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August 24, 2020

Ms. Georgina Damouni 8131 West Morgan Avenue Milwaukee, WI 53220

RE: Communication from Georgina Damouni

C.I. File No. 1029-2020-930

Dear Ms. Damouni:

We have received your claim in the amount of \$2,597.42, from a loss on May 17, 2020 at 8131 West Morgan Avenue.

The Infrastructure Services Division indicates that Sewer Maintenance had no records regarding a backwater at this address on May 17, 2020. After receipt of this claim, they dispatched their field investigator to check the City's main sanitary sewer. The sewer was found to be in proper working condition. Their records indicate that the sewer is on a regular 3 year cleaning schedule and was last cleaned, prior to this incident, on May 8, 2019. Past cleaning records do not indicate any unusual problems.

The Division also indicates that from May 17 through May 19, 2020, the City received an average of 4.70 inches of rain. Due to the heavy rainfall, some of the City sewer systems were overwhelmed.

There is no evidence that the City was negligent in this matter. The City would not be liable. Therefore, we are denying your claim.

SUSAN E. LAPPEN PATRICIA A. FRICKER **HEIDI WICK SPOERL GREGG C. HAGOPIAN** JAY A. UNORA KATHRYN Z. BLOCK **KEVIN P. SULLIVAN** THOMAS D. MILLER **ROBIN A. PEDERSON** JEREMY R. MCKENZIE PETER J. BLOCK JENNY YUAN ALLISON N. FLANAGAN **HEATHER H. HOUGH** ANDREA J. FOWLER PATRICK J. MCCLAIN NAOMI E. GEHLING **BENJAMIN J. ROOVERS ELLENY B. CHRISTOPOULOS** TYRONE M. ST. JUNIOR HANNAH R. JAHN JULIE P. WILSON **GREGORY P. KRUSE** KIMBERLY A. PRESCOTT SHEILA THOBANI KATRYNA C. RHODES NICOLE F. LARSEN JAMES M. CARROLL WILLIAM G. DAVIDSON MEIGHAN M. ANGER ALEXANDER R. CARSON JENNIFER J. TATE Assistant City Attorneys



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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,

TEARMAN SPENCER

City Attorney

steven m. Carini

STEVEN M. CARINI Investigator Adjuster

SMC/cdr

c:

Robert Brooks (Infrastructure)

1029-2020-930/270117