

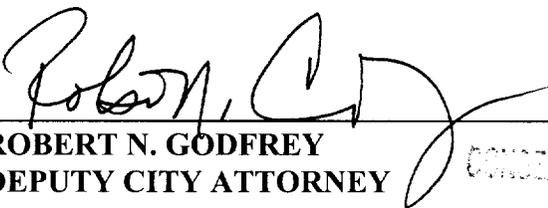
Entered - 09/20/01 - sb
CL01L0589 - DIANNE C. MITCHELL

CLAIM OF: **CLARA HORAJ,**
through her attorney,
Patrick J. Walsh
440 Main Street
Ridgefield, Connecticut 06877

02- R -0301

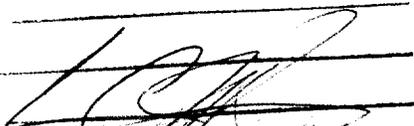
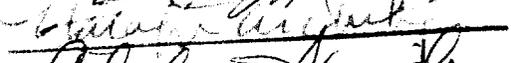
For damages alleged to have been sustained as a result of personal injuries due to a fall at the Atlanta Airport on March 14, 2001.

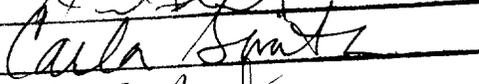
THIS ADVERSED REPORT IS APPROVED

BY: 
ROBERT N. GODFREY
DEPUTY CITY ATTORNEY

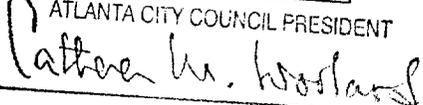
CONSENT AGENDA

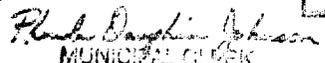
ADVERSE REPORT

COMM _____
DATE _____
CHAIR 






CERTIFIED
MAR 04 2002
ATLANTA CITY COUNCIL PRESIDENT


CERTIFIED
MAR 04 2002

MUNICIPAL CLERK

ADVERSED
CITY COUNCIL MAR 04 2002



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

March 14, 2002

Patrick J. Walsh
Attorney at Law
440 Main Street
Ridgefield, Connecticut 06877

02-R-0301

RE: Clara Horaj

Dear Attorney Walsh:

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 March 4, 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. 01L0589

Date: February 4, 2002

Claimant /Victim CLARA HORAJ
BY: (Atty) Patrick J. Walsh
Address: 440 Main Street, Ridgefield, Connecticut 06877
Subrogation: Claim for Property damage \$ Bodily Injury \$ Not Stated
Date of Notice: 09/10/01 Method: Written, proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 03/14/01 Place: Atlanta Airport
Department Aviation Division:
Employee involved Disciplinary Action:

NATURE OF CLAIM: The claimant alleges she was injured when she fell in the jetway when she was exiting a Delta flight. The area where this incident occurred is in an area that is the exclusive responsibility of Delta. The claim has been forwarded to Delta for handling and the claimant's attorney has been advised of same.

INVESTIGATION:

Statements: City employee Claimant Others X Written Oral X
Pictures Diagrams Reports: Police Dept Report Other
Traffic citations issued: City Driver Claimant Driver
Citation disposition: City Driver Claimant Driver

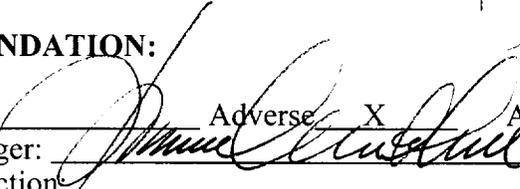
BASIS OF RECOMMENDATION:

Function: Governmental Ministerial
Improper Notice More than Six Months Other Damages reasonable
City not involved X 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:  Concur/date 02-06-02
Committee Action: Council Action

RCS# 3550
3/04/02
1:31 PM

Atlanta City Council

Regular Session

CONSENT I

Pgs.1-12;Except02-R-0348;02-R-0350;0380
02-R-0387;02-R-0347;02-O-0364;02-O-0249

ADOPT

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

SEE ATTACHED LISTING OF
ITEMS ADOPTED/ADVERSED
ON CONSENT AGENDA

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

ITEM (S) REMOVED FROM
CONSENT AGENDA
02-O-0364
02-O-0380
02-O-0249

CONSENT I

**ITEMS ADOPTED
ON CONSENT
AGENDA**

- 1. 02-O-0370
- 2. 02-O-0155
- 3. 02-O-0200
- 4. 02-O-0243
- 5. 02-O-0374
- 6. 02-O-0371
- 7. 02-O-0372
- 8. 02-R-0348
- 9. 02-R-0350
- 10. 02-R-0387
- 11. 02-R-0199
- 12. 02-R-0209
- 13. 02-R-0353
- 14. 02-R-0367
- 15. 02-R-0383
- 16. 02-R-0386
- 17. 02-R-0327
- 18. 02-R-0328
- 19. 02-R-0329
- 20. 02-R-0330
- 21. 02-R-0331
- 22. 02-R-0333
- 23. 02-R-0334
- 24. 02-R-0339
- 25. 02-R-0325
- 26. 02-R-0326
- 27. 02-R-0345

**ITEMS ADOPTED
ON CONSENT
AGENDA**

- 28. 02-R-0203
- 29. 02-R-0365
- 30. 02-R-0315
- 31. 02-R-0316
- 32. 02-R-0317
- 33. 02-R-0318
- 34. 02-R-0319
- 35. 02-R-0320
- 36. 02-R-0321
- 37. 02-R-0322
- 38. 02-R-0323
- 39. 02-R-0284
- 40. 02-R-0285
- 41. 02-R-0286
- 42. 02-R-0287

**ITEMS ADVERSED
ON CONSENT
AGENDA**

- 43. 02-R-0288
- 44. 02-R-0289
- 45. 02-R-0290
- 46. 02-R-0291
- 47. 02-R-0292
- 48. 02-R-0293
- 49. 02-R-0294
- 50. 02-R-0295
- 51. 02-R-0296
- 52. 02-R-0297
- 53. 02-R-0298
- 54. 02-R-0299
- 55. 02-R-0301
- 56. 02-R-0302
- 57. 02-R-0303
- 58. 02-R-0304
- 59. 02-R-0305
- 60. 02-R-0306
- 61. 02-R-0307
- 62. 02-R-0308
- 63. 02-R-0309
- 64. 02-R-0310
- 65. 02-R-0311
- 66. 02-R-0312
- 67. 02-R-0313
- 68. 02-R-0314