

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
PATRICK B. McDONNELL
LINDA ULISS BURKE
Deputy City Attorneys



OFFICE OF CITY ATTORNEY

800 CITY HALL
200 EAST WELLS STREET
MILWAUKEE, WISCONSIN 53202-3551
TELEPHONE (414) 286-2601
TDD (414) 286-2025
FAX (414) 286-8550

April 20, 2004

Ivorena Taylor
P.O. Box 994
Milwaukee, WI 53201

RE: Ivorena Taylor
C.I. File No: 04-S-79

Dear Ms. Taylor:

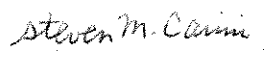
This office is in receipt of your claim in the amount of \$200.19, relating to damage sustained to your vehicle's tire on March 9, 2004 when you allegedly drove over garbage/debris that was left in the alley behind the 2700 block of North 41st Street by a City collection crew.

Our investigation reveals that the Sanitation Division records indicate that the garbage collection crew was working that alley on March 9, 2004. They have no knowledge of leaving any debris which could cause a flat tire. The Sanitation Division review of call center records indicates that you called on March 9, 2004 regarding potholes in the alley and on March 10, 2004 regarding paving and sweeping the alley. Since there is no evidence to support your claim, the City 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, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,


GRANT F. LANGLEY
City Attorney


STEVEN M. CARINI
Investigator Adjuster

SMC:beg
1058-2004-881:80152

5/3/04

I would like to appeal this decision. Please schedule a hearing regarding this matter.

Sincerely,

Ivorena Taylor

BEVERLY A. TEMPLE
THOMAS O. GARTNER
BRUCE D. SCHRIMPF
ROXANE L. CRAWFORD
SUSAN D. BICKERT
HAZEL MOSLEY
HARRY A. STEIN
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
JOHN J. HEINEN
MICHAEL G. TOBIN
DAVID J. STANOSZ
SUSAN E. LAPPEN
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
KURT A. BEHLING
GREGG C. HAGOPIAN
ELLEN H. TANGEN
MELANIE R. SWANK
JAY A. UNORA
DONALD L. SCHRIEFER
EDWARD M. EHRlich
LEONARD A. TOKUS
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY
DAWN M. BOLAND
KATHRYN M. ZALEWSKI

Assistant City Attorneys

RONALD J. LECH
CITY CLERK
2004 MAY -4 AM 11:20
CITY OF MILWAUKEE

NOTICE OF CIRCUMSTANCES GIVING RISE TO CLAIM
AND CLAIM PURSUANT TO WIS. STAT. S 893.80

BY PERSONAL SERVICE

TO: Ron Leonhardt, Clerk
ATTN: CLAIMS
200 E. Wells St. Room 205
Milwaukee, WI 53202-3567

CLAIMANT: Ivorena Taylor
PO Box 994
Milwaukee, WI 53201

And
Public Works Dept of Sanitation
841 N. Broadway
Milwaukee, WI 53202

PLEASE TAKE NOTICE that Ivorena Taylor states that the following
circumstances give rise to a claim:

1. On Tuesday, March 9th, 2004 at approximately 7:15 a.m., garbage was collected in the 2700 block of north 41st street. The sanitation workers left behind garbage that had dropped out of the containers throughout the entire length of the alley. I tried to drive around the garbage and debris that was on the ground, but still ran over some debris that caused me to have a flat tire. I called and had my car towed to Sears Auto Center to have the tire repaired, however they informed me that it had to be replaced and the cost of replacement was \$200.19.
2. The sanitation workers leave the alley's full of garbage and debris every time they do a pick-up and the homeowner's in our area are left to clean it up. I have personally called and requested street sweepers but have yet to see a difference other than what I have gone out and picked up by hand.

WHEREFORE, claimant, whose name and address are stated above, claims relief against City Clerk Ron Leonhardt and the Public Works Department of Sanitation for \$200.19.

