

# MEMORANDUM

Environmental Engineering Section, Room 820, Municipal Building

*CPK*  
*read*  
*12/26/18*

**TO:** Mr. Jan Smokowicz  
City Attorney's Office

**FROM:** Mr. Robert Brooks  
Sewer Underground Operations  
Sewer Services Manager

**DATE:** December 26, 2018

**SUBJECT:** Phoenix Loss Control  
Claim Number 189053528  
Location of Damage: West Rosedale and South 5<sup>th</sup> Court  
Date of Loss: September 12, 2018

*CITY OF MILWAUKEE*  
*2018 JAN 4 P 1:29*  
*CITY CLEARING OFFICE*

Dear Mr. Smokowicz:

On September 12, 2018 the City of Milwaukee Sewer Maintenance unit had a large excavation crew dispatched to 2755 South 5<sup>th</sup> Court to repair and/or replace a city storm inlet. Prior to digging, a hotline ticket was requested (number 20183616011) and it showed which utilities were contacted prior to the excavation. Sewer Maintenance was cleared for digging within the Digger's Hotline allotted time frame.

Based on the hotline information received, our crew excavated around the storm inlet and ended up damaging a cable located underneath the inlet. The damaged cable was not included in the hotline received information.

On September 13, 2018 Sewer Maintenance received a phone call from Robert Kohn, the claim adjuster for Time Warner Cable, who stated that the damaged cable was actually a Time Warner Cable fiber optic line. It was confirmed that the cable was not marked by Time Warner Cable's Precise Locating Service. A phone call was also received from Tom (414-651-7570) from Time Warner Cable, who also verified that there were no marks when he and his crew arrived to the site to make the repair.

Please refer to the attached photographs and a copy of the hotline ticket showing who was notified of the work to be done.

Sincerely,

*Robert Brooks*

Robert Brooks  
Sewer Services Manager

RCB/cr  
Enclosures

CITY OF MILWAUKEE

BUREAU OF ST. & SEWER MAINTENANCE

REPORT OF DAMAGE

HOT LINE NUMBER: 20183616011

WORK START DATE: 9-10-18

LOCATION: 2755 S. 5<sup>th</sup> Ct.

DATE: 9-12-18 TIME: 10:37 A.M. WITNESS: A. Ward, M. Culbreath, W. Robertson

CIRCUMSTANCES: on the above date and time while excavating the back hoe pulled up what I thought was a B.E.S. cable. I notified electrical services and told them that there was no hot line marks and requested a locator. The locator came and stated that it was a old B.E.S. cable and that I could proceed with my excavation and remove the cable. Then I received a call from Dave from Electrical services confirming what the locator had stated. The next day I was informed that it was actually a unmarked fiber optic.

Attached are #'s from windstream rep and Time Warner

CREW LEADER: Tracy Burris

SUPERVISOR: Corey Jptro  
(SEE REVERSE)



Phoenix Loss Control  
P.O. Box 271504  
Littleton, CO 80127

RECEIVED  
ENVIRONMENTAL  
ENGINEERING

2018 DEC 17 A 10:00

December 03, 2018

City Of Milwaukee DPW Sewers  
Cory Tipton  
200 E Wells  
Milwaukee, WI 53202

ATTN: Claims Department

RE: Your file number:

Policy Number:

Claim Number: 189053528

Date of Damage: 9/12/2018 4:30:00 PM

Location of Damage: W Rosedale Ave & S 5th Ct Milwaukee, WI 53215

Amount Owed: \$10,237.21

Our company is handling the recovery interests of CHARTER COMMUNICATIONS. Your company (or your sub-contractor) damaged Charter Communications facilities while at the above location, discovered on 9/12/2018 .

**Please email AnneMarie Bishop at [annemarie\\_bishop@phoenixlosscontrol.com](mailto:annemarie_bishop@phoenixlosscontrol.com) for additional documentation.**

Based on the information provided by the client, we have found you to be liable for this damage to Charter Communications facilities. Please forward any information that may dispute our findings, or payment in full, within 15 days of receipt of this correspondence.

