

AD

Entered - 04/26/00 - sb
CL0010241 - DIANNE C. MITCHELL

00- 2-0781

CLAIM OF: VANESSA JOHNSON,
through her attorney,
Elmer J. Herrman, Jr.
56 Park Place
Newark, N. J. 07102

For damages alleged to have been sustained as a
result of a personal injury at the Airport on
January 29, 2000.

THIS ADVERSED REPORT IS
APPROVED

BY: *Rosalind Rubens Newell*
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY

ADVISED REPORT

COM. *Public Safety*

DATE *5/30/2000*

CHIEF *C. T. M. [unclear]*

[Signature]

[Signature]

CERTIFIED
JUN - 5 2000
ATLANTA CITY COUNCIL PRESIDENT
[Signature]

CERTIFIED
JUN 05 2000

Rosalind Rubens Newell
MUNICIPAL CLERK

ADVERSED BY
CITY COUNCIL JUN 05 2000



CITY OF ATLANTA
OFFICE OF MUNICIPAL CLERK

RHONDA DAUPHIN JOHNSON, CMC
MUNICIPAL CLERK

55 TRINITY AVENUE, S.W.
SECOND FLOOR, EAST
SUITE 2700
ATLANTA, GEORGIA 30335
(404) 330-6033
FAX (404) 658-6103

June 15, 2000

Elmer J. Herrman, Jr.
Attorney at Law
56 Park Place
Newark, N.J. 07102

00-R-0781

RE: Vanessa Johnson

Dear Attorney Herrman:

I sincerely regret that your clients have been adversely affected by the circumstances raised in their claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your client's claim at its regular meeting on June 05, 2000. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the City Attorney's Office/Claims Division at (404) 330-6400.

Yours very truly,

Rhonda Dauphin Johnson, CMC
Municipal Clerk

cc: Claims Division/Law Department

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 00L0241

Date: May 17, 2000

Claimant /Victim VANESSA JOHNSON
BY: (Atty) Elmer J. Herrman, Jr.
Address: 56 Park Place, Newark, N.J. 07102
Subrogation: Claim for Property damage \$ Bodily Injury \$ 100,000.00
Date of Notice: 03/31/00 Method: Written, proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 01/29/00 Place: Atlanta Airport
Department Aviation Division:
Employee involved Disciplinary Action:

NATURE OF CLAIM: The claimant alleges she was injured when she fell on an accumulation of water in the airport terminal. The claim has been forwarded to the insurance carrier, AIG Aviation, for handling.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral
Pictures Diagrams Reports: Police X Dept Report Other
Traffic citations issued: City Driver Claimant Driver
Citation disposition: City Driver Claimant Driver

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial
Improper Notice More than Six Months Other X Damages reasonable
City not involved Offer rejected Compromise settlement
Repair/replacement by Ins. Co. Repair/replacement by City Forces
Claimant Negligent City Negligent Joint Claim Abandoned

Respectfully submitted,

[Handwritten Signature]
INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ Adverse X Account charged: 1A01 2J01 2H01
Claims Manager: [Handwritten Signature] Concur/date 6-5-18
Committee Action: Council Action

ELMER J. HERRMANN, JR.
ATTORNEY AT LAW
56 PARK PLACE
NEWARK, N.J. 07102
(973) 621-7171

Mitchell
04/20/00
DM

MEMBER N.J. AND FLA. BAR

FAX NO. (973) 621-7287

ENTERED - 04/26/00 - tew
00L0241 - DIANNE C. MITCHELL

March 27, 2000

Council of the City of Atlanta
Municipal Clerk
55 Trinity Avenue, S.W.
Atlanta, Georgia 30335

Re: CLAIM FOR DAMAGES
Vanessa Johnson
D/A: Jan. 29, 2000

Dear Sir or Madam:

Enclosed herewith please find Claim for Damages form which is submitted on behalf of my client, Vanessa Johnson.

Very truly yours,

Elmer J. Herrmann, Jr.
ELMER J. HERRMANN, JR.

EJH:ms
Enc.
Cert Mail R.R.R.

