

Entered - 03-20-02- sb  
CL 02L0242 - ALEXIS HOLMES

CLAIM OF: **DONALD L. EBERHART**  
1955 La Dawn Lane  
Apartment I-4  
Atlanta, Georgia 30318

02-*R*-1125

For vehicular damages alleged to have been sustained as a result of a vehicle accident on February 20, 2002 at 1721 Browning Street, SW.

**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 **DONALD L. EBERHART** the sum of **\$1,304.96** 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 a vehicle accident on February 20, 2002 at 1721 Browning Street, SW 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.

APPROVED: ROSALIND RUBENS NEWELL  
INTERIM CITY ATTORNEY

BY: *Rosalind Rubens Newell*  
ROBERT N. GODFREY  
DEPUTY CITY ATTORNEY

**FAVORABLE REPORT**

COMM: P.S.L.A  
DATE: JUN 25 2002  
CHAIR: *[Signature]*  
*[Signature]*  
*[Signature]*  
*[Signature]*  
*[Signature]*  
*[Signature]*

APPROVED: *Shirley Franklin*  
- 9 2002  
MAYOR

CONSENT AGENDA

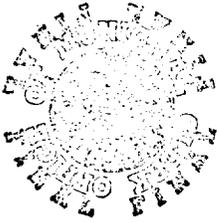
ADOPTED BY

JUL 01 2002

COUNCIL

**CERTIFIED**  
JUL 01 2002  
ATLANTA CITY COUNCIL PRESIDENT  
*Catherine W. Woodard*

**CERTIFIED**  
JUL 01 2002  
*Rosalind Rubens Newell*  
MUNICIPAL CLERK



**MUNICIPAL CLERK  
ATLANTA, GEORGIA**

**02-R-1125**

**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 **Donald L. Eberhart** in the sum of **\$1,304.96** 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 a **vehicle accident on February 20, 2002 at 1721 Browning Street, SW** 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,

*Thonda Daughton Johnson*  
Municipal Clerk, CMC

**ADOPTED by the Council  
APPROVED by the Mayor**

JULY 01, 2002  
JULY 09, 2002

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 02L0242

Date: 06/10/02

Claimant /Victim DONALD L. EBERHART

BY: (Atty)(Ins.)

Address: 1955 La-Dawn Lane, NW Apartment I-4 Atlanta, Georgia 30318

Subrogation: Claim for Property damage \$ 1,304.96 Bodily Injury \$

Date of Notice: 03/18/02 Method: Written, proper X Improper

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

Date of Occurrence 02/20/02 Place: 1721 Browning Street

Department Public Works Division: Sewer Operations

Employee involved Andre' Hunt Disciplinary Action: Pending

NATURE OF CLAIM: The claimant sustained vehicular damages when the driver of a City of Atlanta vehicle backed up into the claimant's vehicle causing damages in the above amount.

INVESTIGATION:

Statements: City employee Claimant X Other Written X Oral

Pictures Diagrams X Reports: Police X Dept Report Other

Traffic citations issued: City Driver X Claimant Driver

Citation disposition: City Driver Pending Claimant Driver

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial

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 X City Negligent Joint Claim Abandoned

Respectfully submitted,

Alexis Holmes
INVESTIGATOR - ALEXIS HOLMES

RECOMMENDATION:

Pay \$ 1,304.96 Adverse Account charged: 1A01 2J01 X 2H01

Claims Manager: Concur/date 06-12-02

Committee Action: Council Action



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**07/01/02 Council  
Meeting**

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**ITEMS ADOPTED ON  
CONSENT AGENDA**

**ITEMS ADOPTED ON  
CONSENT AGENDA**

**ITEMS  
ADVERSED  
ON CONSENT  
AGENDA**

1. 02-O-0718
2. 02-O-1021
3. 02-O-1022
4. 02-O-1119
5. 02-O-1142
6. 02-O-0602
7. 02-O-1013
8. 02-O-1148
9. 02-O-0864
10. 02-O-1017
11. 02-O-1020
12. 02-R-1143
13. 02-R-1104
14. 02-R-1120
15. 02-R-1121
16. 02-R-1122
17. 02-R-0470
18. 02-R-0810
19. 02-R-1182
20. 02-R-1118
21. 02-R-1146
22. 02-R-1177
23. 02-R-1179
24. 02-R-1101
25. 02-R-1102
26. 02-R-1103
27. 02-R-1145
28. 02-R-1134
29. 02-R-1135
30. 02-R-1136
31. 02-R-1176
32. 02-R-1072
33. 02-R-1073

34. 02-R-1074
35. 02-R-1075
36. 02-R-1124
37. 02-R-1125
38. 02-R-1126

39. 02-R-1076
  40. 02-R-1077
  41. 02-R-1078
  42. 02-R-1079
  43. 02-R-1080
  44. 02-R-1081
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  64. 02-R-1128
  65. 02-R-1129
  66. 02-R-1130
  67. 02-R-1131
  68. 02-R-1132
  69. 02-R-1133
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