

**CITY OF SHEBOYGAN
R. O. 93-23-24**

BY CITY CLERK.

JANUARY 15, 2024.

Submitting a claim from Charter/Spectrum for alleged damages their aerial facilities due to a City backhoe excavating the road.

DATE RECEIVED 1-5-24RECEIVED BY WMCCLAIM NO. 16-23

CITY OF SHEBOYGAN NOTICE OF DAMAGE OR INJURY

INSTRUCTIONS: TYPE OR PRINT IN BLACK INK

1. Notice of death, injury to persons or to property must be filed not later than 120 days after the occurrence.
2. Attach and sign additional supportive sheets, if necessary.
3. This notice form must be signed and filed with the Office of the City Clerk.

4. TWO ESTIMATES MUST BE ATTACHED IF YOU ARE CLAIMING DAMAGE TO A VEHICLE.

1. Name of Claimant: Charter / Spectrum
2. Home address of Claimant: _____
3. Home phone number: _____
4. Business address and phone number of Claimant: PO Box 955871 St. Louis, MO
63195 / Phone: (980) 202-7702
5. When did damage or injury occur? (date, time of day) 10/2/2023 9:45 AM
6. Where did damage or injury occur? (give full description) N 20th St &
Cleveland Ave Sheboygan, WI 53081
7. How did damage or injury occur? (give full description) Damage was
caused by a backhoe while excavating on the
road.
8. If the basis of liability is alleged to be an act or omission of a City officer or employee, complete the following:
 - (a) Name of such officer or employee, if known: _____
 - (b) Claimant's statement of the basis of such liability: See attached
claim support package
9. If the basis of liability is alleged to be a dangerous condition of public property, complete the following:
 - (a) Public property alleged to be dangerous: _____
 - (b) Claimant's statement of basis for such liability: _____

10. Give a description of the injury, property damage or loss, so far as is known at this time. (If there were no injuries, state "NO INJURIES").

Charter's Aerial facilities

11. Name and address of any other person injured: _____

12. Damage estimate: (You are not bound by the amounts provided here.)

Auto: \$ _____

Property: \$ _____

Personal injury: \$ _____

Other: (Specify below) \$ _____

TOTAL \$ 384.26

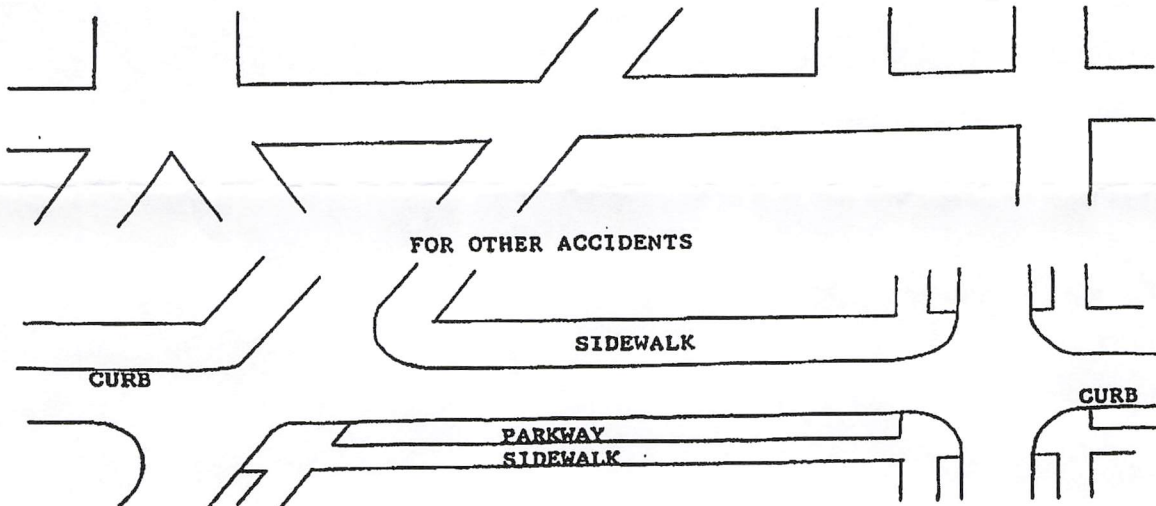
Damaged vehicle (if applicable)

Make: _____ Model: _____ Year: _____ Mileage: _____

Names and addresses of witnesses, doctors and hospitals: _____

FOR ALL ACCIDENT NOTICES, COMPLETE THE FOLLOWING DIAGRAM IN DETAIL. BE SURE TO INCLUDE NAMES OF ALL STREETS, HOUSE NUMBERS, LOCATION OF VEHICLES, INDICATING WHICH IS CITY VEHICLE (IF APPLICABLE), WHICH IS CLAIMANT VEHICLE, LOCATION OF INDIVIDUALS, ETC.

