

CITY OF MILWAUKEE

Form CA-43

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February 26, 2002

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David T. Sherman
3774 South 27th Street #42
Milwaukee, WI 53221

RE: C.I. File No. 02-V-14


Dear Mr. Sherman:

This office is in receipt of your claim in the amount of \$600.00, relating to damage sustained to your porch on January 8, 2002 when it was allegedly struck by a City of Milwaukee garbage truck during collection at 3774 South 27th Street #42.

Our investigation reveals that the Fleet Accident Report and Sanitation Division report completed as a result of this alleged incident indicate that the driver and crew member of the garbage truck deny striking your porch. Therefore, in the absence of evidence to the contrary, the City must take credence in the testimony of the driver and crew member and not accept liability. Accordingly, we are denying your claim.

If you wish to appeal this decision, you may do so by sending a letter within 21 days of the 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

Steven M. Carini

STEVEN M. CARINI
Investigator Adjuster

SMC