If you are insured, you may consider turning this matter over to your insurance carrier, otherwise payment is due within 15 days of this letter and invoice. Visa/MasterCard/Discover credit cards are accepted with a 2% processing fee. Checks, Certified Money Orders, or Cashier's checks should be made payable to Charter Communications and sent to:

**Charter Communications  
P.O. Box 271504  
Littleton, CO 80127**

Please reference our claim number at the top of your check. If you have questions or require additional information, please contact me at the number listed below during normal business hours.

Sincerely,

AnneMarie Bishop  
Claims Manager, Phoenix Loss Control, Inc.  
Phone: 623-327-3584  
Email: [annemarie\\_bishop@phoenixlosscontrol.com](mailto:annemarie_bishop@phoenixlosscontrol.com)



Phone: 623-327-3584  
 Email: annemarie\_bishop@phoenixlosscontrol.com

**Phoenix Loss Control**  
**P.O. Box 271504**  
**Littleton, CO 80127**

City Of Milwaukee DPW Sewers      First Notice  
 Cory Tipton  
 200 E Wells  
 Milwaukee, WI 53202  
 Phone: 414-708-2575

<b>Date</b>
11/30/2018
<b>Claim #</b>
189053528
<b>Client</b>
Charter Communications

QTY	Description	Unit Price	Total
6:30	Bucket Truck - Regular Time	\$31.28	\$203.32
6.00	bucket truck w/crew	\$165.00	\$990.00
10.00	CONDUIT - 2"	\$0.77	\$7.70
2.00	COUPLER - 2" FLEX	\$4.28	\$8.56
1.00	emergency call out	\$355.00	\$355.00
1510.00	FIBER - CABLE 48CT	\$0.44	\$664.40
96.00	Fiber - protective sleeves	\$1.37	\$131.52
8.00	Fiber - Windsor splice kit	\$11.90	\$95.20
8.00	Fiber - Windsor tray	\$20.77	\$166.16
2.00	Fiber splice enclosure - 48	\$162.95	\$325.90
6.00	ground labor	\$65.00	\$390.00
6.00	heavy equipment crew	\$215.00	\$1,290.00
1.00	Investigator Fee	\$105.90	\$105.90
1.00	Loss of Use	\$378.00	\$378.00
1.00	NAICS 524291 vendor service	\$2,730.83	\$2,730.83
1.00	Set up charge - fiber	\$93.73	\$93.73
6:30	Small pick up - Regular Time	\$14.11	\$91.72
6:30	Supervisor - Regular Time	\$38.53	\$250.44
6:30	Tech - Fiber - Regular Time	\$53.78	\$349.57
6:30	Tech - Fiber - Regular Time	\$53.78	\$349.57
6:30	Tech - Fiber - Regular Time	\$53.78	\$349.57
6:30	Truck - fiber/trailer - Regular Time	\$70.01	\$455.06
6:30	Truck - fiber/trailer - Regular Time	\$70.01	\$455.06
		Sub-Total	\$10,237.21
		Payments	\$0.00
		Balance	\$10,237.21
<b>Please remit payment of balance within 15 days of this notice. Thank You!</b>			

Damage Address: W Rosedale Ave & S 5th Ct Milwaukee, WI 53215



**Phoenix Loss Control  
P.O. Box 271504  
Littleton, CO 80127**



Please reference your claim number: 189053528 on checks or correspondence.

Please visit <http://cts.phxloss.com/pay> to pay with a credit card. You will be asked to provide your claim number.

