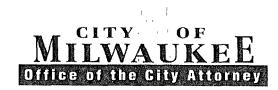
EVAN C. GOYKE City Attorney

MARY L. SCHANNING ROBIN A. PEDERSON NAOMI E. SANDERS JULIE P. WILSON Deputy City Attorneys



Milwaukee City Hall Suite 800 • 200 East Wells Street • Milwaukee, Wisconsin 53202-3551 Telephone: 414.286.2601 • TDD: 414.286.2025 • Fax: 414.286.8550

May 14, 2025

Ms. Charlene Wright 4368 North 42nd Place Milwaukee, WI 53216

RE: Communications from Charlene Wright

C.I. File No. 1068-2024-1541

Dear Ms. Wright:

We are in receipt of your claim regarding damages you sustained on August 27, 2024, when a City tree branch fell on your fence located at 4368 North 42nd Place.

Our investigation revealed that on August 27, 2024, Forestry Department responded to an emergency call regarding a tree branch that fell on your fence at the subject location. Upon arrival, Forestry crew found that a City tree branch had fallen onto your fence; however, no damages resulted from this failure. Existing fence damage was noted. The branch that failed was alive with no evidence of decay at the point of failure. In checking back to 2017, Forestry received two other service requests for this address. One was a pruning request, made and completed in June 2024, and one for a branch down on the sidewalk in June of 2023.

On August 27, 2024, the City of Milwaukee experienced a thunderstorm event with winds peaking at 30 mph. This weather event contributed to widespread tree failure in this area.

It is our position that Forestry could not have foreseen or prevented this damage from occurring, and therefore, the City is not liable for damages in this case. Accordingly, we are denying your claim.

KATHRYN Z. BLOCK THOMAS D. MILLER PETER J. BLOCK PATRICK J. MCCLAIN ANDREA J. FOWLER JOANNA FRACZEK HANNAH R. JAHN MEIGHAN M. ANGER ALEXANDER R. CARSON **BENJAMIN J. ROOVERS GREGORY P. KRUSE** ALEX T. MUELLER **ALEXANDER D. COSSI** KATHERINE A. HEADLEY SHEILA THOBANI STACY J. MILLER JORDAN M. SCHETTLE THERESA A. MONTAG ALEXANDER E. FOUNDOS TRAVIS J. GRESHAM KYLE W. BAILEY JOSEPH M. DOBBS WILLIAM K. HOTCHKISS **CLINT B. MUCHE** TYLER M. HELSEL **ZACHARY A. HATFIELD** MEGHAN C. MCCABE **CYNTHIA HARRIS ORTEGA OLUWASEUN CHRIS IBITOYE KEVIN P. TODT NATHANIEL E. ADAMSON** JUSTIN J. DREIKOSEN Assistant City Attorneys



Ms. Charlene Wright May 14, 2025 Page Two

If you wish to appeal this decision, you may do so by sending a written statement requesting a hearing within 21 days of the postmarked date of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202. Please include a photocopy of this letter's envelope, showing the postmark, and retain the original in the event further proof is needed.

Very truly yours,

EVAN C. GOYKE

City Attorney

PATRICIA KLOSIEWSKI

Investigator Adjuster

ECG/PK/cdr

1068-2024-1541/297679

C.1. File No. 1068-2024-1541

4368 North 42nd Place Milwaukee, WI 53216

City Attorney: Evan C. Goyke

Investigator Adjuster: Patricia Klosiewski

I. Charlene Wright, am contesting an investigation regarding my claim of denial. I would like to have a hearing in person. There is probable cause that the City tree caused damage to my fence. I do have a witness my neighbor that has agreed to come forward and a letter from her as a witness. The letter is attached inside this envelope. There have also been various calls to my resident: 4368 North 42nd Place. Milwaukee. WI 53216 regarding different incidents of this same tree.

I am a City of Milwaukee resident and a first time home buyer and honored. If you can please arrange a time and date for me to meet in person regarding this manner and how it can be resolved.

Kind regards.

Charlene M. Wright

5/30/25

Raveon Darner 1
Commission expires: 03-08-2028

RAVEON DARNELL Notary Public State of Wisconsin

City of Milwaukee:

Hi, I am Jewels Jones, residence 4364 North 42nd place, Milwaukee, WI 53216.

I am a homeowner. I have lived in my residence for 25 years. I am writing as a witness that I was woken up from a noise. The noise I did hear was from the tree that fell on my neighbor's fence and damaged her fence, 4368 North 42nd Place. This storm was in late 2024. Previous to the storm my neighbor's fence was not damaged. I have had the same problems with the same tree that the branches have fallen on my property. I have not received a good result placing concerns reporting to the City regarding this same tree for safety and prevention of property damage.

Please contact me for further questions and concerns: (414) 442-1528.

Thank you,

State of Wisconsin County of Milwauker

This document was signed before me on May 27th 2025, by Jewel Jones.

expires August 6,2028

Ms Charlene Wright 4368 North 42 "1 Place Milwaukee, WI 53216

122 17 322 2322