

CITY OF MILWAUKEE

Form CA-43

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September 29, 2004

Molly Brown
225 Prospect Avenue
Pewaukee, WI 53072-3417

RE: Molly Brown
C.I. File No: 04-S-284

Dear Ms. Brown:

This office is in receipt of your claim in the amount of \$1,570.97, relating to injuries you allege you sustained on June 5, 2004 while attending the River Splash festivities near North Water Street and East Juneau Avenue.

Our investigation reveals that units of the Milwaukee Police Mounted (Horse) Patrol was assigned to the River Splash festival for security and crowd control. They had received a report of an unconscious man in the intersection of North Water and East Juneau. They responded, established a limited security zone and awaited the arrival of the Fire Department's EMT unit. The EMT truck was unable to get any closer than half a block due to the density of the crowd. The crew attempted to walk over but were severely hampered by the crowd. Some units of the mounted patrol attempted to open a path by slowly walking, while on horseback, through the crowd blowing whistles to alert everyone to their presence and directing the crowd to move to the side to allow them to get through. It was at this point that a horse allegedly stepped on your foot. Since the police were not negligent, but rather were acting within the sphere of their responsibility, the City would not be liable. Accordingly, we are denying your claim.

Molly Brown
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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 E. LANGLEY
City Attorney

Steven M. Carini
STEVEN M. CARINI
Investigator Adjuster

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