

CITY OF MILWAUKEE
RECEIVED

2008 JUN 12 PM 3:54

OFFICE OF
CITY ATTORNEY

June 10, 2008

Milwaukee County Clerk,

I received your letter of denial regarding the claim I submitted which was filed March 28, 2008. Unfortunately I don't understand the reason for denial. You stated that a call was placed to the Infrastructure Service Division concerning the pothole and it was repaired on March 13th. My collision with the pothole occurred on March 12th, which by your own words was prior to the repair. So why aren't you liable? Additionally I returned to the location of the pot hole a week later and it was still there. There were actually quite a few still there. There were no signs of any repairs. So your claim to have had them patched on March 13th is not true.

I am requesting an appeal to your decision. I am a law abiding citizen who not only tries to live by doing the right thing, but I teach it on a daily basis. I pay taxes faithfully and shouldn't have to pay extra monies to pay for damages caused by the negligence of services I'm entitled to, such as safe streets.

Finally, in regards to the second claim of \$190.82, I did not say it was caused by a pothole. That incident was caused by a bolt that imbedded in my tire while going through a construction site on 76th street. I *will* notify the Milwaukee County Highway Engineer on that matter as you requested.

Thank you,

Lynn Brown
4612 north 53 street
Milwaukee, WI.53218

CITY OF MILWAUKEE
2008 JUN 12 PM 3:47
RONALD D. LEONHART
CITY CLERK

March 26, 2008

CITY OF MILWAUKEE

2008 MAR 28 PM 1:33

To whom it may concern,

RONALD D. LEONHARDT
CITY CLERK

On November 19th, 2007, I was traveling north on 76th street to attend a movie with my grandchildren. As I was driving I began to hear a noise coming from the front end of my car. I pulled over to look to see if I saw any damage and did not, so I returned to the car. After the movie on the return home I continue to hear the noise. In the morning when I re-entered my car I again heard the same noise. At that time I drove straight to my dealership to have it checked out. They informed me later that it was an object imbedded in my front tire. I knew then it could only have come from the construction along 76th street where I had traveled the night before. I asked the repair shop to save the screw so I could show the city the damages it caused, but they only discouraged me by telling me I would have to prove it. Knowing the history of outcomes when suing the city, I suffered the loss of \$190.82, and let it go.

Recently on March 12th, I was traveling on 91st street. I was again trying to spend time with my grandchildren by taking them to the Olive Garden for dinner. After the dinner and on the return home I hit a pothole going south on 91st. I remember saying, "I believe one finally got me", (speaking of a pot hole). I had managed to avoid hitting any serious ones so far. I heard noise this time also, but again after getting out and checking the car, I saw nothing. The next day on the way to work the noise got worse so I pulled over to check again and I was on a flat. I called for assistance and my service came to fix the flat. I later found out the rim was also damaged. This time it cost me \$527.75.

I am a teacher and I work hard every day. I own an expensive car and I expect to pay when something goes wrong, except when things go wrong that are out of my control or because of the negligence of someone else. In that case I don't feel I should be responsible. I ask that you please read this letter and consider some compensation for the damage to my car. I had planned a trip to Vegas for spring break, but unfortunately I couldn't afford it because of the incidents with the car.

Enclosed are the receipts from both the incident on the 19th of November and March 12th.

Thank you,

Lynn Brown

Lynn Brown
4612 north 53rd St.
Milwaukee, WI. 53218

414-935-3100 - work
414-737-5197 - cell

CITY ATTORNEY

2008 MAR 28 PM 3:31

209168

519174

CONCOURS

Motors, Inc.

