

NATASHA MISRA LAW LLC

759 NORTH MILWAUKEE STREET, SUITE 208. MILWAUKEE. WI 53202 | P: 414-210-3834 | F: 414-210-3517 INFO@NATASHAMISRALAW.COM | NATASHAMISRA.COM

May 26, 2020

VIA CERTIFIED MAIL & FAX: 1-414-302-8027, p. 1 of 11

City Clerk's Office – City of West Allis 7525 W. Greenfield Avenue Room 108 to 110 West Allis, WI 53214

Re:

Our Clients:

Armando J. Chevere Ortega and Joanna I. Vazquez Martinez

Your Insured:

Owner of Vehicle: City of West Allis Fire Department

Driver of Vehicle: Timothy A. Bollom

Type of Accident:

Automobile

Date of Loss:

5/17/2020

Dear City Clerk:

Please be advised that Natasha Misra Law, LLC has been retained by the above named clients to represent a claim for property damage and injuries sustained on the above date when our clients were involved in an automobile incident with your insured. Attached is a courtesy copy of the accident report relating to this matter. Please be further notified of our attorney's lien in reference to this case pursuant to the statutes of the State of Wisconsin.

We are hereby revoking any authorizations signed by our clients and are requesting copies of any written or recorded statements that our clients may have given.

As a result of this accident, our clients sustained property damage to their vehicle along with personal injuries which necessitated medical care and attention. Upon receipt of your acknowledgement of this letter, we will forward the appropriate medicals and specials after they have been reviewed by our office.

Thank you in advance for your anticipated cooperation.

Sincerely,

Natasha R. Misra Attorney at Law

cc: City Attorney's Office - City of West Allis: Via Fax Only: 414-302-8444

WISCONSIN MOTOR VEHICLE CRASH REPORT

MILWAUKEE POLICE DEPARTMENT 749 WEST STATE STREET MILWAUKEE, WI 63201 (414) 933-4444

	Document Number Overri	de	Primary Crash [Document #	Agency	Crash Number	Investigatin	g Offic	:er/Deputy			_
	,						A. GOLL	UP				
Ä	Crash Date		Crash Time		Date Ar	rived	Time Arrive	d				
Ω Π	06/17/2020		09:49 PM		05/17/	2020	10:01 PM					
Š	Date Notified 05/17/2020		Time Notified 09:52 PM		Total U	nits	Total Injured	검	Total Killer	д		
ָה ה	On Emergency	□ни	and Run	Lane Clos	ure	Work Zone	Traile	r or T	owed		Reporting Threshold	
WISE UDBC3BI	Government Property		Active Sc	hool Zone	School NO	Bus Related	Tags SUPERVIS	SOR	APPROVI	ÉD		
	Reportable		Cresh Type DT4000 (STA	NDARD CRASI	H)		Amend	beb			Secondary Crash	
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	DIAGRA	d N	от то я	CALE		•••		Pho P.C	tos By , NORWO	OOD		
		N 84TH ST		1	ANO	O'CONNO		Add	itional Inforr	metion		
	, a sworn law enfo			that I have no		any CJIS data in this	report.					

