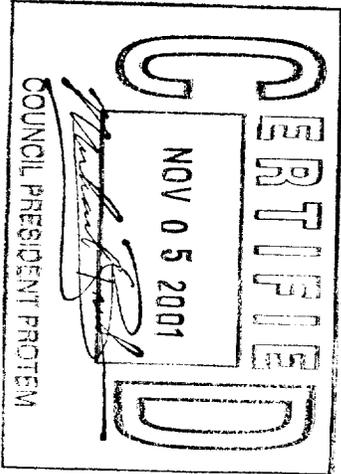


Entered - 10/01/01 - sb  
CL01L0602 - DIANNE C. MITCHELL

CLAIM OF: **SHAMAYA DIANE SKINNER,**  
through her attorney,  
**Lawrence J. Zimmerman**  
142 Park Square  
Suite H  
Marietta, Georgia 30060

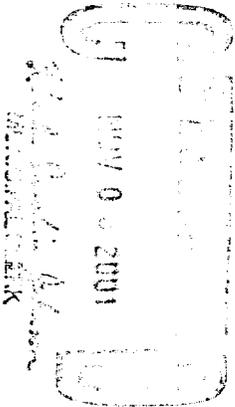
01-*R*-1757



For damages alleged to have been sustained as a result of civil rights violations during an arrest on March 30, 2001 at 225 Pharr Road, NE.

THIS ADVERSED REPORT IS APPROVED

BY: Rosalind Rubens Newell  
ROSALIND RUBENS NEWELL  
DEPUTY CITY ATTORNEY



05 2001

**ADVERSE REPORT**

COMM: Public Safety - Dept. Adm.

DATE: 10/30/01

CHAIR: C. Zimmerman

C. Zimmerman

Darryl Alford

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

CORRECTED COPY



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

November 13, 2001

Lawrence J. Zimmerman  
Attorney at Law  
142 Park Square  
Suite H  
Marietta, Georgia 30060

01-R-1757

RE: Shamaya Diane Skinner

Dear Attorney Zimmerman:

I sincerely regret that your client has been adversely affected by the circumstances raised in his/her 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 client's claim at its regular meeting on November 05, 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.

Yours very truly,

Rhonda Dauphin Johnson, CMC  
Municipal Clerk

cc: Claims Division/Law Department

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0602

Date: October 11, 2001

Claimant /Victim SHAMAYA DIANE SKINNER

BY: (Atty) Lawrence J. Zimmerman

Address: 142 S. Park Square, Suite H, Marietta, Georgia 30060

Subrogation:          Claim for Property damage \$          Bodily Injury \$ Not Stated

Date of Notice: 09/20/01 Method: Written, proper X Improper         

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

Date of Occurrence 03/20/01 Place: 225 Pharr Road, NE

Department Police Division:         

Employee involved Vincent Amerena Disciplinary Action: Not Action Taken

NATURE OF CLAIM: The claimant alleges that her civil rights were violated when she was arrested. An investigation conducted by the Department of Police, Office of Professional Standards exonerated the officer of the allegations made by the claimant. Furthermore the City is immune from liability as set forth in O.C.G.A. §36-33-3.

INVESTIGATION:

Statements: City employee          Claimant          Others          Written          Oral         

Pictures          Diagrams          Reports: Police X Dept Report X Other         

Traffic citations issued: City Driver          Claimant Driver         

Citation disposition: City Driver          Claimant Driver         

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial         

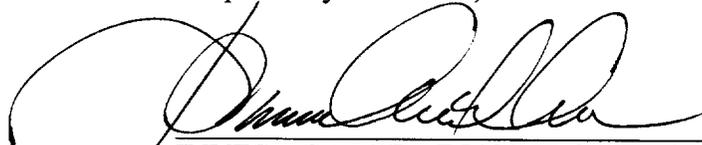
Improper Notice          More than Six Months          Other X Damages reasonable         

City not involved          Offer rejected          Compromise settlement         

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: [Signature] Concur/date 10-11-01

Committee Action:          Council Action

RCS# 3222  
11/05/01  
3:31 PM

Atlanta City Council

Regular Session

CONSENT

Pages 1 through 15

SEE ATTACHED LISTING OF  
ITEMS ADOPTED/ADVERSED  
ON CONSENT AGENDA

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

ITEM (S) REMOVED FROM  
CONSENT AGENDA  
01-O-1591  
01-O-1696  
01-O-1698  
01-O-1712  
01-R-1595  
01-R-1786  
01-R-1793

CONSENT

**11/05/01 Council Meeting**

**ITEMS ADOPTED ON  
CONSENT AGENDA**

1. 01-O-1703
2. 01-O-1671
3. 01-O-1664
4. 01-R-1667
5. 01-R-1729
6. 01-R-1745
7. 01-R-1777
8. 00-R-0820
9. 01-R-1682
10. 01-R-1782
11. 01-R-1706
12. 01-R-1708
13. 01-R-1709
14. 01-R-1730
15. 01-R-1746
16. 01-R-1791
17. 01-R-1748
18. 01-R-1749
19. 01-R-1750
20. 01-R-1751
21. 01-R-1752
22. 01-R-1753
23. 01-R-1754
24. 01-R-1755
25. 01-R-1756

**ITEMS ADVERSED ON  
CONSENT AGENDA**

26. 01-R-1757
27. 01-R-1758
28. 01-R-1759
29. 01-R-1760
30. 01-R-1761
31. 01-R-1762
32. 01-R-1763
33. 01-R-1764
34. 01-R-1765
35. 01-R-1766
36. 01-R-1767
37. 01-R-1768
38. 01-R-1769
39. 01-R-1770
40. 01-R-1771
41. 01-R-1772
42. 01-R-1773
43. 01-R-1774
44. 01-R-1775
45. 01-R-1776