

SUSAN T. ERTMER
County Clerk



Winnebago County
Office of the County Clerk

The Wave of the Future

415 JACKSON STREET, P.O. BOX 2808
OSHKOSH, WISCONSIN 54903-2808

OSHKOSH (920) 236-4890
FOX CITIES (920) 727-2880
FAX (920) 303-3025
E-mail: countyclerk@co.winnebago.wi.us

NOTICE OF CLAIM

Date: June 24, 2014

To: Doug, Linda and Joan

Received from: Patricia Hetland

Re: Damage to Patricia Hetland's vehicle's tire on Hwy 41.

This claim will be presented to the County Board at their July 22, 2014 meeting.



STATE OF WISCONSIN
NOTICE OF INJURY AND CLAIM
Pursuant to Wis. Stat. Section 893.82

This notice must be served upon the Attorney General by certified mail within 120 days of the event giving rise to the claim for such injury, damage or death at 114 East, State Capitol, Madison, Wisconsin 53707-7857.

Claimant's Name <i>Patricia Hetland</i>	
Address <i>2334 E. Tuscan Way, Appleton, 54913</i>	Phone <i>920-734-0195</i>
Time and Date of Occurrence <i>12 noon June 2, 2014</i>	Location <i>Cty II & Hwy 41 (North)</i>
Statement of Circumstances Giving Rise to the Claim for Such Injury, Damage or Death and Names of Persons Involved, Including Name(s) of State Officer(s), Agent(s) or Employee(s).	

STATEMENT OF CIRCUMSTANCES GIVING RISE TO A CLAIM

On June 2, 2014, I was driving on Hwy. 41, Neenah, WI. As I approached the area near the bridge over/near Winchester Road., I saw that a seam in the highway, near the concrete center divider, was breaking up, with fist sized concrete pieces. (I understand that by the next day, the chunks were moved to the edge of the highway). Because of heavy traffic, I couldn't avoid hitting a chunk. It destroyed my tire!!! I was able to drive, cross traffic, to the "on-ramp" of 441, going north. Road crews came to protect me, moved some of the orange barrels for access to my car, and told me to call 911. I did and they came in about 20 minutes. They called AAA for me and that took another half an hour. (They made it a priority because I was on a very busy highway.) My car is new, purchased the end of December. I had to replace the tire and the cost was \$250.80 and that took a day to get the special tire. I asked the Highway Patrol to report it for me, which I hope they did.

I would like compensation for the damage to my car's tire. It was a very frightening experience.

Pat Hetland

I certify that the above-described injury, damage or death actually occurred, that I have read the above foregoing notice of injury and claim, and that the same is true to my own knowledge except as to those matters stated upon information and belief and as to those matters, I believe the same to be true.

Date: *06/24/2014* *Patricia E. Hetland*
Signature of Claimant

Subscribed and sworn to before me

this *24th* day of *June*, 20*14*.

Laura A. Pugh
Notary Public, State of Wisconsin

My Commission: *permanent*



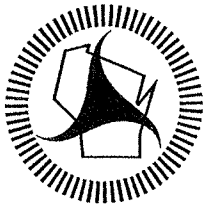


Tire damage

By

Patricia Hetland
Highway Damage to Tire
On Highway 41, Winnebago County





Wisconsin Department of Transportation

www.dot.wisconsin.gov

Scott Walker
Governor

Mark Gottlieb, P.E.
Secretary

Division of Business Management
4802 Sheboygan Ave.
P O Box 7915
Madison, WI 53707-7915

Telephone: 608-267-5124
FAX: 608-267-4892

June 10, 2014

Patricia E. Hetland
2334 East Tuscany Way
Appleton, WI 54913

RE: Vehicle damage claim

Dear Ms. Hetland:

I am in receipt of your claim regarding the damage to your 2013 Chrysler 300 due to a broken seam in the pavement.

The State of Wisconsin is liable for damages only in situations where it can be shown that its **employees acted in a negligent manner**, resulting in damages or injury to another. There is no indication of any State of Wisconsin, Department of Transportation (DOT) employee acting in a negligent manner. We deny responsibility for your damages.

The State of Wisconsin, Department of Transportation has a contract with Winnebago County for maintenance of state and interstate roads within that county. Therefore, it is the responsibility of the Winnebago County Highway Department to address and investigate any claim for property damage, allegedly due to improper road maintenance. We have no knowledge of any negligence on the part of the county. If the area in which your vehicle traveled over broken seam in existing pavement and you believe that the county was negligent in its maintenance of the area you should pursue your claim with its highway department. The Winnebago County Highway Department contact information is as follows:

Highway Department
901 West County Road Y
Oshkosh, WI 54901
Oshkosh: 920-232-1700
Neenah: 920-727-8640
Fax: 920-424-7740

If you do not agree with the results of our investigation and wish to pursue this matter further, you must file a **Notice of Injury and Claim** form with the Department of Justice pursuant to Wisconsin State Statute 893.82, you have 120 days from the date of loss. This is the form that is required for filing a suit against the State, should you decide to do so.

