

CITY OF MILWAUKEE

Form CA-43

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December 26, 2001

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Mr. James Cruz
5829 North 79th Street
Milwaukee, WI 53218

RE: James Cruz
C.I. File: 01-S-383

Dear Mr. Cruz:


This office in receipt of your claim in the amount of \$704.82, relating to damages sustained to your vehicle on October 25, 2001 when a barricade was placed against it at 4733 West Vliet Street.

The Infrastructure Services records indicate they were not performing any maintenance projects at this location on this date. The records do note that William Sackerson Construction Co., Inc., 4749 S. Whitnall Ave., Cudahy, WI 53110 had numerous barricades placed around their construction site. The collection of barricades did include one belonging to the Infrastructure Division. The division did not place this barricade at this location or give permission for its use by Sackerson Construction or the barricades' owner, Barricade Flasher Service, Inc., 6610 S. 13th St., Oak Creek, WI 53154. Since no city activity caused your loss, it cannot accept liability. Accordingly, we are denying your claim.

If you wish to appeal this decision, you may do so by sending a letter within 21 days of the receipt of this letter to the Milwaukee City Clerk, 200 East Wells Street, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,


GRANT F. LANGLEY
City Attorney


Robert Overholt
Investigator Adjuster

RMO:beg