Please Send Payment To:  
Charter Communications  
P.O. Box 271504  
Littleton, CO 80127

# Damage Claim Report



Claim #: 189053528

Client: Charter Communications

## Initial Damage Call

Date of Report: 9/12/2018 Market: Central  
Damage Date/Time: 9/12/2018 4:30:00 PM Office: 62101 Wisconsin  
Damage Location  
Address 1: W Rosedale Ave & S 5th Ct  
Cross Streets:  
City: Milwaukee State: WI Zip: 53215  
County: Milwaukee

## Damage Information

### Detail of Loss/Damage:

Damage to 1500 ft of 48 ct u/g Fiber.

### Comments Made at Scene:

Location Type	Activity Type	Damage By	Facility Type
Curb	Sewer Excavation	Unknown	Buried Fiber Conduit

## Damager

Contact: Cory Tipton Bill This Address? Yes  
Company: City Of Milwaukee DPW Sewers  
Address 1: 200 E Wells  
Address 2:  
City: Milwaukee State: WI Zip: 53202  
Phone: 414-708-2575

## Statement of Damager:

## Locate

Company: Precise Locating Bill This Address? No  
Address 1: 9404 N. 107th Street Address 2: Suite 1 City: Milwaukee State: WI Zip: 53224  
Locate Ticket #: 20183616011 Locate Claim #: Dig Start Date/Time: 9/12/2018 12:00:00 PM  
Locates Accuracy: Records Error

# Positive Response

Date: 09/10/2018  
Time: 13:31:26  
To: COREY TIPTON  
Company: CITY OF MILWAUKEE  
From: OLAMETER CORP  
Subject: Request for Underground Location

This message is being sent in a response to your request for underground utility location. The following represents a list of responses for the dedicated member codes. These responses only pertain to the specific member codes.

---

Ticket: **20183616011** Address: 2755, S 5TH CT MILWAUKEE CITY,  
Company: WE ENERGIES CDC Code: WE / WE31WG-GAS Status: Site Visit not in conflict at this time Completed:  
09/10/2018 12:29:00 Response: No conflict in worked area Notes:  
Company: WE ENERGIES CDC Code: WE / WE31WG-ELEC Status: Site Visit not in conflict at this time  
Completed: 09/10/2018 12:29:00 Response: No conflict in worked area Notes:

complete

---

If there are any questions regarding this transmission or if you arrive at the site and have a question about the work site, please call 855-286-4227.

*Olameter*

# Ticket 20183616011 for NRL02 - Status Change

windstreamprs@korweb.com

Fri 9/7/2018 12:02 PM

To:Tipton, Corey <ctipto@milwaukee.gov>;

Importance: High

Ticket 20183616011 for NRL02 - Status Change

```

=====
=====
Company: CITY OF MILWAUKEE      Email: COREY.TIPTON@MILWAUKEE.GOV
=====
=====

```

```

Ticket Number:      20183616011
Work to Begin Date/Time: 09/12/2018 08:53:00 am
County:             MILWAUKEE
City:               MILWAUKEE CITY
Address:            2755 S 5TH CT

Contact:            COREY TIPTON
Phone:              (414)286-2671

```

```

-----
Member Code  Facility  Last Completion Date/Time
-----

```

```

NRL02      CUSTOM2  09/07/2018 11:44:00 am
** PHONE: Excavation Site Clear,
Response: CLEARED IN FIELD **

```

If you have problems with this report please contact:

Locate Desk (800)289-1901

Notes:

Windstream has addressed your ticket as noted above. If you have any further questions please contact our Damage Prevention Groups at 1-800-289-1901.



