



File Number	Title	Status
2008-0554	Claim	Claim Report
	American Family Insurance Com regarding vehicle damage alleged	pany communication submitted on behalf of James R Bednarski lly sustained on March21, 2008.
	Introduced: 9/2/2008	Controlling Body: Administration & Finance Committee

COMMITTEI	E RECOMM	ENDATION _	POF				
	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
ACTION DATE:			Barczak				
T 0 7 2008		-	Czaplewski Kopplin	V			
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#### OFFICE OF THE CITY ATTORNEY

Scott E. Post City Attorney

Sheryl L Kuhary Jeffrey J. Warchol Jenna R. Merten Assistant City Attorneys

September 30, 2008

Common Council City of West Allis

RE: City Attorney's Report of Claim

Dear Council Members:

The enclosed claim has been referred to this office in accordance with Section 3.05 (6)(a) of the Revised Municipal Code. This office has examined the facts of the claim and the applicable law. Our Opinion regarding liability is as follows:

This claim has been paid and it is the recommendation of this office that it be placed on file:

## <u>American Family Insurance Group on Behalf of James R. Bednarski –</u> <u>Amount \$4,115.00</u>

This is a claim for property damage to the claimant's insured's vehicle on March 21<sup>st</sup>, 2008, when a snowplow, operated by a City employee during plowing operations, slid into the claimant's insured's vehicle, which was traveling in the opposite direction at South 90<sup>th</sup> Street and West Stuth Avenue in the City of West Allis. The driver's side front and rear doors were damaged as a result of the accident. The claimant had the vehicle repaired pursuant to its insurance contract with its insured and in turn, filed a subrogation claim against the City on August 5<sup>th</sup>, 2008.

Our investigation of this claim indicated that the operator of the City snowplow was primarily negligent for failing to maintain control of his vehicle. Although the driver of a vehicle must use caution when approaching a snowplow, especially during plowing operations, there is nothing to indicate that the claimant's insured failed to use caution; the snowplow simply slid on the snow and ice and ran into the claimant's insured's vehicle. The estimate for repairs was reasonable given the circumstances and age of the vehicle.

Based upon the above, the City Attorney's Office paid the claim in the amount stated above and obtained a Property Damage Only Release signed by the claimant insurance company. Therefore, it is the recommendation of the City Attorney's Office to place this claim on file.

Respectfully submitted

Jeffrey J. Warchol
Assistant City Attorney

SEY 1 5 2008

# PROPERTY DAMAGE ONLY RELEASE



KNOW ALL MEN BY THESE PRESENTS that AMERICAN FAMILY INSURANCE GROUP, a proper and legal subrogee in this matter, on behalf of James R. Bednarski, its insured, for and in consideration of Four Thousand One Hundred Fifteen and 00/100 Dollars (\$4115.00) the receipt whereof is hereby acknowledged, do hereby forever release, acquit and discharge the City of West Allis, Wisconsin, a municipal corporation, its departments, commissions, officials, agents and employees, his, her, its or their successors and assigns and all others directly or indirectly liable, from any and all claims and demands, actions and causes of action, damages, both known and unknown, including future developments thereof, costs, loss of service and compensation on account of, or in any way growing out of, any and all known and unknown property damage resulting or to result from that certain accident on or about March 21<sup>st</sup>, 2008, at W. Stuth Avenue and S. 90<sup>th</sup> St., West Allis, Wisconsin, when a City employee, while snowplowing, slid into the Mr. Bednarski's vehicle, which was going in the opposite direction of the snowplow, causing property damage to the driver's side of Mr. Bednarski's vehicle.

I agree that this settlement is in full compromise of a doubtful and disputed claim both as to the question of liability and damages and that the payment is not to be construed as an admission of liability.

I agree that this is a complete release of property damage only and it is understood and agreed that it doesn't constitute a release for any bodily injury resultant from this accident.

I further agree that this release and payment pursuant thereto is not to be construed as a waiver by or an estoppel of any party released to prosecute a claim or action against the undersigned for any damages sustained.

I HAVE READ THE FOREGOING RELEASE AND FULLY UNDERSTAND IT. I FURTHER UNDERSTAND THAT I HAVE THE OPPORTUNITY TO DISCUSS AND NEGOTIATE THE TERMS OF THIS RELEASE WITH THE WEST ALLIS CITY ATTORNEY AND SPECIFICALLY WAIVE SUCH OPPORTUNITY.

Subscribed and sworn to before me
this 1/4 day of September, 2008.

Le berda CKoll

(Notary Public, State of Wiscons S-1-2016

My Commission: Legister 5-1-2016

JJW: da L: jeff/claims/releases/PDonlyAmer Fam Insurs Bednarski



## AMERICAN FAMILY INSURANCE GROUP

RECEIVED AUG 0 5 2008

BUSINESS ADD: 302 N WALBRIDGE AVE. • MADISON WI 53783-0001 • PHONE: (608) 249-2111 Mailing Address: 6000 AMERICAN PKWY • MADISON WI 53783-0001

CITY OF WEST ALLIS CLERK/TREASURER

August 1, 2008

City of West Allis City Clerk 7525 W Greenfield Ave West Allis, Wisconsin 53214

RE:

Your Insured:

your driver/David Bednarski

Your File Number:

Our Claim Number:

00-651-442071-6905 James R Bednarski

Our Insured: Date of Accident:

March 21, 2008

Total Claim:

\$5320.08

Company Portion:

\$4,820.08

Insured's Deductible:

\$500

Dear : City Clerk;

We have been informed that you are the insurance carrier for the above-named party. It appears from our investigation that the incident in question was caused by your insured's negligence. The total damage as well as the loss paid by the American Family Mutual Insurance Company are stated above.

If the party named above is insured in your company, we would appreciate your offer of settlement. Such offer should take into consideration the total amount of the loss, including our insured's interest.

Respectfully,

Bobbie C. Koch

Subrogation Sr. Adjuster <a href="mailto:rkoch@amfam.com">rkoch@amfam.com</a> 1-800-374-0008 X44115

Fax: 866-364-0982

Enc.

cc:



## AMERICAN FAMILY INSURANCE GROUP

BUSINESS ADD: 302 N WALBRIDGE AVE. • MADISON WI 53783-0001 • PHONE: (608) 249-2111 Mailing Address: 6000 AMERICAN PKWY • MADISON WI 53783-0001

STATE OF WISCONSIN ) ss COUNTY OF DANE )

Bobbie Koch, being first duly sworn on oath, deposes and states that she is a Subrogation Specialist employed with American Family Mutual Insurance Company, that I have been involved in the investigation of the afore-described claim, that I have reviewed the foregoing Notice of Claim and am familiar with the factual averments contained therein, and that all such statements and averments are true and correct to the best of my knowledge and information based upon my investigation and adjustment of the claim referenced above.

Dated this 1st day of August, 2008.

Signature of Affiant

Personally appeared before me this 1st day of August , 2008, the above-named Bobbie Koch and upon administration of oath executed the foregoing instrument and acknowledged the truth and accuracy of the same.

Notary Public, State of Wisconsin

My Commission:

7-22-



AMERICAN FAMILY INSURANCE W236 N1402 BUSSE RD WAUKESHA, WI 53188 1-800-MYAMFAM (1-800-692-6326) WWW.AMFAM.COM/CLAIMS

#### \*\*\* SUPPLEMENT 1 \*\*\*

S1

05/05/2008 12:20 PM

Owner

Owner: JAMES R BEDNARSKI

Address: 2914 S 91ST ST

City State Zip: WEST ALLIS, WI 53227-0000

(414)543-4162

Insured Policy #: 0421889702

Loss Type: Collision

**Control Information** 

Claim #: 00651442071-0

Loss Date/Time: 03/21/2008 07:00 AM

Deductible: \$500.00

Ins. Company: American Family Insurance

Insured: JAMES R BEDNARSKI

Address:

(414)543-4162

Inspection

Inspection Date: 05/05/2008

Inspection Location: Westway AutoBody

Address: 1412 S 62nd Street

City State Zip: West Allis, WI 53214

Driveable: Yes

Inspection Type: Field

Contact:

(414)259-1119

Primary Impact: Left Side

Secondary Impact: Rental Assisted:

First Contact Date/Time:

Appraiser Name: DAVID C PLISS

Address: P.O. BOX 2927

City State Zip: Milwaukee, WI 53201-2927

Email: DPLISS@AMFAM.COM

Orig Appraiser Name: DAVID C PLISS

Address: P.O. BOX 2927

City State Zip: Milwaukee, WI 53201-2927 Email: DPLISS@AMFAM.COM

Appraiser License #:

