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April 17, 2008

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

Re: Resolution relating to the claim of Gary Fowler and Shine  
Investments, LLC  
C.I. File No. 08-L-3

Dear Council Members:

We return the enclosed document which has been filed with the City Clerk and ask that it be introduced and referred to the Committee on Judiciary & Legislation with the following recommendation.

Claimants, Gary Fowler and Shine Investments, LLC 2479 North 21<sup>st</sup> Street, Milwaukee, WI 53206, allege that on or about December 13, 2007 they suffered loss of personal property at this location due to a water main break. They seek damages in the amount of \$6,700.00.

Our investigation reveals the Milwaukee Water Works (MWW) received a report of a leak on the date in question and arrived shortly thereafter at the scene of the leak, West Wright Street, between North 21<sup>st</sup> Street and North 23<sup>rd</sup> Street. The dispatched MWW investigator confirmed there was a possible break in a 30 inch water main. The main was shut off. Due to the scope of the damages the decision was made to clean up and secure area. A private contractor was then hired to make the extensive repairs to the MWW facilities that were damaged.

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The MWW responded to the water main break in a timely manner and followed standard procedures regarding the repair activities. Therefore we recommend denial of this claim.

Very truly yours,

GRANT F. LANGLEY  
City Attorney

JAN A. SMOKOWICZ  
Assistant City Attorney

JAS:beg  
Enclosure  
1048-2008-79 & 79.001:131193