

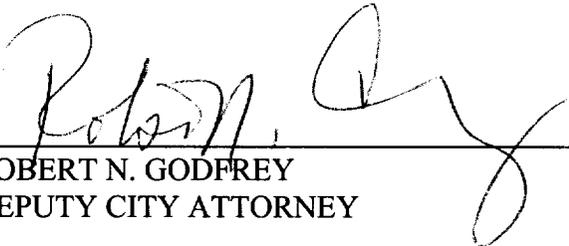
Entered - 11/20/00 - sb  
CL00L0704 - DIANNE C. MITCHELL

01-R-0016

CLAIM OF: PETER A. AND BARBARA J. ADAMS  
3374 Aztec Road, #36-A  
Doraville, Georgia 30340

For damages alleged to have been sustained as a result of a vehicular  
accident on October 19, 2000 at 14<sup>th</sup> Street and Holly Street.

THIS ADVERSED REPORT IS APPROVED

BY:   
ROBERT N. GODFREY  
DEPUTY CITY ATTORNEY

ADVERSE REPORT

COM. P.S. & L.A.

DATE 1/16/01

CHM. C. T. Martin

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

ADVERSE REPORT  
CITY COUNCIL JAN 16 2001



## 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

January 26, 2001

Peter A. & Barbara J. Adams  
3374 Aztec Road  
Apartment 36-A  
Doraville, GA 30340

**01-R-0016**

Dear Mr. & Mrs. Adams:

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 January 16, 2001. 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. 00L0704

Date: December 28, 2000

Claimant /Victim PETER A. AND BARBARA J. ADAMS

BY: (Atty)(Ins. Co.)

Address: 3374 Aztec Road, #36-A, Doraville, Georgia 30340

Subrogation: Claim for Property damage \$ 6,500.00 Bodily Injury \$

Date of Notice: 11/17/00 Method: Written, proper X Improper

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

Date of Occurrence 10/19/00 Place: 14th Street and Holly Street

Department: Police Division:

Employee involved Robert J. Stack Disciplinary Action: Pending

NATURE OF CLAIM: The driver of the City vehicle attempted to make a "U-Turn" in front of the claimants' oncoming vehicle and collided with same causing the collision. However, the claimants has elected to receive payment for their damages through their insurance carrier.

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 More than Six Months Other Damages reasonable

City not involved Offer rejected Compromise settlement

Repair/replacement by Ins. Co. X 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 122800

Committee Action: Council Action

RCS# 2563  
1/16/01  
4:18 PM

Atlanta City Council

Regular Session

Claims

MULTIPLE

Unfavorable Items 9-33

01-R-0012	01-R-0023	ADOPT	
01-R-0013	01-R-0024		
01-R-0014	01-R-0025	YEAS:	13
01-R-0015	01-R-0026	NAYS:	0
01-R-0016	01-R-0027	ABSTENTIONS:	0
01-R-0017	01-R-0044	NOT VOTING:	3
01-R-0018	01-R-0045	EXCUSED:	0
	01-R-0047	ABSENT	0
01-R-0019	01-R-0048		
01-R-0020	01-R-0049		
01-R-0021	01-R-0050		
01-R-0022	01-R-0051	01-R-0052	

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

MULTIPLE