Appointment Date/Time: 05/05/2008 08:00 AM

Cell: (262)408-8681

Work/Day: (800)374-1111x48217

FAX: (866)381-7713

Appraiser License #:

Cell: (262)408-8681

Work/Day: (800)374-1111x48217

FAX: (866)381-7713

Repairer

Repairer: WESTWAY AUTO BODY

Contact:

Target Complete Date/Time:

Days To Repair: 5

Remarks

Vehicle

2005 Mercury Grand Marquis GS 4 DR Sedan 8cyl Gasoline 4.6

4 Speed Automatic

Lic.Plate: 308DNW

Lic Expire: **Prod Date:**  Lic State: WI

VIN: 2MEFM74W95X667047

Mileage: 11,435 Mileage Type: Actual

Veh Insp#:

06/10/2008 09:14 AM

Page 1 of 4

2005 Mercury Grand Marquis GS 4 DR Sedan Claim #: 00651442071-0

Condition:

Ext. Color: PERFORMANCE WHITE

Ext. Refinish: Two-Stage Ext. Paint Code: WT

Code: R4263A Int. Color: Int. Refinish: Int. Trim Code:

### **Options**

Anti-lock Brakes
Dual Airbags
Lighted Entry System
Power Drivers Seat
Rear Window Defroster
Tinted Glass

Compact Disc Player Heated Power Mirrors Power Brakes Power Steering

Rem Trunk-L/Gate Release Velour/Cloth Seats

Cruise Control Intermittent Wipers Power Door Locks Power Windows Tilt Steering Wheel Air Conditioning

Damages
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ine	Ор	Guide	MC	Description	MFR.Part No.	Price	ADJ% B%		Hours	R
1	N	6		Front Bumper Cover R&I	Additional Labor				0.8*	SM
	RI	61		Lamp,Side Marker LT	R & I Assembly				INC	SM
3	BR	103	13	Fender, Front LT	Blend Refinish				2.0	RF
					0.9 Blend					
					0.6 Two-stage setup					
					0.5 Two-stage					
4	RI	107		Mldg,Fender Side L/R	R & I Assembly				0.3	SN
5	RI	193		Plate,Front Sill LT	R & I Assembly				0.2	SN
6	RI	195		Plate,Rear Sill LT	R & I Assembly	***			0.2	SN
7	E	197		Midg,Rckr Panel Front LT	1W7Z5410177AAA	\$92.27			0.3	SN
8	E	199		Midg,Rocker Panel RR LT	2W7Z54101C49AAA	\$13.00	.05.00		0.2	SN
9	ΕU	207		Door Assembly, Front LT	RECYCLED PART	\$650.00*	+25.00		2.6	SN
				>> LOCATED AT B&M #280836	5.5.1				2 =	RI
10	L	207		Door Shell,Front LT	Refinish				3.5	KI
					2.1 Surface					
					1.0 Edge					
44	RI	240		W/Strip,Front Door LT	0.4 Two-stage R & I Assembly				INC	SN
	RI	240		W/Strip, Piont Door LT	R & I Assembly				INC	SI
13		257 254		Midg, Front Door Scalp LT	R & I Assembly				0.3	SI
14	E	244		Mldg,Front Door Scalp ET	5W3Z5420879BPTM	\$139.17		S1	0.4	SI
15	Ĺ	244		Mldg,Front Door Side LT	Refinish	ψ103.11		0.	0.4	R
13	_	244		Milag, Front Door Side E1	0.7 Surface				0.0	• •
					0.1 Two-stage					
16	RI	229		Mirror,Outer R/C LT	R & I Assembly				INC	SN
17		215		Glass, Front Door T LT	R & I Assembly				0.8	SN
18	RI	264		Channel.Front Glass Ru LT	R & I Assembly				0.3	SN
19	RI	221		Lock,Front Door LT	R & I Assembly				0.4	SN
20	RI	415		Cyl, Front Door Lock LT	R & I Assembly				0.1	SI
21	Ri	266		Pad,Keyless Entry LT	R & I Assembly				0.2	SI
22		262		Handle, Front Door Otr LT	R & I Assembly				INC	SI
23	ï	189		Pillar, Center LT	Repair				5.0*	SI
24	Ĺ	189		Pillar, Center LT	Refinish				1.0	R
	_			,	1.0 Surface					
25	RI	158		Applique,Center Pillar LT	R & I Assembly				0.2	SI
	EU	287		Door Assembly Rear LT	RECYCLED PART	\$425.00*	+25.00		2.0	SN
				>> LOCATED AT B&M #280836						
27	L	287		Door Shell,Rear LT	Refinish				3.2	R
					1.8 Surface					
					1.0 Edge					
					0.4 Two-stage					
28	RI	367		W/Strip,Rear Door LT	R & I Assembly				INC	SI
29	RI	311		W/Strip,Belt Outer LT	R & I Assembly				INC	SI
30	RI	333		Mldg,Rear Door Scalp LT	R & I Assembly			<b>.</b> .	0.3	SI
31	E	323		Mldg,Rear Door Side LT	5W3Z5425556BPTM	\$114.32		S1	0.4	SM
32	L	323		Mldg,Rear Door Side LT	Refinish				0.7	R
					0.6 Surface					
					0.1 Two-stage				^^	٠.
33	RI	295		Glass,Rear Door T LT	R & I Assembly				0.8	SI
34	RI	319		Rear Vent Glass R & I LT	R & I Assembly				0.5 0.3	SI
35	L	291		Hinge Rear Door Upper LT	Refinish				0.3	R

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36	L	293	Hinge,Rea	r Door Lower	LT	Refinish	_				0.3	RF
						0.3 St						
-	RI	301	Lock,Rear		_	R & I Ass	•				0.4	SM
	RI	279	-	Door Outer L		R & I Ass	•				0.2	SM
39	RI	325	Mldg,Back	Glass Side L	T.	R & I Ass	embly				0.6	SM
40	1	389	Panel,Qua	rter LT		Repair				S1	6.5*	SM
41	L	389	Panel,Qua	rter LT		Refinish					2.8	RF
						2.4 St	urface					
						0.4 Tv	vo-stage					
42	BR	397	Door,Fuel I	Filler LT		Blend Ref	finish				0.2	RF
						0.2 BI						
43	RI	397	Door.Fuel	Filler I T		R & I Ass					0.2	SM
44	RI	534		ssembly LT		R & I Ass					0.4	SM
	N	566	•	•		Additiona					0.6*	SM
-			•	oer Cover R&	.J			£2.00±			0.0	SM
46		M03	Flex Additi			Replace E	•	\$3.00*				
	SB	M06	Pinstripes-			Sublet Re	•	\$125.00*	+20.00			RF
48		M14	Corrosion I			Replace E		\$3.00*			0.2*	SM
49	EÇ	M17	Cover Car	Exterior		Replace 8	Economy	\$5.00*				RF
50	N	M18	Set-Up And	d Measure		Additiona	l Labor				1.5*	SM
51	N	M60	Hazardous	Waste Remo	oval	Additiona	l Labor	\$3.00*				SM
	RI	-	LT W/O MI			R & I Ass		•			0.3*	SM
53			W/O MLDO			Replace I	-	\$99.95*	+25.00		0.3*	SM
54				OME DECAL	s	Replace B	•	\$250.00*	+25.00	S1	1.0*	SM
	RI			OR/MOCK TO	_	R & I Ass		Ψ230.00	.25.00	31	1.0*	SM
					JP		•					
	RI		MOCK TO	Р		R & I Ass	embiy				1.5*	SM
J	i6 It	ems										
elate	d Prio	r Damages										
е	Op	Gui	de MC	Description	on	MFR.	Part No.	Price	ADJ%	В%	Hours	R
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_	RP	Items	287 MC 13	Messa	age			ge WO-STAGE ALLO	WANCE			SM
stima		Items	MC 13	Messa	age				WANCE			SM
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oss Pher Pi int Mi te Iter rts & x on I bor eet Mi effinish int Mi bor T x on I v oss T Less:	ate Tores arts arts aterial mater Mater Parts & letal (Sec (MIFR) aterial cotal Labor Repair Sublet otal Dedu	s kup lal Total & Material SM) E)	MC 13 s	Rate Replace 50.00 50.00 50.00 50.00	DES 0.6 Be Hrs R	@ 5.600% epair Hrs 14.4  @ 5.600%	6 Total Hrs 31.0 14.8 45.8 H	\$358.76 \$1,438.95 \$444.00 \$356.24 \$1,550.00	\$2, \$ \$2, \$ \$5,	290.00 128.24 150.00 \$8.40 320.08		SM
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oss Process Pr	eate Too Parts arts aterial m Mater Parts ( letal (S lec (MI FR) n (RF) aterial otal Labor Sublet otal Dedu al	s kup lal Total & Material SM) E)	MC 13 s	Rate Replace 50.00 50.00 50.00 50.00	DES 0.6 Be Hrs R	@ 5.600% epair Hrs 14.4  @ 5.600%	6 Total Hrs 31.0 14.8 45.8 H	\$358.76 \$1,438.95 \$444.00 \$356.24 \$1,550.00	\$2, \$ \$5, \$5,	290.00 128.24 150.00 \$8.40 320.08		SM

\* 1.