# Diggers Hotline Ticket 20183616011

operations@diggershotline.com

Fri 9/7/2018 8:53 AM

To: Tipton, Corey <ctipto@milwaukee.gov>;

Diggers Hotline, Inc. (Wisconsin) Fax/Email Confirmation

Ticket #: 20183616011 Previous Ticket #: 20183413360

Header: STANDARD Type: RELOCATE Operator: 141

This ticket has been relocated 1 times

Start Date : 09/12/2018 Time: 08:53:00 AM

Call Date : 09/07/2018 Time: 08:53:03 AM

Transmit Date: 09/07/2018 Time: 08:53:17 AM

Caller: COREY TIPTON Phone: (414)286-2671

CITY OF MILWAUKEE

200 E WELLS ST

MILWAUKEE

WI 53202

Corey.Tipton@milwaukee.gov

Field Rep.: SAME

Phone: (414)708-2575

County : MILWAUKEE

Place : MILWAUKEE CITY

At : 2755

Street : S 5TH CT

Intersection 1: W ROSEDALE AVE

Intersection 2:

On the W side of street and approximately 20.00 FT S of Intersection 1

Latitude NW 42.99446400 Longitude NW -87.91740200

Latitude SE 42.99401500 Longitude SE -87.91678800

Type of Work: BASIN REPAIR

Working For : CITY OF MILWAUKEE

Outlook

TC

Search Mail and People

New | Delete | Archive | Junk | Sweep | Move to | Categories

Undo

Folders

Hotline

Filter

Ticket 20183616011 - Response to Dig Request

Favorites

Next: ~~Monday for the coming weeks.~~

Agenda

inbox

Flood Control

Tipton, Corey

inbox

Alderman Request

Brooks

Engineers-Constructio

Flood Control

Hotline

Injury

PAYROLL

SAFETY

Sanders

Stewart

Streets

SNOW

VENDORS

Drafts

Sent Items

Deleted Items

Archive

Clutter

Conversation History

Junk E-mail

Notes

Personal Archive - Tipton, Cor

Groups

Here are some groups you might want to join

Vehicle Inventory Group

Leaf Collection 2018

Vehicles

infrastructure

City hall and call in

cl\_irth\_comm@irth.com

Reply all |

Fri, 9/13, 1:52 PM  
Tipton, Corey

=====  
=====

To: CITY OF MILWAUKEE           Attn:  
COREY TIPTON  
Voice: 4142862671               Fax:  
Re: Response to Dig Request

This is an Important Message from Level 3 Communications replying to your request to locate our underground facilities in the area described on the One Call Center ticket.

=====  
=====

Ticket: 20183616011  
County: MILWAUKEE           Place:  
MILWAUKEE  
Address: 2755 S 5TH CT

WC101:  
Level 3 Communications has determined our facilities are clear of the dig site described by your One Call Center ticket. Level 3 Communications will not have to locate our underground utilities at this dig site. If you have any questions, please contact Level 3 Communications at 1-877-366-8344.

=====  
=====

If you have any questions, please contact Level 3 Communication's Cable Protection Management Team at 1-877-366-8344.

=====  
=====

This message was generated by an automated system. Please do not reply to this email.

Getting too much email from cl\_irth\_comm@irth.com? You can unsubscribe

Explosives: N Overhead: N Boring Equipment: N Premarked: Y

Marking Instructions:

MARK INLET 20FT SOUTH OF WEST ROSEDALE ON WESTSIDE OF THE STREET

Remarks:

Members Notified:

AT&T TRANSMISSION ATT01 (ATT01) TIME WARNER CABLE - TWC40 (TWC40)  
AMERICAN TRANSMISSION (ATCF8) (ATCF8) WE ENERGIES - WE31WG (WE31W)  
AT&T DISTRIBUTION SBC01 (SBC01) CITY OF MILWAUKEE MES01 (MES01)  
MILWAUKEE METROPOLITAN SEWERAG (MMD01) WINDSTREAM (NRL02)  
AT&T TRANSMISSION TCG TCG01 (TCG01) LEVEL 3 IS NOW CENTURYLINK WC (WCI01)

- After investigation these gentlemen  
Robert Kohn - 414-477-8351

and

Tom (no last) - 414-651-7570

Confirmed that their locate company precise locate  
was not informed of the locate request through  
Chicago hotline. Attached are photos and  
locate/relocate requests made by Sewer  
Maintenance.

- Greg Tipton

Sewer Operations Supervisor  
10/8/2018





