CITY OF SHEBOYGAN R. O. 103-23-24

BY CITY CLERK.

FEBRUARY 5, 2024.

Submitting a Notice of Injury from Attorney Jordan P. Blad representing Douglas C. Diedrichs.

JAN 1 5 2024

Claim No. 18-23

CITY OF SHEBOYGAN NOTICE OF INJURY

Name: Douglas C. Diedrichs Address: 1612 S. 12th St. Sheboygan, WI 53081 Phone: (920) 207-0418 Incident/Accident Information Date: September 21,2023 Time: 1:30 p.m. Place: S. 12th St. & Spruce Ct. City of Sheboygan

Douglas C. Diedrichs hereby notifies the City of Sheboygan of his injuries arising out of the circumstances as set forth below.

Mr. Diedrichs was injured on September 21, 2023 when he lost control of his motorcycle due to "spilt diesel fuel" on S. 12th St. while attempting to turn into his driveway at 1612 S. 12th St. in the City of Sheboygan. According to the Sheboygan Police Department Investigation narrative report, upon arrival at the scene the investigating officer was informed by the fire department that they were waiting to document a diesel spill and had located the source of the spill to be a Shoreline Meto bus that had the gas cap off of the diesel fuel tank. The police took photographs of the scene and according to the accident report notified Shoreline Metro. See attached reports.

Mr. Diedrichs suffered injuries to his left side shoulder, chest and arm, and missed approximately 6 weeks of work as a result of the accident and we are in the process of gathering his medical records, bills and wage loss documentation in order to present a claim for damages.

___ Date: ___//6/2029 Signed:

Jordan/P. Blad Attorney for Douglas Diedrichs

Drafted by: Alpert & Fellows LLC P.O. Box 0994 Manitowoc, WI 54221-0994 (920) 682-6361

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C23-17121

WISCONSIN MOTOR VEHICLE CRASH REPORT

SHEBOYGAN POLICE DEPARTMENT 1315 N 23RD ST SHEBOYGAN, WI 53081 (920) 459-3333

| Document Number Override Primary Crash D | | rooument# | | | Investigating Officer/Deputy SERGEANT K. POST | | | |
|--|--|---|--------------------------------|--|--|-----------------|------------------------|--|
| Crash Date 09/21/2023 | Crash Time 01:31 PM | 01:31 PM Time Notified 02:09 PM | | /2023 | Time Arrived 02:15 PM | | | |
| Date Notified 09/21/2023 | | | | Jnits | Total Injured Total Kille 01 00 Trailer or Towed | | Reporting Threshold | |
| On Emergency | Hit and Run | | | Work Zone | | | | |
| Government Active School Zone | | | Schoo NO | l Bus Related | Tags | | | |
| Reportable | Crash Type DT4000 (ST | ANDARD CRAS | iH) | | Amendee | ł | Secondary Crash | |
| Description | | | | | | Reconstructio | | |
| | | | () () | | F 4 | Photos By 50 | | |
| | | neset & uel spiff uel spiff ith line | | | | PHOTOS | | |
| | Diagra | am not to scale. #45 | 0 | - | | | | |
| , a sworn law enfo | rcement officer, a | gree that I have | not add | ed any CJIS data in t | his report. | | | |
| UNIT 1, A MOTORCYCLE, W WITH THE INTENTION OF D THE SPILT DIESEL CAUSIN AND OPERATOR HAD ABR/ | VAS SOUTHBOUND OF ORIVING INTO THEIR E G THE WHEELS TO S | N S 12TH ST PASSI DRIVEWAY, THERE LIP AND FOR IT TO | NG SPRU WAS A CO LAND ON | CE AVE. UNIT 1 RESIDES DNTINUOUS LINE OF SPI I ITS LEFT SIDE AND SKI | AT 1612 S 12TH ST | ONG THE CU | RVE. UNIT 1 DROVE | |

Crash Date 09/21/2023 Crash Time 01:31 PM

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WISCONSIN MOTOR VEHICLE CRASH REPORT

