

00- R -1379

Entered - 04/10/00 - sb
CL00L0211 - DOBBS JORDAN

CLAIM OF: MARLON K. BUSSEY,
through his insurance carrier,
MetLife Auto and Home
P. O. Box 410300
Charlotte, NC 28273

For damages alleged to have been sustained
as a result of a vehicular accident on July 1,
1999 at Memorial Drive and Boulevard.

THIS ADVERSED REPORT IS
APPROVED

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

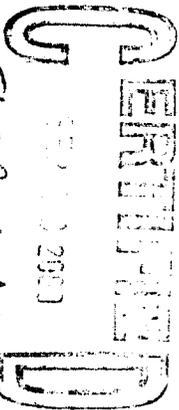
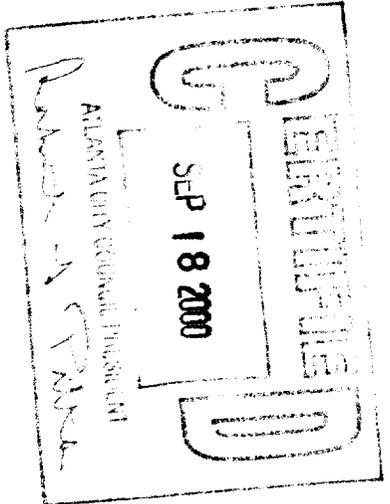
REPOH1

Public Safety

9/12/00

City Clerk
Michael [unclear]

Tom [unclear]
Henry [unclear]
Lea [unclear]



ADVERSED BY
CITY COUNCIL SEP 1 & 2000

September 28, 2000

MetLife Auto and Home Ins.
Insurance carrier
Attn: Sandra G. Coleman
P.O. Box 410300
Charlotte, NC 28273

00-R-1379

RE: Marlon K. Bussey

Dear Ms. Coleman:

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. 00L0224

Date: August 18, 2000

Claimant /Victim MARLON K. BUSSEY
BY: (Ins. Co.) MetLife Auto and Home
Address: P. O. Box 410300, Charlotte, NC 28273
Subrogation: X Claim for Property damage \$ 3,088.22 Bodily Injury \$
Date of Notice: 04/04/00 Method: Written, proper Ante Litem (6 Mo.)
Conforms to Notice: O.C.G.A. §36-33-5
Date of Occurrence 07/01/99 Place: Memorial Drive and Boulevard
Department Public Works Division: Solid Waste Services
Employee involved Willie Hose Disciplinary Action:

NATURE OF CLAIM: The driver of the City vehicle was following too closely and rear-ended the claimant's vehicle causing damages in the above amount. However, the claim as presented does not comply with the requirements of notice as set forth in O.C.G.A. §36-33-5, the claim was not made to the governing authority and the claim was received after the six month statute of limitations had expired.

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 X More than Six Months X Other Damages reasonable
City not involved Offer rejected Compromise settlement
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 \$ Adverse X Account charged: 1A01 2J01 2H01
Claims Manager: [Signature] Concur/date 08/18/00
Committee Action: Council Action

Charlotte Field Claim Office
Post Office Box 410300
701 Forest Point Circle, Suite A
Charlotte, NC 28273
(800) 854-6011

Jordan
04/04/00
Du

MetLife® Auto & Home

March 3, 2000

ENTERED - 4-10-00 - SB
00L0211 - DOBBS JORDAN

Willie Hose
1540 Northside Dr N.W
Atlanta, GA 30318-1204

Our Customer: Marlon K. Bussey
Our Claim Number: CH075817 QC
Date of Accident: July 1, 1999
Amount Paid: \$3088.22
Rental: \$270.00
Deductible Amount: \$500.00

Dear Willie Hose:

We recently paid our insured \$3088.22 for damages received after an accident with you. Since the investigation of the accident indicates our insured is not at fault, you will need to reimburse us.

If you have automobile insurance, please give this information and return this letter in the enclosed envelope:

Your Insurance Company: _____
Insurance Company Address: _____
Policy Number: _____
Claim Number: _____

If you do not have automobile insurance, please call us immediately to discuss payment of our customer's damages. If you are interested in a flexible payment option, we will offer a monthly payment schedule.

Thank you.

Sincerely,

Sandra G. Coleman
Claim Adjuster
Ext. 6556

Enclosure:

Return Envelope

MetLife Auto & Home is a brand of Metropolitan Property and Casualty Insurance Company and its Affiliates, Warwick, RI

00-

-1379

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		