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October 2, 2024

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

RE: C.I. File No. 1029-2024-1263
Communications from Germantown Mutual Insurance Company
on behalf of BAYER & SONS, LLC

Dear Sir or Madam:

Germantown Mutual on behalf of Bayer & Sons, LLC alleges on April 14, 2024, damages were sustained to their insured's vehicle when they struck a manhole at 3600 W. Lincoln Avenue. Germantown Mutual submitted a claim for \$7,561.46, for repairs.

Our investigation revealed that on April 14, 2024, Sewer Maintenance responded to a call and replaced the lid of a missing sewer located at 3600 W. Lincoln Avenue. The manhole cover and frame repairs were completed on April 29, 2024. There were no other calls reported prior to April 14, 2024, at the subject location.

The City had no notice of the allegedly defective hazard prior to April 14, 2024, when the claimant struck the hazard. Because of this lack of notice, and the City's discretionary immunity, we recommend that the claim be denied.

Very truly yours,

EVAN C. GOYKE
City Attorney

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Enclosures

ECG/JPW/MTG/cdr

1029-2024-1263/293705

