCE COMPANY

VEHICLE

2007 NISS Murano SL AWD 4D UTV 6-3.5L Gasoline SMFI

VIN: JN8AZ08W77W620844 Interior Color: Mileage In: 131,772 Vehicle Out:
 License: Exterior Color: Mileage Out:
 State: Production Date: Condition: Job #:

TRANSMISSION

Automatic Transmission
 4 Wheel Drive

POWER

Power Steering
 Power Brakes
 Power Windows
 Power Locks
 Power Mirrors
 Power Driver Seat

DECOR

Dual Mirrors
 Privacy Glass

Console/Storage

CONVENIENCE

Air Conditioning
 Intermittent Wipers
 Tilt Wheel
 Cruise Control
 Rear Defogger
 Keyless Entry
 Alarm
 Steering Wheel Touch Controls
 Rear Window Wiper
 Climate Control
 Backup Camera

Home Link

RADIO

AM Radio
 FM Radio
 Stereo
 Search/Seek
 CD Player

SAFETY

Drivers Side Air Bag
 Passenger Air Bag
 Anti-Lock Brakes (4)
 4 Wheel Disc Brakes
 Front Side Impact Air Bags

Head/Curtain Air Bags

SEATS

Cloth Seats
 Bucket Seats

WHEELS

Aluminum/Alloy Wheels

PAINT

Clear Coat Paint

OTHER

Fog Lamps
 Rear Spoiler

July 15

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 OFFICE OF CITY ATTORNEY

AUG 18 2020

11 07 A.M.P.M.

CITY CLERK'S OFFICE
 2020 AUG 17 PM 3:32
 CITY OF MILWAUKEE

Preliminary Estimate

Customer: WHEATLEY, BILL

Job Number:

2007 NISS Murano SL AWD 4D UTV 6-3.5L Gasoline SMFI

| Line | Oper | Description | Part Number | Qty | Extended Price \$ | Labor | Paint |
|------------------|------|---|-------------|-----|-------------------|------------|------------|
| 1 | | EXHAUST SYSTEM | | | | | |
| 2 | * | R&I Resonator & pipe mount | | | | 1.5 M | |
| 3 | | Repl Front pipe gasket | 2069265J00 | 1 | 13.97 | | |
| 4 | | REAR SUSPENSION | | | | | |
| 5 | | Repl Susp crossmember | 55400CC00A | 1 | 736.08 m | 5.2 M | |
| 6 | | Repl RT Stabilizer link | 54618CA010 | 1 | 32.83 m | 0.4 M | |
| 7 | | Repl LT Stabilizer link | 54668CA010 | 1 | 30.37 m | 0.4 M | |
| 8 | # | bleed brakes | | 1 | | 1.0 M | |
| 9 | # | brake fluid | | 1 | 20.00 | | |
| 10 | # | ALIGNMENT | | 1 | 79.99 | | |
| 11 | # | POSSIBLE ADDITIONAL DAMAGE TO REAR SUSPENSION | | 1 | | | |
| SUBTOTALS | | | | | 913.24 | 8.5 | 0.0 |

ESTIMATE TOTALS

| Category | Basis | Rate | Cost \$ |
|----------------------|---------------|--------------|-----------------|
| Parts | | | 913.24 |
| Mechanical Labor | 8.5 hrs @ | \$ 96.00 /hr | 816.00 |
| Subtotal | | | 1,729.24 |
| Sales Tax | \$ 1,729.24 @ | 5.5000 % | 95.11 |
| Grand Total | | | 1,824.35 |
| Deductible | | | 0.00 |
| CUSTOMER PAY | | | 0.00 |
| INSURANCE PAY | | | 1,824.35 |

THANK YOU FOR LETTING US SERVE YOU
AND MAKE IT A GREAT DAY

fd in ch
Salve
mt

MOTOR VEHICLE REPAIR PRACTICES ARE REGULATED BY CHAPTER ATCP 132, WIS. ADM. CODE, ADMINISTERED BY THE BUREAU OF CONSUMER PROTECTION, WISCONSIN DEPT. OF AGRICULTURE, TRADE AND CONSUMER PROTECTION, P.O. BOX 8911, MADISON, WISCONSIN 53708-8911.