

CITY OF MILWAUKEE

Form CA-43

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May 9, 2002

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Zita Peavy
4251 North 22nd Street
Milwaukee, WI 53209

RE: C.I. File No.: 02-S-135


Dear Ms. Peavy:

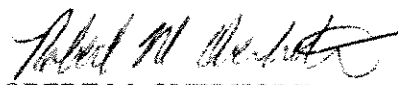
This office is in receipt of your claim in the amount of \$2,434.00, relating to damage to your vehicle on April 19, 2002 when you allegedly drove over a manhole at North 22nd Street and West Olive Street.

The Infrastructure Services Division records indicate this incident was reported on the date in question. The site was investigated and secured. The frame, lid and brickwork were in need of repair, which was completed shortly after the incident. The structure was inspected in 1999, no problems were found. The maintenance program is within normal limits. Prior to this incident, the City had no notice of the defect and because of this lack of notice the City cannot be held liable. 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


ROBERT M. OVERHOLT
Investigator Adjuster

RMO:beg