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DATE: January 11, 2011

TO: Mr. Lee Holloway, Chairman
                Milwaukee County Board of Supervisors

FROM: Robert E. Andrews, Deputy Corporation Counsel

SUBJECT: Claim filed by: Anna Cintron
                                         3332 W. Hayes Avenue
                                         Milwaukee, WI
                Date Claim Filed: September 28, 2010

On. September 17, 2010 Milwaukee County Sheriff's Deputy Michael Frueck had pulled into the drive-thru lane of the Wong's Wok located at 3702 S. 27th Street in the City of Milwaukee. A semi-trailer truck making a delivery to the restaurant blocked the drive-thru lane. In order to get around the truck it was necessary for Deputy Frueck to back up out of the drive-thru lane. Unfortunately, in doing so he failed to note the presence of another vehicle which he struck.

The second vehicle was a 2009 Toyota Camry owned and operated by Anna Cintron. An investigation by the Sheriff's Department determined that Deputy Frueck was at fault due to his failure to comply with departmental policy which required him to complete a 360-degree walk around or to observe that he had proper backing room prior to making the backing maneuver. Ms. Cintron submitted estimates to repair the damage from a low $2,200 to high of $3,600. The County's insurer retained the services of an independent appraiser who was able to obtain an estimate of $2,575.29 which was agreeable to both the claimant and the County's insurance company. Corporation Counsel is in support of this resolution.

Please refer this matter to the Judiciary Committee to be placed on the agenda for its next meeting where upon Corporation Counsel will appear to recommend the settlement of $2,575.29 on this claim. Thank you.

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REA/rf
cc: Linda Durham
        Jennifer Mueller
        Barb Pariseau