

April 1, 2005

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

Re: Communication from Action Law Offices, S.C.
On behalf of Margaret Lazarevich
C.I. File No. 03-L-164

Dear Council Members:

We return the enclosed document which has been filed with the City Clerk and ask that it be introduced and referred to the Committee on Judiciary & Legislation with the following recommendation.

Claimant, Margaret Lazarevich, 827 South Shea, Milwaukee, WI 53215 alleges through her attorney, Action Law Offices, S.C., 933 North Mayfair Road, Suite 200, Milwaukee, WI 53226, that on September 4, 2003 she sustained injuries when she tripped and fell on a piece of pipe sticking out of the ground located at 2254 South Chase Avenue. They claim damages in the amount of \$50,000.00.

Our investigation reveals that a WE Energies gas valve at the reported location was elevated from the surrounding soil and missing its cover. Since the City was not negligent in this matter, we cannot accept liability. Therefore, we recommend denial of this claim.

Very truly yours,

GRANT F. LANGLEY
City Attorney

MICHAEL G. TOBIN
Assistant City Attorney

MGT:beg
Enclosure
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