

01- R-0865

Entered - 12-28-00 - sb
CL - 01L0178 ALEXIS HOLMES

CLAIM OF: **ALLSTATE INDEMNITY COMPANY**
As Subrogee of
MIN SU SEO AND YEON SOOK KANG-SEO
805 Chatburn Lane
Duluth, Georgia 30097

For damages alleged to have been sustained as a result of a vehicular accident on September 9, 2000 at Pryor Street.

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 **Allstate Indemity Company as subrogee of Min Su Seo and Yeon Sook Kang-Seo** the sum of **\$2,000.00** 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 a vehicular accident on September 9, 2000 at Pryor Street** 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.

APPROVED: SUSAN PEASE LANGFORD
CITY ATTORNEY

BY: Rosalind Rubens Newell
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY

FAVORABLE REPORT

**PUBLIC SAFETY &
LEGAL ADMINISTRATION COMMITTEE**

DATE: 6/12/01

CHAIR: E. T. ...

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

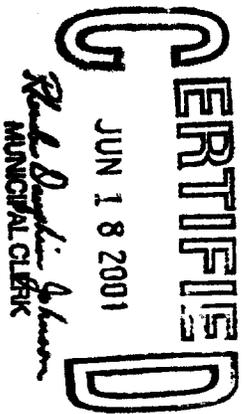
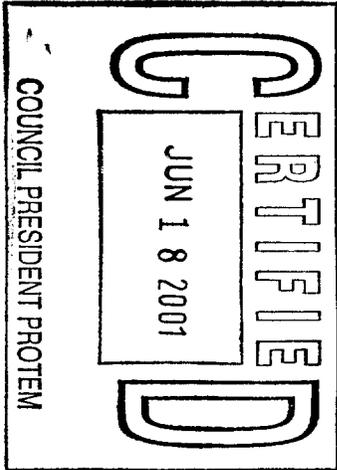
[Signature]

[Signature]

APPROVED

JUN 27 2001

WITHOUT SIGNATURE
BY OPERATION OF LAW



ADOPTED BY
JUN 18 2001
COUNCIL



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

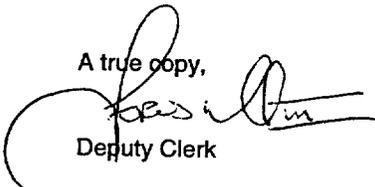
01-R-0865

A RESOLUTION

**BY: PUBLIC SAFETY & 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 Allstate Indemity Company as subrogee of Min Su Seo and Yeon Sook Kang?Seo the sum of \$2,000.00 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 a vehicular accident on September 9, 2000 at Pryor Street 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**

Jun 18, 2001

Jun 27, 2001

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0178

Date: 5/15/01

Claimant /Victim MIN SU SEO AND YEON SOOK KANG-SEO
(Atty) (Ins. Co.) Allstate Indemnity Company
Address: P.O. Box 168288, Irving Texas 75016
Subrogation: X Claim for Property damage \$ 2,130.87 Bodily Injury \$
Date of Notice: 12/28/00 Method: Written, Proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 9/9/00 Place: Pryor Street
Department Police Division
Employee involved D.L. Pitts Disciplinary Action: Oral Admonishment

NATURE OF CLAIM: The claimants' vehicle sustained damages when the driver of a City vehicle backed up and hit the front of their vehicle.

INVESTIGATION:

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

Respectfully submitted,

Alexis Holmes
INVESTIGATOR - ALEXIS HOLMES

RECOMMENDATION:

Pay \$ 2,000.00 Adverse Account charged: 1A01 X 2J01 2H01
Claims Manager: Concur/date 05-16-01
Committee Action: Council Action

