

ADOPTED BY
JUN 03 2002
COUNCIL

Entered - 10-26-01 sb
CL - 01L0682 - ALEXIS HOLMES

02-*R*-0919

CLAIM OF: **USAA CASUALTY INSURANCE COMPANY**
AS SUBROGEE FOR
SHELLEY S. SAWYER
9800 Fredericksburg Road
San Antonio, TX 78288

For vehicular damages alleged to have been sustained as a result of driving over an unsecured sewer construction site on September 13, 2001 at 455 Peachtree Battle Avenue, NE.

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 **USAA CASUALTY INSURANCE COMPANY AS SUBROGEE FOR SHELLEY S. SAWYER** the sum of \$675.62 in full settlement and satisfaction of all claims, past, present and future, of every kind and character **for vehicular damages alleged to have been sustained as a result of driving over an unsecured sewer construction site on September 13, 2001 at 455 Peachtree Battle Avenue, NE** as is more particularly set forth in the within claim; said sum taken from and charged to account **2J01/529017/T31001**, Settlement of Suits and Claims, Department of Law.

CONSENT AGENDA

APPROVED: ROSALIND RUBENS NEWELL
INTERIM CITY ATTORNEY

BY: *Robert N. Godfrey*
ROBERT N. GODFREY
DEPUTY CITY ATTORNEY

FAVORABLE REPORT

COMM: *Public Safety*

DATE: *5/28/02*

CHAIR: *Natasha...*

C. T. Martin

Chela...

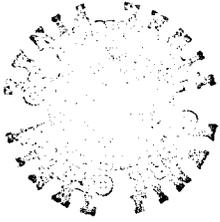
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...

Marky Franklin
JUN 10 2002
MAYOR

CERTIFIED
JUN 03 2002
Rosalind Rubens Newell
MUNICIPAL CLERK

CERTIFIED
JUN 03 2002
ATLANTA CITY COUNCIL PRESIDENT
Patricia W. Hesterland



MUNICIPAL CLERK
ATLANTA, GEORGIA

CORRECTED COPY

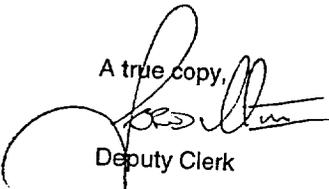
02-R-0919

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 **USAA Casualty Insurance Company as subrogee for Shelley S. Sawyer** in the sum of **\$675.62** 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 **driving over an unsecured sewer construction site on September 13, 2001 at 455 Peachtree Battle Avenue, NE** as is more particularly set forth in the within claim; said sum taken from and charged to Account 2J01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy,


Deputy Clerk

ADOPTED by the Council
APPROVED by the Mayor

JUN 03, 2002
JUN 10, 2002

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0682

Date: 05/13/02

Claimant /Victim: SHELLEY S. SAWYER
BY: (Atty)(Ins.) USAA CASUALTY INSURANCE COMPANY AS SUBROGEE
Address: 9800 Fredericksburg Road, San Antonio, TX 78288
Subrogation: X Claim for Property damage \$ 675.62 Bodily Injury \$
Date of Notice: 10-18-01 Method: Written, proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 09/13/01 Place: 455 Peachtree Battle Avenue, NE
Department Public Works Division: Sewer Operations
Employee involved Disciplinary Action:

NATURE OF CLAIM: The claimant sustained damages to his vehicle after driving over an improperly secured City sewer construction site in the roadway.

INVESTIGATION:

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

BASIS OF RECOMMENDATION:

Function: Governmental Ministerial X
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,

Alexis Holmes
INVESTIGATOR - ALEXIS HOLMES

RECOMMENDATION:

Pay \$ 126.71 Adverse Account charged: 1A01 2J01 X 2H01
Claims Manager: Concur/date 05 15 02
Committee Action: Council Action

RCS# 3776
6/03/02
2:19 PM

Atlanta City Council

Regular Session

CONSENT I Pgs. 1-14; Except 02-R-0974; 02-O-0952

ADOPT

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 1

SEE ATTACHED LISTING OF
ITEMS ADOPTED/ADVERSED
ON CONSENT AGENDA

Y Smith	Y Archibong	Y Moore	Y Mitchell
B 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-0952

**06/03/02 Council
Meeting**

**ITEMS ADOPTED ON
CONSENT AGENDA**

**ITEMS ADOPTED ON
CONSENT AGENDA**

**ITEMS
ADVERSED
ON CONSENT
AGENDA**

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3. 02-O-0694	36. 02-R-0896	59. 02-R-0926
4. 02-O-0854	37. 02-R-0897	60. 02-R-0927
5. 02-O-0709	38. 02-R-0898	61. 02-R-0928
6. 02-O-0710	39. 02-R-0903	62. 02-R-0929
7. 02-O-0711	40. 02-R-0950	63. 02-R-0930
8. 02-O-0712	41. 02-R-0968	64. 02-R-0931
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17. 02-O-0722	50. 02-R-0917	73. 02-R-0940
18. 02-O-0959	51. 02-R-0918	74. 02-R-0941
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24. 02-O-0961		80. 02-R-0947
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26. 02-R-0948		
27. 02-R-0949		
28. 02-R-0905		
29. 02-R-0906		
30. 02-R-0904		
31. 02-R-0954		
32. 02-R-0974		
33. 02-R-0801		
