

02-*R*-1308

Entered - 06-04-02 - sb
CL 02L402 - ALEXIS HOLMES

Catherine W. Hoofnards
ATLANTA CITY COUNCIL PRESIDENT
CERTIFIED
AUG 19 2002

CLAIM OF: **BEVERLY PITTS BONNER AND
WILLIE PITTS**
737 Ponce de Leon
Macon, Georgia 31206

For vehicular damages sustained as a result of a vehicle accident
on April 20, 2002 at 2237 Cascade Road.

THIS ADVERSE REPORT IS APPROVED

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

Rodney B. ...
MUNICIPAL CLERK
CERTIFIED
AUG 19 2002

ADVERSE REPORT
CITY COUNCIL AUG 19 2002

ADVERSE REPORT

COMM: *P.S.L.A.*
DATE: *7/30/02*
CITY CLERK: *C. T. ...*
Natalie ...
...
Carla ...



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

August 20, 2002

Beverly Pitts Bonner and
Willie Pitts
737 Ponce de Leon
Macon, Georgia 31206

02-R-1308

Dear Ms. Bonner & Mr. Pitts:

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 August 19, 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. 02L0402

Date: 07/17/02

Claimant /Victim BEVERLY PITTS BONNER AND WILLIE PITTS

BY: (Atty)

Address: 737 Ponce de Leon Avenue, Macon Georgia 31206

Subrogation: Claim for Property damage \$ 2,990.28 Bodily Injury \$

Date of Notice: 05/31/02 Method: Written, proper X Improper

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

Date of Occurrence 04/20/02 Place: 2237 Cascade Road

Department Public Works Division: Sewer Operations

Employee involved Bruce Mayhew Disciplinary Action:

NATURE OF CLAIM: The claimants allege that they sustained vehicular damages when a City worker driving a City vehicle backed out of a parking space and hit the claimants' vehicle causing damages in the above amount. However, the claimants have decided to recover the cost of the damages through their insurance carrier.

INVESTIGATION:

Statements: City employee Claimant X Other X Written X Oral

Pictures Diagrams X Reports: Police X Dept Report Other

Traffic citations issued: City Driver 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 Compromise settlement

Repair/replacement by Ins. Co. X 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 071802

Committee Action: Council Action

08/19/02 Council Meeting

**ITEMS ADOPTED ON CONSENT
AGENDA**

**ITEMS ADVERSED
ON CONSENT AGENDA**

- | | |
|---------------|---------------|
| 1. 02-O-1181 | 34. 02-R-1307 |
| 2. 02-O-1221 | 35. 02-R-1308 |
| 3. 02-O-1222 | 36. 02-R-1309 |
| 4. 02-O-1282 | 37. 02-R-1310 |
| 5. 02-O-1300 | 38. 02-R-1311 |
| 6. 02-O-1245 | 39. 02-R-1312 |
| 7. 02-O-1293 | 40. 02-R-1313 |
| 8. 02-O-1294 | 41. 02-R-1314 |
| 9. 02-O-1223 | 42. 02-R-1315 |
| 10. 02-O-1220 | 43. 02-R-1316 |
| 11. 02-O-1289 | 44. 02-R-1317 |
| 12. 02-O-1291 | 45. 02-R-1318 |
| 13. 02-O-1273 | 46. 02-R-1319 |
| 14. 02-O-1224 | 47. 02-R-1320 |
| 15. 02-O-1232 | 48. 02-R-1321 |
| 16. 02-O-1233 | 49. 02-R-1322 |
| 17. 02-O-1287 | 50. 02-R-1323 |
| 18. 02-R-1362 | 51. 02-R-1324 |
| 19. 02-R-1283 | 52. 02-R-1325 |
| 20. 02-R-1288 | 53. 02-R-1326 |
| 21. 02-R-1334 | 54. 02-R-1327 |
| 22. 02-R-1279 | 55. 02-R-1328 |
| 23. 02-R-1331 | 56. 02-R-1329 |
| 24. 02-R-1332 | 57. 02-R-1330 |
| 25. 02-R-1333 | |
| 26. 02-R-1338 | |
| 27. 02-R-1349 | |
| 28. 02-R-1350 | |
| 29. 02-R-1348 | |
| 30. 02-R-1303 | |
| 31. 02-R-1304 | |
| 32. 02-R-1305 | |
| 33. 02-R-1306 | |

1st Consent I Vote: 13Yeas; 0 Nays (See RCS #3910)
Items Removed from Consent: 02-O-1290; 02-O-1213; 02-R-1345; 02-O-1272