



**MILWAUKEE
PUBLIC SCHOOLS**

Office of Induction & Support
Department of Organizational Development
1011 W Center St, Milwaukee, WI 53206
Phone: (414) 267-5162 Email: induction@milwaukee.k12.wi.us
mpsmke.com

June 27, 2022

To Whom It May Concern:

In light of the city's refusal to authorize my claim (**C.I. File No. 1068-2021-1266**), I am filing for an appeal with the City Attorney. The messaging in your original letter makes it very clear that certain actions should have occurred prior to August of 2021, when extreme weather struck my neighborhood. Hence, the city should be held liable for damage to my home.

Looking forward to my day in front of the Common Council,

Darnell A. Hamilton

CITY OF MILWAUKEE
2022 JUN 30 P 3: 22
CITY CLERK'S OFFICE

OFFICE OF CITY ATTORNEY
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Assistant City Attorneys

June 16, 2022

mailed
6-22-22

Mr. Darnell Hamilton
2635 North Newhall Street
Milwaukee, WI 53211

RE: Communication from Darnell Hamilton
C.I. File No. 1068-2021-1266

Dear Mr. Hamilton:

We have received your claim for the amount of \$4,980.72 relating to the damage you sustained on August 10, 2021 after a City tree fell and damaged your home located at 2635 North Newhall Street.

Our investigation reveals that the Forestry Department was notified by the Milwaukee Police Department of multiple trees down and blocking the street on the 2600 block of North Newhall Street. The tree in front of 2635 North Newhall Street had fallen on electrical lines and wires pulled from electrical poles were tangled within the branches. A request was made to WE Energies to clear the electrical hazard for Forestry to work safely to remove the tree. This was completed on August 17, 2021.

In July of 2018, Forestry Staff had identified the subject tree for eventual removal because the branches were beginning to die and the tree was unlikely to survive long term. The tree was added to a list of removals that required WE Energies to either take down or remove the top canopy so Forestry could safely remove the tree. WE Energies was contacted several times over the following months to schedule this tree removal. WE Energies was not able to, or did not respond before this weather event.

It is our view that the tree failure in this case occurred as a result of the extreme weather event of August 10, 2021, and not as a result of negligence on the part of the City of Milwaukee. As such, the City would not be liable for your damage and we are denying your claim.

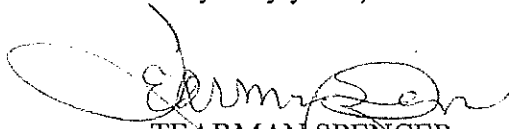
A rectangular stamp with the word "COPY" in a bold, sans-serif font. The letter "C" is enclosed in a small square box.



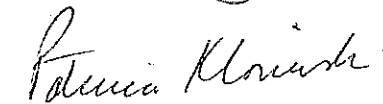
Mr. Darnell Hamilton
June 16, 2022
Page Two

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



PATRICIA KLOSIEWSKI
Investigator/Adjuster

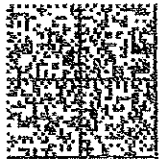
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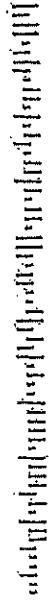
**CITY OF
MILWAUKEE**
Office of the City Attorney
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Mr. Darnell Hamilton
2635 North Newhall Street
Milwaukee, WI 53211

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