UNIT 1 (NON-EMERGENCY TRANSPORT AMBULANCE) WAS NORTHBOUND ON N 84TH ST APPROACHING W O'CONNOR'ST. UNIT 2 WAS STOPPED AT THE RED LIGHT FACING WESTBOUND ON W O'CONNOR ST AT N 84TH ST. AS THE WESTBOUND TRAFFIC SIGNAL TURNED GREEN, UNIT 2 ACCELERATING INTO THE INTERSECTION WITH S 84TH ST. UNIT 1 STRUCK UNIT 2. DRIVER OF UNIT 1 STATED HE DID NOT SEE THE RED LIGHT UNTIL IT WAS TOO LATE TO SAFELY STOP. DRIVER OF UNIT 2 STATED HE HAD THE GREEN LIGHT AND PROCEEDED INTO THE INTERSECTION AFTER WAITING FOUR SECONDS. HE SAW UNIT 1 BUT THOUGHT IT WOULD STOP BECAUSE UNIT 1 HAD A RED LIGHT AND DID NOT HAVE ITS EMERGENCY LIGHTS OR SIREN ACTIVATED. REAR PASSENGER OF UNIT 1 (SEATED IN CAPTAIN'S CHAIR) COMPLAINED OF A HEADACHE BUT DECLINED MEDICAL TRANSPORT. REAR PASSENGER OF UNIT 1 (SEDE BENCH SEAT) COMPLAINED OF RIGHT ELBOW PAIN BUT DECLINED MEDICAL TRANSPORT. REAR PASSENGER OF UNIT 1 (PATIENT SECURED IN MULTI-POINT HARNESS TO STRETCHER) COMPLAINED OF ONGOING CHEST PAIN FROM BEFORE THE CRASH AND HAD NO NEW COMPLAINT AS A RESULT OF THE CRASH. HE WAS CONVEYED TO FROEDTERT HOSPITAL BY MFD MED 6 FOR HIS PRE-EXISTING CHEST PAIN. DRIVER OF UNIT 2 WAS CONVEYED TO FROEDTERT HOSPITAL BY MFD MED 14 FOR HEAD, NECK, AND RIGHT LEG PAIN. HE WAS TREATED BY DR CILLLA AT 10:29PM IN ROOM 33. PASSENGER OF UNIT 2 WAS CONVEYED TO FROEDTERT HOSPITAL BY MFD MED 15 FOR HEAD AND BACK PAIN. SHE WAS TREATED BY DR TIMPE AT 10:19PM IN ROOM 38. NO CAMPARAS, NO WITNESSES. AS I DROVE NORTHBOUND IN MY SQUAD CAR (FORD CROWN VICTORIA) ON THE 400 BLOCK OF S 84TH ST, I OBSERVED THE FREEWAY

WISCONSIN MOTOR VEHICLE **CRASH REPORT**

MILWAUKEE POLICE DEPARTMENT 749 WEST STATE STREET MILWAUKEE, WI 53201 (414) 933-4444

OVERPASS TO OBSTRUCT MY VIEW OF THE TRAFFIC SIGNAL UNTIL APPROXIMATELY 150 FEET BEFORE THE INTERSECTION. BASED ON MY PREVIOUS EXPERIENCE DRIVING AN AMBULANCE, IT APPEARED TO ME THAT IN AN ELEVATED POSITION CONSISTENT WITH DRIVING AN AMBULANCE. THE VIEW OF TH

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IN MILWAUKEE COUN	NTY			4171:	29.25		4764		
}				Struct	ure Type				
					TRUCTU	RE			
Crash Scene									
MOTOR VEH IN TRAN	754 MM			First H	armful Eve	nt Location			
Manner of Collision	SPORT			ONR	OADWAY	,			
01 - ANGLE				Light C	ondition				
Road Surface Condition(s)				DARK	VLIGHTE	D			
				Roadw	ay Factor(3)			
WET									
Environment Factor(a)				-					
NONE									
Weather Condition(s)				VISAE	SILITY OF	SCURED			
				1					
CLOUDY, RAIN									
Animal Type				D=1-9	Relation To Trafficway TRAFFICWAY - ON ROAD Crash Classification - Jurisdiction				
Crash Classification - Location	no								
PUBLIC PROPERTY									
Tribal Land						PRISDICTION	<u> м</u>		
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LANE CLOSURE									
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5/17/2020	09:50 PM			EMENT, TOW TRUCK, FIRE/EMS					
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ost Harmful Event: Collision \		Speci	al Function		L."	Emergeno	y Motor Vehic		
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WISCONSIN MOTOR VEHICLE **CRASH REPORT**

1.	0	Vehicle Identification Num	her	Make	1240-11	(414) 333-44			
- 13	5 🖟	Vehicle Identification Num		FORD	Year	Model .			
		of parent			2018	F650			
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- 1	(E)	Owner Name							
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1.	A.V.	Driver	Manager Committee Committe	Citations Issued	7.4	<u> </u>			
		TIMOTHY A BOLLOM		0		Sex			
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LNS		Address				WHITE			
⊃	9	1 7332 W NATIONAL AVE		Driver License Number					
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WISCONSIN MOTOR VEHICLE **CRASH REPORT**

MILWAUKEE POLICE DEPARTMENT 749 WEST STATE STREET MILWAUKEE, WI 53201 (414) 933-4444

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		Medical Transport			EMS Agency Ident	iffer	EMS Run#			
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Wisconsin Motor Vehicle Crash Form DT4000

This report does not include any CJIS data.