Alternate Parts Y/00/00/00/00/00 CUM 00/00/00/00 Zip Code: 53072 Milwaukee Recycled Parts NOT REQUESTED

06/10/2008 09:14 AM

Audatex Estimating 5.0.322 S1 06/10/2008 09:14 AM REL 5.0.322 DT 05/01/2008 DB 06/08/2008 Copyright (C) 2007 Audatex North America, Inc.

2.5 HRS WERE ADDED TO THIS ESTIMATE BASED ON AUDATEX'S TWO-STAGE REFINISH FORMULA.
ESTIMATE CALCULATED USING THE 2.5 HOUR MAXIMUM ALLOWANCE FOR TWO-STAGE REFINISH OF NON-FLEX, EXTERIOR SURFACES.

THIS ESTIMATE HAS BEEN PREPARED BASED ON THE USE OF ONE OR MORE REPLACEMENT PARTS SUPPLIED BY A SOURCE OTHER THAN THE MANUFACTURER OF YOUR MOTOR VEHICLE. WARRANTIES APPLICABLE TO THESE REPLACEMENT PARTS ARE PROVIDED BY THE MANUFACTURER OR DISTRIBUTOR OF THE REPLACEMENT PARTS RATHER THAN BY THE MANUFACTURER OF YOUR MOTOR VEHICLE.

### **Op Codes**

\* = User-Entered Value
EC = Replace Economy
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BR = Blend Refinish
CG = Chipguard

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E = Replace OEM
OE = Replace PXN OE Srpls
EP = Replace PXN
PM = Replace PXN Reman/Reblt
PC = Replace PXN Reconditioned
SB = Sublet Repair
I = Repair
RI = R & I Assembly
RP = Related Prior Damage

NG = Replace NAGS
UE = Replace OE Surplus
EU = RECYCLED PART
UM = Replace Reman/Rebuilt
UC = Replace Reconditioned
N = Additional Labor
IT = Partial Repair

P = Check



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06/10/2008 09:14 AM

Page 4 of 4

## \*\*\* SUPPLEMENT RECONCILIATION \*\*\*

### Supplement S1

Claim #: 00651442071-0

File #:

Insured: JAMES R BEDNARSKI Owner Name: JAMES R BEDNARSKI

Appraiser Name: DAVID C PLISS

Vehicle: 2005 Mercury Grand Marquis GS 4 DR Sedan

Insured Policy #: 0421889702

Claim Rep:

Inspection Date/Time: 05/05/2008

Delet	ed Lines										
Line	Guide	Part	Operati	on		F	rice	ADJ%	В%	Labor	Rate
1	244	Mldg,Front Door Side LT	R & I As	sembly						0.4	SM
2	323	Mldg,Rear Door Side LT	R & I As	sembly						0.4	SM
Adde	d Lines										
Line	Guide	Part	Operation	on		F	Price	ADJ%	В%	Labor	Rate
3	244	Mldg,Front Door Side LT	Replace		S1		9.17			0.4	SM
4	323	Mldg,Rear Door Side LT	Replace	OEM	S1	\$11	4.32			0.4	SM
Chan	ged Line	S									
Line	Guide	Part	Operati	on		F	rice	ADJ%	В%	Labor	Rate
5	389	Panel,Quarter LT	Repair		S1					6.5*	SM
		Panel,Quarter LT								1.0*	SM
6		LWR CHROME DECALS LWR CHROME DECALS	Replace	Economy	S1		0.00* 5.00*	+25.00 +25		1.0* 1.0*	SM <sup>1</sup>
C-1			······································		······································						
Calcu	lation Ch	anges	From			То	****			Difference	
Gross	Parts			\$105.27				\$358.76		\$253.49+	
Other	Parts			\$1,313.95				\$1,438.95		\$125.00+	
Line It	em Marku	ıp		\$324.99				\$356.24		\$31.25+	
	Parts &		5.600%	\$122.54		5.600%		\$145.49		\$22.95+	
	heet Met	al	\$50.00	\$1,275.00		\$50.00		\$1,550.00		\$275.00+	
Tax O	n Labor		5.600%	\$112.84		5.600%		\$128.24		\$15.40+	
Actua	Suppler	nent 1 Net Total								\$723.09+	
Sumn	nary										
			Net Total	Date		Time	Appr	aiser		<u> </u>	
-	al Estimat	е	\$4,096.99	05/02/2008		02:03 PM		D C PLISS			
Supple	ement 1		\$4,820.08	06/10/2008		09:10 AM	DAV	D C PLISS			



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AMERICAN FAMILY INSURANCE W236 N1402 BUSSE RD WAUKESHA, WI 53188 (262)446-6500

#### \*\*\* ESTIMATE \*\*\*

Owner

Owner: JAMES R BEDNARSKI Address: 2914 S 91ST ST

City State Zip: WEST ALLIS, WI 53227-0000

(414)543-4162

Insured Policy #: 0421889702 Loss Type: Collision

**Control Information** 

Claim #: 00651442071-0 Loss Date/Time: 03/21/2008 07:00 AM

Deductible: \$500.00

Ins. Company: American Family Insurance

Insured: JAMES R BEDNARSKI

Address:

(414)543-4162

Inspection

Inspection Date: 05/05/2008

Inspection Location: Westway AutoBody

Address: 1412 S 62nd Street

City State Zip: West Allis, WI 53214

Primary Impact: Left Side

Driveable: Yes

First Contact Date/Time:

Appraiser Name: DAVID C PLISS

Address: P.O. BOX 2927

City State Zip: Milwaukee, WI 53201-2927

Email: DPLISS@AMFAM.COM

Inspection Type: Field

**Contact:** 

(414)259-1119

Secondary Impact: Rental Assisted:

Rental Assisted:

Appointment Date/Time: 05/05/2008 08:00 AM

Appraiser License #:

Cell: (262)408-8681

Work/Day: (800)374-1111x48217

FAX: (866)381-7713

Repairer

Repairer: WESTWAY AUTO BODY

Contact:

Target Complete Date/Time:

Days To Repair: 5

Remarks

Vehicle

2005 Mercury Grand Marquis GS 4 DR Sedan 8cyl Gasoline 4.6

4 Speed Automatic

Lic.Plate: 308DNW

Lic Expire: Prod Date:

Veh Insp# : Condition:

Ext. Color: PERFORMANCE WHITE

Ext. Refinish: Two-Stage Ext. Paint Code: WT

Lic State: WI

VIN: 2MEFM74W95X667047

Mileage: 11,435 Mileage Type: Actual Code: R4263A

Int. Color: Int. Refinish: Int. Trim Code:

**Options** 

05/06/2008 09:54 AM Page 1 of 4

Air Conditioning Cruise Control Intermittent Wipers Power Door Locks Power Windows Tilt Steering Wheel Anti-lock Brakes
Dual Airbags
Lighted Entry System
Power Drivers Seat
Rear Window Defroster
Tinted Glass

Compact Disc Player Heated Power Mirrors Power Brakes Power Steering Rem Trunk-L/Gate Release Velour/Cloth Seats

