

CITY OF MILWAUKEE

June 10, 2019

2019 JUN 19 P 1:54

CITY CLERK'S OFFICE

Attorney Jennifer Williams
731 West Daphne Road
Glendale, WI 53217
Phone: (414) 758-9212
jlw@gruber-law.com

City Clerk
ATTN: CLAIMS
200 East Wells Street, Room 205
Milwaukee, WI 53202-3567

RE: C.I. File No. 1029-2019-803

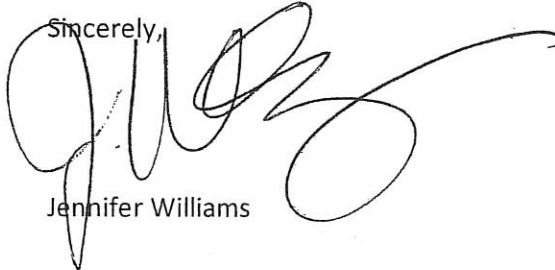
To whom it may concern:

I received a response to my notice of claim originally dated April 16, 2019, denying liability due to a negligently maintained City roadway which damaged my vehicle. The envelope postmarked May 24, 2019 is attached.

Take notice I wish to appeal the liability denial. I request a hearing.

Thank you for your time and attention to my claim pursuant to Wis. Stat. Sec. 893.80.

Sincerely,



Jennifer Williams

Enclosure

*City Atty Office:
Our denial letter was
mailed 5-24-19. The
claimant appeal letter
was postmarked 6-11-19.
(INCLUDE)*

OFFICE OF
CITY ATTORNEY

2019 JUN 20 PM 3:34

CITY OF MILWAUKEE
RECEIVED

GRUBER LAW OFFICES, LLC
100 East Wisconsin Avenue, Suite 2800
Milwaukee, Wisconsin 53202

CITY OF MILWAUKEE

2019 JUN 19 P 1:54

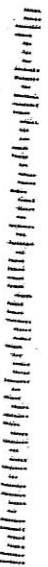
POSTAL SERVICE OFFICE

Milwaukee City Clerk
200 E. Wells Street
Room 205
Milwaukee, WI
53202

MILWAUKEE WI 530
JUN 19 2019 PM 3:1



53202-357099



April 16, 2019

RECEIVED
OFFICE OF CITY ATTORNEY

APR 22 2019

A.M./P.M.

Attorney Jennifer Williams
731 West Daphne Road
Glendale, WI 53217
Phone: (414) 758-9212
jlw@gruber-law.com

RECEIVED
OFFICE OF CITY ATTORNEY

APR 22 2019

11:45 A.M./P.M.

City Clerk
ATTN: CLAIMS
200 East Wells Street, Room 205
Milwaukee, WI 53202-3567

To whom it may concern:

On April 12, 2019, I was driving my personally owned vehicle north on Green Bay Road at Villard Avenue when I hit a large and deep pothole in the left lane. My front driver's side tire immediately deflated as the result.

The damage to my vehicle was \$433.13 for a tire replacement and alignment. Attached is a receipt for that repair. Photographs of the property damage are available upon request.

On April 12, 2019, I returned to the intersection of Green Bay Road & Villard to inspect and photograph the pothole located just north of Villard on GB Road in the left lane. I photographed the pothole, and it appeared to be partially filled in with large white gravel; however, whatever repair attempt that was made was not adequate to fill the pothole, leaving a deep crater in the street. Because of the negligent repair, the depth and width of the remaining pothole caused the damage to my vehicle.

Please reimburse me for the repairs to my vehicle in the amount of \$433.13.

My phone number, email and address are listed above.

Thank you for your time and attention to my claim pursuant to Wis. Stat. Sec. 893.80.

Sincerely,



Jennifer Williams

Enclosure

CITY OF MILWAUKEE
2019 APR 18 P 2:17
CITY CLERK'S OFFICE

CUSTOMER #: 278489

223888



MOTOR CARS

INVOICE

BMW of Milwaukee North

JENNIFER WILLIAMS
731 W DAPHNE RD
MILWAUKEE, WI 53217
JLW@GRUBER-LAW.COM

PAGE 1

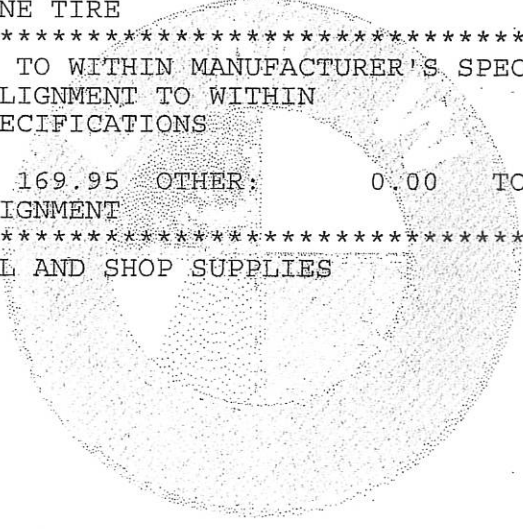
5990 N. Green Bay Avenue
Milwaukee, Wisconsin 53209-3810
Phone (414) 290-4200 · Fax (414) 290-1613
www.umanskymotorcars.com
www.bmwofmilwaueenorth.com