 1400 West Silver Spring Drive
 Milwaukee, Wisconsin 53209-4417
 (414) 290-1400

www.concoursmotors.com

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 LYNN D BROWN
 4612 N 53RD STREET
 MILWAUKEE, WI 53213
 HOME: 414-461-3422 BUS: 414-267-1000

INVOICE

PAGE 1

SERVICE ADVISOR: 203 STEVE PUTTERMAN

| COLOR | YEAR | MAKE/MODEL | VIN | LICENSE | MILEAGE IN/ OUT | TAGGED | |
|-------------|------------|-------------------|-------------------|--|-----------------|---------|-----------|
| BLK/BLK | 06 | MERCEDES C 280 | WDBRF92H35F770937 | LYNSBNZ | 17219/17219 | BNZKK | |
| DEL DATE | PROD. DATE | WARR. EXP. | PROMISED | PO NO. | RATE | PAYMENT | INV. DATE |
| 31DEC05 | ISO1NOV05 | | 17:00 20NOV07 | | | CASH | 20NOV07 |
| R.O. OPENED | | DATE OFFERED BACK | | OPTIONS: STK: MBO6-279 ENG: 27294130229259 TRN: AT | | | |
| | | 1) 2030921F770937 | | | | | |

07:15 20NOV07 16:25 20NOV07

LINE OPCODE TECH TYPE HOURS

LIST NET TOTAL

A OWNER STATES THE FRONT SUSPENSION DRIVER SIDE IS NOISY

G1TIRE MOUNT & BALANCE 1 NEW TIRE

113 CMC

1 205/55HR16MXV4 MICHELIN 71970

157.00 17.25 157.00

1 T-VAL TIRE VALVE

1.75 1.75 1.75

1 DISPOSAL TIRE

1.75 1.75 1.75

1 BALALUM WEIGHT

2.00 2.00 2.00

PARTS: 162.50 LABOR: 17.25 OTHER: 0.00 TOTAL LINE A: 179.75

 INSPECT TIRES AND FOUND LARGE OBJECT IN LEFT FRONT TIRE. NOT
 REPAIRABLE. REPLACE LEFT FRONT TIRE, MOUNT AND BALANCE.

ENVIRONMENTAL WASTE DISPOSAL AND SHOP SUPPLIES

0.95

Thank you for allowing us
to service your vehicle!

For Appointments, please call:
(414) 290-1400

Service Hours:

Monday - Friday 7:00am - 5:30pm

STATEMENT OF DISCLAIMER

The factory warranty constitutes all of the warranties with respect to the sale of this instrument. The Seller hereby expressly disclaims all warranties, either express or implied, including any implied warranty of merchantability or fitness for a particular purpose. Seller and/or associates are not authorized to make any other promises or assurances for the ability to conform with the sale of this instrument.

CUSTOMER SIGNATURE

DESCRIPTION TOTALS

| | |
|------------------------|--------|
| LABOR AMOUNT | 17.25 |
| PARTS AMOUNT | 162.50 |
| GAS, OIL, LUBE | 0.00 |
| SURLET AMOUNT | 0.00 |
| ENVIRONMENTAL/SUPPLIES | 0.95 |
| TOTAL CHARGES | 180.70 |
| LESS INS./DISC./COUPON | 0.00 |
| SALES TAX | 10.12 |
| PLEASE PAY THIS AMOUNT | 190.82 |

Note: There will be a \$25.00 fee for all
returned checks

Motor Vehicle repair practices are regulated by chapter ATCP 132,
Wis. Admin. Code, administered by the Bureau of Consumer Protection,
Wisconsin Dept. of Agriculture, Trade and Consumer Protection, P.O.
Box 8911, Madison, Wisconsin 53708-8911.

CONCOURS MOTORS
1400 N. SILVER SPRING DR
MILWAUKEE, WI 53269
(414) 298-1420

Sale

TD: 001
Merchant ID: 000166249144
Bank ID: 1340
03/13/06 17:48:00
Batch#: 073001
Retrieval Ref #: 92594254

MASTERCARD Entry Method: Swiped
XXXXXXXXXX7912
Appr Code: 594254 Iss #: 000000
Total: \$ 558.21

Customer Copy
THANK YOU!