Dama	ges								
Line	Ор	Guide	MC	Description	MFR.Part No.	Price	ADJ% B%	Hours	R
1	N	6		Front Bumper Cover R&I	Additional Labor			0.8*	SM
2	RI	61		Lamp,Side Marker LT	R & I Assembly			INC	SM
3	BR	103	13	Fender, Front LT	Blend Refinish			2.0	RF
				•	0.9 Blend				
					0.6 Two-stage setup				
					0.5 Two-stage				
4	RI	107		Mldg,Fender Side L/R	R & I Assembly			0.3	SM
5	RI	193		Plate,Front Sill LT	R & I Assembly			0.2	SM
6	RI	195		Plate,Rear Sill LT	R & I Assembly			0.2	SM
7	E	197		Mldg,Rckr Panel Front LT	1W7Z5410177AAA	\$92.27		0.3	SM
8	E	199		Mldg,Rocker Panel RR LT	2W7Z54101C49AAA	\$13.00	.05.00	0.2	SM
9	EU	207		Door Assembly, Front LT	RECYCLED PART	\$650.00*	+25.00	2.6	SM
				>> LOCATED AT B&M #280836	D. C. J. h			3.5	RF
10	L	207		Door Shell,Front LT	Refinish			3.5	KF
					2.1 Surface				
					1.0 Edge 0.4 Two-stage				
44	DI	240		W/Strip,Front Door LT	R & I Assembly			INC	SM
11 12	RI RI	240 237		W/Strip,Belt Outer LT	R & I Assembly			INC	SM
13	RI	257 254		Midg, Front Door Scalp LT	R & I Assembly			0.3	SM
14		244		Mldg,Front Door Side LT	Refinish			0.8	RF
	-	277		Mag, Tone Book Black	0.7 Surface				
					0.1 Two-stage				
15	RI	244		Mldg,Front Door Side LT	R & I Assembly			0.4	SM
16		229		Mirror, Outer R/C LT	R & I Assembly			INC	SM
17		215		Glass, Front Door T LT	R & I Assembly			0.8	SM
18	RI	264		Channel, Front Glass Ru LT	R & I Assembly			0.3	SM
19	RI	221		Lock,Front Door LT	R & I Assembly			0.4	SM
20	RI	415		Cyl,Front Door Lock LT	R & I Assembly			0.1	SM
21	RI	266		Pad,Keyless Entry LT	R & I Assembly			0.2	SM
22	RI	262		Handle,Front Door Otr LT	R & I Assembly			INC	SM
23	. !	189		Pillar,Center LT	Repair			5.0*	SM
24	L	189		Pillar,Center LT	Refinish			1.0	RF
		450		A # 0 4 DW 17	1.0 Surface			0.2	SM
25		158		Applique, Center Pillar LT	R & I Assembly RECYCLED PART	\$425.00*	+25.00	2.0	SM
26	EU	287		Door Assembly,Rear LT >> LOCATED AT B&M #280836	RECYCLED PART	\$425.00	<b>+</b> 25.00	2.0	SIVI
27	L	287		Door Shell, Rear LT	Refinish			3.2	RF
21	L	201		Door Shell, Real LT	1.8 Surface			0.2	• • • •
					1.0 Edge				
					0.4 Two-stage				
28	RI	367		W/Strip,Rear Door LT	R & I Assembly			INC	SM
29		311		W/Strip,Belt Outer LT	R & I Assembly			INC	SM
	RI	333		Mldg,Rear Door Scalp LT	R & I Assembly			0.3	SM
	L	323		Mldg,Rear Door Side LT	Refinish			0.7	RF
					0.6 Surface				
					0.1 Two-stage				
	RI	323		Mldg,Rear Door Side LT	R & I Assembly			0.4	SM
	RI	295		Glass,Rear Door T LT	R & I Assembly			0.8	SM
	RI	319		Rear Vent Glass R & I LT	R & I Assembly			0.5	SM RF
35	L	291		Hinge,Rear Door Upper LT	Refinish 0.3 Surface			0.3	KF
30	L	293		Hinge,Rear Door Lower LT	Refinish			0.3	RF
30	_	233		Imige,i teai Dooi Lowel Li	0.3 Surface				- **
37	RI	301		Lock,Rear Door LT	R & I Assembly			0.4	SM
38		279		Handle,RR Door Outer LT	R & I Assembly			0.2	SM
39		325		Mldg,Back Glass Side LT	R & I Assembly			0.6	SM
40		389		Panel,Quarter LT	Repair			1.0*	SM
	Ĺ	389		Panel,Quarter LT	Refinish			2.8	RF

