

CLAIM OF: STATE FARM INSURANCE COMPANIES
AS SUBROGEE OF GALON L. PRESLEY

11350 Johns Creek Parkway
Duluth, Georgia 30098-0001

For damages alleged to have been sustained as a result of a vehicular accident on January 28, 2000 at 675 Ponce de Leon Avenue.

BY PUBLIC SAFETY AND LEGAL
ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to STATE FARM INSURANCE COMPANIES AS SUBROGEE OF GALON L. PRESLEY the sum of \$1,000.00 in full settlement and satisfaction of all claims, past, present and future, of every kind and character for damages alleged to have been sustained as a result of a vehicular accident on January 28, 2000 at 675 Ponce de Leon Avenue as is more particularly set forth in the within claim; said sum taken from and charged to account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

APPROVED: SUSAN PEASE LANGFORD
CITY ATTORNEY

BY: *Rosalind Rubens Newberry*
ROSALIND RUBENS NEWBERRY
DEPUTY CITY ATTORNEY

SEP 18 2000

COUNCIL

FAVORABLE REPORT

COM. *Sylvia Salyer*

DATE *9/12/00*

BY *C. F. Meyer*

Mac [Signature]

Sam [Signature]

Colin [Signature]

[Signature]

CERTIFIED
SEP 18 2000

CERTIFIED
SEP 18 2000

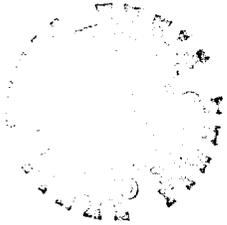
APPROVED

SEP 27 2000

WITHOUT SIGNATURE
BY OPERATION OF LAW

CERTIFIED
SEP 18 2000

Rosalind Rubens Newberry
MUNICIPAL CLERK



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

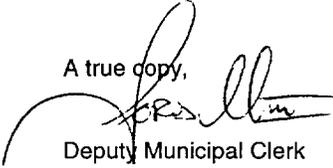
00-R-1349

A RESOLUTION

**BY PUBLIC SAFETY &
LEGAL ADMINISTRATION COMMITTEE**

BE IT RESOLVED BY the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **State Farm insurance Companies as subrogee of Galon L. Presley** in the sum of **\$1000.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained as a result of a **vehicular accident on January 28, 2000 at 675 Ponce de Leon Avenue** as is more particularly set forth in the within claim; said sum taken from and charged to Account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy,


Deputy Municipal Clerk

ADOPTED by the Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403

September 18, 2000

September 27, 2000

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 00L0330

Date: August 28, 2000

Claimant /Victim STATE FARM INSURANCE COMPANIES AS SUBROGEE OF GALON L. PRESLEY
BY:

Address: 11350 Johns Creek Parkway, Duluth, Georgia 30098-0001

Subrogation: X Claim for Property damage \$ 3,416.51 Bodily Injury \$

Date of Notice: 06/05/00 Method: Written, proper X Improper

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 01/28/00 Place: Joel Chandler Harris Homes

Department General Services Division: Motor Transportation

Employee involved Grady Johnson Disciplinary Action: Oral Admonishment

NATURE OF CLAIM: The driver of the City vehicle backed into the claimant's parked vehicle causing damages in the above amount.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral

Pictures Diagrams Reports: Police X Dept Report X 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 Damages reasonable

City not involved Offer rejected Compromise settlement X

Repair/replacement by Ins. Co. Repair/replacement by City Forces

Claimant Negligent City Negligent X Joint Claim Abandoned

Respectfully submitted,

[Signature]
INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ 1,000.00 Adverse Account charged: 1A01 X 2J01 2H01

Claims Manager: [Signature] Concur/date 08-28/00

Committee Action: Council Action

State Farm Insurance Companies



Mitchell
06/05/00
JB

Auto Claim Central - Subrogation U
11350 Johns Creek Parkway
Duluth, GA 30098-0001

May 22, 2000

City Of Atlanta

23 Claire Dr.
Atlanta, GA 30315

ENTERED - 6-12-00 - SB
00LO330 - DIANNE MITCHELL

RE: Our Claim Number: 11-3411-571
Our Insured: Galon L. Presley
Date of Loss: January 28, 2000
Total Amount of Loss: 3416.51
Our Payment: 2753.02
Insured's Payment: 663.49
Your File Number:
Your Policy Number:
Your Insured: City Of Atlanta
23 Claire Dr
Atlanta, GA 30315-4345
Driver of Your Vehicle: Brady Johnson

SUBROGATION CLAIM

We have been informed that you are the insurance carrier for the party designated as your insured in the caption of this letter.

Our investigation establishes that your insured was responsible for the damage to our policyholder's vehicle as a result of the accident on the date indicated.

Please accept this letter as a notice of our subrogation rights and communicate with us in regard to your position in the matter.

If you have any questions, please call us at the number below between the hours of 7:00 A.M. and 5:00 P.M. Monday through Friday. Whenever you call, anyone on our team will be available to assist you.

