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August 9, 2018

Eula Edwards
3641 N. 21st Street
Milwaukee, WI 53206

Mailed

8-13-18

RE: C.I. File No. 1068-2018-1419
Communication from Eula Edwards

Dear Ms. Edwards:

We are in receipt of your claim for damages sustained to your house gutter and gated fence in the amount of \$395.00 that resulted from a fallen tree branch on April 14, 2018.

The Forestry Section of the City conducted and concluded their investigation of this matter. Their investigation revealed that the tree in question and the broken branch were alive, but the branch did have signs of internal decay. The Forestry Section received one previous service request regarding the tree in September 2015, requesting to remove a broken branch hanging from the tree, which was followed up by a Forestry crew. The cyclical pruning of all trees in your geographical area was completed in February 2016.

On the date of the incident, the City experienced wind gusts reaching 46 mph. As a result, the forestry Section responded to multiple requests regarding broken branches down and hanging from City street trees.

The Forestry Section investigation concluded that no reasonable or prudent action on its part could have foreseen nor prevented the damages to your house gutter and gated fence from occurring. In that there is no evidence that the City was negligent in this matter, the City would not be liable for the damages to your house gutter and gated fence. Therefore, we are denying your claim.

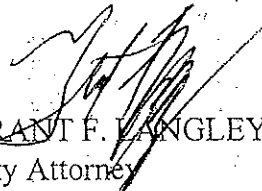
If you wish to appeal this decision, you may do so by sending a written statement requesting a hearing within 21 days of the postmarked date of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin



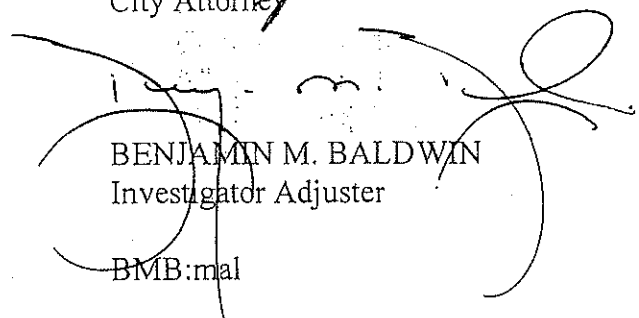
Eula Edwards
August 9, 2018
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53202. Please include a photocopy of this letter's envelope, showing the postmark, and retain the original in the event further proof is needed.

Very truly yours,



GRANT F. LANGLEY
City Attorney



BENJAMIN M. BALDWIN
Investigator Adjuster

BMB:mal

C: Randy Krouse (Forestry)

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