SHEBOYGAN POLICE DEPARTMENT 1315 N 23RD ST SHEBOYGAN, WI 53081 (920) 459-3333

| L | | ation | | | | Latituda | Co.P. P. Month | | Langitude | |
|---------|--|---|--|---|--|--|---------------------|---|----------------------------|--|
| 1 | ON 1612 S 12TH ST 263 FT S OF SPRUCE CT (HOUSE/BUILDING 1612) | | | | | Latitude 43.737018861 X Coordinate 442005.09375 | | | Longitude -87.720187536 | |
| | | | | | | | | | Y Coordinate 4842917 | |
| | | HE CITY OF SHEBO | | | | Structure Type HOUSE/BUILDING | | | | |
| (| Cras | sh Scene 💻 | | | | | | | | |
| T | First | Harmful Event | | | | FirstHam | nfulEventL | ocation | | |
| | OTH | ER NON-COLLISIO | N | | | ON ROA | DWAY | | | |
| ł | Mann | ner of Collision | | | | LightCon | dition | | | |
| | 00 - | NO COLLISION W/V | EHICLE IN TRANSPORT | | | DAYLIGHT | | | | |
| | | Surface Condition(s) OTHER | | | | Roadway Factor(s) | | | | |
| | Envir | onment Factor(s) | | | | - | | | | |
| | NON | IE | | | | OTHER | DEBRIS | | | |
| Ì | Weat | ther Condition(s) | | | | - | | | | |
| | CLE | AR | | | | | | | | |
| | Anim | alType | | | | Relation | To Trafficwa | ay | | |
| | | | | | | | CWAY - C | | | |
| | | h Classification - Locati | on | | | Crash Classification - Jurisdiction NO SPECIAL JURISDICTION | | | | |
| | Tribal Land | | | | | Access Control Special Study NO CONTROL | | | Special Study | |
| | With | | | | | section Type F AN INTERSECTION | | | | |
| | NO | | | | | | | | | |
| i | Unit | Summary | | | State State | Constanting | | | | |
| - | | Status | | | | Classification | n | UnitType | | |
| | | RANSIT | D CLASS | D CLASS | | | MOTORCYCLE | | | |
| 5 | | cle Type OCYCLE | | | | | | Operating As Endorsements | | |
| | Tota 1 | lOccs | Train/Bus#Recorded | Total#Cita 0 | Total#CitationsIssued 0 | | Total Trailers 0 | | Total HazMat Types 0 | |
| | Insu | rance? | Direction Of Travel | Pre CrashTi | | ire Speed Li | | imit | TotalLanes | |
| | YES | | SOUTHBOUND | | Mark | | 25 | | 2 | |
| | | t Harmful Event: Collisio RGO/EQUIPMENT L | | | Special Function NO SPECIAL FUNCTION Traffic Control | | | Emergency Motor Vehicle Use NOT APPLICABLE | | |
| | Traff | fic Way | | Traffic Cor | | | | Traffic Co | ntrol Inoperative/Missing | |
| | | D-WAY, NOT DIVIDE | D | | NO CONTROL | | NO | | | |
| | | ace Type | | | Road Curvature | | | Road Gra | | |
| | | KENS OF HazMat | DUS) | CURVE L | EFT | | | LEVEL | | |
| | NO | | | and the second second | | | | | | |
| | Selfecter and | | | | | | | | | |
| | | Vehicle | | | | | | | | |
| | | License Plate Number | | Plate Typ | | | St | Country of | | |
| | | License Plate Number 839TP | Theology and the second se | CYC - C | | | WI | UNITED | | |
| - | | License Plate Number 839TP Vehicle Identification | Number | CYC - C | | | WI Year | UNITED S Model | | |
| | 01 | License Plate Number 839TP | Number | CYC - C Make BMW | YCLE | | WI | UNITED | | |
| • • | | License Plate Number 839TP Vehicle Identification WB30G3304NRA1 | Number | CYC - C | YCLE | | WI Year | UNITED S Model G310 | | |
| | E 01 | License Plate Number 839TP Vehicle Identification WB30G3304NRA1 Color | Number | CYC - C Make BMW Body Style | YCLE e DURO | | WI Year | UNITED S Model G310 | STATES | |
| | E 01 | License Plate Number 839TP Vehicle Identification I WB30G3304NRA1 Color BLK - BLACK Initial Contact Point 00 - NON-COLLISI | Number 9203 | CYC - C Make BMW Body Styl EN - EN Vehicle D | e DURO amage | REAR. 09 - | WI Year 2022 | UNITED S Model G310 Bus Use | 7 8 9 10 11 | |
| LO LINO | 01 | License Plate Number 839TP Vehicle Identification I WB30G3304NRA1 Color BLK - BLACK Initial Contact Point | Number 9203 | CYC - C Make BMW Body Styl EN - EN Vehicle D 08 - LEF | e DURO amage | | WI Year 2022 | UNITED S Model G310 | 7 8 9 10 11 | |