Allstate®

Holmes
03/14/01
03/12/01

ALLSTATE INDEMNITY COMPANY
P.O. BOX 148288
IRVING TX 75016

(800) 374-4246

ENTERED - 3-15-01 - SB
01L0178 - ALEXIS HOLMES

CITY OF ATLANTA/ DEPT OF LAW
48 MITCHELL ST SW, #
ATLANTA GA 303350332

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,

SUBROGATION CLAIM REP

ALLSTATE INDEMNITY COMPANY

CRP:G

YOUR FILE NO. : 01L0027
YOUR INSURED : DAVID L BITTS
ADDRESS : 35 TRINITY AVE
ATLANTA GA 30335

OUR CLAIM NO. : 6953570851 ESD
OUR INSURED : MTN SU SEQ
LOSS DATE : 09/09/00

LOCATION :
UNK ST/UNK ST ATLANTA GA

AMOUNT OF LOSS: \$2,190.87

GENERAL RELEASE AND INDEMNIFICATION

CLAIM NUMBER 01L0173

\$ 2,000.00

IN CONSIDERATION of the sum of TWO THOUSAND AND 00/100
 DOLLARS, to be paid to me by the CITY OF ATLANTA, the future receipt of which is hereby acknowledged,
I do hereby, for myself, my heirs, executors, administrators, and assigns, release and forever discharge said City,
its officers and employees, including but not limited to David J. Pitts, from any and all **property damage**
claims, demands, actions, causes of action, suits, damages, loss and expenses, of whatsoever kind or nature for or
on account of anything that has heretofore occurred, and particularly for or on account of vehicular accident
which occurred on or about the 9th day of September, 2000
at or near Pryor Street

It is further understood and agreed that the payment of the above named sum is not to be considered as an
admission on the part of the City, its officers, agents, servants or employees, of any liability whatsoever and the
undersigned further covenants and agrees to indemnify and hold harmless the City of Atlanta, its officers, agents,
servants and employees, from any and all claims, damages or costs which the said City of Atlanta, its officers,
agents, servants and employees, may be called upon to make as a result of the event hereinbefore referred to.

And I now state that the only consideration for my signing this release and indemnification is the payment
of the sum stated above; that no other promise or agreement of any kind or nature has been made to or with me by
said City or its agents to cause me to sign this release, and that I fully understand the meaning and intent of this
instrument.

WITNESS my hand and seal this 20th day of May, 2001

Michelle Steele (LS)
ALLSTATE INDEMNITY COMPANY as subrogee of
MIN SU SEO AND YEON SOOK KANG-SEO

The above release was read and explained to, and signed by the said _____

_____ in my presence on the date above written.

Belinda - Allstate
[Signature]
WITNESSES

01- R -0865

RCS# 2946
6/18/01
1:53 PM

Atlanta City Council

Regular Session

CONSENT

Pages 1 thur 10

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	Y Martin	Y Emmons
Y Bond	Y Morris	Y Maddox	Y Alexander
Y Winslow	Y Muller	B Boazman	NV Pitts

ITEM (S) REMOVED FROM
CONSENT AGENDA
01-O-0878
01-O-0880
01-R-0733

CONSENT

06/18/01 Council Meeting

**ITEMS ADOPTED ON
CONSENT AGENDA**

1. 01-O-0850
2. 01-O-0873
3. 01-O-0893
4. 01-O-0879
5. 01-O-0310
6. 01-O-0313
7. 01-O-0657
8. 01-O-0824
9. 01-O-0875
10. 01-O-0877
11. 01-O-0884
12. 01-O-0788
13. 01-O-0789
14. 01-O-0790
15. 01-O-0791
16. 01-O-0876
17. 01-O-0887
18. 01-O-0888
19. 01-R-0882
20. 01-R-0892
21. 01-R-0870
22. 01-R-0181
23. 01-R-0853
24. 01-R-0854
25. 01-R-0858
26. 01-R-0874
27. 01-R-0881
28. 01-R-0856
29. 01-R-0863
30. 01-R-0865
31. 01-R-0866
32. 01-R-0867
33. 01-R-0908

**ITEMS ADVERSED
ON CONSENT AGENDA**

34. 01-R-0859
 35. 01-R-0860
 36. 01-R-0861
 37. 01-R-0862
 38. 01-R-0864
-