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August 8, 2023

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

RE: Communications from Progressive Insurance on behalf of
JORDAN PACHEFSKY
C.I. File No: 1061-2023-1000
Progressive File No: 22-5901565

Dear Sir or Madam:

Progressive Insurance has presented a subrogation claim in the amount of \$26,305.85, inclusive of their insured's deductible for damage sustained to their insured's 2021 Toyota Tacoma while it was parked in a private lot next to 720 S. 6th Street, allegedly when the Milwaukee Fire Department responded to a fire at the subject location.

This notice of claim was filed on June 5, 2023. Wisconsin Statute 893.80(1d)(a) requires that a notice of circumstances of the claim be filed within 120 days after the happening of the event giving rise to the claim.

Our investigation reveals that on November 22, 2022, both Milwaukee Fire Department (MFD) and Milwaukee Police Department (MPD) responded to a call regarding a fire located at 720 S. 6th Street. MPD reports that per the MFD CAD report, MFD arrived on the scene at 11:48pm, and observed the fire that came from the front basement window and saw flames raised alongside the structure up to the second floor. MFD extinguished the fire and reported that the cause was undetermined at that time pending analysis of the structure by an electrical engineer. Further investigation reveals that there is private parking on both sides of the property, and Progressive confirmed the claimant's vehicle was parked at the lot near Uniroyal.



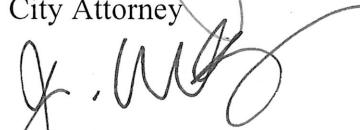
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It is our position that the Milwaukee Fire Department was working within the sphere of their responsibility and took necessary and appropriate actions in this case. The City is not liable for damages and we recommend that the claim be denied.

Very truly yours,



TEARMAN SPENCER
City Attorney



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TS/JLW/MG/cdr

1061-2023-1000/286379