05/05/2008 12:20 PM

· · · · · · · ·

					2.4 5	Surface					
					0.4 7	wo-stage					
42 BR	397	Door	r,Fuel Fille	er LT	Blend Re					0.2	RF
					0.2 E						
43 RI	397		r,Fuel Fille		R & I As	•				0.2	SM
44 RI	534		amp Asse		R & I As	-				0.4	SM
45 N	566		•	Cover R&I	Addition		***			0.6*	SM
46 EC			Additive		•	Economy	\$3.00*				SM
47 SB			tripes-Pai		Sublet R		\$125.00*	+20	.00	0.01	RF
48 EC			osion Pro			Economy	\$3.00*			0.2*	SM
49 EC			er Car Ext			Economy	\$5.00*			4 5+	RF
50 N	M18		Up And M		Addition	· . · · · · <del>-</del> ·	00.00+			1.5*	SM
51 N	M60			aste Removal	Addition		\$3.00*			0.21	SM
52 RI			N/O MLDO		R & I As		200.054	. 05	00	0.3*	SM
53 EC			MLDG K		•	Economy	\$99.95*	+25		0.3*	SM
54 EC				IE DECALS		Economy	\$125.00*	+25	.00	1.0*	SM <sup>1</sup>
55 RI				MOCK TOP	R&IAs					1.0*	SM'
56 RI		MO	CK TOP		R & I As	sembly				1.5*	SM
56	Items										
Related P	rior Damaç	es									
ine C	Op (	Suide	MC E	Description	MFR.	Part No.	Price	ADJ%	В%	Hours	R
				Ob -# D	T D-1-4	d Od D					SM
7 R	RP Iter	287 ns	L	Ooor Shell,Rear I	LI Relati	ed Prior Dama	y <del>o</del>				OIV.
		MC		Message							
		13		INCLUDES 0	.6 HOURS FIF	ST PANEL T	VO-STAGE ALLOV	VANCE			
Estimate '	Total & En			INCLUDES 0	.6 HOURS FIF	ST PANEL T	WO-STAGE ALLOV	VANCE			
				INCLUDES 0	.6 HOURS FIF	ST PANEL T		VANCE			
Fross Part	s			INCLUDES 0	.6 HOURS FIF	ST PANEL T	\$105.27	VANCE			
Fross Parts	s s			INCLUDES 0	.6 HOURS FIR	ST PANEL T	\$105.27 \$1,313.95	VANCE			
Gross Parts Other Parts Paint Mater	s s rials			INCLUDES 0	.6 HOURS FIF	ST PANEL TV	\$105.27 \$1,313.95 \$444.00	VANCE			
Fross Parts Other Parts Paint Mater Line Item M	s s rials //arkup			INCLUDES 0	.6 HOURS FIR	ST PANEL TV	\$105.27 \$1,313.95				
Gross Parts Other Parts Paint Mater Line Item M Parts & Mat	s s rials flarkup terial Total	ries		INCLUDES 0			\$105.27 \$1,313.95 \$444.00		52,188.21		
Gross Parts Other Parts Paint Mater Line Item M Parts & Mat	s s rials //arkup	ries		INCLUDES 0	@ 5.6009		\$105.27 \$1,313.95 \$444.00		32,188.21 \$122.54		
Gross Parts Other Parts Paint Mater Line Item M Parts & Mat	s s rials flarkup terial Total	ries		includes 0			\$105.27 \$1,313.95 \$444.00		•		
Gross Parts Other Parts Paint Mater Line Item N Parts & Mar Tax on Part Labor	s s rials Aarkup Iterial Total ts & Materi	ries	Raf	te Replace Hrs	@ 5.600%	6	\$105.27 \$1,313.95 \$444.00		•		
Gross Parts Other Parts Paint Mater Line Item M Parts & Mai Tax on Part Labor Gheet Meta	s s rials Markup terial Total ts & Materi	ries	Rat	te Replace Hrs	@ 5.6009	6 Total Hrs	\$105.27 \$1,313.95 \$444.00 \$324.99		•		-
Gross Parts Other Parts Caint Mater Line Item M Carts & Mai Cax on Part Labor Cheet Meta	s s rials Markup terial Total ts & Materi al (SM) (ME)	ries	Raf	te Replace Hrs	@ 5.6009	6 Total Hrs	\$105.27 \$1,313.95 \$444.00 \$324.99		•		
Gross Parts Other Parts Paint Mater Line Item M Parts & Mai Cax on Part Labor Gheet Meta Rech/Elec Frame (FR)	s s rials Markup Iterial Total ts & Materi al (SM) (ME)	ries	<b>Ra</b> ( \$50.0 \$50.0	te Replace Hrs 10 16.6	@ 5.6009	6 Total Hrs	\$105.27 \$1,313.95 \$444.00 \$324.99		•		
Gross Parts Other Parts Caint Mater Line Item M Carts & Mai Cax on Part Labor Cheet Meta	s rials Markup terial Total ts & Materi al (SM) (ME)	ries	\$50.0 \$50.0 \$50.0	te Replace Hrs 10 16.6 10 10 10 10 10 10 10 10 10 10 10 10 10 1	@ 5.6009	6 Total Hrs 25.5	\$105.27 \$1,313.95 \$444.00 \$324.99 \$1,275.00		•		
Parts Parts Parts Paint Mater Item Marts & Marts & Marts Amor Parts Part	s rials Markup terial Total ts & Materi al (SM) (ME) (ME)	ries	\$50.0 \$50.0 \$50.0 \$50.0	te Replace Hrs 10 16.6 10 10 10 10 10 10 10 10 10 10 10 10 10 1	@ 5.6009	6 Total Hrs 25.5 14.8	\$105.27 \$1,313.95 \$444.00 \$324.99 \$1,275.00 \$740.00	\$	\$122.54		
Parts & Maren Mater Annual Marts & Maren Maren Maren Maren Maren Maren Maren Maren Maren (FR) Refinish (Refinish (Re	s rials Markup Iterial Total Its & Materi (ME) (ME) Trials	ries	\$50.0 \$50.0 \$50.0 \$50.0	te Replace Hrs 10 16.6 10 10 10 10 10 10 10 10 10 10 10 10 10 1	@ 5.600° Repair Hrs 8.9	6 Total Hrs 25.5 14.8 40.3 H	\$105.27 \$1,313.95 \$444.00 \$324.99 \$1,275.00 \$740.00	\$	\$122.54 \$2,015.00		
Parts & Mater Action of the Mater Mater & Mate	s rials flarkup terial Total ts & Materi  (SM) (ME) ) rials	ries	\$50.0 \$50.0 \$50.0 \$50.0	te Replace Hrs 10 16.6 10 10 10 10 10 10 10 10 10 10 10 10 10 1	@ 5.6009	6 Total Hrs 25.5 14.8 40.3 H	\$105.27 \$1,313.95 \$444.00 \$324.99 \$1,275.00 \$740.00	\$	\$122.54 \$2,015.00 \$112.84		
Gross Parts Caint Mater Line Item M Carts & Mater Labor Cheet Meta Cheet Meta Cheet Meta Cheet (FR) Cheet Mater	s rials Aarkup terial Total ts & Materi  (ME) (ME) Frials	ries	\$50.0 \$50.0 \$50.0 \$50.0	te Replace Hrs 10 16.6 10 10 10 10 10 10 10 10 10 10 10 10 10 1	@ 5.6009 Repair Hrs 8.9	6 Total Hrs 25.5 14.8 40.3 H	\$105.27 \$1,313.95 \$444.00 \$324.99 \$1,275.00 \$740.00	\$	\$122.54 \$2,015.00 \$112.84 \$150.00		
Cross Parts Caint Mater Line Item M Carts & Mater Labor Cheet Meta Cax on Part Caption (R Caint Mater Cax on Lab Cax on Lab Cax on Lab Cax on Sub	s rials flarkup terial Total ts & Materi  al (SM) (ME) ) Frials cor pairs plet	ries	\$50.0 \$50.0 \$50.0 \$50.0	te Replace Hrs 10 16.6 10 10 10 10 10 10 10 10 10 10 10 10 10 1	@ 5.600° Repair Hrs 8.9	6 Total Hrs 25.5 14.8 40.3 H	\$105.27 \$1,313.95 \$444.00 \$324.99 \$1,275.00 \$740.00	\$	\$122.54 \$2,015.00 \$112.84 \$150.00 \$8.40		
Gross Parts Caint Mater Line Item M Carts & Mater Labor Cheet Meta Cheet Meta Cheet Meta Cheet (FR) Cheet Mater	s rials Arkup terial Total ts & Materi  al (SM) (ME) ) Frials cor pairs colet	ries	\$50.0 \$50.0 \$50.0 \$50.0	te Replace Hrs 10 16.6 10 10	@ 5.6009 Repair Hrs 8.9	6 Total Hrs 25.5 14.8 40.3 H	\$105.27 \$1,313.95 \$444.00 \$324.99 \$1,275.00 \$740.00	\$	\$122.54 \$2,015.00 \$112.84 \$150.00		

Alternate Parts Y/00/00/00/00/00 CUM 00/00/00/00 Zip Code: 53072 Milwaukee Recycled Parts NOT REQUESTED

Audatex Estimating 5.0.322 ES 05/06/2008 09:54 AM REL 5.0.322 DT 04/01/2008 DB 05/01/2008 Copyright (C) 2007 Audatex North America, Inc.

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ESTIMATE CALCULATED USING THE 2.5 HOUR MAXIMUM ALLOWANCE FOR TWO-STAGE REFINISH OF NON-FLEX, EXTERIOR SURFACES.

05/06/2008 09:54 AM Page 3 of 4

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TT = Two-Tone

TT = Two-Tone BR = Blend Refinish CG = Chipguard

AA = Appearance Allowance

E = Replace OEM

OE = Replace PXN OE Srpls

EP = Replace PXN

PM = Replace PXN Reman/Reblt PC = Replace PXN Reconditioned

SB = Sublet Repair

RI = R & I Assembly

RP = Related Prior Damage

NG = Replace NAGS

UE = Replace OE Surplus EU = RECYCLED PART

UM = Replace Reman/Rebuilt UC = Replace Reconditioned

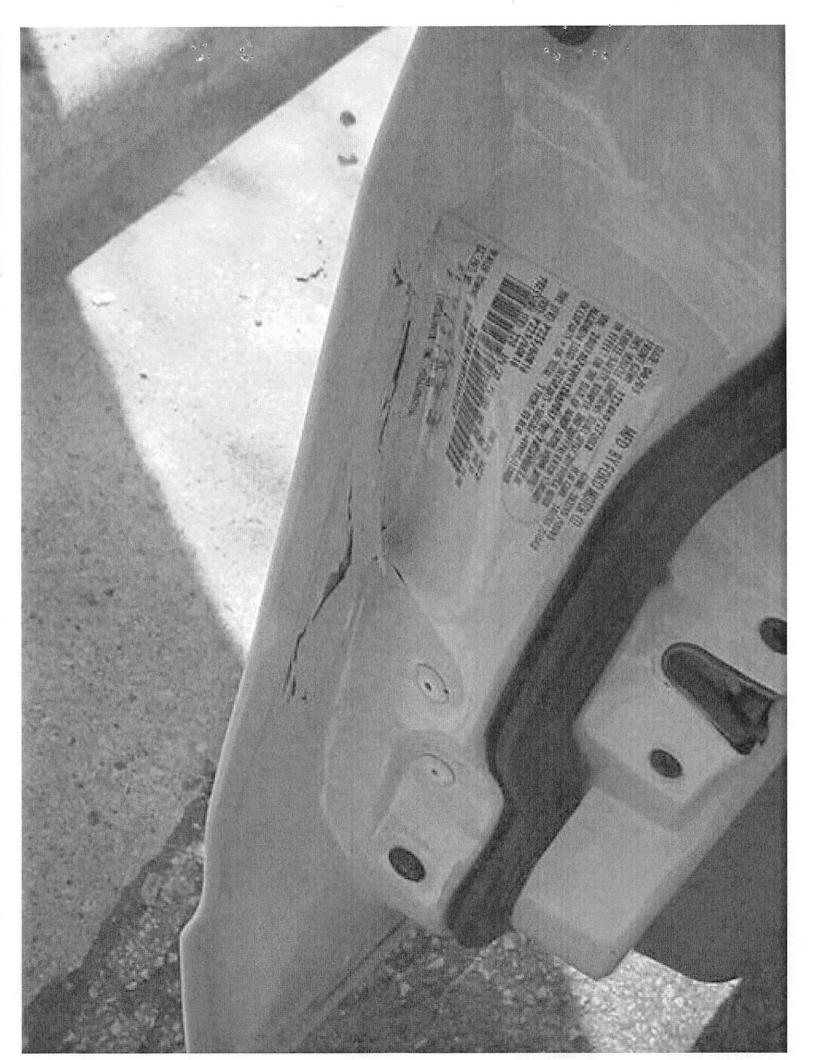
N = Additional Labor IT = Partial Repair

