

Entered - 07/14/00 - sb  
CL00L0426 - DIANNE C. MITCHELL

00-~~2~~-1249

CLAIM OF: CEDRIC HOLLINGSWORTH, as Father  
of TAKEYEAH HOLLINGSWORTH, a minor,  
through their attorney  
Don C. Keenan  
148 Nassau Street, NW  
Atlanta, Georgia 30303

For damages alleged to have been sustained  
as a result of a personal injuries due to an  
assault on May 31, 2000 at 312 Peoples  
Street.

THIS ADVERSED REPORT IS  
APPROVED

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

DATE: *8/15/2000*  
*C. T. Martin*  
*Public Safety*  
*Mark...*  
*...*

CERTIFIED  
SEP 5 2000  
ADVERSE REPORTS DIVISION  
*...*

CERTIFIED  
SEP 05 2000  
*Rosalind Rubens Newell*  
MUNICIPAL CLERK

ADVERSE REPORTS DIVISION  
CITY CLERK  
SEP 05 2000



## 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

September 18, 2000

Don C. Keenan  
Attorney at Law  
148 Nassau Street, NW  
Atlanta, GA 30303

00-R-1249

RE: Cedric Hollingsworth, as Father of  
Takieyah Hollingsworth, a minor

Dear Attorney Keenan:

I sincerely regret that your client has been adversely affected by the circumstances raised in his/her 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 January 03, 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. 00L0426

Date: July 27, 2000

Claimant /Victim CEDRIC HOLLINGSWORTH, as Father of TAKIEYAH HOLLINGSWORTH, a minor
BY: (Atty) Don Keenan
Address: 148 Nassau Street, NW, Atlanta, Georgia 30303
Subrogation: Claim for Property damage \$ Bodily Injury \$ not stated
Date of Notice: 07/10/00 Method: Written, proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 05/31/00 Place: 312 Peoples Street
Department Division:
Employee involved Disciplinary Action:

NATURE OF CLAIM: The claimant alleges his minor child was injured when she was assaulted at the above location. The investigation determined that the property is owned and operated by the Atlanta Housing Authority, which is a separate legal entity from the City of Atlanta. The claimants' attorney has been advised of the above.

INVESTIGATION:

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

BASIS OF RECOMMENDATION:

Function: Governmental Ministerial
Improper Notice More than Six Months Other Damages reasonable
City not involved X 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 of Dianne C. Mitchell]

INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ Adverse X Account charged: 1A01 2J01 2H01
Claims Manager: Concur/date 07-27-00
Committee Action: Adverse to CC on 9/5/00 Council Action



M Mitchell  
07/11/00  
D

**VIA CERTIFIED MAIL/RETURN RECEIPT REQUESTED**

5 July 2000

City Council of Atlanta  
55 Trinity Avenue, SW  
Suite 2900  
Atlanta, GA 30335

William C. Campbell, Mayor  
City of Atlanta  
55 Trinity Avenue, SW  
Suite 2400  
Atlanta, GA 30335

ENTERED - 7-14-00 - SB  
00L0426 - DIANNE MITCHELL

**Re: Notice of Claim, Pursuant to O.C.G.A. §36-33-5  
On Behalf of Takieyah Hollingsworth, a Minor Child**

Dear Sir/Madam:

In compliance with O.C.G.A. §36-33-5, *Cedric Hollingsworth, as Father of Takieyah Hollingsworth, by and through his attorneys of record, Don C. Keenan and The Keenan Law Firm*, does herewith file this claim as follows:

**TIME and PLACE:** On or about 31 May 2000, Takieyah Hollingsworth, a minor resident of 312 Peoples Street, Apartment #2, Atlanta, Georgia (Joel Chandler Harris Homes), was taken from her bedroom and raped and sodomized in Dean Rusk Park by an unknown assailant.

**EXTENT OF INJURY:** Rape and sodomy of an eight (8) year old girl. Takieyah is currently suffering, and will continue to suffer from, physical, mental and emotional injuries of unknown and immeasurable magnitude because of said rape and sodomy.

