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August 14, 2008

Ann O'Keefe
1532 South 22nd Street
Milwaukee, WI 53204

RE: Ann O'Keefe
C.I. File No: 08-S-596

Dear Ms. O'Keefe:

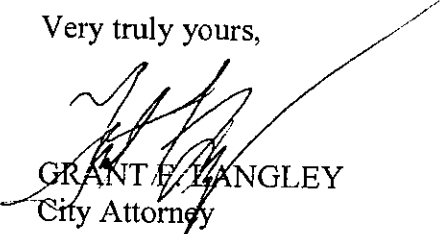
We have received your claim in the amount of \$320.76, relating to damage sustained to your vehicle on July 17, 2008 when a limb from a City tree allegedly fell on it while parked at 1532 South 22nd Street.

Our investigation reveals that the Forestry Section responded to a report of a downed broken branch at this location and on the date in question. The Section found a dead branch on your vehicle. The tree was alive, but had dead branches in the crown of the tree. Our office spoke with Forestry district manager for the area and he indicated the decision was made by the Section to remove the tree instead of removing the branch die-back condition. The records noted the trees in the area were last pruned in November 2004 pursuant to the City's programmed pruning schedule. They also searched their records for the last 4 years and found no notice of potential hazardous conditions or requests for service for this tree prior to this incident. The Section followed its standard procedures and this loss occurred during windy conditions, as such, we are denying your claim.


Ann O'Keefe
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If you wish to appeal this decision, you may do so by sending a letter within 21 days of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,



GRANT E. LANGLEY
City Attorney



ROBERT M. OVERHOLT
Investigator Adjuster

RMO:beg
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