4 of 10

Crash Date 05/17/2020 Crash Time 09:49 PM

WISCONSIN MOTOR VEHICLE CRASH REPORT

MILWAUKEE POLICE DEPARTMENT 749 WEST STATE STREET 9 WEST 3 (ATE STALE). MILWAUKEE, WI 63201 (414) 933-4444

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	3	(414) 302-8900		Date of Birth		Race				
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_	2	7332 W NATIONAL AVE WEST ALLIS, WI 53214 , US		STATE: WISCONSIN	COUNTRY: UNIT	TED STATES				
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Wisconsin Motor Vehicle Crash Form DT4000

This report does not include any CJIS data.

5 of 10

Crash Date 05/17/2020 Crash Time 09:49 PM

WISCONSIN MOTOR VEHICLE **CRASH REPORT**

MILWAUKEE POLICE DEPARTMENT 749 WEST STATE STREET MILWAUKEE, WI 63201 44

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Form DT4000

This report does not include any CJIS data.

6 of 10

Crash Date 05/17/2020 Crash Time 09:49 PM

WISCONSIN MOTOR VEHICLE **CRASH REPORT**

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		Distracted By Action				m- pr- 188° 20 · ·				_		
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1		Summary ===										
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		IN TRANSIT			D	CLASS			TRUCK			
02	Vehicle Type UTILITY TRUCK/PICKUP TRUCK						Operating A	s Endorsem	ents			
	Total Occa Train/Bus # Recorded			scorded	Total # Citations issued Total Trails			PTB	Total Haziv	at Types		
	2				0			0		0		
,	Inaun NO	ance?	Direction Of T		-	Pre CrashTire Mark		Speed Lim	it	Tofal Lane:		
UNI		Harmful Event: Collision W	1			cial Function		INIA	Emergency Motor Vehicle Use		le Use	
7		OR VEH IN TRANSPO	RT		NC	SPECIAL FUNCTIO	N		NOT APPI	LICABLE		
		: Way -WAY TRAFFIC			1	ffic Control			Traffic Conti	rol Inoperativ	re/Missing	
		ce Type	<u> </u>			AFFIC SIGNAL ad Curvature			NÓ Road Grade			
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		Bus or HazMat	,									
	NO				1.12.						<u> </u>	
		ehicle License Plate Number	<u> (1948) 1948</u>		I Pla	ile Type			Country of is:			
-					1	K - LIGHT TRUCK	- 1		UNITED ST			
02	N	Vehicle Identification Numb	oer			ike	- 1		Model			
-		170101			_	YOTA			TACOMA			
	1.3.4	BLU - BLUE			Bus Use PK - PICKUP							
3	щ/	Initial Contact Point		Vehicle Damage								
UNIT		10 - LEFT SIDE FRONT			08 - LEFT SIDE REAR, 09 - LEFT SIDE MIDDLE, 10 - LEFT				O-LEFT S	IDE FRONT, 11 -		
5		Extent Of Damage DISABLING DAMAGE			LE	FT FRONT CORNER	, 12 -	FRONT	,	_		
i	4											