Wisconsin Motor Vehicle Crash Form DT4000 Crash Date 09/21/2023 Crash Time 01:31 PM

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C23-17121

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WISCONSIN MOTOR VEHICLE CRASH REPORT

SHEBOYGAN POLICE DEPARTMENT 1315 N 23RD ST SHEBOYGAN, WI 53081 (920) 459-3333

| | | Towed Due To Damage NOT TOWED | | cle Removed By | | | | | | |
|------|------------|--|-------------|---|--------------------|--------------------|--|--|--|--|
| | | What Driver Was Doing | | OPERATOR Vehicle Factors | | | | | | |
| | | NEGOTIATING CURVE | NOT | NOT APPLICABLE | | | | | | |
| | | Driver Prior Action Other | | | | | | | | |
| UNIT | VEHICLE | DriverActions NO CONTRIBUTING ACTION | | | | | | | | |
| 01 | 01 | OwnerName DOUGLAS CHARLES DIEDERICHS (920) 207-0418 | 1 | Owner Address 1612 S 12TH S SHEBOYGAN, | T WI 53081 , US | | | | | |
| | | Sequence Of Events | | | | | | | | |
| | 01 | Event CARGO/EQUIPMENT LOSS OR SHIFT | | | | | | | | |
| | 02 | Event | | | | | | | | |
| | 03 | Event | | | | | | | | |
| | 04 | Event | | | | | | | | |
| - | | Policy Holder | 30-8-24-5 | | | | | | | |
| UNIT | | Insurance Company ALLSTATE-VEHICLE-AND-PROPERTY-INS-C | | Individual DOUGLAS DIEDERICHS | | | | | | |
| | | Individual | n o tagente | | | | | | | |
| | | Driver DOUGLAS CHARLES DIEDERICHS | | Citations Issued Sex 0 MALE | | | | | | |
| F | DUAI | (920) 207-0418 | 1. B. C. | ate of Birth 1/26/1971 | | | | | | |
| LINU | INDIVIDUAL | Address 1612 S 12TH ST SHEBOYGAN, WI 53081 , US | D | DriverLicense Number D3621637102601 STATE: WISCONSIN COUNTRY: UNITED STATES | | | | | | |
| | 62 | On Duty Crash | Pr | rotective Gear | | | | | | |
| | 54 | Row Seat Position 01 - FRONT ROW 07 - LEFT | | NONE | | | | | | |
| | | HelmetUse | | Helmet Compliance APPROVED | | | | | | |
| | | Eye Protection YES: WINDSHIELD | | Tint Compliance UNKNOWN | | | | | | |
| 01 | 001 | Injury Severity SUSPECTED MINOR INJU | | Airbag NON DEPLOYED | | | | | | |
| | | Ejected Ejection Path NOT APPLICABLE NOT EJECTED/NO | | | | Trapped/Extricated | | | | |
| | | Medical Transport NOT TRANSPORTED | | EMS Agency Identifier | | EMS Run # | | | | |
| | | Hospital | D | ate of Death | | Time of Death | | | | |
| | | Distracted By Source NOT APPLICABLE (NOT D | ISTRACT | ED) | | I | | | | |
| | | Distracted By Action NOT DISTRACTED | <u>.</u> | | | | | | | |

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WISCONSIN MOTOR VEHICLE CRASH REPORT

SHEBOYGAN POLICE DEPARTMENT 1315 N 23RD ST SHEBOYGAN, WI 53081 (920) 459-3333

| | | Non Motorist | Striking Unit# | Location | | | | |
|------|------------|--------------------------------------|-------------------|-------------------|--------------------|-------------------|----------------------|----------------|
| | | PriorAction | | | | _ | | |
| | JAL | Action | | | | | | |
| UNIT | INDIVIDUAL | | | | | | | |
| | | Action Other | | | | | | To/From School |
| | 1 | Drug & Alcohol | Suspected Alcohol | Use | Suspected Drug Use | | | |
| | | Alcohol Test Given TEST NOT GIVEN | | Alcohol Test Type | | | Alcohol Test Results | |
| | | Drug Test Given TEST NOT GIVEN | | Drug Test Type | | Drug Test Results | | |
| 01 | 001 | Drug Type | | | | | a dan sa t | |
| | | Individual Condition | IAL | | | | | |



