

Entered - 12-29-99 - sb  
CL - 99L0878 - GWENDOLYN BURNS

CLAIM OF: **ARNOLD R. DAILEY**  
through his attorney  
**Diane Morrell McLeod**  
31 West Congress Street  
Savannah, Georgia 31401

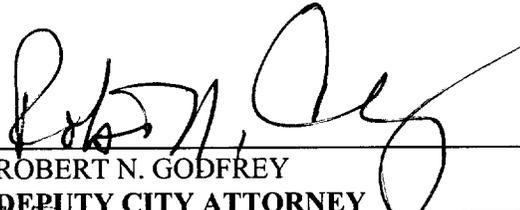
01-R-0256

For bodily injuries alleged to have been sustained as a result of an automobile accident on November 26, 1999 at Browns Mill Road and Springside Drive.

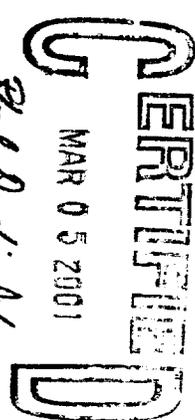
BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE:

**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 **ARNOLD R. DAILEY** through his attorney, **Diane Morrell McLeod** the sum of **\$1,000.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for bodily injuries alleged to have been sustained as a result of an automobile accident on November 26, 1999 at Browns Mill Road and Springside Drive as is more particularly set forth in the within claim; said sum taken from and charged to account 2H01/529017/T31001, Settlement of Suits and Claims, Department of Law.

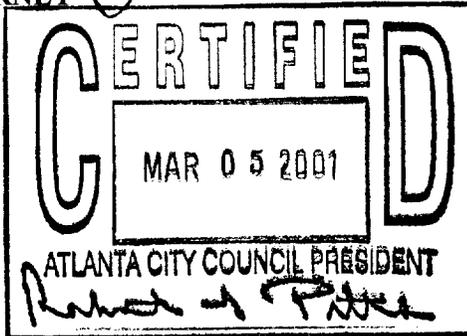
APPROVED: SUSAN PEASE LANGFORD  
CITY ATTORNEY

BY:   
ROBERT N. GODFREY  
DEPUTY CITY ATTORNEY

ADOPTED BY  
MAR 05 2001  
COUNCIL

  
MAR 05 2001  
*Renee D. Johnson*  
MUNICIPAL CLERK

FAVORABLE REPORT  
COM. P.S. & LA  
DATE 2/27/01  
CHM. C. T. Martin  
Michael Good  
Danny Slight  
Cela Henderson

  
ATLANTA CITY COUNCIL PRESIDENT  
*Robert W. Pitts*

APPROVED  
MAR 14 2001  
WITHOUT SIGNATURE  
BY OPERATION OF LAW



**MUNICIPAL CLERK  
ATLANTA, GEORGIA**

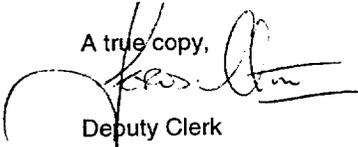
**01-R-0256**

**A RESOLUTION**

**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 **Arnold R. Dailey, through his, attorney, Diane M. McLeod** 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 an automobile accident on November 26, 1999 at Browns Mill Road and Springside Drive** 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 Clerk

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

March 5, 2001

March 14, 2001

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 99L0878

Date: February 14, 2001

Claimant /Victim ARNOLD DAILEY
BY: (Atty) (Ins. Co.) Diane Morrell McLeod, Attorney
Address: 31 West Congress Street, Suite 201A, Savannah, Georgia 31401
Subrogation: Claim for Property damage \$ Bodily Injury \$ 6,000.00
Date of Notice: 12/28/99 Method: Written, proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 11/26/99 Place: Brownsmill Road and Springside Drive
Department AVIATION Division:
Employee involved Darius West Disciplinary Action: 3-day suspension

NATURE OF CLAIM: Claimant sustained bodily injuries when the vehicle in which he traveled in was struck by a City vehicle that "failed to yield while entering a roadway". The City employee was cited for same.