P = Check

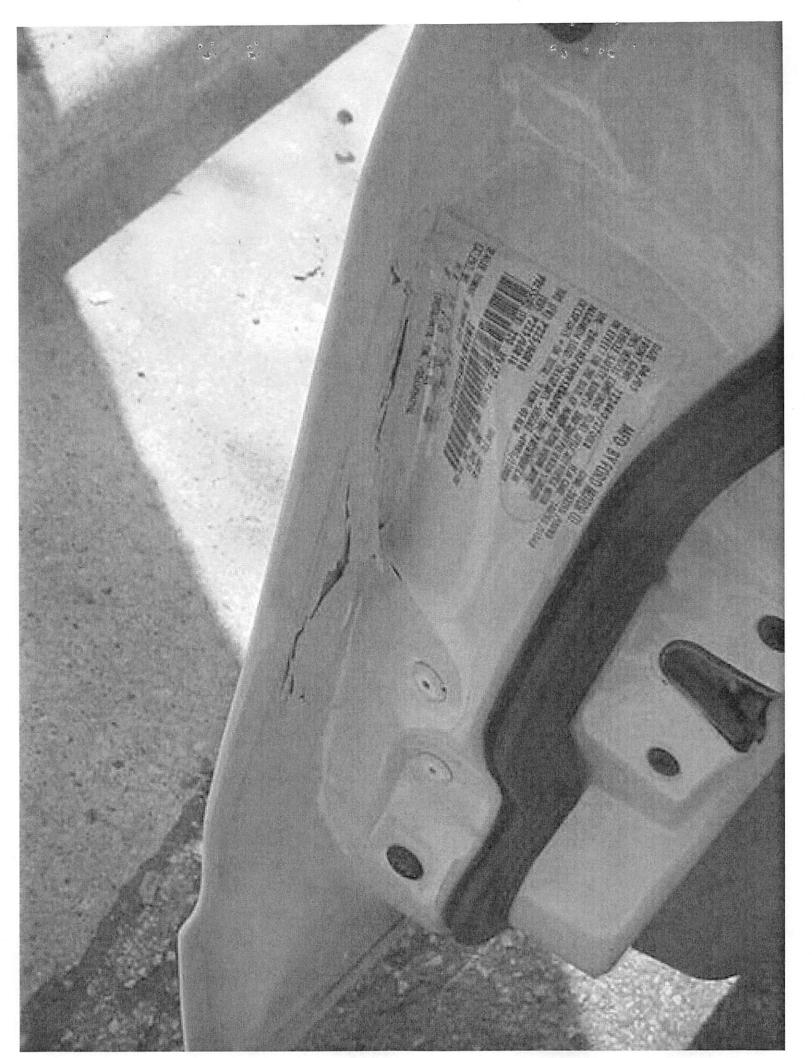


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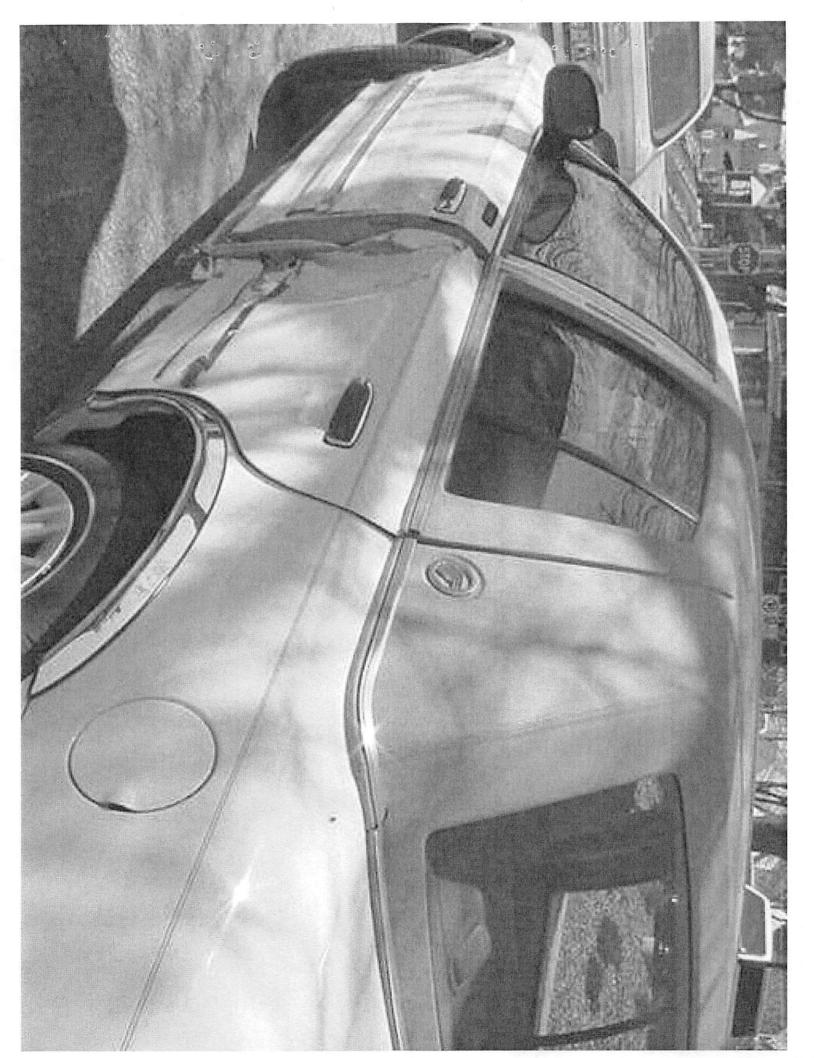


