

00-R-1408

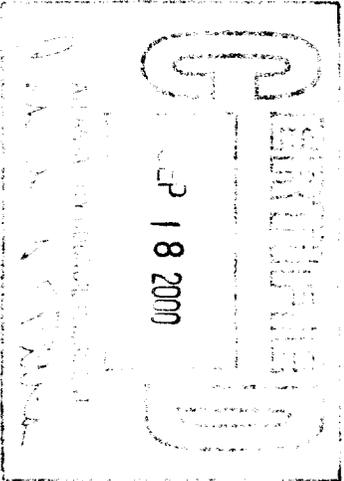
Entered -03-06-00 - sb
CL 00L0136 - GWENDOLYN BURNS

CLAIM OF: TRAVELERS PROPERTY CASUALTY
AS SUBROGEE OF ASHLEY ALLEN JUSTICE
P.O. Box 2954
Milwaukee, WI 53201-2954

For damages alleged to have been sustained as a
result of vehicular incident on December 1, 1999
at Windsor Parkway & Northland Drive.

THIS ADVERSED REPORT IS
APPROVED

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



ADVERSE REPORTS

Public Safety

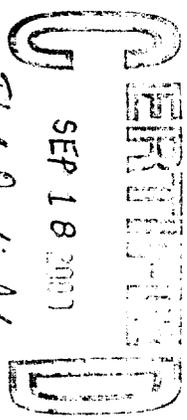
Stephan

C. T. Mart

W. J. ...

Ermy ...

Robert ...



ADVERSE REPORTS SEP 18 2000

September 28, 2000

Travelers Property Casualty
as subrogee of Ashley Allen Justice
Attn: Donna Jensen
P. O. Box 2954
Milwaukee, WI 53201-2954

00-R-1408

Dear Ms. Jensen:

I sincerely regret that you have been adversely affected by the circumstances raised in your 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 claim at its regular meeting on September 18, 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.**

Sincerely,

Rhonda Dauphin Johnson, CMC
Municipal Clerk

cc: Claims Division/Law Department

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 00L0136

Date: August 30, 2000

Claimant /Victim ASHLEY ALLEN JUSTICE
BY: (Atty) (Ins. Co.) TRAVELERS PROPERTY CASUALTY
Address: P. O. Box 2954, Milwaukee, WI, 53201-2954
Subrogation: X Claim for Property damage \$ 3,767.18 Bodily Injury \$
Date of Notice: 3/2/00 Method: Written, Proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 12/1/99 Place: Windsor Parkway & Northland Drive
Department PUBLIC WORKS Division STREET
Employee involved Disciplinary Action:

NATURE OF CLAIM: Claimant alleges that her vehicle sustained damage when she drove over a patch of ice in the roadway that caused her to lose control of her vehicle. However, the ice formed on the bridge due to inclement weather and is thereby classified as an Act of God for which the City is not liable.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral
Pictures Diagrams Reports: Police X Dept Report Other X
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 X Offer rejected Compromise settlement
Repair/replacement by Ins. Co. Repair/replacement by City Forces
Claimant Negligent City Negligent Joint Claim Abandoned

Respectfully submitted,

Gwendolyn Burns
INVESTIGATOR - GWENDOLYN BURNS

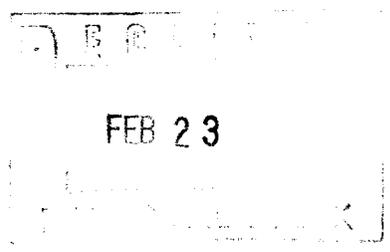
RECOMMENDATION:

Pay \$ Adverse X Account charged: 1A01 2J01 2H01
Claims Manager: Concur/date 08-31-00
Committee Action: Council Action



Reeves
03/02/00
DR

P.O. Box 2954
Milwaukee, WI 53201-2954
Phone: (800) 624-6007
Fax: (262) 827-1038



ENTERED - 3-6-00 - SB
00L0136 - MIKE REEVES

February 16, 2000

FEB 23

Atlanta City Council
Attn: Municipal Clerk
55 Trinity Avenue, S.w.
Atlanta, GA 30335

02-23-00P04:50 RCVD

Our Client: Henry Justice
Date of Loss: 12/01/1999
Our File No.: S0Z1698

Dear Atlanta City Council;

We are handling a claim for Henry Justice who sustained a loss on 12/01/1999.

Our investigation reveals that you may be legally responsible for this loss, and we look to you to satisfy this obligation.

We have paid \$2,767.18 for this loss. In addition, we are requesting reimbursement for Henry Justice's deductible of \$1,000.00 for a total of \$3,767.18.

If you have insurance, please complete the attached form and return it to me. Please refer this letter to them immediately, requesting they contact our offices. Should you not have insurance, we expect payment from you directly. Please contact me to discuss repayment options. I have enclosed our documentation for our payment of this loss.

We will pursue every legal avenue available to us in order to satisfy this debt. Failure to respond will result in further action including the possibility of legal action, and/or the loss of driving privileges through license suspension pursuant to applicable state law.

Please call me immediately if you have any questions.

Sincerely,

Donna M. Jensen

Donna M Jensen
Claim Representative
(262)797-1875

00- Enc. Insurance Questionnaire
-1408

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