NOTE: If diagrams below do not fit the situation, attach proper diagram and sign.



SIGNATURE OF CLAIMANT _____ DATE _____

DATE RECEIVED _____

RECEIVED BY _____

CLAIM NO. _____

CLAIM

Claimant's Name: _____

Auto \$ _____

Claimant's Address: _____

Property \$ _____

Personal Injury \$ _____

Claimant's Phone No. _____

Other (Specify below) \$ _____

TOTAL \$ _____

PLEASE INCLUDE COPIES OF ALL BILLS, INVOICES, ESTIMATES, ETC.

WARNING: IT IS A CRIMINAL OFFENSE TO FILE A FALSE CLAIM.
(WISCONSIN STATUTES 943.395)

The undersigned hereby makes a claim against the City of Sheboygan arising out of the circumstances described in the Notice of Damage or Injury. The claim is for relief in the form of money damages in the total amount of \$ 381.20.

SIGNED

Project Resource Group
Brondi Puro obo Charter DATE: *12/10/2003*

ADDRESS:

PO Box 955871 St. Louis MO 63195

MAIL TO: CLERK'S OFFICE
828 CENTER AVE #100
SHEBOYGAN WI 53081



5690 DTC Blvd., Suite 650E
Greenwood Village, CO 80111
Phone: 980-202-7702
Fax: (303) 379-7284

Outside Plant Damage Recovery

November 15, 2023

Sheboygan Public Works/ Clerk's Dept
828 Center Ave
Suite #100
Sheboygan Ave, WI 53081

**RE: Damaged Facilities: Charter Spectrum
 Site Location: N 20th St & Cleveland Ave, Sheboygan, WI 53081
 Damage Date: October 2, 2023
 PRG Claim# CHS-136132
 Confirmation Code – AGCMG**

To Whom It May Concern:

Project Resources Group has been retained by Charter Spectrum to assist in recovering costs associated with repairing and replacing Charter Spectrum facilities damaged by third parties. It is our primary responsibility to investigate damages and recover the costs of repairing and replacing the compromised facilities.

It has been determined that **Sheboygan Public Works** is responsible for the damage to Charter Spectrum facilities referenced above that occurred on **October 2, 2023**.

We understand that while **working** at the above referenced address, **Sheboygan Public Works** hit and damaged cable owned and operated by Charter Spectrum.

If you had General Liability or Automobile Insurance at the time of this incident, please submit this claim to them for their handling.

****Payment is due upon receipt.**

You may also make payment via a credit card; please see the attached form for completion. **To make an online payment please visit <https://opdpayments.prgconsulting.net> and use claim number and confirmation code listed above.**

Enclosed is an invoice itemizing the charges incurred for this damage. **Please make your check in the amount of \$ 0.00 payable to Charter Spectrum and mail it to the attention of:**

**Spectrum
PO Box 955871
St Louis, MO 63195-5871**

If you have questions or require additional information, please contact me at 980-202-7702. Thank you for your prompt attention to this matter.