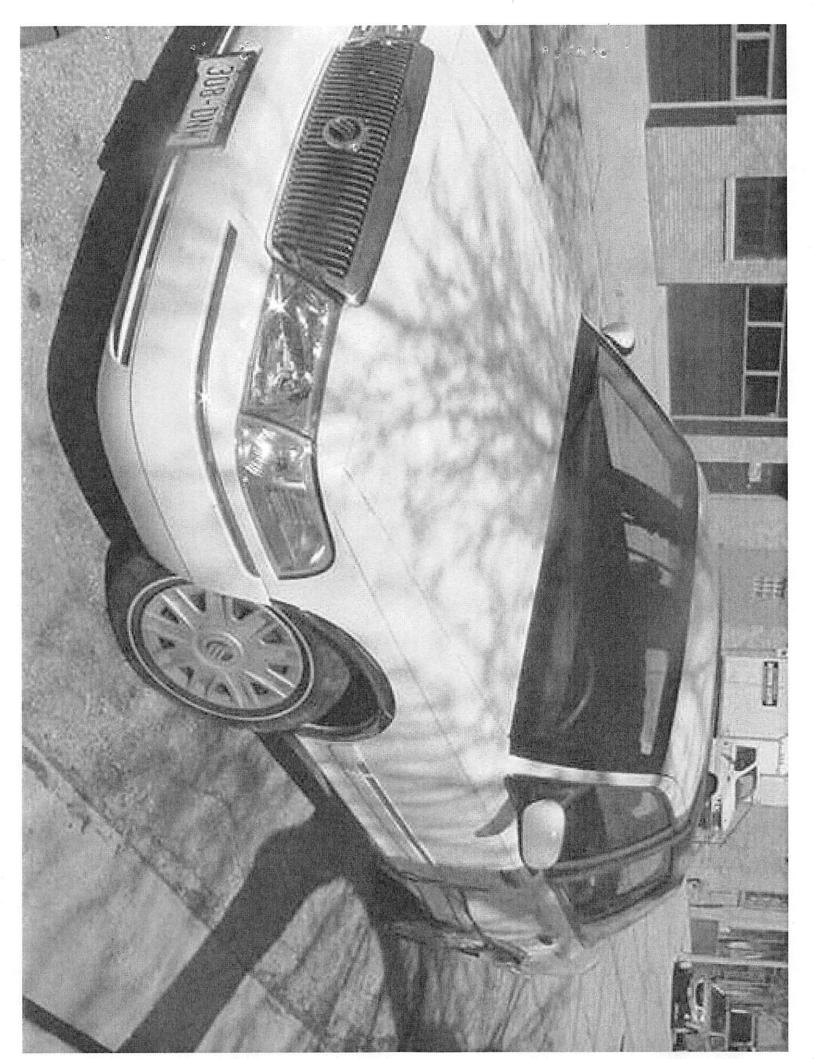


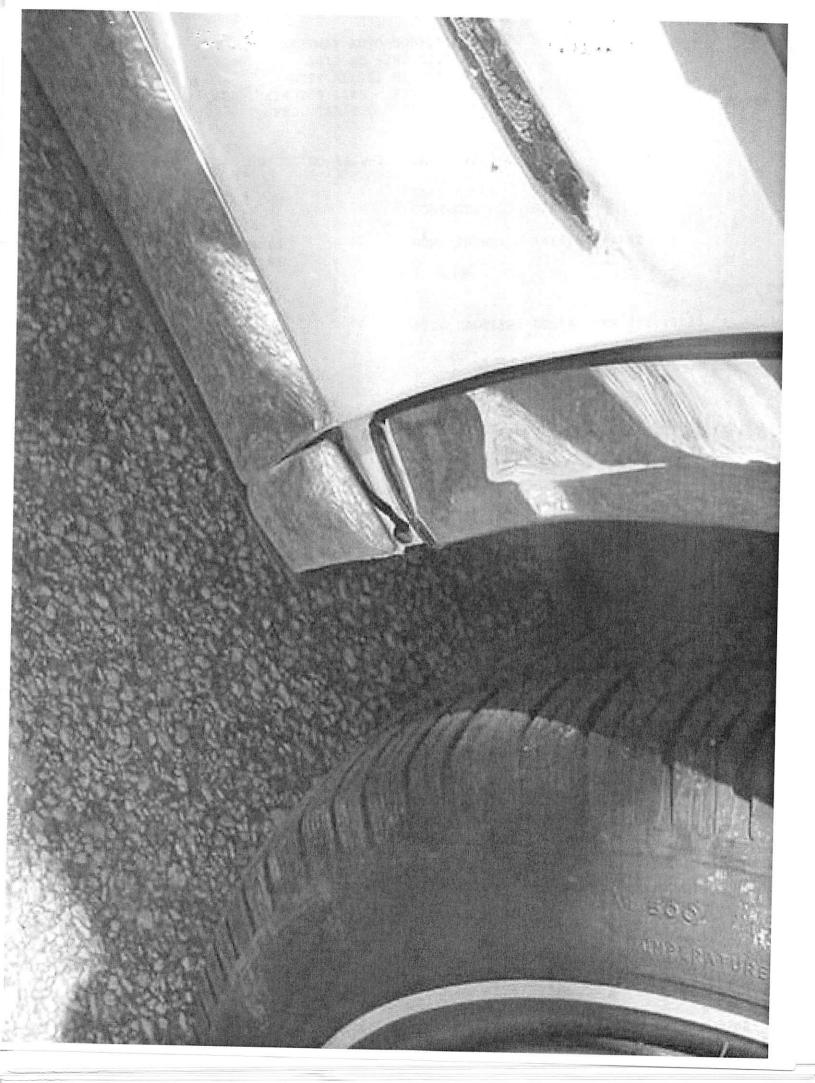












		0.5 TWO STAGE		
I 0337	PANEL, BODYSIDE FRON LT	• • • • • • • • • • • • • • • • • • • •		6.0*1
L 0337	PANEL, BODYSIDE FRON LT			2.9 4
		2.4 SURFACE		
		0.5 TWO STAGE		
RI 0193	PLATE, FRONT SILL LT	R&I ASSEMBLY		0.2 1
RI 0195	PLATE, REAR SILL LT	R&I ASSEMBLY		0.2 1
E 0207	DOOR SHELL, FRONT LT	3W7Z5420125AA	670.88	5.5 1
L 0207	DOOR SHELL, FRONT LT	REFINISH		3.7 4
		2.1 SURFACE		
		1.0 EDGE		
		0.6 TWO STAGE		T110 1
RI 0237	•		120 17	INC 1
E 0244	MLDG, FRONT DOOR SID LT		139.17	0.4 1 0.8 4
L 0244	MLDG, FRONT DOOR SID LT	0.7 SURFACE		0.0 4
		0.7 SURFACE 0.1 TWO STAGE		
UM 0250	MLDG, FRONT DOOR SID LT		75.00*	0.3 1
OM 0230	AFTER MARKET LOWER MLD.	KEPAN/KEBOTET TAK	73.00	0.5 1
L 0250	MLDG, FRONT DOOR SID LT	REFINISH		0.8 4
1 0200		0.7 SURFACE		
		0.1 TWO STAGE		
RI 0266	PAD, KEYLESS ENTRY LT	R&I ASSEMBLY		INC 1
RI 0262	HANDLE, FRONT DOOR O LT	R&I ASSEMBLY		INC 1
E 0158	APPLIQUE, CENTER PIL LT	F8AZ54243B01AAA	24.13	0.2 1
	01 DOOR SHELL, REAR LT		748.55	5.1 1
L 0287	DOOR SHELL, REAR LT	REFINISH		3.4 4
		1.8 SURFACE		
		1.0 EDGE		
RI 0311	W/STRIP, BELT OUTER LT	0.6 TWO STAGE		INC 1
E 0323	MLDG, REAR DOOR SIDE LT	Fig. 41 Street Street	114.32	0.4 1
L 0323	MLDG, REAR DOOR SIDE LT			0.7 4
_ 0020	1120,112111 20011 212	0.6 SURFACE		
		0.1 TWO STAGE		
UM 0347	MLDG, REAR DOOR SIDE LT	REMAN/REBUILT PAR	75.00*	0.3 1
	AFTER MARKET LOWER MLD.			
L 0347	MLDG, REAR DOOR SIDE LT			0.7 4
		0.6 SURFACE		
		0.1 TWO STAGE	05 45	0 4 1
E 0291	The state of the s		25.45	$\begin{array}{c} 0.4 & 1 \\ 0.4 & 4 \end{array}$
L 0291	HINGE, REAR DOOR UPP LT	0.3 SURFACE		0.4 4
		0.1 TWO STAGE		
E 0293	HINGE, REAR DOOR LOW LT		56.55	0.2 1
L 0293			33.33	0.4 4
L 0233		0.3 SURFACE		
		0.1 TWO STAGE		
RI 0279	HANDLE, RR DOOR OUTE LT	R&I ASSEMBLY		INC 1
BR 0389	PANEL, QUARTER LT	BLEND REFINISH		1.3 4
		1.1 BLEND		
_		0.2 TWO STAGE		^ 4 4
RI 0534				0.4 1 0.5*1
N 0566	REAR BUMPER COVER R&I	ADDNL LABOR OPERA		0.5^1
	DROP TO REFINISH			

PAGE 2 04/29/08

LOG NO 4698-1		<b>*</b> * <del>-</del> !	
M14 CORROSION PROTECTION	ADDNL LABOR OPERA	10.00*	0.3*1*
M17 COVER CAR EXTERIOR	ADDNL LABOR OPERA	4.80*	0.2*1
M18 SET-UP & MEASURE	ADDNL LABOR OPERA	*	2.0*3*
M60 HAZARD. WSTE. REM.	ADDNL LABOR OPERA	5.00*	1*
M66 COLOR, SAND & BUFF	REFINISH		1.5*4
UPPER DOOR TRIM	R&I ASSEMBLY		2.5*1*
AFTER MARKET			
RESTRIPE	SUBLET REPAIR	200.00*	INC*1*
COMPLETE SIDE			
LT.REAR WO. MLD.	ADDNL LABOR OPERA		0.3*1*
TAPE JAMS	ADDNL LABOR OPERA		1.0*4*
Q. PADS	NEW PART	40.00*	1.0*1*
DOORS			
	M14 CORROSION PROTECTION M17 COVER CAR EXTERIOR M18 SET-UP & MEASURE M60 HAZARD. WSTE. REM. M66 COLOR, SAND & BUFF UPPER DOOR TRIM AFTER MARKET RESTRIPE COMPLETE SIDE LT.REAR WO. MLD. TAPE JAMS Q. PADS	M14 CORROSION PROTECTION ADDNL LABOR OPERA M17 COVER CAR EXTERIOR ADDNL LABOR OPERA M18 SET-UP & MEASURE ADDNL LABOR OPERA M60 HAZARD. WSTE. REM. ADDNL LABOR OPERA M66 COLOR, SAND & BUFF REFINISH UPPER DOOR TRIM R&I ASSEMBLY AFTER MARKET RESTRIPE SUBLET REPAIR COMPLETE SIDE LT.REAR WO. MLD. ADDNL LABOR OPERA TAPE JAMS ADDNL LABOR OPERA Q. PADS NEW PART	M14 CORROSION PROTECTION ADDNL LABOR OPERA 10.00* M17 COVER CAR EXTERIOR ADDNL LABOR OPERA 4.80* M18 SET-UP & MEASURE ADDNL LABOR OPERA * M60 HAZARD. WSTE. REM. ADDNL LABOR OPERA 5.00* M66 COLOR, SAND & BUFF REFINISH UPPER DOOR TRIM R&I ASSEMBLY AFTER MARKET RESTRIPE SUBLET REPAIR 200.00* COMPLETE SIDE LT.REAR WO. MLD. ADDNL LABOR OPERA TAPE JAMS ADDNL LABOR OPERA Q. PADS NEW PART 40.00*

