

February 23, 2004

To the Honorable  
Judiciary and Legislation Committee  
Common Council, City of Milwaukee  
Room 205 – City Hall

Re: Resolution authorizing payment of verdict  
*Virginia Slottke, et al. v. City of Milwaukee, et al.*,  
Case No. 02-CV-00005710

Dear Committee Members:

Enclosed please find a proposed resolution. We ask that this be considered by the Committee on Judiciary and Legislation with the following recommendation.

The plaintiff, Virginia Slottke, filed a lawsuit against the City of Milwaukee seeking damages as a result of an accident occurring on September 23, 2001. Plaintiff sustained a large rotator tear of the right shoulder when she tripped on a public sidewalk at 3231 West Becher Street. She underwent surgery, and incurred medical bills over \$27,000.

This case was tried to a jury, which found the City 60% negligent, with plaintiff 40% negligent. Although damages exceed \$110,000, the statutory cap on municipal liability limits damages to \$50,000 plus court costs of \$2,603.16.

Hon. Judiciary and Legislation  
Committee  
February 23, 2004  
Page Two

Because no appellate issues exist, we recommend payment of this verdict.

Very truly yours,

GRANT F. LANGLEY  
City Attorney

PATRICIA A. FRICKER  
Assistant City Attorney

GFL:PAF:enm  
Enclosure

78249/1029-2002-1867