Sincerely,

Stefanie Hanson, Team 13
Claim Representative
(800) 578-8001 ext 5791
State Farm Mutual Automobile Insurance Company

GENERAL RELEASE AND INDEMNIFICATION

CLAIM NUMBER 00L0330

\$ 1,000.00

IN CONSIDERATION of the sum of ONE THOUSAND AND NO/100
 DOLLARS, to be paid to me by the CITY OF ATLANTA, the future receipt of which is hereby
acknowledged, I do hereby, for myself, my heirs, executors, administrators, and assigns, release and forever
discharge said City, its officers and employees, including but not limited to Grady Johnson, from any and all
claims, demands, actions, causes of action, suits, damages, loss and expenses, of whatsoever kind or nature for or
on account of anything that has heretofore occurred, and particularly for or on account of a vehicular accident
which occurred on or about the 28th day of January, 2000,
at or near 675 Ponce de Leon Avenue

It is further understood and agreed that the payment of the above named sum is not to be considered as an
admission on the part of the City, its officers, agents, servants or employees, of any liability whatsoever and the
undersigned further covenants and agrees to indemnify and hold harmless the City of Atlanta, its officers, agents,
servants and employees, from any and all claims, damages or costs which the said City of Atlanta, its officers,
agents, servants and employees, may be called upon to make as a result of the event hereinbefore referred to.

And I now state that the only consideration for my signing this release and indemnification is the payment
of the sum stated above; that no other promise or agreement of any kind or nature has been made to or with me by
said City or its agents to cause me to sign this release, and that I fully understand the meaning and intent of this
instrument.

WITNESS my hand and seal this 14 day of August, 2000.

State Farm Insurance Companies,
as Subrogee of Galon L. Presley (LS)
STATE FARM INSURANCE COMPANIES
AS SUBROGEE OF GALON L. PRESLEY

By State Farm (LS)

The above release was read and explained to, and signed by the said _____

Stefanie Hanson in our presence on the date above written.

W. G. Mullins
Notary Public, Gwinnett County, Georgia
My Commission Expires April 6, 2002

Witnesses

RCS# 2218
9/18/00
2:15 PM

Atlanta City Council

Regular Session

CONSENT

PAGES: 1-19

ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 1

SEE ATTACHED LISTING OF
ITEMS ADOPTED/ADVERSED
ON CONSENT AGENDA

Y McCarty
Y Starnes
Y Bond
Y Winslow

Y Dorsey
NV Woolard
Y Morris
Y Muller

Y Moore
B Martin
Y Maddox
Y Boazman

Y Thomas
Y Emmons
Y Alexander
NV Pitts

ITEM (S) REMOVED FROM
CONSENT AGENDA
00-R-1321
00-R-1322
00-R-1388
00-O-1435

CORRECTED COPY

CONSENT

		09/18/00 Council Meeting
ITEMS ADOPTED ON CONSENT AGENDA		ITEMS ADVERSED ON CONSENT AGENDA
1. 00-O-1234	41. 00-R-1352	51. 00-R-1357
2. 00-O-1007	42. 00-R-1353	52. 00-R-1358
3. 00-O-1015	43. 00-R-1397	53. 00-R-1359
4. 00-O-1427	44. 00-R-1398	54. 00-R-1360
5. 00-O-1429	45. 00-R-1399	55. 00-R-1362
6. 00-O-1432	46. 00-R-1400	56. 00-R-1363
7. 00-R-1387	47. 00-R-1401	57. 00-R-1364
8. 00-R-1392	48. 00-R-1402	58. 00-R-1365
9. 00-R-1395	49. 00-R-1403	59. 00-R-1366
10. 00-R-1452	50. 00-R-1404	60. 00-R-1367
11. 00-R-1340		61. 00-R-1368
12. 00-R-1323		62. 00-R-1369
13. 00-R-1433		63. 00-R-1370
14. 00-R-0560		64. 00-R-1371
15. 00-R-0561		65. 00-R-1372
16. 00-R-1454		66. 00-R-1373
17. 00-R-1299		67. 00-R-1374
18. 00-R-1308		68. 00-R-1375
19. 00-R-1334		69. 00-R-1376
20. 00-R-1335		70. 00-R-1377
21. 00-R-1338		71. 00-R-1378
22. 00-R-1394		72. 00-R-1379
23. 00-R-1331		73. 00-R-1380
24. 00-R-1330		74. 00-R-1381
25. 00-R-1332		75. 00-R-1382
26. 00-R-1333		76. 00-R-1383
27. 00-R-1337		77. 00-R-1384
28. 00-R-1339		78. 00-R-1385
29. 00-R-1419		79. 00-R-1386
30. 00-R-1426		80. 00-R-1405
31. 00-R-1342		81. 00-R-1406
32. 00-R-1343		82. 00-R-1407
33. 00-R-1344		83. 00-R-1408
34. 00-R-1345		84. 00-R-1409
35. 00-R-1346		85. 00-R-1410
36. 00-R-1347		86. 00-R-1411
37. 00-R-1348		87. 00-R-1412
38. 00-R-1349		88. 00-R-1413
39. 00-R-1350		
40. 00-R-1351		