

Entered - 09/06/00 - sb  
CL00L0531 - DIANNE C. MITCHELL

CLAIM OF: RHAMON CLEVELAND,  
through his insurance carrier,  
Allstate Insurance Company  
P. O. Box 168288  
Irving, Texas 75016

For damages alleged to have been sustained as a result of a vehicular  
accident on April 16, 2000 at North Avenue and Glen Iris Drive.

THIS ADVERSED REPORT IS APPROVED

BY: Rosalind Rubens Newell  
ROSALIND RUBENS NEWELL  
DEPUTY CITY ATTORNEY

CONSENT AGENDA

ADVERSE REPORT

ADVERSED BY  
CITY COUNCIL NOV 06 2000

COM. Public Safety  
DATE 10/31/00  
Clara Henderson  
Doris Abled  
Michael [unclear]  
[unclear]  
Theresa Dorsey

CERTIFIED  
NOV 6 2000  
ATLANTA CITY COUNCIL PRESIDENT  
[Signature]

CERTIFIED  
NOV 06 2000  
Ronda Daughin Johnson  
MUNICIPAL CLERK



## 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

November 15, 2000

Allstate Insurance Company  
Insurance Carrier  
Attn: Customer Service  
P.O. Box 168288  
Irving, TX 75016

00-R-1731

RE: Rhamon Cleveland

Dear Customer Service:

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. 00L0531

Date: October 10, 2000

Claimant /Victim RHAMON CLEVELAND
BY: (Ins. Co.) Allstate Insurance Company
Address: P. O. Box 168288, Irving, Texas 75016
Subrogation: X Claim for Property damage \$ 3,135.02 Bodily Injury \$
Date of Notice: 08/28/00 Method: Written, proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 04/16/00 Place: North Avenue and Glen Iris Drive
Department Public Works Division: Street Operations
Employee involved Richard Franklin Disciplinary Action:

NATURE OF CLAIM: The driver of the City vehicle failed to yield right-of-way and collided with the claimant's vehicle causing damages in the above amount. However, the claimant's wife and the owner of the vehicle has filed a lawsuit to resolve the issues raised in this claim.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral
Pictures Diagrams Reports: Police X Dept Report Other
Traffic citations issued: City Driver X 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 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 10-10-00
Committee Action: Council Action

**Allstate®**

*Mitchell*  
*09/05/00*

ALLSTATE INSURANCE COMPANY  
P.O. BOX 168288  
IRVING TX 75016

08/24/00

(800) 374-4246

RECEIVED  
K328

ENTERED - 9-6-00 - SB  
00L0531 - DIANNE MITCHELL

ATLANTA CITY COUNCIL, MUN. CLERK  
55 TRINITY AVENUE  
ATLANTA GA 30335

05-90-00A111111111

OUR INVESTIGATION INDICATES THAT YOUR INSURED WAS RESPONSIBLE FOR THIS LOSS.

SINCE WE HAVE ALREADY MADE A SETTLEMENT WITH OUR POLICYHOLDER, THE CLAIM HAS BEEN ASSIGNED TO US. COPIES OF THE FINAL PAPERS RELATING TO THE LOSS ARE ENCLOSED.

PLEASE ACCEPT THIS LETTER AS NOTICE OF OUR SUBROGATION CLAIM. PLEASE FORWARD YOUR PAYMENT WITH OUR CLAIM NUMBER TO:

ALLSTATE PAYMENT PROCESSING CENTER  
P.O. BOX 227257  
DALLAS, TX, 75222-7257

DIRECT ANY OTHER CORRESPONDENCE TO THE ADDRESS AT THE TOP OF THIS LETTER.

SINCERELY,

CUSTOMER SERVICE

ALLSTATE INSURANCE COMPANY

CBP:G

YOUR FILE NO. : 00L0273  
YOUR INSURED : CITY OF ATLANTA DEPT OF PUBLIC WORKS  
ADDRESS : 68 MITCHELL ST SW  
ATLANTA GA 30335

OUR CLAIM NO. : 6953248123 FY5  
OUR INSURED : RHAMON CLEVELAND  
LOSS DATE : 04/16/00

LOCATION :  
NOTHING AT GLENN IRIS ATLANTA GA

00-*R*1731

AMOUNT OF LOSS: \$3,135.02

RCS# 2356  
11/06/00  
2:45 PM

Atlanta City Council

Regular Session

CONSENT

Pages 1-17

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  
B Starnes  
Y Bond  
Y Winslow

Y Dorsey  
Y Woolard  
Y Morris  
Y Muller

Y Moore  
Y Martin  
Y Maddox  
Y Boazman

Y Thomas  
Y Emmons  
Y Alexander  
NV Pitts

ITEM (S) REMOVED FROM  
CONSENT AGENDA  
00-R-1422  
00-R-1666

CONSENT

		11/06/00 Council Meeting
ITEMS ADOPTED ON CONSENT AGENDA	ITEMS ADVERSED ON CONSENT AGENDA	ITEMS ADVERSED ON CONSENT AGENDA
1. 00-O-1577	30. 00-R-1716	59. 00-R-1753
2. 00-O-1586	31. 00-R-1724	60. 00-R-1754
3. 00-O-1615	32. 00-R-1725	61. 00-R-1755
4. 00-O-1661	33. 00-R-1727	62. 00-R-1756
5. 00-O-1663	34. 00-R-1728	63. 00-R-1757
6. 00-O-1670	35. 00-R-1729	64. 00-R-1758
7. 00-R-1578	36. 00-R-1730	65. 00-R-1759
8. 00-R-1685	37. 00-R-1731	66. 00-R-1760
9. 00-R-1780	38. 00-R-1732	67. 00-R-1761
10. 00-R-1659	39. 00-R-1733	68. 00-R-1762
11. 00-R-1688	40. 00-R-1734	69. 00-R-1763
12. 00-R-1689	41. 00-R-1735	70. 00-R-1764
13. 00-R-1704	42. 00-R-1736	71. 00-R-1765
14. 00-R-1722	43. 00-R-1737	72. 00-R-1766
15. 00-R-1723	44. 00-R-1738	73. 00-R-1767
16. 00-R-1708	45. 00-R-1739	74. 00-R-1768
17. 00-R-1774	46. 00-R-1740	75. 00-R-1769
18. 00-R-1709	47. 00-R-1741	76. 00-R-1770
19. 00-R-1710	48. 00-R-1742	77. 00-R-1771
20. 00-R-1711	49. 00-R-1743	78. 00-R-1772
21. 00-R-1712	50. 00-R-1744	79. 00-R-1773
22. 00-R-1713	51. 00-R-1745	
23. 00-R-1714	52. 00-R-1746	
24. 00-R-1715	53. 00-R-1747	
25. 00-R-1717	54. 00-R-1748	
26. 00-R-1718	55. 00-R-1749	
27. 00-R-1719	56. 00-R-1750	
28. 00-R-1720	57. 00-R-1751	
29. 00-R-1721	58. 00-R-1752	