Sincerely,

Ann Bailey
Ann Bailey
Risk and Safety Management
BUREAU OF MANAGEMENT SERVICES

6/6/2014

RE: Other vehicle inquiries

From: DOT DMV BVS Vehicle Questions <vehiclequestions@dot.wi.gov>
To: 'pdhettland@aol.com' <pdhettland@aol.com>
Subject: RE: Other vehicle inquiries
Date: Fri, Jun 6, 2014 8:21 am

Thank you for using the Wisconsin Department of Transportation's website.

I am sorry to hear of your misfortune. I am forwarding you to a unit I think will be able to deal with your email.

In order to provide you with the best possible service, we are forwarding your question(s) to an area that specializes in this subject. The Office of Public Affairs and Consumer Safety unit will answer your email directly.

Please visit the [DMV Online Services](#) page for many self-serve web applications.

If you need to respond to this message, please be sure to leave all previous messages attached by using the "reply" button on your e-mail toolbar. This will provide us with complete information in order to respond to your request. If possible, please provide us with a daytime telephone number so that we may contact you directly if necessary.

Romona RI 41

The information contained in this transmission is intended only for the personal and confidential use of the designated recipient named above. This transmission may be a DOT employee-customer communication, and as such is privileged and confidential. If the receiver of this transmission is not the intended recipient or an agent responsible for delivering it to the intended recipient, you are hereby notified that you have received this document in error, and that any review, dissemination, distribution or copying of this message is strictly prohibited.

From: pdhettland@aol.com [mailto:pdhettland@aol.com]

<http://mail.aol.com/38571-11/aol-6/en-us/mail/PrintWesseg.aspx>

From: DOT EXEC Office of Public Affairs <opa.exec@dot.wi.gov>
To: 'pdhetland@aol.com' <pdhetland@aol.com>
Cc: DOT DMV/BVS Vehicle Questions <vehiclequestions@dot.wi.gov>
Subject: RE: Other vehicle inquiries
Date: Fri, Jun 6, 2014 9:24 am

Dear Ms. Hetland,

There is a "Roadway Occurrence Report" form on the Wisconsin DOT website which you can fill out, then either email or print and mail. Here is the link:
<http://www.dot.state.wi.us/forms/docs/dt1711.doc>. The person this goes to is Ann Bailey. Her telephone number, if you'd like to give her a call, is 608-267-5124.

I hope this information will be helpful. Please let me know if not.

Sincerely,

Nancy E. Gibson
Office of Public Affairs
Wisconsin DOT

From: DOT DMV BVS Vehicle Questions
Sent: Friday, June 06, 2014 8:23 AM
To: DOT EXEC Office of Public Affairs
Subject: FW: Other vehicle inquiries

Would you be able to assist this customer or direct me to the office that would be able to assist him? Thank you.

Sent: Wednesday, June 04, 2014 7:59 AM

To: DOT DMV BVS Vehicle Questions

Subject: Other vehicle inquiries

Please find the contact information of the customer

VIN : 2C3CCAAG2DH727149

Plate Number : L9226T

First Name : Patricia

Middle Name : E

Last Name : Hetland

Phone Number : 920-734-0195

Street Address : 2334 E. Tuscany Way, 54913

Zip Code : 54913

Comments :

On June 2, I was driving on Hwy. 41, Neenah, WI. As I approached the bridge over Winchester Rd., I saw that a seam in the highway was breaking up, with fist sized concrete pieces, but because of heavy traffic, I couldn't avoid hitting a chunk. It destroyed my tire!! I was able to drive to the on ramp of 441, going North. Road crews came to protect me and told me to call 911. I did and they came in about 20 minutes to further protect me. They called AAA for me and that took another half hour. My car is new, purchased the end of December. I had to replace that tire and the cost was \$250.80. Do you help compensate for that damage? I asked the hiway patrol officers to report it for me. Please advise. Pat Hetland

Customer Email : pjhetland@aol.com



ROADWAY OCCURRENCE REPORT

Wisconsin Department of Transportation

DT1711

5/2014

Use this form to report a loss or damage to your vehicle which occurred on a state highway or interstate in Wisconsin as a result of the negligence of workers. Complete this Roadway Occurrence Report, save the form to your computer and either:

Email to: WisDOT Property and Liability Manager

Or Print and Mail to:

Wisconsin Department of Transportation
Division of Business Management/Risk Management
PO Box 7915, Madison, WI 53707-7915

If damage occurred due to a crash or hitting an animal, please use form: MV4002 Driver Report of Accident.

