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October 25, 2017

Carol Johnston  
4955 S. Greenbrook Terrace  
Apartment 11202  
Greenfield, WI 53220

RE: C.I. File No. 1029-2017-1983  
Communication from Carol Johnston

*mailed  
10/26/17*

Dear Ms. Johnston:


The City of Milwaukee is in receipt of the claim for damages incurred as a result of a defect in a street at South 60th Street between West Forest Home and Oklahoma Avenue on September 15, 2017.

Wisconsin municipalities have discretionary immunity from liability for any damage that is due to a defect in a sidewalk or street. The City takes any report of defective streets or sidewalks seriously and upon notice of any defect, the Department of Public Works sends a crew to investigate and/or patch, repair or barricade the hazard. Under discretionary immunity, the City is generally not liable for damages.


City records indicated that prior to September 15, 2017 the City had no notice of this hazard in the roadway. Because of this lack of notice, and the City's discretionary immunity, the City is not liable for your damages.

If you wish to appeal this decision, you may do so by sending a written statement requesting a hearing within 21 days of the postmarked date of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202. Please include a photocopy of this letter's envelope, showing the postmark, and retain the original in the event further proof is needed.

Very truly yours,



**GRANT F. LANGLEY**  
City Attorney



**KARI GIPSON**  
Investigator Adjuster

KBG:mal

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