

CITY OF MILWAUKEE

Form CA-43

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January 28, 2002

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Ruth Kurth
4571 South Whitnall Avenue, #6
St. Francis, WI 53235

RE: Ruth Kurth
C.I. File No.: 02-S-8

Dear Ms. Kurth:

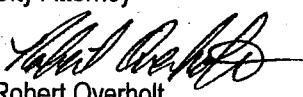
This office is receipt of your claim in the amount of \$149.25, relating to damage sustained to your vehicle on December 10, 2001 when it collided with a low spot at or near 4840 South Howell Avenue.

The Infrastructure Services records indicate they did not perform any maintenance work in this area. Their record did indicate that on November 15, 2001, Permit 0124-0118 was issued to Louis Schmitt Plumbing, 2212 Sunnydale Road, Mequon, WI 53092 to install a water lateral at 4840 South Howell Avenue. Upon notification of a road defect the Division will send a repair crew to correct a hazard within 24 hours. Since the City had no notice of this condition prior to your complaint and the fact the City was not involved in the construction activity in question, the City cannot accept liability for your loss. 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 Overholt
Investigator Adjuster