

# CITY OF MILWAUKEE

Form CA-43

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July 26, 2004

State Farm Insurance Companies  
Attn: Sara Trocinski, Claim Representative  
P.O. Box 25027  
Woodbury, MN 55125-9871

RE: C.I. File No: 04-V-109  
Your Clm No: 49-1344-14G  
Your Insured: Calvin Dugger

Dear Ms. Trocinski:

This office is in receipt of your subrogation claim in the amount of \$280.03, relating to damages sustained to your insured's windshield when loose rocks were allegedly falling from a City dump truck on April 30, 2004 on northbound Highway 41 at Vliet/Washington Blvd.

Our investigation reveals the Fleet Accident Report completed as a result of this alleged incident noted your insured never saw what hit his windshield. He assumed something fell off of the City dump truck because it was 100 feet ahead of him. The report further noted there was some soft mud packed and mixed with small stones on the tailgate. The Department of Public Works inspector did not note any mud or dents on your insured's hood or windshield. Since there is no evidence to support your belief that the City caused your insured's loss, it cannot accept liability. Accordingly, we are denying your claim.

State Farm Insurance Companies

July 26, 2004


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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  
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