Dated: March 15, 2004

Ivorena Taylor

Ivorena Taylor

2757 N. 41st Street
(414) 442-5844

OFFICE OF
CITY ATTORNEY
MAR 18 PM 2:32

CITY OF MILWAUKEE
RECEIVED

SEARS

Auto Center

shop automotive
accessories anytime

@sears.co

CUSTOMER INFORMATION			TAG #		VEHICLE INFORMATION / YEAR / MAKE / MODEL		INITIAL ESTIMATE		REVISED ESTIMATE		CREATED BY	
NAME: TAYLOR, IVORENA ADDRESS: 2757 N 41ST ST CITY/ST/ZIP: MILWAUKEE, WI 53217 PHONE: (414) 442-5844					2001 CHRYSLER SEBRING COUPE V6-181ci 3.0L SOHC		PARTS \$160.98 LABOR \$28.59 OTHER \$0.00 TAX \$10.62 TOTAL \$200.19				650705	
ADDRESS INFORMATION 6770 - SEARS 5900 N Port Washington Rd. Milwaukee, WI 53217 (414) 961-5128			TIME IN 03/09/2004 09:00 AM ODOMETER IN 28048		COLOR RED LOCATION EAST LOT TIME OUT 03/09/2004 11:05 AM ODOMETER OUT		DATE/TIME OF ESTIMATE 03/09/2004 09:00 AM		DATE/TIME OF REVISED		INVOICED BY 25031	
EPA Number: Repair Number:			TIRE INSTALLATION INSTRUCTIONS LF RF SP BW WW LR RR SAVE OLD TIRES Y ROWL Y		LOCKS Y		PHONE AUTHORIZATION <input type="checkbox"/>		PHONE NUMBER CALL		PAYMENT TYPE CASH <input type="checkbox"/> CREDIT <input type="checkbox"/> CHECK <input type="checkbox"/>	
Dropping NO			DROP-OFF YES		PROMISED TIME 03/09/2004 04:30 PM		CONTACTED BY		DATE		TIME	
REFERENCE NUMBER IN4320222			PRINTED ON 03/09/2004 06:10 PM		AIR PRESSURE FRONT / REAR PSI 50/PSI 17-90H 32/29 PSI		CUSTOMER WORK AUTHORIZATION <i>IVORENA TAYLOR</i>		RETAIN FOR COMPARISON WITH MONTHLY STATEMENT OR FOR RETURN OR EXCHANGE			
CUSTOMER COMMENTS RIGHT FRONT TIRE IS BLOWN OUT, LEFT FRONT TIRE IS LEAKING			WHL. TORQUE SPECIFICATION GRN/65-80				09588770 QTY:1 TIRE, 21550V17 6Y \$155.99T 09598741 QTY:1 VALVE, RUBBER STE \$2.99T 189021 QTY:1 LOCAL TIRE DISPOS \$2.00T 19012001 QTY:1 BALANCE, SPECIAL APP \$12.99T 19019505 QTY:1 ROAD HAZARD, PLUS \$15.60T 19011020 QTY:1 FLAT REPAIR, IN W \$0.00T 19011010 QTY:1 BALANCE, ONLY IN- \$0.00T 19011024 QTY:1 ROTATION 4, SAG T \$0.00T 19011020 QTY:1 FLAT REPAIR, IN W \$0.00T		Parts SubTotal : \$160.98 Labor SubTotal : \$28.59 Reductions SubTotal : \$0.00 SubTotal : \$189.57 Tax : 5.600% \$10.62 Total : \$200.19 Check Tendered : \$200.19		SALES CHECK # 067700468195 SATISFACTION GUARANTEED	
ALL NEW, NON-OEM PARTS UNLESS OTHERWISE SPECIFIED.			WARRANTY INFORMATION / CSA COMMENTS / TECHNICIAN COMMENTS Motor vehicle repair practices are regulated by chapter ATCP 132, Wis. Adm. Code, administered by the Bureau of Consumer Protection, Wisconsin Dept. of Agriculture, Trade and Consumer Protection, P.O. Box 8911, Madison, Wisconsin 53708-8911. WARRANTY: 09588770 : NONE; Tread Depth: 11 ALL LUG NUTS ON CUSTOM AND ALLOY WHEELS MUST BE RE-TORQUED AFTER 25 MILES AND CHECKED PERIODICALLY. ITEM COMMENTS: 19012001: For the Life of the Tire, special application balance service, includes all flotation, RV/Dual tire s, 16" and larger truck, 17" & larger high performance. 19019505: ROAD HAZARD PLUS SERVICE AGREEMENT: THIS AGREEMENT PROVIDES ADDED BENEFITS OVER AND ABOVE YOUR TIRE WARRANTY. ASK YOUR SALES ASSOCIATE FOR DETAILS. 19011020: Record EACH In-Warranty Flat repair that fails within the 90 Day, 4000 mile General Warranty, without Road Hazard. 19011010: Adjust tire pressure, remove old weights and tire will be computer spin balanced EACH. *Not dismount ted. 19011024: In-Warranty rotation of tires, for 1-4 tires.									
NOTICE: YOU ARE ENTITLED TO A PRICE ESTIMATE FOR THE REPAIRS YOU HAVE AUTHORIZED. THE REPAIR PRICE MAY BE LESS THAN THE ESTIMATE, BUT WILL NOT EXCEED THE ESTIMATE WITHOUT YOUR PERMISSION. YOUR SIGNATURE WILL INDICATE YOUR ESTIMATE SELECTION. request an estimate in writing before you begin repairs. SIGNED _____ Date: _____ Please proceed with repairs, but call me before continuing if the price will exceed \$_____. SIGNED _____ Date: _____ I do not want any estimate. SIGNED _____ Date: _____												

(Page 1 of 1)

RETURN OLD PARTS TO CUSTOMER

Y

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YOU ARE ENTITLED TO RECEIVE REPLACED AND REMOVED PARTS, OTHER THAN EXCHANGED OR WARRANTED PARTS WHICH WILL BE AVAILABLE FOR YOUR INSPECT
OBTAIN FULL WARRANTY BENEFITS, YOU MUST PRESENT YOUR RECEIPT AND THE DEFECTIVE PRODUCT OR THE VEHICLE ON WHICH THE SERVICE WAS PERFORM

152-Wisconsin (Rev. 11/03)

CUSTOMER COPY