

02-R-1132

Entered - 12-21-01 - sb  
CL 01L0800 - ALEXIS HOLMES

CLAIM OF: **ANDREA OWENS**  
750 Forest Crossing Drive  
Atlanta, Georgia 30331

For damages alleged to have been sustained as a result of a vehicle  
incident on December 1, 2001 at 3010 Campbellton Road, SW

THIS ADVERSE REPORT IS APPROVED

BY: Rosalind Rubens Newell  
ROSALIND RUBENS NEWELL  
INTERIM CITY ATTORNEY

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

**ADVERSE REPORT**

COMM: P.S. + L.A.

DATE: JUN 25 2002

CHAIR: [Signature]

[Signature]

[Signature]

[Signature]

[Signature]

CERTIFIED  
JUL 01 2002  
Paula Daphnia Johnson  
MEMORIAL CLERK

ADVERSED BY  
CITY COUNCIL JUL 01



## 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

July 15, 2002

Andrea Owens  
750 Forest Crossing Dr.  
Atlanta, Georgia 30331

02-R-1132

Dear Ms. Owens:

I sincerely regret that you have been adversely affected by the circumstances raised in your 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 claim at its regular meeting on July 1, 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.

Sincerely,

Rhonda Dauphin Johnson, CMC  
Municipal Clerk

cc: Claims Division/Law Department

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0800

Date: 06/12/02

Claimant /Victim ANDREA OWENS

BY: (Atty)

Address: 750 Forest Crossing Drive Atlanta, Georgia 30331

Subrogation: Claim for Property damage \$ 1,330.00 Bodily Injury \$

Date of Notice: 12/17/01 Method: Written, proper X Improper

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

Date of Occurrence 12/01/01 Place: 3010 Campbellton Road, SW

Department Division:

Employee involved Disciplinary Action

NATURE OF CLAIM: The claimant alleges that she sustained vehicle damages when drove into the entrance driveway of her job. The investigation determined that a private contractor, the Lion's Group Construction Company, is responsible for the damages to the claimant's vehicle and not the City. The claim has been forwarded to the Lion's Group Construction Company and the claimant has been advised to pursue her claim with the Lion's Group Construction Company.

INVESTIGATION:

Statements: City employee Claimant X Other Written Oral

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,

Alexis Holmes
INVESTIGATOR - ALEXIS HOLMES

RECOMMENDATION:

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

Claims Manager Concur/date 06-13-02

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
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  41. 02-R-1078
  42. 02-R-1079
  43. 02-R-1080
  44. 02-R-1081
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  62. 02-R-1099
  63. 02-R-1127
  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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