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October 30, 2013

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

Re: Communication from ROGER LANGE
C.I. File No. 1048-2013-178

Dear Council Members:

Claimant, Roger Lange, 1700 East River Park Court, Apt. 218A, Shorewood, WI 53211, alleges through his attorney, Padway & Padway, Ltd., 633 West Wisconsin Avenue, Suite 1900, Milwaukee, WI 53203 that on March 16, 2013 he sustained injuries when he stepped into a hole where a fire hydrant had been removed. He claims damages in the amount of \$105,000.00.

This incident occurred at the northeast corner of N. Humboldt and E. Brady Street. The hydrant was an M-5 "breakaway hydrant" which breaks away at ground level if hit by traffic. Water Works believes that the hydrant was struck by a passing vehicle, which caused the top of the hydrant to break away from the base. This damage was not reported to Water Works. The City did not have notice of any hazard and because of this lack of notice would not be liable. Therefore, we recommend that this claim be denied.

Very truly yours,

GRANT F. LANGLEY
City Attorney

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Assistant City Attorney
PAF:cdr

Enclosure

1048-2013-1789/197240