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October 21, 2011

Charles Kowalski
4439 North Lake Vista Trail
Hernando, FL 34442-5549

RE: C.I. File No.: 11-S-269

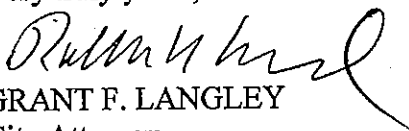
Dear Mr. Kowalski:


We have received your claim in the amount of \$539.78, relating to alleged damage sustained to your vehicle on August 6, 2011 when you drove into a tree stump for a City tree that was adjacent to the driveway at 1538-40 East Windsor Place.

Our investigation reveals that the Forestry Section (FS) reviewed their records relative to this incident. They found the FS had removed a declining Silver Maple tree on December 6, 2010. The remaining tree stump was left in place and it's scheduled to be removed in 2012. The records further noted careful driving on your part could have prevented this accident. The FS followed its standard procedures in this matter, as such, the City cannot accept liability and 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


ROBERT OVERHOLT
Investigator Adjuster

RMO:ms
c: James Kowalski
1068-2011-2459:174814

mailed 10/24/11

OFFICE OF THE CITY ATTORNEY