SHEBOYGAN POLICE DEPARTMENT

Incident C23-17121

| Nature: PI ACCIDENT Location: N45 | Address: S 12TH ST & SPRUCE CT SHEBOYGAN WI 53081 | | | | |
|--|--|---|--|--|--|
| Offense Codes: 9420 Received By: RAKOW, E | How Received: | T Agency: SPD | | | |
| Responding Officers: POST, KEVIN F Responsible Officer: POST, KEVIN F When Reported: 13:31:37 09/21/23 | Disposition: Occurred Between: | SIT 09/21/23 13:31:37 09/21/23 and 13:33:21 09/21/23 | | | |
| Assigned To: Status: | Detail: Status Date: **/**/* | Date Assigned: **/**/** * Due Date: **/**/** | | | |
| Complainant: | | | | | |
| Last: | First: | Mid: | | | |
| DOB: **/**/** | Dr Lic: | Address: | | | |
| Race: Sex: | Phone: | City: , | | | |
| Offense Codes | | | | | |
| Reported: | | Observed: 9420 ACCIDENT/PERSONAL INJURY | | | |
| Additional Offense: 9420 ACCIDENT/PER INJURY | RSONAL | | | | |
| Circumstances LT13 HIGHWAY, ROAD OR ALLEY BM88 NO BIAS | | | | | |
| Responding Officers: | Unit : | | | | |
| POST, KEVIN F | 450 | | | | |
| Responsible Officer: POST, KEVIN F | | Agency: SPD | | | |
| Received By: RAKOW, E | | Last Radio Log: 15:35:38 09/21/23 CMPLT | | | |
| How Received: T TELEPHONE | | Clearance: CLR CLEARED | | | |
| When Reported: 13:31:37 09/21/23 | | Disposition: SIT Date: 09/21/23 | | | |
| Judicial Status: | Oc | curred between: 13:31:37 09/21/23 | | | |
| Misc Entry: | | and: 13:33:21 09/21/23 | | | |
| Modus Operandi: | Description : | Method : | | | |

Sheboygan Police Department Record DO NOT DISCLOSE

10/18/23

Incident C23-17121

Involvements

Date Type Description Narrative

#450 SHEBOYGAN CITY POLICE DEPARTMENT

INVESTIGATION NARRATIVE

Body Camera: Yes Digital Photos: Yes

NARRATIVE:

On 09/21/2023 at approximately 1409 hours, I, Sergeant Post, was dispatched to the area of S. 12th Street and Spruce Court, in reference to an assist complaint. Dispatch advised that the fire department was on scene cleaning up a diesel spill, which had resulted in a motorcyclist having to put down their motorcycle.

Upon arrival, I made contact with fire department personnel. They advised that they had been waiting to clean up the diesel spill until I was there to document the scene. They further advised that they had located the source of the spill to be a Shoreline Metro bus that had the gas cap off of the diesel fuel tank. I took photographs of the scene to document the long, continuous diesel spill that was on the curved portion of the roadway.

I then made contact with the operator of the motorcycle, Douglas C. Diederichs,

Douglas advised that he was on his way home and was negotiating the curve, and intending to pull into his driveway, which is located on the curve, at which point his motorcycle hit the oil slick, causing the rear tires to fall off from underneath, and causing the motorcycle to be laid down on it's left side. Douglas directed me to his motorcycle, a BMW G310, with Wisconsin registration **besize**. I was able to observe that there was scuffing to metal guards on the left side of the motorcycle near the front tire, as well as a broken left tail light. Photos of the damage and the motorcycle are also attached to this complaint. I also observed that Douglas had abrasions to his left side. Douglas directed me to a larger abrasion on his left elbow and upper arm, as well as to a small abrasion on his left outer hand. Photographs of these injuries were also documented. Douglas denied EMS, but said that he planned on going to get medical attention after our contact. It should also be noted that I observed that Douglas had a helmet that he wore during his operation of the motorcycle.

I again had contact with the Battalion Chief that was on scene from the Sheboygan Fire Department. He advised that he had observed trails of diesel from the bus starting in the area of Camelot Blvd all the way on the south side of the city. He advised that he had already stopped at Shoreline Metro, and that they had been somebody to follow the path to resolve any issues.

I then went to Shoreline Metro on Commerce Avenue, and spoke with Safety and Training Coordinator Bud Schultz, and Lead Mechanic Scott Navis. They advised that they were already aware of the incident, and were in the process of sending crews out to begin rectifying the issue in any other places that diesel may have Incident C23-17121

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been spilt. I provided them with a case number for this complaint for their records.

This case is considered closed, and at this point, no further follow up is expected. Nothing further.

End of report. SERGEANT POST/jlk

10/18/23