GRANT F. LANGLEY City Attorney

RUDOLPH M. KONRAD LINDA ULISS BURKE VINCENT D. MOSCHELLA Deputy City Attorneys



April 2, 2009

Anthony Boutell 134 Hartz Circle Randolph, WI 53956

RE:

Anthony Boutell

C.I. File No. 09-V-60

Dear Mr. Boutell:

We have received your claim in the amount of \$2,807.72, relating to damages to your vehicle on January 13, 2009 that were allegedly caused by a City of Milwaukee plow vehicle at or near North 56th Street and West Wisconsin Avenue.

Our investigation reveals that the Fleet Accident Report completed as a result of this incident noted that you were unable to provide any identification numbers and only had a vague description of the truck. The report also noted this route is used by plow trucks owned by the City of Wauwatosa and Milwaukee County and other privately owned trucks. The Support Services investigator also noted the damage is inconsistent with the damage that would be caused by a City snow plow truck. Since you are unable to provide a truck number and there is no other proof to support your belief the City caused your loss, it cannot accept liability and we are denying your claim.

THOMAS O. GARTNER BRUCE D. SCHRIMPF SUSAN D. BICKERT STUART S. MUKAMAL THOMAS J. BEAMISH **MAURITA F. HOUREN** JOHN J. HEINEN **DAVID J. STANOSZ** SUSAN E. LAPPEN JAN A. SMOKOWICZ PATRICIA A. FRICKER HEIDI WICK SPOERL KURT A. BEHLING GREGO C. HAGOPIAN ELLEN H. TANGEN MELANIE R. SWANK JAY A. UNORA DONALD L. SCHRIEFER EDWARD M. EHRLICH LEONARD A. TOKUS MIRIAM R. HORWITZ MARYNELL REGAN G. O'SULLIVAN-CROWLEY KATHRYN Z. BLOCK MEGAN T. CRUMP ELOISA DE LEÓN ADAM B. STEPHENS KEVIN P. SULLIVAN BETH CONRADSON CLEARY THOMAS D. MILLE HEIDI E. GALVAN JARELY M. RUIZ ROBIN A. PEDERSON DANIELLE M. BERGNER Assistant City Attorneys

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

Very truly yours,

GRANT F. LANGLEY

City Attorney

ROBERT M. OVERHOLT

Investigator Adjuster

RMO:beg Enclosure

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