WISCONSIN MOTOR VEHICLE **CRASH REPORT**

MILWAUKEE POLICE DEPARTMENT 749 WEST STATE STREET MILWAUKEE, WI 53201 44

I vers			(414) 933-44			
	Towed Due To Damage	Vehicle Removed By				
	TOWED DUE TO DISABLING DAMAGE What Driver Was Doing	ALL CITY TOWING	_			
100	ACCELERATING IN ROAD	Vehicle Factors				
100 m	Driver Prior Action Other	NOT APPLICABLE				
9714 (04)		NOT ALL FIGURES				
074 833	Driver Actions					
UNIT	NO CONTRIBUTING ACTION					
UNIT						
	TTV					
545	Owner Name JOANNA I VAZQUEZ MARTINEZ	Owner Address 532 S 93RD ST MILWAUKEE, WI 53214 , US				
2 2	(414) 346-3727					
KATA A	76 44		, us			
99105) 63411 83623	Sequence Of Events					
8	MOTOR VEH IN TRANSPORT					
2	Event					
8	Event					
av. 2005	8					
1						
6500	ndividual					
0	Driver	Citations Issued	Sex			
	ARMANDO J CHEVERE ORTEGA (414) 346-3727	0	MALE			
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	Address		at Utta			
	532 S 93RD ST MILWAUKEE, WI 53214 , US	STATE: WISCONSIN COUN	TRY: UNITED STATES			
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Sa	On Duty Creah	Safety Equipment				
	Row Seat Position	SHOULDER & LAP BELT				
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	Eye Protection	7Int Compliance				
	Injury Severity	Airbag				
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WISCONSIN MOTOR VEHICLE **CRASH REPORT**

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WISCONSIN MOTOR VEHICLE **CRASH REPORT**

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SERVICE AND PROCESSING OF CLAIMS

Plaintiff or Claimant: Armando J. Chevere Ortega +
Joanna I. Vazquez Martinez
in-person
Process Server
Claimant
Other
☐ By mail
☐ By email
□ By fax
Received by: Somanska
 ▶ Hand deliver to: Ann Marie □ or Janel □ ▶ Forwarded to Attorney's Office by Ann Marie or Janel □
Response from Attorney's Office
Common Council Agenda: Yes No No

NOTICE OF INJURY AND CLAIM FOR DAMAGES

TO: CITY OF WEST ALLIS
c/o City Clerk
7525 West Greenfield Avenue
West Allis, WI 53214

CITY OF WEST ALLIS FIRE DEPARTMENT 7332 West National Avenue West Allis, WI 53214

TIMOTHY A. BOLLOM c/o City of West Allis Fire Department 7332 West National Avenue West Allis, WI 53214

PLEASE TAKE NOTICE that on May 17, 2020, at approximately 9:49 p.m., **Armando J. Chevere Ortega** and **Joanna I. Vazquez Martinez** of 532 South 93rd Street, Milwaukee,
Wisconsin were involved in a motor vehicle accident at the location of the intersection of North
84th Street and West O'Connor Street, City and County of Milwaukee, State of Wisconsin. The
attorney for Armando J. Chevere Ortega and Joanna I. Vazquez Martinez is Attorney Natasha R.
Misra of Natasha Misra Law, LLC, 759 North Milwaukee Street, Suite 208, Milwaukee, WI
53202.

PLEASE TAKE FURTHER NOTICE that as a proximate result of said automobile accident, Armando J. Chevere Ortega and Joanna I. Vazquez Martinez, sustained serious personal injuries which may be permanent, pain and suffering, and loss of use and damage to Joanna I. Vazquez Martinez's property.

LIABILITY

Liability for the injuries is claimed as follows:

The City of West Allis and the City of West Allis Fire Department on account of its liability for the acts of its agents and employees, and particularly the City of West Allis Fire Department and Timothy A. Bollom, as further set forth in this Notice of Injury and Claim for Damages, who was acting within the scope of his employment at the time of said accident.

The said accident was caused by the negligence of the City of West Allis Fire

Department on account of its employee, Timothy A. Bollom, for negligently operating said

vehicle at and immediately prior to the time of said accident.

Said employee, Timothy A. Bollom, failed to maintain proper look out, negligently failed to manage and control the motor vehicle he was operating in a reasonable and prudent manner, such that he disregarded the red traffic control signal and collided with the motor vehicle being operated by Armando J. Chevere Ortega in which Joanna I. Vazquez Martinez was a passenger.

DAMAGES

As a proximate result of the above-described negligence, Armando J. Chevere Ortega, sustained personal injuries to his back, neck, head, hips, ribs, left and right leg causing him to incur medical bills and expenses, as well as future expenses and permanency, pain and suffering and loss of society and companionship all to his damage.