COUNCIL OF THE CITY OF ATLANTA
MUNICIPAL CLERK
City Hall
55 Trinity Avenue, S.W.
Atlanta, Georgia 30335

RE: CLAIM FOR DAMAGES

Mitchell
02/26/00
[Signature]

Today's Date: 3/27/00

03-31-00 P05:18 IN

31

Dear Municipal Clerk:

This is to notify the City of Atlanta that I have suffered damages in the amount sum of \$ _____ property and/or \$ 100,000.00 bodily injury for which I contend the City is liable.

1. Date of incident: Jan 29, 2000 2. Time of Incident: 10:30 a.m. 3. Police called: X
(month/day/year) Yes No
4. Location of incident (including street address): Hartsfield Atlanta Int'l Airport
5. Name of your insurance company: N/A Policy No. _____
6. State what and how incident occurred: Claimant was caused to slip & fall as she was leaving baggage area at airport as a result of a large accumulation of water on the concrete floor.

7. ALL ESTIMATES AND DAMAGES ARE SUBJECT TO INSPECTION. THE MAKING OF FALSE CLAIMS WILL RESULT IN YOUR CLAIM BEING DENIED AND MAY RESULT IN CRIMINAL PROSECUTION!
8. The registered owner must make the claim for vehicle damages, complete the following and attach two (2) estimates of repair and proof of ownership of your vehicle (copy of the current tag receipt or title).

Your vehicle: _____
(Make) (Year) (Tag Number) (Driver's Name)

City vehicle: _____
(Make) (City Driver's Name) (Department/Bureau)

9. Witness: Claimant's husband; Mr. Johnson; Duty officer Steve Mielznikowski,
(Name) Atlanta Airlines (Address) (Telephone Number)
Terminal Corp.

10. The acknowledgement of this claim in no way waives the Sovereign immunity of the City of Atlanta, as granted by State law, nor is it an admission of liability on behalf of the City of Atlanta and/or its employee(s).
11. This claim should be mailed immediately to the address shown above.

I HEREBY SWEAR OR AFFIRM THAT THE ABOVE INFORMATION IS TRUE AND CORRECT.

Vanessa Johnson
Signature of Claimant

VANESSA JOHNSON
(Print Claimant's Name)

12 Sandford Place,
(Address)

Newark, New Jersey 07106
(City, State and Zip Code)

(973) 733-6188 (973) 375-5278
(Work Number) (Home Number)

00-R-0781

RCS# 1981
6/05/00
2:45 PM

Atlanta City Council

Regular Session

CONSENT AGENDA PAGES (1 - 10)

ADOPT

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 1

SEE ATTACHED LISTING OF
ITEMS ADOPTED/ADVERSED
ON CONSENT AGENDA

Y McCarty	Y Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	Y Morris	Y Maddox	Y Alexander
B Winslow	Y Muller	Y Boazman	NV Pitts

ITEM (S) REMOVED FROM
CONSENT AGENDA
00-O-0662

06/05/00 Council Meeting	
ITEMS ADOPTED ON CONSENT AGENDA	ITEMS ADVERSED ON CONSENT AGENDA
1. 00-O-0590	39. 00-R-0775
2. 00-O-0677	40. 00-R-0776
3. 00-O-0712	41. 00-R-0777
4. 00-O-0752	42. 00-R-0778
5. 00-O-0592	43. 00-R-0779
6. 00-O-0593	44. 00-R-0780
7. 00-O-0594	45. 00-R-0781
8. 00-O-0625	46. 00-R-0782
9. 00-O-0666	47. 00-R-0786
10. 00-O-0673	48. 00-R-0787
11. 00-O-0722	49. 00-R-0788
12. 00-O-0724	50. 00-R-0789
13. 00-O-0725	51. 00-R-0790
14. 00-O-0730	52. 00-R-0791
15. 00-O-0589	53. 00-R-0792
16. 00-O-0713	54. 00-R-0793
17. 00-O-0714	
18. 00-O-0715	
19. 00-O-0716	
20. 00-R-0753	
21. 00-R-0794	
22. 00-R-0761	
23. 00-R-0719	
24. 00-R-0763	
25. 00-R-0764	
26. 00-R-0762	
27. 00-R-0765	
28. 00-R-0766	
29. 00-R-0768	
30. 00-R-0769	
31. 00-R-0770	
32. 00-R-0771	
33. 00-R-0772	
34. 00-R-0773	
35. 00-R-0774	
36. 00-R-0783	
37. 00-R-0784	
38. 00-R-0785	