

Entered - 04/18/01 - sb
CL01L0242 - DIANNE C. MITCHELL

CLAIM OF: **TALISHELIA TAYLOR**,
through her attorney,
Van Elgin Scott
142 Mitchell Street
Suite 200
Atlanta, Georgia 30303

01-R-0804

For damages alleged to have been sustained as a result of a vehicular
accident on March 30, 2001 at Cleveland Avenue and Interstate 75.

THIS ADVERSED REPORT IS APPROVED

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

ADVERSED BY
CITY COUNCIL JUN 04 2001

ADVERSE REPORT

COM *Public Safety*

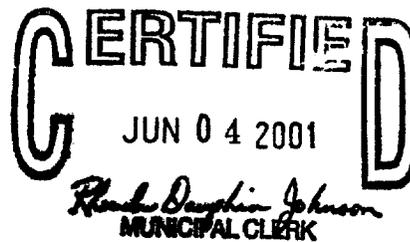
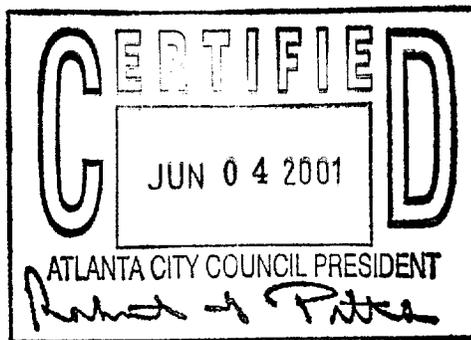
DATE *5/29/01*

CHM *C. T. [unclear]*

[Signature]

[Signature]

Clota [unclear]





CITY OF ATLANTA
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

June 19, 2001

Talishelia Taylor
c/o Attorney Van Elgin Scott
142 Mitchell Street
Suite 200
Atlanta, Georgia 30303

01-R-0804

Dear Ms. Taylor:

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 June 4, 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. 01L0242

Date: May 14, 2001

Claimant /Victim TALISHELIA TAYLOR
BY: (Atty) Van Elgin Scott
Address: 142 Mitchell Street, Suite 200, Atlanta, Georgia 30303
Subrogation: Claim for Property damage \$ Bodily Injury \$ Not Stated
Date of Notice: 04/18/01 Method: Written, proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 03/30/01 Place: Cleveland Avenue and Interstate 75
Department Police Division:
Employee involved Disciplinary Action:

NATURE OF CLAIM: The claimant alleges she was injured in a vehicular accident with the driver of a vehicle that was eluding police. The investigation determined that there was no negligence on the part of the City or its employees in causing this accident.

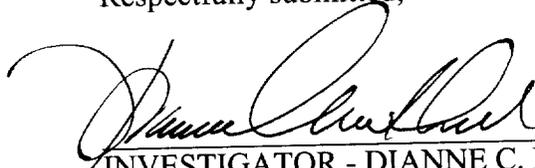
INVESTIGATION:

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 X Damages reasonable
City not involved Offer rejected Compromise settlement
Repair/replacement by Ins. Co. Repair/replacement by City Forces
Claimant Negligent City Negligent Joint Claim Abandoned

Respectfully submitted,


INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ Adverse X Account charged: 1A01 2J01 2H01
Claims Manager:  Concur/date 05-16-01
Committee Action: Council Action

Van Elgin Scott, Esq., P. C.
142 Mitchell Street-Suite 200
Atlanta, Georgia 30303

Telephone: (404) 521-0056
Telecopier: (404) 521-3002

April 13, 2001

Van Elgin Scott
Attorney At Law

Mitchell
04/18/01
DM

ENTERED - 4-18-01 - SB
01L0242 - DIANNE MITCHELL

VIA CERTIFIED MAIL RETURN RECEIPT REQUESTED #7099 3400 0008 7922 2275

City of Atlanta
c/o Susan Pease Langford, City Attorney
68 Mitchell Street, SW, Suite 4100
Law Department, Fourth Floor
Atlanta, Georgia 30335-0332

RE: Notice of Claim Against the City of Atlanta Pursuant to O.C.G.A. §36-11-1
Claimants: Talishelia Taylor
Della Sanders
Shynecia Taylor (a minor)
Shatorria Taylor (a minor)
Naterica Sanders (a minor)

Dear Ms. Langford:

Pursuant to O.C.G.A. § 36-11-1, you and the City of Atlanta are hereby given formal notice that the above-referenced claimants have suffered personal injuries arising out an incident, which occurred on or about Friday, March 30, 2001. The incident occurred on Cleveland Avenue at its intersection with Interstate 75/85 Southbound offramp, Atlanta, Fulton County, Georgia. My clients sustained injuries when the driver of a stolen vehicle, Jonathan Fenn, while being negligently pursued by City of Atlanta Police Department, sideswiped their vehicle.

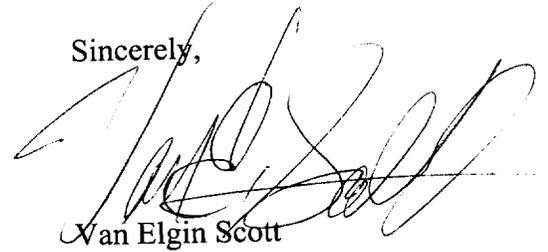
As consequence of Atlanta's negligence and disregard for my clients, they suffered various personal injuries and mental harm. For these and other damages, to be determined, my clients will seek compensation from the City of Atlanta and any other responsible parties.

Your office is hereby requested to not contact my client. If an interview is desired please make your request through my office. Once you have established a claim or file number

for this matter, please advise my office of this and any other related information.

Please contact me, if you have any questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read 'Van Elgin Scott', written over a horizontal dashed line.

Van Elgin Scott

VES/ctc

cc: Ms. Talishelia Taylor
Ms. Della Sanders
Ms. Claressa Pitts
Ms. Taketa Roberts

01- R-0804

RCS# 2912
6/04/01
2:56 PM

Atlanta City Council

Regular Session

CONSENT

Pages 1 thru 12

ADOPT

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

SEE ATTACHED LISTING OF
ITEMS ADOPTED/ADVERSED
ON CONSENT AGENDA

Unanimous

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

ITEM (S) REMOVED FROM
CONSENT AGENDA
01-O-0653
01-O-0663
01-O-0664
01-O-0835
01-R-0181
01-R-0851

CONSENT

**ITEMS ADOPTED ON
CONSENT AGENDA**

1. 01-O-0821
2. 01-O-0834
3. 01-O-0833
4. 01-O-0492
5. 01-O-0671
6. 01-O-0717
7. 01-O-0825
8. 01-O-0826
9. 01-O-0837
10. 01-R-0832
11. 01-R-0308
12. 01-R-0836
13. 01-R-0784
14. 01-R-0785
15. 01-R-0822
16. 01-R-0352
17. 01-R-0792
18. 01-R-0846
19. 01-R-0794
20. 01-R-0795

**ITEMS ADVERSED
ON CONSENT AGENDA**

21. 01-R-0796
 22. 01-R-0797
 23. 01-R-0798
 24. 01-R-0799
 25. 01-R-0800
 26. 01-R-0801
 27. 01-R-0802
 28. 01-R-0803
 29. 01-R-0804
 30. 01-R-0805
 31. 01-R-0806
 32. 01-R-0807
 33. 01-R-0808
 34. 01-R-0891
 35. 01-R-0810
 36. 01-R-0811
 37. 01-R-0812
 38. 01-R-0813
 39. 01-R-0814
 40. 01-R-0815
 41. 01-R-0816
 42. 01-R-0817
-