Sincerely,

Brandi Evans, Claims Specialist
Project Resources Group Inc. - Outside Plant Damage Recovery Division
Direct: 980-202-7702
bevans@prgconsulting.net
Encl – Documentation & Available Photos



INVOICE



Please make check payable to: Spectrum

Remit to:	Spectrum PO Box 955871 St. Louis, MO 63195-5871	Invoice#:	CHS-136132
		Date:	November 15, 2023
		Conf Code:	AGCMG
		Bank:	BOK Financial
		Account #:	5892990000037
		Routing:	102000607
		Remit Email:	accounting@prgconsulting.net
	Terms: Due Upon Receipt		
	EIN: 43-1843179		

Responsible for Damages:
Sheboygan Public Works
2026 New Jersey Ave
Sheboygan Ave, WI 53081

Date & Address Where Damage Occurred:
10/2/2023 N 20th St & Cleveland Ave
Sheboygan, WI 53081

Labor and Material Costs:			
	<u>Units</u>	<u>Unit Rate</u>	<u>Amount</u>
<i>Internal Labor Costs</i>			
Maintenance Tech	2.00	\$55.00	\$110.00
Truck	1.00	\$110.00	\$110.00
Responding to Damage	1.00	\$13.35	\$13.35
Time Onsite	1.00	\$24.92	\$24.92
Compiling Interviews/Gathering Evidence	1.00	\$28.93	\$28.93
Damage Cost Procurement	1.00	\$21.81	\$21.81
Sub-Total			\$309.00
<i>Material Costs</i>			
CONN 500 (P3) F FEMALE,ADAPTER	2.00	\$9.87	\$19.74
Cable, Rg11 Tri Perf Prep Orng,77% UG Pe Reel Moq 1000	400.00	\$0.13	\$52.00
Connector Compression Rg11	2.00	\$1.71	\$3.42
NUTS 5/16IN,	2.00	\$0.05	\$0.10
Sub-Total			\$75.26
Invoice Total			\$384.26

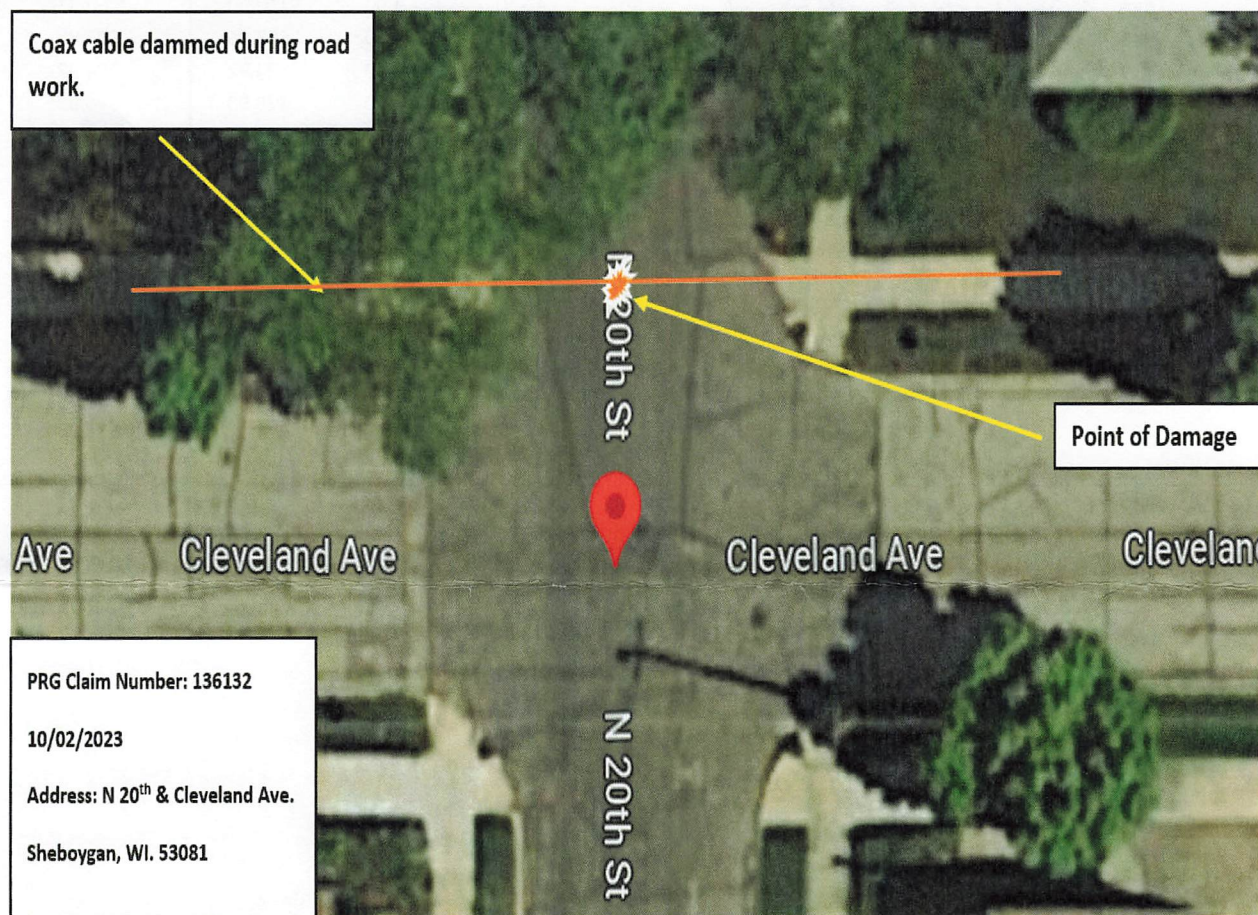
For questions regarding this invoice, please contact: Brandi Evans, 980-202-7702 or via email at bevans@prgconsulting.net