MEDICAL BILLS TO DATE:

Milwaukee Fire Department	\$ 981.00
Froedtert Memorial Lutheran Hospital	\$ 25,847.42
Layton Avenue Injury Center	\$ 3,640.00
Mileage Reimbursement:	\$ 47.94

PAIN AND SUFFERING:

Past pain and suffering and disability	\$ 20,000.00
Future pain and suffering and disability	\$ 5,000.00

TOTAL CLAIM:

As a proximate result of the above-described negligence, Joanna I. Vazquez Martinez, sustained personal injuries to her head/concussion, left eye, laceration to forehead, mouth, neck, back, left hip, pelvis and thigh causing her to incur medical bills and expenses, as well as future expenses and permanency, pain and suffering, loss of society and companionship, and loss of use and damage to her property.

\$ 55,516.36

MEDICAL BILLS TO DATE:

Milwaukee Fire Department	\$ 727.26
Froedert Memorial Lutheran Hospital	\$ 12,131.25
Wisconsin Radiology Specialists	\$ 243.00
Layton Avenue Injury Center	\$ 4,815.00
Ascension Wheaton Franciscan Medical Group	\$ 2,230.00
Eye Care Specialists	\$ 149.00
Prescriptions	\$ 656.87
Mileage Reimbursement	\$ 51.51

PAIN AND SUFFERING:

Past pain and suffering and disability	\$ 25,000.00
Future pain and suffering and disability	\$ 5,000.00

PROPERTY DAMAGE

Vehicle Total-Loss	\$ 30,800.00
Towing and Storage Fees	\$ 385.00
Loss of Use	\$ 750.00

<u>TOTAL CLAIM:</u> \$ 82,938.89

WHEREFORE, Armando J. Chevere Ortega, demands fifty-five thousand five hundred sixteen dollars and 36/100 cents (\$55,516.36) from said City of West Allis, City of West Allis Fire Department and Timothy A. Bollom.

WHEREFORE, Joanna I Vazquez Martinez, demands eighty-two thousand nine hundred thirty-eight dollars and 89/100 cents (\$82,938.89) from said City of West Allis, City of West Allis Fire Department and Timothy A. Bollom.

DATED at Milwaukee, Wisconsin this

NATASHA MISRA LAW, LLC Attorney for Claimants

NATASHA R. MISRA

State Bar No.: 1082945

P. O. ADDERESS:

Suite 208
759 North Milwaukee Street
Milwaukee, WI 53202

Phone: (414) 210-3834 Fax: (414) 210-3517

E- mail: natasha@natashamisralaw.com

All responsive pleadings, answers, or denial of claim regarding the above-captioned action should be served upon the law office of NATASHA MISRA LAW, LLC on behalf of the claimants, Armando J. Chevere Ortega and Joanna I. Vazquez Martinez, at 759 North Milwaukee Street, Suite 208, Milwaukee, WI 53202.

STATE OF WISCONSIN)
MILWAUKEE COUNTY)

NATASHA R. MISRA, being duly sworn on oath deposes and says: that she is the attorney for the above-named claimants and that she makes this Affidavit on claimants' behalf being duly authorized to do so; that she is a resident of the City and County of Milwaukee, State of Wisconsin, and that she has read the foregoing Notice of Injury and Claim for Damages and believes upon information and belief that the matters stated herein are true. That the source of affiant's information are statements made by the claimants and that she has been duly authorized to verify this Notice of Injury and Claim for Damages.

NATASHA R. MISRA

State Bar No.: 1082945

Subscribed and sworn to before me this 17 day of Lucus . 20

Notary Public, Milwaukee County, W

My Commission Expires: 3

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OF WISC



Rebecca Grill
City Administrator/Clerk
rgrill@westalliswi.gov
414.302.8220

To:

Process Server

From:

West Allis City Clerk

This document constitutes written admission that service of the attached document upon the West Allis City Clerk was accomplished as of the date and time indicated below. Pursuant to Wis. Stat. § 801.10(4)(c), this document shall be presumptive evidence of genuineness.

Person authorized to accept service on behalf of City Clerk:

Name Carry SCZCYZEN

Signature:

Date of service: 8-31-30

Time of Service:

AM

PM

Rebecca Grill

City Administrator/Clerk

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