HOME: CONT:414-758-9212
BUS: CELL:414-758-9212

SERVICE ADVISOR: 1957 JORDAN COLE

| COLOR | YEAR | MAKE/MODEL | VIN | LICENSE | MILEAGE IN/ OUT | TAGGED | |
|---------------|-------------------|------------------------------|-------------------|---------|-----------------|---------|-----------|
| SILVER | 16 | BMW X1XDRIVE28I | WBXHT3C37G5E53827 | | 67445/67447 | WILLI | |
| DEL DATE | PROD. DATE | WARR. EXP. | PROMISED | PO NO. | RATE | PAYMENT | INV. DATE |
| 22APR16 DD | | | 17:00 12APR19 | | 145.00 | CASH | 15APR19 |
| R.O. OPENED | DATE OFFERED BACK | OPTIONS: | | | | | |
| 15:11 12APR19 | 17:31 15APR19 | ENG:2.0_Liter_GDI_DOHC_Turbo | | | | | |

| LINE | OPCODE | TECH | TYPE | HOURS | LIST | NET | TOTAL | |
|--------|--|--|--------|--------|--------|--------|---------------|--------|
| A | C/S | DRIVER FRONT TIRE IS LOSING AIR AFTER POTHOLE | | | | | | |
| | | G1TIRE MOUNT & BALANCE 1 TIRE | | | | | | |
| | | 108 CBR | | | | 25.00 | 25.00 | |
| | | 1 36-11-2-464-446 BRIDGESTONE DRIVEGUARD RFT | | | | | | |
| | | B:369041 | | | 200.00 | 200.00 | 200.00 | |
| | | 1 BALALUM WEIGHT | | | 2.50 | 2.50 | 2.50 | |
| | | 1 DISPOSAL RECYCLE | | | 2.00 | 2.00 | 2.00 | |
| PARTS: | | 204.50 | LABOR: | 25.00 | OTHER: | 0.00 | TOTAL LINE A: | 229.50 |
| | | 67447 MOUNT AND BALANCED ONE TIRE | | | | | | |
| ***** | | | | | | | | |
| B | PERFORM 4 WHEEL ALIGNMENT TO WITHIN MANUFACTURER'S SPECIFICATIONS | | | | | | | |
| | G160 PERFORM 4 WHEEL ALIGNMENT TO WITHIN MANUFACTURER'S SPECIFICATIONS | | | | | | | |
| | | 108 CBR | | | | 169.95 | 169.95 | |
| PARTS: | | 0.00 | LABOR: | 169.95 | OTHER: | 0.00 | TOTAL LINE B: | 169.95 |
| | | 67447 PERFORMED 4 WHEEL ALIGNMENT | | | | | | |
| ***** | | | | | | | | |
| | | ENVIRONMENTAL WASTE DISPOSAL AND SHOP SUPPLIES | | | | | | 10.72 |



RECEIVED
OFFICE OF CITY ATTORNEY

APR 22 2019

H 45 P.M.

| | | | |
|---|--|------------------------|--------|
| <p>Thank you for allowing us to service your vehicle!</p> <p>For Appointments, please call: (414) 290-4200</p> <p>Service Hours: Monday - Friday 7:00am - 5:30pm</p> | STATEMENT OF DISCLAIMER | DESCRIPTION | TOTALS |
| | The factory warranty constitutes all of the warranties with respect to the sale of this item/items. The Seller hereby expressly disclaims all warranties either express or implied, including any implied warranty of merchantability or fitness for a particular purpose. Seller neither assumes nor authorizes any other person to assume for it any liability in connection with the sale of this item/items. | LABOR AMOUNT | 194.95 |
| | | PARTS AMOUNT | 204.50 |
| | | GAS, OIL, LUBE | 0.00 |
| | | SUBLET AMOUNT | 0.00 |
| | | ENVIRONMENTAL/SUPPLIES | 10.72 |
| | | TOTAL CHARGES | 410.17 |
| | | LESS INS./DISC./COUPON | 0.00 |
| | | SALES TAX | 22.96 |
| | CUSTOMER SIGNATURE | PLEASE PAY THIS AMOUNT | 433.13 |

Note: There will be a \$25.00 fee for all returned checks.

Motor Vehicle repair practices are regulated by chapter ATCP 132, Wis. Adm. Code, administered by the Bureau of Consumer Protection, Wisconsin Dept. of Agriculture, Trade and Consumer Protection, P.O. Box 8911, Madison, Wisconsin 53708-8911.