GS 4DOOR SEDAN

#### 42 ITEMS

2005 MERCURY GRAND MARQUIS

MC MESSAGE (S)

01 CALL DEALER FOR EXACT PART NUMBER / PRICE

13 INCLUDES 0.6 HOURS FIRST PANEL TWO-STAGE ALLOWANCE

DINAL CALCULABIONS & DUMBIES				
FINAL CALCULATIONS & ENTRIES				1,819.05
GROSS PARTS				
OTHER PARTS				169.80
PAINT MATERIAL				627.20
PARTS & MATERIAL TOTAL				2,616.05
TAX ON PARTS & MATERIAL	@		5.600%	146.50
LABOR	RATE	REPLACE HRS	REPAIR HRS	
1-SHEET METAL	52.00	17.1	7.8	1,294.80
2-MECH/ELEC	90.00			
3-FRAME	60.00		2.0	120.00
4-REFINISH	52.00	18.6	1.0	1,019.20
5-PAINT MATERIAL	32.00			
LABOR TOTAL				2,434.00
TAX ON LABOR		e	5.600%	136.30
SUBLET REPAIRS				200.00
TAX ON SUBLET		·	5.600%	11.20
TOWING		· ·		
STORAGE				
01014101				

GROSS TOTAL 5,544.05

NET TOTAL 5,544.05 SHOPLINK UJ038 ES CD LOG 4698-1 DATE 04/23/08 02:33:27PM R6.37 CD 03/08 PXN: Y/00/00/00/00 CUM 00/00/00/00 GEOCODE 53214 HOST LOG

(C) 1998 - 2007 AUDATEX NORTH AMERICA, INC.

3.6 HRS WERE ADDED TO THIS EST. BASED ON AUDATEX TWO-STAGE REFINISH FORMULA. AUDATEX TWO-STAGE EXTERIOR THRESHOLD OF 2.5 HOURS WAS CALCULATED IN THIS ESTIMATE.

THIS ESTIMATE HAS BEEN PREPARED BASED ON THE USE OF ONE OR MORE REPLACEMENT

2005 MERCURY GRAND MARQUIS GS 4DOOR SEDAN CD LOG NO 4698-1

PARTS SUPPLIED BY A SOURCE OTHER THAN THE MANUFACTURER OF YOUR MOTOR VEHICLE. WARRANTIES APPLICABLE TO THESE REPLACEMENT PARTS ARE PROVIDED BY THE MANUFACTURER OR DISTRIBUTOR OF THE REPLACEMENT PARTS RATHER THAN BY THE MANUFACTURER OF YOUR MOTOR VEHICLE.

The state of the s

CLAIM RECORD OF PAYMENT DISPLAY

CLAIM: 00-651-442071 ST: 48 POLICY: 04-218897-02 INCURRED: 03/21/2008

INSURED: BEDNARSKI, JAMES R BENEFITS/LOSSES PAID TO DATE: 4820.08

 LEGAL
 EXPENSE:
 0.00

 MEDICAL
 EXPENSE:
 0.00

 OTHER
 EXPENSE:
 10.00

LOSS PAYMENTS CREDITS EXPENSE PAYMENTS

NO DATE PAYMT# TYPE ID PER AMOUNT AMOUNT 01 06/10/2008 0065F66646 01 00 025 723.09

01 06/10/2008 0065F66646 01 00 025 723.09 IN PAYMENT OF: SUPPLEMENT PAYMENT FOR JIM BEDNARSKI

PAYEE/PAYOR: WESTWAY AUTO BODY

RECONCILED: 00 06132008 TIN: 391255918-1 WITH TAKEN: N

IN PAYMENT OF: GROUP PAYMENT FOR PAYEE CODE 609

PAYEE/PAYOR: AUDATEX NORTH AMERICA INC

RECONCILED: 00 07022008 TIN: 942617005-1 WITH TAKEN: N

\*\*\* THERE ARE MORE PAYMENTS ON THE NEXT PAGE \*\*\*

NEXT --

OPT -- POL -- ---- -- CLM -- --- DRFT -----

ENTER OR PF8=PAGE FORWARD PF3=COPS MENU PA2=COMPANY MENU

12:42:16 Fri Aug 01, 2008

CLAIM RECORD OF PAYMENT DISPLAY

CLAIM: 00-651-442071 ST: 48 POLICY: 04-218897-02 INCURRED: 03/21/2008

INSURED: BEDNARSKI, JAMES R BENEFITS/LOSSES PAID TO DATE: 4820.08

LEGAL EXPENSE: 0.00

MEDICAL EXPENSE: 0.00 OTHER EXPENSE: 10.00

LOSS PAYMENTS CREDITS EXPENSE PAYMENTS

NO DATE PAYMT# TYPE ID PER AMOUNT AMOUNT 03 05/09/2008 0065F66604 01 00 025 4096.99 NO

IN PAYMENT OF: COLLISION LOSS OCCURRING 03/21/2008

PAYEE/PAYOR: BEDNARSKI, JAMES R & WESTWAY AUTO BODY

RECONCILED: 00 06112008 TIN: 391255918-1 WITH TAKEN: N

04 04/07/2008 0065163766 05 00 025 1.00

IN PAYMENT OF: POLICE/FIRE REPORT

PAYEE/PAYOR: WEST ALLIS POLICE DEPT

RECONCILED: 00 05132008 TIN: \* NONE \* WITH TAKEN: N

NEXT --

OPT -- POL -- ----- CLM -- --- DRFT -----

ALL PAYMENTS FOR THIS CLAIM HAVE BEEN DISPLAYED. PF7=PAGE BACK PF3=COPS MENU





CITY CLERK/TREASURER'S OFFICE

414/302-8200 or 414/302-8207 (Fax)
www.ci.west-allis.wi.us
Paul M. Ziehler
City Admin. Officer, Clerk/Treasurer
Monica Schultz
Assistant City Clerk
Rosemary West
Treasurer's Office Supervisor

August 5, 2008

Bobbie C. Koch American Family Insurance Group 6000 American Pkwy Madison, WI 53783-0001

Dear Ms. Koch:

This letter acknowledges receipt of your communication submitted on behalf of your insured James R. Bednarski, your claim number 00-651-442071-6905, regarding vehicle damage allegedly sustained on March 21, 2008.

The original document will be submitted to the Common Council at its meeting of September 2, 2008.

It is not anticipated that a decision regarding this matter will be made on this date. Generally, all communications are directed to the City Attorney's office for investigation. Common Council action regarding your communication will not be taken until the City Attorney's investigation is completed. Any questions you may have regarding this matter should be directed to their attention.

Sincerely,

Monica Schultz Assistant City Clerk

/amn

cc: City Attorney





### OFFICE OF THE CITY ATTORNEY

Scott E. Post City Attorney

Sheryl L Kuhary Jeffrey J. Warchol Jenna R. Merten Assistant City Attorneys

September 30, 2008

Common Council City of West Allis

RE: City Attorney's Report of Claims/Lawsuits

Dear Council Members:

The enclosed claims/lawsuits have been referred to this office in accordance with Section 3.05 (6)(a) of the Revised Municipal Code. This office has examined the facts of each claim/lawsuit and the applicable law. Our Opinion regarding liability is attached to each claim/lawsuit.

The following claim/lawsuit has been paid and placed on file:

American Family Insurance Group on Behalf of James R. Bednarski (\$4,115.00)

The following claim/lawsuit has been denied:

James H. Vranich (\$612.00)

Respectfully submitted

Assistant City Attorney

JJW:da Enclosures

cc: Thomas E. Mann, CVMIC