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April 21, 2021

To the Honorable Common Council
of the City of Milwaukee
Room 205 – City Hall

RE: C.I. File No. 1029-2019-1381
Communication from: J. Richard Law Offices, LLC
740 N. Plankinton Avenue, Suite 800
Milwaukee, WI 53203 on behalf of
Patricia Jackson
2624 N. 48th Street, Lower
Milwaukee, WI 53210

Dear Council Members:

J. Richard Law Offices, LLC, alleges that on March 26, 2019, their client sustained injuries when she fell out of a motorized wheelchair due to uneven pavement on the sidewalk at or near South 13th Street and West Mitchell Street. The claimed damages total \$6,422.71.

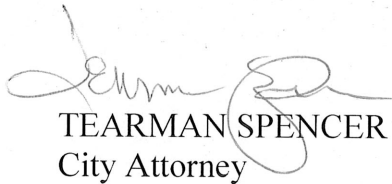
Wisconsin municipalities have discretionary immunity from liability for any damage that is due to a defect in a sidewalk or street. Under discretionary immunity the City is generally not liable for damages.




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City records indicate that prior to March 26, 2019, the City had no notice of this hazard. Because of this lack of notice, the City would not be liable. Therefore, we recommend that this claim be denied.

Very truly yours,



TEARMAN SPENCER
City Attorney



ROBIN A. PEDERSON
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RAP/cdr

Enclosures

c: James Washington (Infrastructure)

1029-2019-1381/274191