209168

5 2 5 3 1 5

CONCOURS

Motors, Inc.1400 West Silver Spring Drive
Milwaukee, Wisconsin 53209-4417
(414) 290-1400

www.concoursmotors.com

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LYNN D BROWN
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HOME: 414-461-3422 BUS: 414-935-3100

INVOICE

PAGE 1

SERVICE ADVISOR: 203 STEVE PUTTERMAN

| COLOR | YEAR | MAKE/MODEL | VIN | LICENSE | MILEAGE IN/ OUT | TAGGED | |
|---------------|------------|-------------------|-------------------|---|-----------------|---------|-----------|
| BLK/BLK | 06 | MERCEDES C 280 | WDBRF92H36F770937 | LYNSBNZ | 19180/19180 | IBNZM | |
| DEL DATE | PROD. DATE | WARR. EXP. | PROMISED | PO NO. | RATE | PAYMENT | INV. DATE |
| 29DEC05 | IS01NOV05 | 28DEC2009 | 17:00 12MAR08 | | | CASH | 13MAR08 |
| R.O. OPENED | | DATE OFFERED BACK | | OPTIONS: STK:MB06-279 ENG:27294130229259 TRN:AT | | | |
| 07:13 12MAR08 | | 13:44 13MAR08 | | 1) 2030921F770937 | | | |

| LINE | OPCODE | TECH | TYPE | HOURS | LIST | NET | TOTAL |
|---|--------|--------|-------|--------|--------|---------------|--------|
| A OWNER STATES THE RIGHTFRONT TIRE WENT FLAT/REPAIR OR REPLACE AS NECESSARY | | | | | | | |
| G1TIRE MOUNT & BALANCE 1 NEW TIRE | | | | | | | |
| 166 CMC | | | | | | | |
| 1 Q-8-40-0534 TIRE, MICHEL | | | | | 165.00 | 165.00 | 165.00 |
| 1 6-6-47-1053 SPOKE ALLOY | | | | | 340.00 | 340.00 | 340.00 |
| 1 BALALUM WEIGHT | | | | | 2.00 | 2.00 | 2.00 |
| 1 T-VAL TIRE VALVE | | | | | 1.75 | 1.75 | 1.75 |
| 1 DISPOSAL TIRE | | | | | 1.75 | 1.75 | 1.75 |
| PARTS: | 510.50 | LABOR: | 17.25 | OTHER: | 0.00 | TOTAL LINE A: | 527.75 |

INSPECTED AND FOUND BOTH RF RIM AND TIRE ARE DAMAGED. MOUNTED AND
BALANCED 1 NEW TIRE ON 1 NEW RIM. REINSTALLED SPARE IN TRUNK, CORRECTED
ALL TIRE PRESSURES. ROAD TESTED AFTER REPAIR - OK

EST: 175.00 12MAR08 07:13 SA: 203

ENVIRONMENTAL WASTE DISPOSAL AND SHOP SUPPLIES

0.95

RENTAL

**Thank you for allowing us
to service your vehicle!**

For Appointments, please call:
(414) 290-1400

Service Hours:
Monday - Friday 7:00am - 5:30pm

STATEMENT OF DISCLAIMER

The factory warranty constitutes all of the warranties with respect to the sale of this item/terms. The Seller hereby expressly disclaims all warranties, either express or implied, including any implied warranty of merchantability or fitness for a particular purpose. Seller neither assumes nor authorizes any other person to assume for it any liability in connection with the sale of this item/terms.

CUSTOMER SIGNATURE

DESCRIPTION

| DESCRIPTION | TOTALS |
|------------------------|--------|
| LABOR AMOUNT | 17.25 |
| PARTS AMOUNT | 510.50 |
| GAS, OIL, LUBE | 0.00 |
| SUBLET AMOUNT | 0.00 |
| ENVIRONMENTAL/SUPPLIES | 0.95 |
| TOTAL CHARGES | 528.70 |
| LESS INS./DISC./COUPON | 0.00 |
| SALES TAX | 29.61 |

PLEASE PAY
THIS AMOUNT

558.31

Note: There will be a \$25.00 fee for all
returned checks.

Motor Vehicle repair practices are regulated by chapter ATCP 152,
Wis. Admin. Code, administered by the Bureau of Consumer Protection,
Consumer, Trade and Consumer Protection, P.O.
Box 8977, Madison, Wisconsin 53708-8977.

CUSTOMER COPY

Somewhere between 6700 - 6900 blk on 91st
West side of street