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 X 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,

Gwendolyn Burns
INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ 1,000.00 Adverse Account charged: 1A01 2J01 2H01 X
Claims Manager: Concur/date 02-15-01
Committee Action: Council Action

RECEIVED DEC 21 1999

**LAW OFFICES OF TEE OKONKWO, P.C.**

TELEPHONE: (404) 222-0238  
TELECOPIER: (404) 681-5800  
E-MAIL: TEEOKONKWO@AOL.COM

960 MARTIN LUTHER KING, JR. DRIVE  
SUITE B  
ATLANTA, GEORGIA 30314

December 17, 1999

Cherry Butler, Adjuster  
City of Atlanta  
Claims Dept.  
68 Mitchell St.  
Suite 4100  
Atlanta, Georgia 30335

ENTERED - 12-29-99 -SB  
99L0878 - GWEN BURNS

BURNS  
12/28/99  
*[Signature]*

Certified Mail

Re: Notification of Claim Pursuant To  
O.C.G.A. Section 36-33-5, Notice of Legal  
Representation and Demand For Disclosure of  
Insurance Coverage Under The Official Code of  
Georgia Annotated Section 33-3-28(a)(2).

My injured client : Arnold R. Dailey  
Your insured driver : Darius West  
Date of wreck : 11/26/99

Dear Ms. Butler:

Please be advised that I have been hired to represent Arnold R. Dailey for his claims against your insured driver Darius West, for damages my client sustained in a car wreck on the 26<sup>th</sup> of November, 1999.

Any future communications to my client should be done through me.

Pursuant to O.C.G.A. 33-3-28(a)(2), you are hereby requested to provide to me within thirty(30) days of the date of this certified letter or by January 17, 2000, the following information regarding any insurance policy that may provide coverage for the claims asserted in this letter:

1. Each policy of insurance including excess or umbrella insurance;
2. Name of the insurer;
3. Name of each insured; and
4. Limits of coverage.

I look forward to receiving this information on your insurance policy coverage. Thank you for your help and cooperation in this case. I look forward to working with you.

Yours truly,



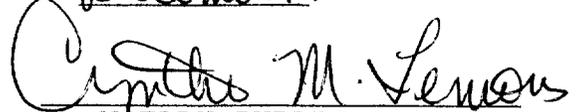
TEE OKONKWO

cc: Arnold R. Dailey

TO/cl

Sworn to and subscribed

before me this 17<sup>th</sup> day  
of December, 1999.

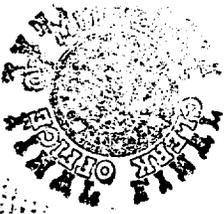


NOTARY PUBLIC

My commission expires:  
Notary Public, DeKalb County,  
Georgia  
My Commission Exp. June 03, 2002

01-R-0256

01-R-0256



RCS# 2689  
3/05/01  
6:36 PM

Atlanta City Council

Regular Session

CONSENT

Pages: 1 thru. 13

ADOPT

YEAS: 12  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 3  
EXCUSED: 0  
ABSENT 1

SEE ATTACHED LISTING OF  
ITEMS ADOPTED/ADVERSED  
ON CONSENT AGENDA

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

ITEM (S) REMOVED FROM  
CONSENT AGENDA  
01-O-0240  
01-R-0307  
01-R-0346

CONSENT

**ITEMS ADOPTED ON CONSENT  
AGENDA**

**ITEMS ADVERSED  
ON CONSENT AGENDA**

1. 01-O-0179
2. 01-O-0348
3. 00-O-1657
4. 01-O-0355
5. 01-O-0152
6. 01-R-0190
7. 01-R-0349
8. 01-R-0351
9. 01-R-0290
10. 01-R-0304
11. 01-R-0305
12. 01-R-0369
13. 01-R-0370
14. 01-R-0297
15. 01-R-0300
16. 01-R-0298
17. 01-R-0299
18. 01-R-0251
19. 01-R-0252
20. 01-R-0253
21. 01-R-0254
22. 01-R-0255
23. 01-R-0256
24. 01-R-0257
25. 01-R-0258
26. 01-R-0259
27. 01-R-0260
28. 01-R-0261
29. 01-R-0262
30. 01-R-0263
31. 01-R-0264
32. 01-R-0265
33. 01-R-0266
34. 01-R-0267
35. 01-R-0268
36. 01-R-0269
37. 01-R-0291
38. 01-R-0292

39. 01-R-0270
  40. 01-R-0271
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  47. 01-R-0278
  48. 01-R-0279
  49. 01-R-0280
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  58. 01-R-0289
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