

Entered - 9-22-00 - sb  
CL 00L0586- GWENDOLYN BURNS

CLAIM OF: **SALLY FRANKS**  
**through her attorney,**  
**Daniel Shim,**  
**MORRIS, LOBER & DOBSON, LLC**  
One Park Towers, Suite 2580  
34 Peachtree Street, NW  
Atlanta, Georgia 30303

01-R-1816

ADOPTED BY  
NOV 19 2001  
COUNCIL

For bodily injuries alleged to have been sustained as a result of an automobile accident on May 31, 2000 at the intersection of Jonesboro Road, SE & School Drive, SE.

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 **SALLY FRANKS, through his attorney, Daniel Shim, MORRIS, LOBER & DOBSON, LLC** 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 May 31, 2000 at the intersection of Jonesboro Road, SE & School Drive, SE. 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**

COMM: \_\_\_\_\_

DATE NOV 19 2001

CHAR *C. Timms*

*Cleta Haislan*

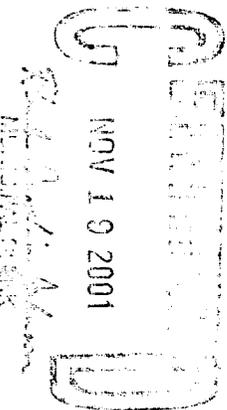
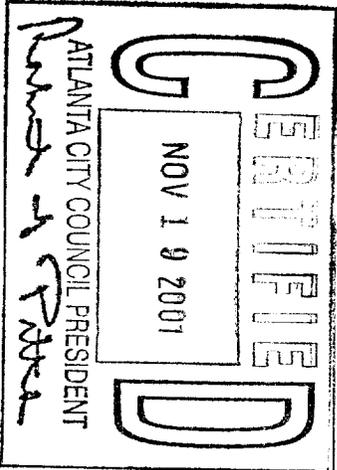
*Shun*

*W. J.*

APPROVED

NOV 28 2001

WITHOUT SIGNATURE  
BY OPERATION OF LAW



**MUNICIPAL CLERK  
ATLANTA, GEORGIA**

**01-R-1816**

**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 **Sally Franks, through her attorney Daniel Shim** to 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 May 31, 2000 at the intersection of Jonesboro Road, SE & School Drive, SE** 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,

  
Municipal Clerk, CMC

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

NOV 19, 2001

NOV 28, 2001

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 00L0586

Date: October 30, 2001

Claimant /Victim SALLY FRANKS
BY: (Atty) (Ins. Co.) Daniel Shim, Esq., MORRISS, LOBER & DOBSON, LLC
Address: One Park Tower, 34 Peachtree Street, NW, Suite 2580, Atlanta, Georgia 30303
Subrogation: Claim for Property damage \$ Bodily Injury \$ 35,342.06
Date of Notice: 9/20/00 Method: Written, Proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 5/31/00 Place: Jonesboro Road & School Drive
Department POLICE Division
Employee involved Berry Dampier, Jr. Disciplinary Action: Oral Admonishment

NATURE OF CLAIM: Claimant sustained extensive bodily injuries when the vehicle in which she traveled in was struck by a police vehicle that "failed to yield when entering an intersection" while responding to an emergency call. The city driver 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 X Claimant Driver X
Citation disposition: City Driver 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,

[Signature]
INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ 1,000.00 Adverse Account charged: 1A01 X 2J01 2H01
Claims Manager: [Signature] Concur/date 10-31-01
Committee Action: Council Action

Atlanta City Council

Regular Session

- 01-R-1809
- 01-R-1810
- 01-R-1811
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- 01-R-1823
- 01-R-1824
- 01-R-1825
- 01-R-1852
- 01-R-1854

MULTIPLE

Favorable Claims; Public Safety Items  
1 through 18  
ADOPT

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

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

MULTIPLE