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September 20, 2010

Amanda Smith  
4232 West Highland Blvd., Apt. 301  
Milwaukee, WI 53208

RE: Amanda Smith  
C.I. File No.: 10-S-273

Dear Ms. Smith:

We have received your claim in the amount of \$100.00, relating to damage allegedly sustained to your vehicle on August 3, 2010 when you were unable to avoid a sunken manhole due to the street lights being out at/near North 60<sup>th</sup> Street and West Vienna Avenue.

Our investigation reveals that the Infrastructure Services Division (ISD) reviewed their records relative to this incident. They found that they had no record of a complaint near a manhole in the vicinity of this alleged loss. The ISD conducted a site investigation and found all of the City structures were secure at the time of the investigation. They did find a WE Energies manhole that was in need of repair and advised WE Energies of same.

The ISD also reviewed their records relative to the light outage issue. They found that the street lights on the east side of North 60<sup>th</sup> Street were out due to a transclosure failure, but lights on the west side were working. The ISD had no notice of this condition prior to August 3, 2010. Since the City had no notice of the lighting condition and the manhole is not owned by the City, it cannot accept liability and we are denying your claim.


Amanda Smith  
September 20, 2010  
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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



ROBERT OVERHOLT  
Investigator Adjuster

RMO:ms  
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