Reporter Information		Incident Information	
Name (First, MI, Last) <u>Patricia E. Hetland</u>		Date of Occurrence (m/d/yyyy) <u>06/02/2014</u>	
Address <u>2334 E. Tuscan Way</u>		Location of Occurrence <u>Hwy 41 Winn. County (Winchester Rd overpass)</u>	
City, State and ZIP Code <u>Appleton, WI 54913</u>		City and County of Occurrence <u>Neenah Winnebago</u>	
(Area Code) Telephone Number <u>920-734-0195</u>		Was the Occurrence in a Construction Zone? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Mile Marker

Please describe the details of the occurrence:

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I would like compensation for the damage to my car's tire. It was a very frightening experience.

Pat Hetland

WisDOT Office Use Only

Referred to:

County on (m/d/yyyy):

KOLOSSO CHRYSLER JEEP DODGE
2445 W COLLEGE AVE
APPLETON, WI 54914
(920)739-6381

191683



INVOICE



Merchant ID: 000051242383
Term ID: 51242383

Ref #: 0012

Division of: John Kolosso Motors, INC.
2445 W. College Ave. • Appleton, WI 54914
(920) 739-6381
www.GoKolosso.com

Sale

PAGE 1

*****1826

DISCOVER

Entry Method: Swiped

Total: \$ 250.80

06/03/14 11:53:40

Inv #: 191683 Appr Code: 00378R

Appr'd: Online Batch#: 000258

1:N/A

SERVICE ADVISOR: 3007 JESSICA KUCHENBECKER

VEH/MODEL	VIN	LICENSE	MILEAGE IN/OUT	TAG
CR 300	2C3CCAAG2DH727149	L9226T	3631/3631	T3631
EXP.	PROMISED	PO NO.	PAYMENT	INV. DATE
	17:30 03JUN14		CASH	03JUN14
NOTIFIED DATE	OPTIONS: STK:C3188 DLR:23748 ENG:3.6_Liter			
03JUN14				

Customer Copy

THANK YOU!

HOI	LIST	NET	TOTAL
CR (ESSENTIAL CARE EC24N)	20.00		

AND FILTER (ESSENTIAL CARE

3424 WEX
1 68079744AC FILTER-ENGINE OIL (N/C)
6 68055890AA *OIL-5W20 (N/C)
PARTS: 0.00 LABOR: 0.00 OTHER: 0.00 TOTAL LINE A: 0.00 (N/C)

B TIRE ALREADY MOUNTED AND BALANCED. REPLACE SPARE WITH NEW TIRE AND
PUT SPARE BACK.

22-1 MOUNT AND BALANCE TIRE

3424 CEX

1 TFS0134054 FIRESTONE FIREHAWK 15.00 15.00
2 WW WHEEL WEIGHT 224.25 220.75 220.75
0.80 0.80 1.60

PARTS: 222.35 LABOR: 15.00 OTHER: 0.00 TOTAL LINE B: 237.35

C EXPRESS LANE INSPECTION
EXP EXPRESS LANE INSPECTION

3424 CEX

PARTS: 0.00 LABOR: 0.00 OTHER: 0.00 TOTAL LINE C: 0.00



SERVICE HOURS

Monday - Friday
7:00 am - 5:30 pm
Saturday
7:00 am - 4:00 pm

SALES HOURS

Monday - Thursday
9:00 am - 8:00 pm
Friday
9:00 am - 5:30 pm
Saturday
9:00 am - 5:00 pm

THANK YOU!

WARRANTY INFORMATION
The parts checked "Warranty" on the face side hereof are covered by a manufacturer's warranty, copies of which are available through the selling dealer. There are no other warranties applicable to the parts or service furnished in this repair. The dealer is not a party to any such manufacturer's warranty. THE DEALER HEREBY EXPRESSLY DISCLAIMS ALL WARRANTIES, EITHER EXPRESS OR IMPLIED, INCLUDING ANY IMPLIED WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE, AND NEITHER ASSUMES NOR AUTHORIZES ANY OTHER PERSON TO ASSUME FOR IT ANY LIABILITY IN CONNECTION WITH THE SALE OF THESE PARTS AND/OR SERVICE. BUYER SHALL NOT BE ENTITLED TO RECOVER FROM THE SELLING DEALER ANY CONSEQUENTIAL DAMAGES, DAMAGES TO PROPERTY, DAMAGES FOR LOSS OF USE, LOSS OF TIME, LOSS OF PROFITS, OR INCOME, OR ANY OTHER INCIDENTAL DAMAGES.

DESCRIPTION	TOTALS
LABOR AMOUNT	15.00
PARTS AMOUNT	222.35
GAS, OIL, LUBE	0.00
SUBLET AMOUNT	0.00
MISC. CHARGES	1.50
TOTAL CHARGES	238.85
LESS INSURANCE/DISCOUNT	0.00
SALES TAX	11.95
PLEASE PAY THIS AMOUNT	250.80