Damage Investigation Findings

PRG CLAIM: CHS-136132
DATE OF DAMAGE: 10/02/2023 09:45 AM
NOTIFICATION: 10/02/2023 11:43 AM
LOCATION: N 20th St & Cleveland Ave, Sheboygan, WI 53081
INVESTIGATOR: Jeremy DesJarlais

SUMMARY

On Wednesday, October 2nd, 2023, at 11:43 AM, I was notified by Charter Spectrum about damage at N 20th St & Cleveland Ave. Sheboygan, WI. 53081. The damage happened to an aerial coax damaged by a backhoe while working on the road.



STATEMENTS

I arrived at the location of the damage on 10/03/2023 at approximately 11:00 AM. Upon arrival, I spoke with the backhoe operator on location, and he indicated he did in fact hit the overhead wire. This is a second call same location with two different damages being done to the same line. After reviewing my investigation photos and talking to Joel Kolste of Sheboygan Public Works on the phone, it has been determined, that the line that was hit was hit by the damaging company.

DETERMINATION

Based on the information gathered, it is my determination that Sheboygan Public Works is responsible for the damage to Charter Communication facilities and any costs associated with the repair or replacement of those facilities.

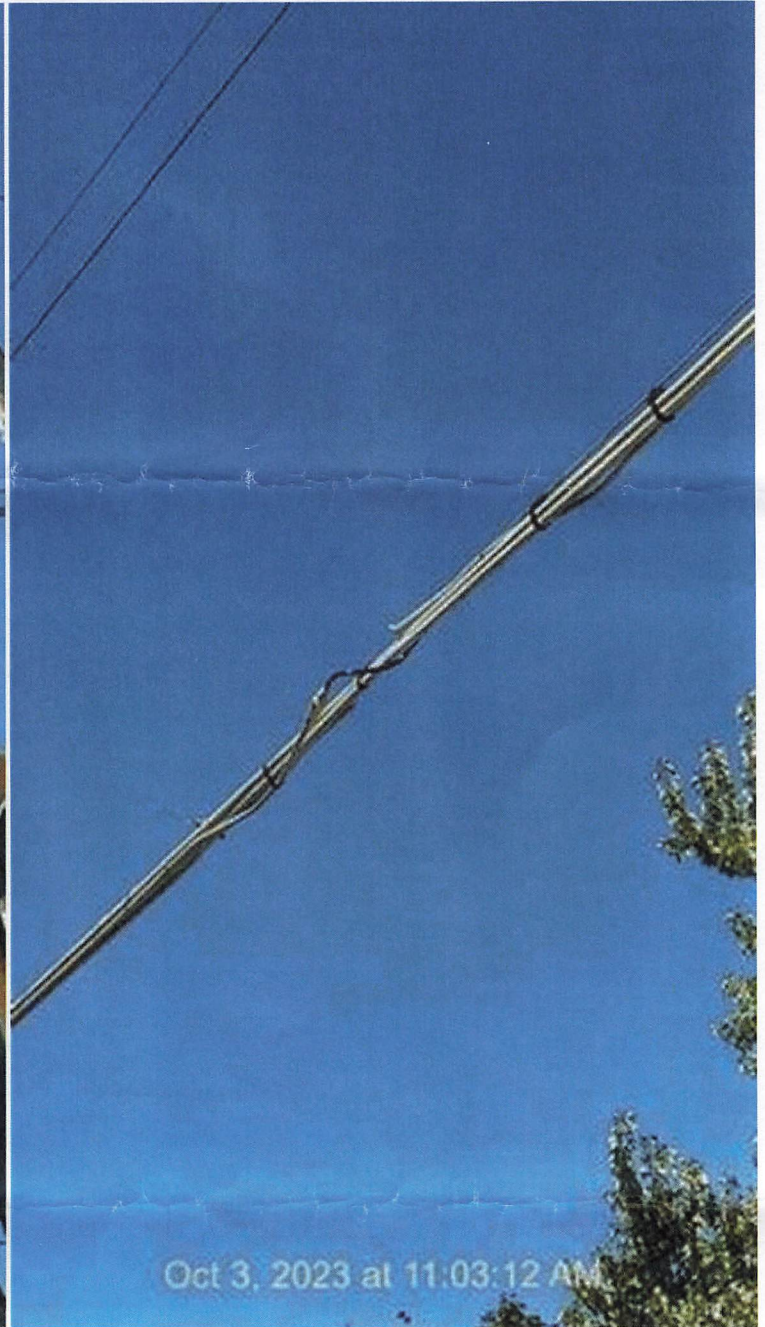


ROOT CAUSE

Aerial facility was not properly protected while work was performed.



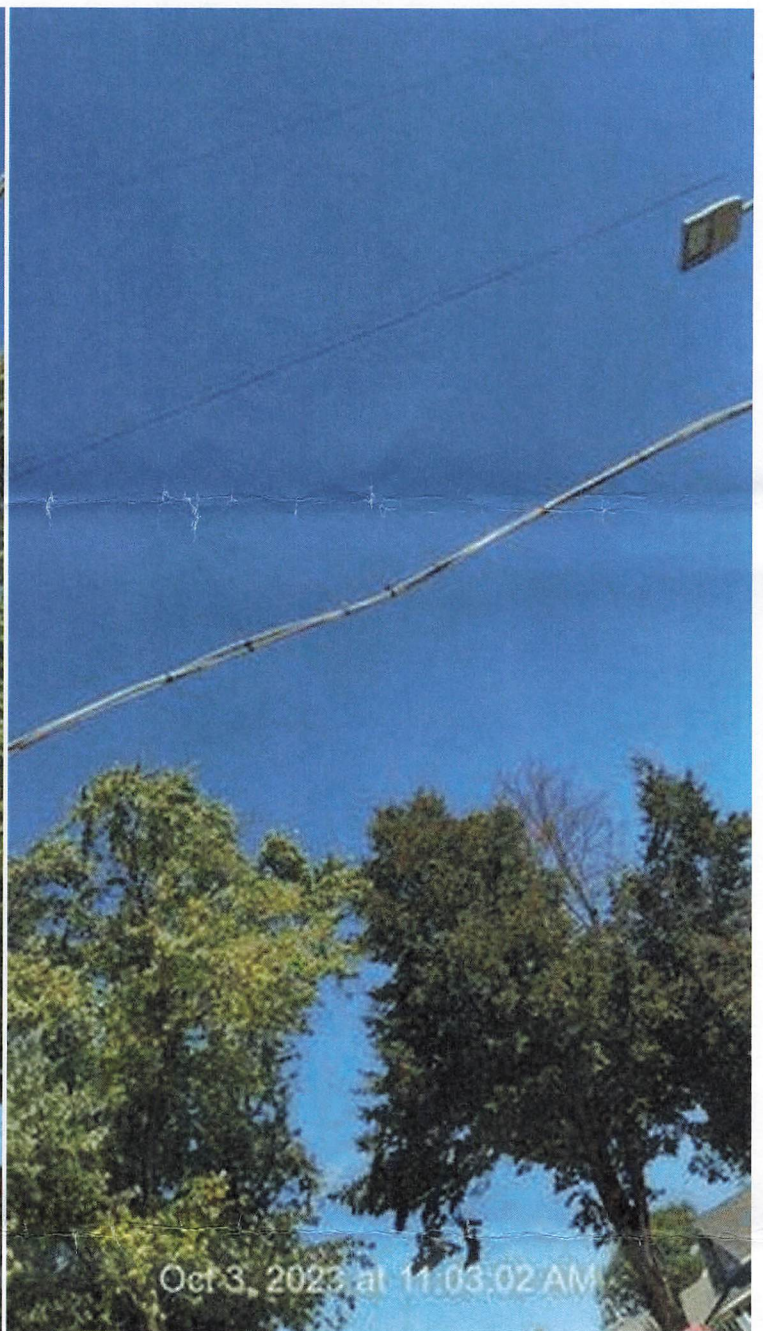
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136132 - Investigator2.jpeg



