

**NOTICE OF CIRCUMSTANCES AND CLAIM PURSUANT TO
SECTION 893.80, STATS.**

'01 AUG 16 PM 1:10

TO: City Clerk
City of Milwaukee
200 East Wells
Milwaukee, WI 53202

OFFICE OF
CITY ATTORNEY
- 10:25AM
8-16-01
AK

2001 AUG 16 AM 10:27
RONALD D. LEONHARDT
CITY CLERK
CITY OF MILWAUKEE

The claimant, Kiriakoula Haltoupi, by her attorneys, Whyte Hirschboeck Dudek C., for her Notice of Circumstances and Claim against the City of Milwaukee, alleges as follows:


1. Kiriakoula Haltoupi is an adult resident of the State of Wisconsin, residing at 1133 North Edison Street, Milwaukee, Wisconsin 53202.
2. On April 26, 2001 at approximately 4:30 a.m., Kiriakoula Haltoupi (hereinafter "Haltoupi") was walking to work on the sidewalk located on the east side of North 3rd Street between Kilbourn Avenue and Wells Street in the City of Milwaukee, Milwaukee County, Wisconsin. While walking in a southbound direction on the sidewalk, Haltoupi tripped and fell on an uneven portion of the sidewalk in front of C & W Parking, sustaining personal injuries as set forth below.
3. At the subject time and place, the City of Milwaukee was negligent in failing to properly maintain its sidewalk on the east side of North 3rd Street between Kilbourn Avenue and Wells Street to provide a safe, flat, and even walking surface for its pedestrians and otherwise failed to make the subject location as safe as it reasonably could be for pedestrians. The failure of the City of Milwaukee to properly maintain the aforementioned sidewalk on or before the subject date and time was a negligent act and a factor in causing the accident and resulting injuries to Haltoupi as detailed below.

DAMAGE CLAIM


The City of Milwaukee, as a result of the negligent conduct of its employees in failing to properly maintain its sidewalk on the east side of North 3rd Street between Kilbourn Avenue and Wells Street, caused Kiriakoula Haltoupi to suffer serious injuries on April 26, 2001 at approximately 4:30 a.m. which may be permanent. Haltoupi hereby makes a claim for damages against the City of Milwaukee for compensatory damages for physical injuries, including a fractured finger and hand contusion, requiring the use of pain medications, undergoing x-ray exams, and splinting, which prohibited the full use of her hand. Haltoupi has suffered past and future pain, anxiety, disability, physical and mental distress, wage loss, and past and future medical expenses, all in an amount not yet fully capable of determination, but at least \$50,000.00.

WHEREFORE, Kiriakoula Haltoupi hereby makes claim against the City of Milwaukee in the sum of \$50,000.00 and hereby serves notice of said damage claim pursuant to § 893.80 of the Wisconsin Statutes.

Dated this 15th day of August, 2001.

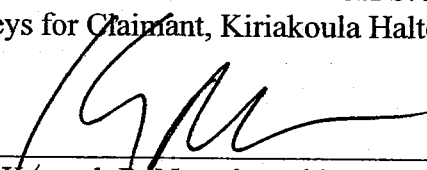

Kiriakoula Haltoupi

Subscribed and sworn to before me
this 15th day of August, 2001.


Notary Public, State of Wisconsin
My commission expires 10/14/01

WHYTE HIRSCHBOECK DUDEK S.C.
Attorneys for Claimant, Kiriakoula Haltoupi

BY:


Kenneth R. Nowakowski
State Bar No. 1015226

P.O. ADDRESS

111 East Wisconsin Avenue
Suite 2100
Milwaukee, WI 53202
(414) 273-2100