

McCARTHY & KEANE

A PROFESSIONAL ASSOCIATION
ATTORNEYS AT LAW

EDWARD D. MCCARTHY
ROBERT E. KEANE, P.C.
MARTIN C. FOSTER

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CAMBRIDGE, MASS.

341 BROADWAY, CAMBRIDGE, MASSACHUSETTS 02139
TELEPHONE: 617-661-7100

September 17, 1984

Mr. Joseph Connerton
Committee on Claims
795 Massachusetts Avenue
City Hall
Cambridge, MA 02139

Re: Elizabeth Tyler vs. City of Cambridge
Date of Loss: 4/25/84

Dear Mr. Connerton:

Please be advised that I have been consulted and retained by Ms. Elizabeth Tyler to represent her in her claims for loss of property against the City of Cambridge which occurred on or about April 25, 1984 at the Graham and Parks Elementary School.

On or about April 25, 1984, Ms. Tyler, a student at Wheelock College, was at the Graham and Parks School as a Student Teacher doing her practical teaching work. On that date, two pairs of eyeglasses belonging to Ms. Tyler were stolen due to the fact that an agent, servant or employee of the City left a window open in the laboratory through which thieves gained entrance.

Ms. Tyler is legally blind and requires special spectacles in order to have minimum vision. Attached hereto is the bill from her ophthalmologist in the amount of \$833.00 for replacement of the stolen spectacles.

When officials at the Graham and Parks School became aware of the terrible crime that had been perpetrated against Ms. Tyler as a result of the negligence of employees at the School, they assured her that the City would pay for the spectacles provided that she submitted a bill for same. When the bill was submitted, the same officials indicated that they would not be able to convince the appropriate city officials to reimburse her for the costs of replacing the glasses.

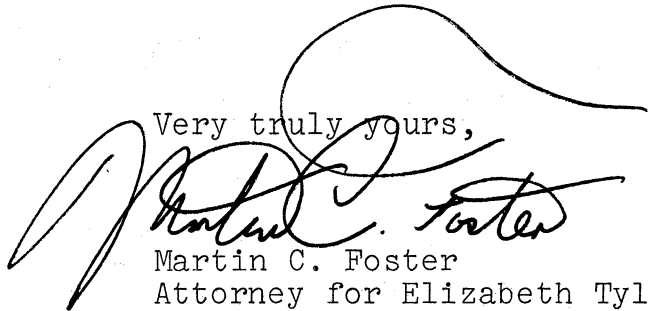
Equity and justice cry out for compensation for Ms. Tyler. Therefore, I petition the Committee on Claims to compensate her for this terrible loss in accordance with the attached bill.

Kindly inform the undersigned if my presence is needed to amplify or substantiate any of the statements made in this petition. I would be happy to appear before the Committee if necessary.

Thank you for your kind attention and cooperation in this matter.

With every good wish,

Very truly yours,

A handwritten signature in cursive script, appearing to read "Martin C. Foster". The signature is written in dark ink and is positioned to the left of the typed name.

Martin C. Foster
Attorney for Elizabeth Tyler

MCF/em
Enclosure

Telephone (203) 758-6644

STATEMENT

EYE CARE ASSOCIATES P.C.
LAWRENCE N. KLINE, O.D., F.A.A.O.
THOMAS DeLUCA, O.D., P.C.
ROBERT A. CONNORS, O.D.

Optometrists

1 Birchwood Terrace
Prospect, Connecticut 06712

Miss Elizabeth Tyler
100 Longview Road
Monroe, Conn. 06468

NUMBER	DATE	DESCRIPTION	CHARGE		PAYMENT	CURRENT BALANCE
1984	5-2	Selsi 2.5x Sportscope	33	00		33 00
		Telescopic Glasses Frames	50	00		
		3.0 Bioptic T.S. and Executive Bif. lenses for both eyes	570	00		
		Bifocal add	180	00		
		Total Charge	800	00		
						833 00
						<u>2m</u>
						33

PLEASE PAY LAST AMOUNT IN THIS COLUMN

REFER TO THE COMMUNICATION FORM YOU RECEIVED IN THE OFFICE FOR A
COMPLETE DESCRIPTION OF PROFESSIONAL SERVICES.

THIS IS A COPY OF YOUR ACCOUNT AS IT APPEARS ON YOUR LEDGER CARD

City of Cambridge

S-582

Comm. from Martin C. Foster, Esq., on behalf of Elizabeth Tyler, requesting reimbursement from the Committee on Claims resulting from an April 25, 1984 incident at the Graham and Parks School at which time two pairs of her eyeglasses were stolen.

*Copy sent to Councilman Walter Sullivan,
Chairman, Committee on Claims 9/28/84 mlh
Copy delivered to Council Sept. 2/20/84 mlh*

September 24, 1984

9/24/84

*Referred to the
Committee on Claims-*