

10/20/2017

To whom It May Concern,

This letter comes as a request for an appeal on the decision made on C.I. File No. 1029-2017-1867.

I, Maneisha Gaston, is requesting a hearing to discuss the above case and situation. I do not feel it is fair that the city refuses to take responsibility for the much needed repairs on the city streets. It is unfortunate that most individuals dont and wont take the time to pursue such situation due to outcomes such as this one. I am sure prior to me calling and complaining several cars and tires have been damaged. It is not fair that we as citizens must call the city to report damages in the same streets you all drive on and witness just as acco do.

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NOV 7 - 2017

OFFICE OF
CITY ATTORNEY

I truly need to speak to the judge or someone. I have several pictures of holes in the streets. I just want my car back like it was when I drove it off the lot 2/2017. (No under body damage and no busted tires from the City of Milwaukee lack of repairs and respons, b, l, t, r, e, s.

Thank you in advance.

Kindly,

Manush Bhatt

CITY OF MILWAUKEE
2017 NOV - 6 P 1:02
CITY CLERK'S OFFICE

444-458-5048

Questions / or
Concerns..

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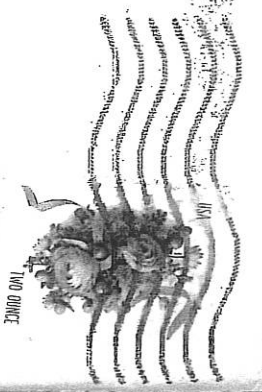
NOV 7 - 2017

OFFICE OF
CITY ATTORNEY

Manelsha Easton
2017 W. Vine St.
Milwaukee, WI 53205

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NOV 7 - 2017
OFFICE OF
CITY ATTORNEY

MILWAUKEE, WI 53205
04 NOV 2017 PM 4 L



Milwaukee City Clerk
200 East Wells St. Rm. 205
Milwaukee, WI 53202

53202-957099



Office Clerk
Attn: CLAIMS
200 E. Wells St Room 205
Milwaukee, WI 53202-3567

Maneisha Gaston
2217 W. Vine St
Milwaukee, WI 53205

CITY OF MILWAUKEE
2017 SEP 14 P 2:44
CITY CLERK'S OFFICE RECEIVED

Date: August 30, 2017

SEP 15 2017

Dear Office of City Clerk Claims:

OFFICE OF
CITY ATTORNEY

My name is Maneisha Gaston, I am the owner of a 2014 Mercedes CLA-250. I am writing you in reference to an incident that occurred on the evening of August 13, 2017 around 8:30 pm.

On Sunday evening, August 13, 2017 I was driving Southbound on 20th Street, just as I was passing Locust, there was a pothole which I was able to avoid but as I proceeded to drive there was a much deeper hole that I didn't see, in which my tire couldn't avoid and it completely burst. By the time I arrived at the stop light not even 2 blocks away. My dash had an error message showing the right tire gauge at 0. My pressure went from the normal 33 lbs to 0 in less than 30 seconds. I proceeded home and when I woke up the next morning for work, my tire had a large hole exposed. The pothole was located on 20th in between Locust & Hadley. On my way to get my tire replaced, I contacted the City of Milwaukee to inform them that there were several potholes on 20th street from Hopkins up to North, which is not fair to any of the individuals traveling in this area. Our cars are pretty much in danger if we don't pay attention. You must swerve to avoid the holes. Every other square in the street has a pothole which not only causes tire damage but also underbody damage as well. When I took my car into the Umansky repair shop to have my tire replaced, while being placed in the air, the mechanic noticed that my engine cover is cracked as well. The wear and tare caused the damaged city streets is ridiculous and costly. I have never had any accidents in my car and have only had it for 6 months. I'm sure the engine cover was not damaged at the time of the sell.

Since calling and reporting the incident, I noticed not even 3 days later that the hole was repaired and covered. I am thankful that I was able to take a picture to show proof that the hole was present prior to the repair.

This letter is a request for compensation for my left front tire as well as the underbody front cover. I am a concerned resident that would just like the streets to be repaired so we can drive safe and not spend unnecessary monies on car damages. I am hopeful that the Office of The City Clerk understands that I am unable to continue to pay for damages that could be avoided if the city streets would be completely repaired as needed before drastic situation happen such as mine.

If you have any further questions or concerns, please feel free to contact me at 414-458-5048.

Thank you in advance for your consideration.

Sincerely,

Maneisha Gaston



Email: 1msmgaston@gmail.com

CUSTOMER #: 264806

706019



MOTOR CARS

Mercedes-Benz of Milwaukee North

1400 West Silver Spring Drive
Milwaukee, Wisconsin 53209-4417
Phone (414) 290-1400 Fax (414) 290-1613
www.umanskymotorcars.com
www.mercedesofmilwaukeeorth.com

INVOICE

DUPLICATE 3

PAGE 1

MANEISHA R GASTON
2217 W VINE STREET
MILWAUKEE, WI 53205
1MSMGASTON@GMAIL.COM
HOME: 414-458-5048 CONT: 414-458-5048
BUS: 888-999-2404 CELL: 414-458-5048

SERVICE ADVISOR: 212 ALEX COURTNEY

Table with columns: COLOR, YEAR, MAKE/MODEL, VIN, LICENSE, MILEAGE IN/OUT, TAGGED. Includes details for BLK/BLK 14 MERCEDES BENZ CLA250 and service dates.