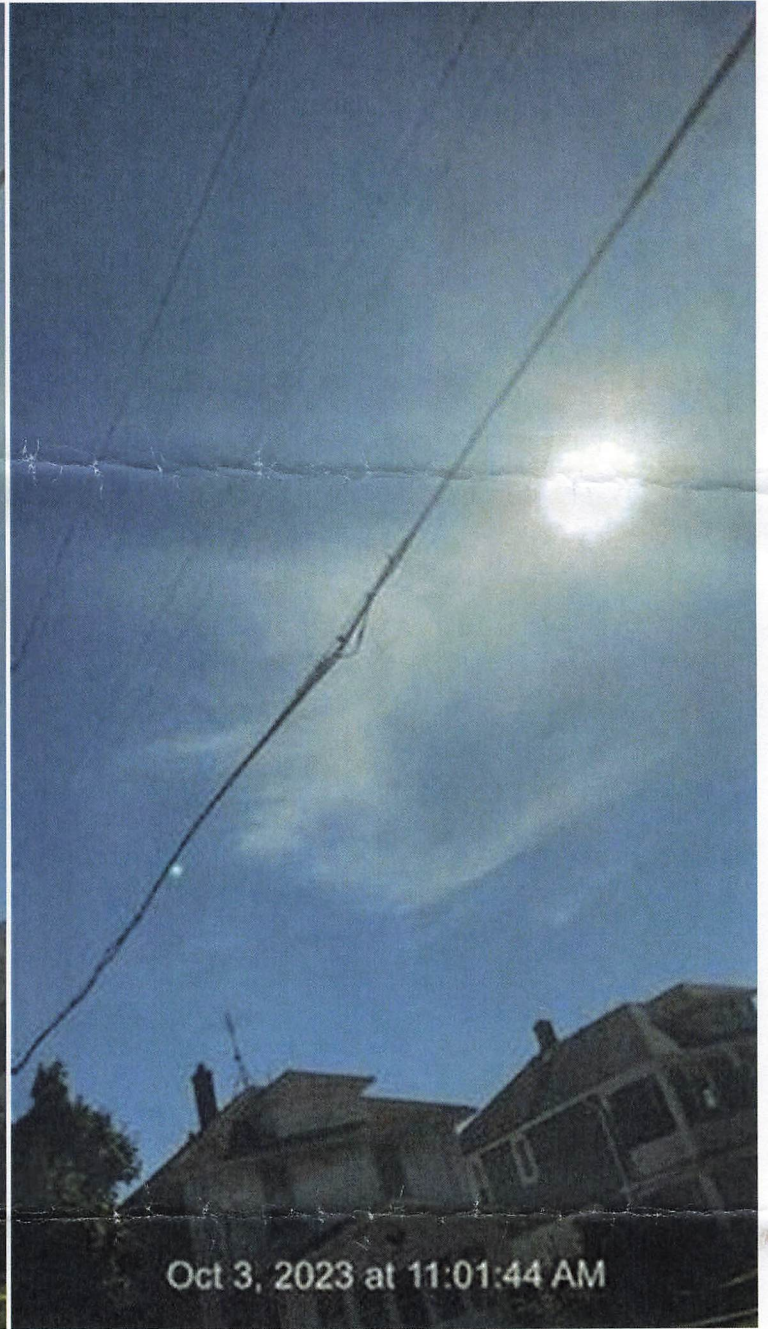
136132 - Investigator3.jpeg



136132 - Investigator4.jpeg



136132 - Investigator5.jpeg



136132 - Investigator6.jpeg