**NEGLIGENCE WHICH CAUSED SAID INJURIES:**

1. Joel Chandler Harris Homes is owned and/or governed by the City of Atlanta Housing Authority.
2. Joel Chandler Harris Homes and/or the City of Atlanta Housing Authority failed to warn the tenants of Joel Chandler Harris Homes, of a prior rape and sodomy of a twelve (12) year old tenant of Joel Chandler Harris Homes, which occurred on 11 May 2000.

**THE KEENAN BUILDING**  
148 NASSAU STREET, N.W., ATLANTA, GEORGIA 30303  
PHONE (404) 523-2200 ♦ FAX (404) 524-1662  
E-Mail: office@keenanlawfirm.com  
Web Site: www.keenanlawfirm.com

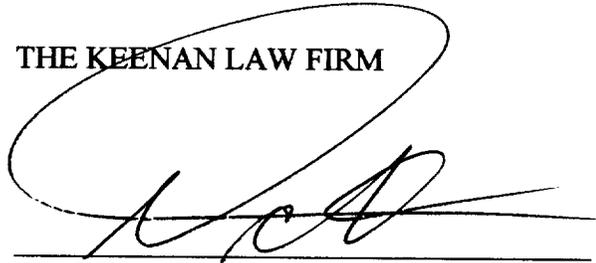
Letter to City of Atlanta  
Page Two  
5 July 2000

3. Joel Chandler Harris Homes and/or the City of Atlanta Housing Authority failed to implement and have in place appropriate security measures for the benefit of the tenants of Joel Chandler Harris Homes.

For these reasons, Cedric Hollingsworth, does claim an action in monetary damages on behalf of his minor child, Takieyah Hollingsworth, against Joel Chandler Harris Homes and/or the City of Atlanta Housing Authority.

Respectfully Submitted,

THE KEENAN LAW FIRM



DON C. KEENAN  
Counsel for Takieyah Hollingsworth



STACY M. BLACKMAN  
Counsel for Takieyah Hollingsworth

/smb

00- -1249

RCS# 2194  
9/05/00  
2:17 PM

Atlanta City Council

Regular Session

CONSENT

Pages: 1-12

Adopt

YEAS: 13  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 3  
EXCUSED: 0  
ABSENT 0

SEE ATTACHED LISTING OF  
ITEMS ADOPTED/ADVERSED  
ON CONSENT AGENDA

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

ITEM (S) REMOVED FROM  
CONSENT AGENDA  
00-O-1007  
00-R-1309

CONSENT

<b>09/05/00 Council Meeting</b>	
<b>ITEMS ADOPTED ON CONSENT AGENDA</b>	<b>ITEMS ADVERSED ON CONSENT AGENDA</b>
1. 00-O-1102	40. 00-R-1235
2. 00-O-1143	41. 00-R-1245
3. 00-O-1207	42. 00-R-1246
4. 00-O-1295	43. 00-R-1247
5. 00-O-1303	44. 00-R-1248
6. 00-O-1313	45. 00-R-1249
7. 00-O-1124	46. 00-R-1250
8. 00-O-1125	47. 00-R-1251
9. 00-O-1126	48. 00-R-1252
10. 00-O-1127	49. 00-R-1253
11. 00-O-1128	50. 00-R-1254
12. 00-O-1133	51. 00-R-1255
13. 00-O-1196	52. 00-R-1256
14. 00-O-1298	53. 00-R-1257
15. 00-O-1122	54. 00-R-1258
16. 00-O-1300	55. 00-R-1259
17. 00-R-1198	56. 00-R-1260
18. 00-R-1230	57. 00-R-1261
19. 00-R-1290	58. 00-R-1262
20. 00-R-1312	59. 00-R-1263
21. 00-R-1316	60. 00-R-1264
22. 00-R-1265	
23. 00-R-1266	
24. 00-R-1267	
25. 00-R-1268	
26. 00-R-1270	
27. 00-R-1314	
28. 00-R-1229	
29. 00-R-1233	
30. 00-R-0886	
31. 00-R-1236	
32. 00-R-1237	
33. 00-R-1238	
34. 00-R-1239	
35. 00-R-1240	
36. 00-R-0241	
37. 00-R-1242	
38. 00-R-1243	
39. 00-R-1244	