

ADVERSED BY  
CITY COUNCIL

JAN 22, 2002

Entered - 10/24/00 - sb  
CL00L0639 - DIANNE C. MITCHELL

CLAIM OF: CELIA SLAUGHTER,  
through her attorney,  
E. Earle Burke  
1720 Peachtree Street, NW  
Suite 470, Souther Tower  
Atlanta, Georgia 30309

02- R -0015

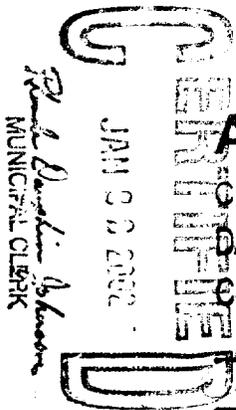


For damages alleged to have been sustained as a result of a vehicular  
accident on August 30, 2000 at 3835 Campbellton Road.

THIS ADVERSED REPORT IS APPROVED

BY: Rosalind R Newell  
ROSALIND RUBENS NEWELL  
DEPUTY CITY ATTORNEY

CONSENT AGENDA



ADVERSE REPORT

COMM: P. S. L. A.  
DATE: 1-15-02  
CHAIR: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



## 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

January 29, 2002

E. Earle Burke  
Attorney at Law  
1720 Peachtree Street, NW  
Suite 470 Souther Tower  
Atlanta, GA 30309

02-R-0015

RE: Celia Slaughter

Dear Attorney Burke:

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 January 22, 2002. 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. 00L0639

Date: September 5, 2001

Claimant /Victim CELIA SLAUGHTER  
BY: (Atty) E. Earle Burke  
Address: 1720 Peachtree Street, NW, Suite 470, South Tower, Atlanta, Georgia 30309  
Subrogation: Claim for Property damage \$ Bodily Injury \$ 1,096.48 +  
Date of Notice: 10/13/00 Method: Written, proper X Improper           
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X  
Date of Occurrence 08/30/00 Place: 3835 Campbellton Road  
Department Police Division:           
Employee involved Sgt. P. G. Brooks Disciplinary Action: Written Reprimand

NATURE OF CLAIM: The driver of the City vehicle rear ended the claimant's stopped vehicle causing damages in the above amount. However, the claimant has rejected the City's settlement offer.

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         

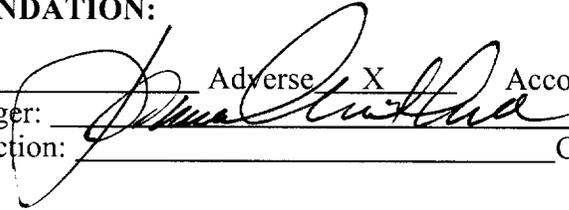
BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial           
Improper Notice          More than Six Months          Other          Damages reasonable           
City not involved          Offer rejected X 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 \$          Adverse X Account charged: 1A01          2J01          2H01           
Claims Manager:  Concur/date 12-05-01  
Committee Action:          Council Action

RCS# 3405  
1/22/02  
1:28 PM

Atlanta City Council

Regular Session

CONSENT

Pages: 1 through 9

ADOPT

**SEE ATTACHED LISTING OF  
ITEMS ADOPTED/ADVERSED  
ON CONSENT AGENDA**

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

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	Y Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Boazman	NV Woolard

CONSENT

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**01/22/02 Council Meeting**

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**ITEMS ADOPTED ON  
CONSENT AGENDA**

1. 02-O-0085
2. 02-R-0003
3. 02-R-0007
4. 02-R-0008
5. 02-R-0009
6. 02-R-0036
7. 02-R-0038
8. 02-R-0010
9. 02-R-0031
10. 02-R-0032
11. 02-R-0033
12. 02-R-0034
13. 02-R-0094
14. 02-R-0095
15. 02-R-0096
16. 02-R-0097

**ITEMS ADVERSED ON  
CONSENT AGENDA**

17. 02-R-0011
  18. 02-R-0012
  19. 02-R-0013
  20. 02-R-0014
  21. 02-R-0015
  22. 02-R-0016
  23. 02-R-0017
  24. 02-R-0018
  25. 02-R-0019
  26. 02-R-0020
  27. 02-R-0021
  28. 02-R-0022
  29. 02-R-0023
  30. 02-R-0024
  31. 02-R-0025
  32. 02-R-0026
  33. 02-R-0027
  34. 02-R-0028
  35. 02-R-0029
  36. 02-R-0030
  37. 02-R-0098
  38. 02-R-0099
  39. 02-R-0100
  40. 02-R-0101
  41. 02-R-0102
  42. 02-R-0103
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