Table with columns: LINE, OPCODE, TECH, TYPE, HOURS, LIST, NET, TOTAL. Header row for service items.

A OWNER STATES THE LF TIRE WENT FLAT AFTER HITTING A POT HOLE
G1TIRE MOUNT & BALANCE 1 NEW TIRE
1826 CMS 30.00 30.00
1 Q-8-40-1516 PIRELLI 225/45R17 SKU, 2031700, 91H, CIN 268.00 256.72 256.72
1 BALALUM WEIGHT 2.50 2.50 2.50
1 DISPOSAL TIRE 1.25 1.25 1.25
DOT NEW DOT # 93CJ M317 0717
1826 CMS 0.00 0.00
GNOTE FIRST MILE AUTH # 17705131 \$290.47
1826 CMS 0.00 0.00
PARTS: 260.47 LABOR: 30.00 OTHER: 0.00 TOTAL LINE A: 290.47
28333 REPLACED LF TIRE AND QUOTED LOWER ENGINE COVER DUE TO DAMAGE FROM HITTING POTHOLE

*****THE FOLLOWING WORK WAS RECOMMENDED BUT NOT PERFORMED*****
DESCRIPTION: (GEN) DECLINED SERVICE
REASON DENIED: LAT Customer will have work performed later
PERSON CONTACTED: MANEISHA GASTON
COMMENTS: REPLACE CRACKED FRONT UNDER-BODY PANEL
RECOMMENDED BY: 212 COURTNEY DENIAL ADDED BY: 212 COURTNEY
LINE ASSOCIATED: A ESTIMATE: 330.00

RECEIVED
SEP 15 2017
OFFICE OF CITY ATTORNEY

Thank you for allowing us to service your vehicle!
For Appointments, please call: (414) 290-1400
Service Hours: Monday - Friday 7:00am - 5:30pm

Table with columns: STATEMENT OF DISCLAIMER, DESCRIPTION, TOTALS. Includes labor amount, parts amount, and total charges.

Note: There will be a \$25.00 fee for all returned checks.

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.

CUSTOMER COPY

Marked
9/11/17



OFFICE OF THE CITY CLERK
Milwaukee, Wisconsin

**INSTRUCTIONS FOR FILING A CLAIM
AGAINST THE CITY OF MILWAUKEE**

To file a claim against the City a claimant must comply with Section 893.80(1), Wis. Stats., a copy of which is printed at the bottom of this instruction sheet. Generally the statute requires the claimant to submit to the City Clerk:

1. A document stating the circumstances of the claim which must be signed by the claimant, or his/her agent or attorney. This document should be filed within 120 days of the event.
2. A document stating the address of the claimant and a statement of the relief sought. If money damages are sought, a specific sum must be stated.

(The above information may be combined in a single document.)

The following information should also be submitted to allow the City to promptly act on your claim:

1. Proof of the amount of the claim by means of either itemized receipts or two itemized estimates.
2. A phone number where the claimant can be reached during business hours as well as the claimant's e-mail address, if any.
3. As detailed a description of the incident as possible, including the date, time and place.

All information should be submitted to:

City Clerk
ATTN: CLAIMS
200 E. Wells St., Room 205
Milwaukee, WI 53202-3567

ADDITIONAL INFORMATION

Before you can file a lawsuit against the City of Milwaukee for reimbursement, State law requires that you first follow the claim procedures established by the City Clerk.

Filing a claim against the City does not automatically guarantee reimbursement from the City. However, the City examines each claim on an individual basis in determining if reimbursement is legally required.

In order to obtain reimbursement for a claim against the City, you must prove that the City or its employees acted unlawfully or negligently.

Only the City Attorney or the Common Council and the Mayor can authorize payment of a claim against the City. Any other representations made by City employees are not legally binding on the City.

893.80 Claims against governmental bodies or officers, agents or employees; notice of injury; limitation of damages and suits. (1) Except as provided in subs. (1g), (1m), (1p) and (8), no action may be brought or maintained against any volunteer fire company organized under ch. 213, political corporation, governmental subdivision or agency thereof nor against any officer, official, agent or employee of the corporation, subdivision or agency for acts done in their official capacity or in the course of their agency or employment upon a claim or cause of action unless:

(a) Within 120 days after the happening of the event giving rise to the claim, written notice of the circumstances of the claim signed by the party, agent or attorney is served on the volunteer fire company, political corporation, governmental subdivision or agency and on the officer, official, agent or employee under s. 801.11. Failure to give the requisite notice shall not bar action on the claim if the fire company, corporation, subdivision or agency had actual notice of the claim and the claimant shows to the satisfaction of the court that the delay or failure to give the requisite notice has not been prejudicial to the defendant fire company, corporation, subdivision or agency or to the defendant officer, official, agent or employee; and

(b) A claim containing the address of the claimant and an itemized statement of the relief sought is presented to the appropriate clerk or person who performs the duties of a clerk or secretary for the defendant fire company, corporation, subdivision or agency and the claim is disallowed.

