

Served
1-16-02 9:12 AM
Rkasinski

**NOTICE OF INJURY AND CLAIM FOR MONEY DAMAGES
PURSUANT TO WISCONSIN STATUTE SEC. 893.80**

To: City of Milwaukee
200 East Wells Street
Milwaukee, WI 53202

cc: City Clerk
City of Milwaukee
200 East Wells Street
Milwaukee, WI 53202

CITY OF MILWAUKEE
02 JAN 16 AM 9:13
RONALD D. LEONHARDT
CITY CLERK

NAME AND ADDRESS OF CLAIMANTS:

Ms. Virginia Slottke
Mr. Dennis Slottke
2068 South 32nd Street
Milwaukee, WI 53215

CITY OF MILWAUKEE
02 JAN 16 PM 3:27
CITY CLERK

DATE AND TIME OF EVENT GIVING RISE TO CLAIM:

September 23, 2001, at approximately 11:45 a.m.

LOCATION OF EVENT GIVING RISE TO CLAIM:

On the West Becher Avenue public sidewalk (north side) between 33rd and 32nd Streets in the City of Milwaukee, across the street from 3231 West Becher.

CIRCUMSTANCES OF EVENTS GIVING RISE TO CLAIM:

Virginia and Dennis Slottke reside at 2068 South 32nd Street, Milwaukee, Wisconsin 53215. On Sunday, September 23, 2001, Virginia (DOB 9/25/34) attended the 10:30 a.m. mass at St. Rafael The Archangel Congregation at 2059 So. 33rd Street, Milwaukee, Wisconsin. Following the mass at approximately 11:40 to 11:45 a.m., she was walking home, eastbound on West Becher Avenue on the north public sidewalk, between 33rd and 32nd Streets, across the street from 3231 West Becher. The weather was wet and drizzling and the claimant was carrying an umbrella. She suddenly fell after tripping over a substantial defect in the City's sidewalk, i.e. a 1-1/2 inch plus rise. (Attached as Exh. 1 is a photocopy of the substantial defect in the sidewalk).¹ Her right foot tripped on the defect causing her to fall on her right side and her right shoulder.

¹ Upon information and belief, the City repaired (or temporarily repaired) the substantial defect on or about January 11, 2002.

As a result of the fall, Mrs. Slotke sustained a large rotator cuff tear of the right shoulder involving the supraspinatus and infraspinatus tendons, among other injuries. (See Exh. 2 attached hereto which is the right shoulder MRI report of 9/27/2001 at Medical Diagnostic Imaging). Mrs. Slotke had surgery on October 11, 2001, and is still treating for her injuries. She has, however, sustained a significant loss of range of motion at her right shoulder. She has received medical bills exceeding \$12,000.

ITEMIZED STATEMENT OF RELIEF SOUGHT:

Money damages in the amount of \$50,000.00, for the personal injury to Virginia Slotke and damages in the amount of \$50,000.00, for the loss of society and companionship and other losses suffered by Dennis Slotke as a result of the injuries sustained by his wife.

Executed this 15th day of January, 2002, at Brookfield, Wisconsin.

CANNON & DUNPHY, S.C.

Attorneys for Claimant

By: 

Mark L. Thomsen

State Bar No. 01018839

P.O. ADDRESS:

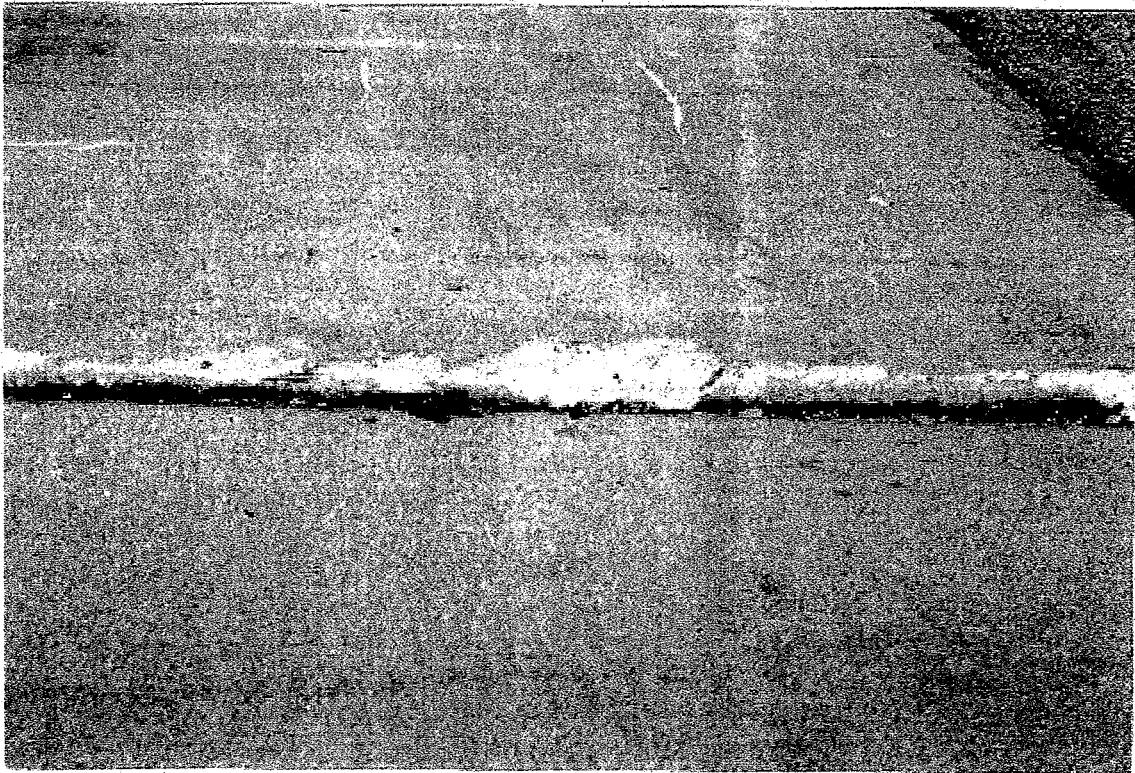
595 North Barker Road

P.O. Box 1750

Brookfield, WI 53008-1750

Telephone: (262) 796-3703

Facsimile: (262) 796-3713





Medical Diagnostic Imaging

6150 West Layton Ave.
Greenfield WI 53220
Phone: (414) 282-4100
Fax: (414) 282-4105

Patient Name: **SLOTTKE, VIRGINIA R**
File Number: **388-32-2378**
Referred By: **BRUCE BERRY, MD**
Date of Birth: **09-25-1934/F**
Date of Examination: **09-27-2001**

Exam: **RT MRI SHOULDER W/O CONTRAST**

Clinical Information: **Rule out rotator cuff tear; swelling and stiffness.**

Examination: **MRI scans of the right shoulder on 27 September 2001.**

Clinical history: **67 year old female with right shoulder pain and swelling. Patient reportedly fell on the shoulder approximately four days ago.**

Findings: **proton density weighted axial and coronal images were obtained along with T2 weighted sagittal and coronal images. There is no evidence of fracture or dislocation. Marrow signal is grossly normal throughout the visualized osseous structures. There is a large complete tear of the rotator cuff involving the supraspinatus and infraspinatus tendons. There is moderate retraction of the tendon of the supraspinatus muscle. The subscapular muscle and tendon are intact, however, there is increased signal within the subscapular tendon suggesting tendonopathy or a partial tear. The long head of the biceps tendon also demonstrates increased signal and slight thickening which may also represent tendonopathy or partial tear. On the axial views there is a thin linear area of increased signal involving the anterior superior aspect of the labrum which may also represent a small labral tear. There is a small amount of fluid within the subacromial-subdeltoid bursa. The acromion process is noted to slope slightly downward laterally and findings are consistent with a type II acromion. A small amount of fluid is also noted within the acromioclavicular joint.**

Impression:

- 1. MRI scans of the right shoulder reveal a large rotator cuff tear involving the supraspinatus and infraspinatus tendons. Increased signal is also noted within the tendon of the subscapular muscle suggesting tendonopathy or a partial tear.**
- 2. The long head of the biceps tendon is thickened and has increased signal also suggesting tendonopathy or partial tear.**
- 3. A thin linear area of increased signal is noted in the anterior superior aspect of the glenoid labrum which may also represent a small tear.**

Gerald Splittgerber, M.D.

Dictated: 09/27/2001 gs

Electronically Signed: Thursday, Sep 27 2001

Thank you for referring VIRGINIA SLOTTKE to our office.