

Entered - 07/09/01 - sb  
CL01L0420 - DIANNE C. MITCHELL

01- R -1238

CLAIM OF: **STEVEN ARTHUR AND RITA H. DILLON**  
**381 Lake Clark Road**  
**Flovilla, Georgia 30216**

ADOPTED BY  
SEP 04 2001  
COUNCIL

For damages alleged to have been sustained as a result of a vehicular accident on May 26, 2001 at Interstate 75/85 and Central Avenue.

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 **STEVEN ARTHUR AND RITA H. DILLON** the sum of **\$1,837.04** 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 May 26, 2001 at Interstate 75/85 and Central Avenue 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

SEP 04 2001  
MUNICIPAL

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

APPROVED

SEP 13 2001

WITHOUT SIGNATURE  
BY OPERATION OF LAW

ATLANTA CITY COUNCIL PRESIDENT  
SEP 04 2001  
CERTIFIED

**FAVORABLE REPORT**

**PUBLIC SAFETY &**

**LEGAL ADMINISTRATION COMMITTEE**

DATE: SEP 04 2001

CHAIR: C. T. Martin

[Signature]

Clara Windsor

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_



**MUNICIPAL CLERK  
ATLANTA, GEORGIA**

**01-R-1238**

**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 **STEVEN ARTHUR AND RITA H. DILLON** the sum of **\$1,837.04** 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 **May 26, 2001** at **Interstate 75/85 and Central Avenue** 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,

*Rhonda Daughin Johnson*  
Municipal Clerk, CMC

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

SEP 04, 2001

SEP 13, 2001

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0420

Date: July 24, 2001

Claimant /Victim STEVEN ARTHUR AND RITA H. DILLON

BY: (Atty)(Ins. Co.) \_\_\_\_\_

Address: 381 Lake Clark Road, Flovilla, Georgia 30216

Subrogation: \_\_\_\_\_ Claim for Property damage \$ 1,837.04 Bodily Injury \$ \_\_\_\_\_

Date of Notice: 07/09/01 Method: Written, proper X Improper \_\_\_\_\_

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

Date of Occurrence 05/26/01 Place: Interstate 75/85 and Central Avenue

Department Police Division: \_\_\_\_\_

Employee involved P. R. Boyd Disciplinary Action: Oral Admonishment

NATURE OF CLAIM: The driver of the City vehicle rear ended the claimants' vehicle causing damages in the above amount.

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 \_\_\_\_\_ Damages reasonable X

City not involved \_\_\_\_\_ Offer rejected \_\_\_\_\_ Compromise settlement \_\_\_\_\_

Repair/replacement by Ins. Co. \_\_\_\_\_ Repair/replacement by City Forces \_\_\_\_\_

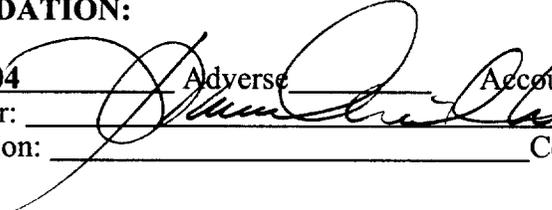
Claimant Negligent \_\_\_\_\_ City Negligent X Joint \_\_\_\_\_ Claim Abandoned \_\_\_\_\_

Respectfully submitted,

  
INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ 1,837.04 Adverse \_\_\_\_\_ Account charged: 1A01 X 2J01 \_\_\_\_\_ 2H01 \_\_\_\_\_

Claims Manager:  Concur/date 07-24-01

Committee Action: \_\_\_\_\_ Council Action \_\_\_\_\_

COUNCIL OF THE CITY OF ATLANTA  
MUNICIPAL CLERK  
City Hall  
55 Trinity Avenue, S.W.  
Atlanta, Georgia 30335

M. F. R. W.  
07/09/01  
RE: CLAIM FOR DAMAGES  
Today's Date: 6/20/01

ENTERED - 7-9-01 - SB  
0110420 - DIANNE MITCHELL

Dear Municipal Clerk:

This is to notify the City of Atlanta that I have suffered damages in the amount sum of \$ 1,837.04 property and/or \$ \_\_\_\_\_ bodily injury for which I contend the City is liable.

1. Date of incident: MAY 26, 2001 (month/day/ year) 2. Time of Incident: 10:49 3. Police called: INVOLVED  Yes  No
4. Location of incident (including street address): I-75/85 1000 FEET SOUTH OF CENTRAL AVE.
5. Name of your insurance company: THE TRAVELERS (PHOENIX) Policy No. 007468237
6. State what and how incident occurred: WHILE DRIVING NORTHBOUND, OFFICER RAMERIZ ON A MOTORCYCLE IN FRONT OF ME ABRUPTLY SLOWED DOWN. I SLOWED DOWN TO AVOID HITTING HIM. OFFICER BOYD IN A PATROL CAR HIT THE LEFT REAR OF MY VEHICLE. THE OFFICERS APPEARED TO HAVE BEEN DISTRACTED BY A THIRD OFFICER ATTEMPTING TO REMOVE A MATTRESS THAT FALLEN IN THE ROAD SOME DISTANCE AWAY.
7. ALL ESTIMATES AND DAMAGES ARE SUBJECT TO INSPECTION. THE MAKING OF FALSE CLAIMS WILL RESULT IN YOUR CLAIM BEING DENIED AND MAY RESULT IN CRIMINAL PROSECUTION!

8. The registered owner must make the claim for vehicle damages, complete the following and attach two (2) estimates of repair and proof of ownership of your vehicle (copy of the current tag receipt or title).

Your vehicle: 1998 FORD RANGER RITA DILLON  
(Make) (Year) (Tag Number) (Driver's Name)

City vehicle: FORD CROWN VIC. P. R. BOYD APD (HIT & RUN)  
(Make) (City Driver's Name) (Department/Bureau)

9. Witness: OFFICER G. P. RAMIREZ 1805 S. IND PKWY, ATL. GA  
(Name) (Address) (Telephone Number)  
404.269.3260

10. The acknowledgment of this claim in no way waives the Sovereign immunity of the City of Atlanta, as granted by State law, nor is it an admission of liability on behalf of the City of Atlanta and/or its employee(s).

11. This claim should be mailed immediately to the address shown above.

I HEREBY SWEAR OR AFFIRM THAT THE ABOVE INFORMATION IS TRUE AND CORRECT.

Rita H. Dillon  
Signature of Claimant

RITA H. DILLON  
(Print Claimant's Name)  
381 LAKE CLARK RD  
(Address)  
FLOVILLA GA 30216  
(City, State and Zip Code)  
770.389.7065 770.775.4155  
(Work Number) (Home Number)

01- R-1238

RCS# 3092  
9/04/01  
3:36 PM

Atlanta City Council

Regular Session

MULTIPLE                      Public Safety Consent Agenda except #15  
1238

ADOPT

YEAS: 15  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 1  
EXCUSED: 0  
ABSENT 0

Y 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	Y Boazman	NV Pitts

MULTIPLE