

ATLANTA CITY COUNCIL PRESIDENT
Catherine P. Mitchell
OCT 21 2002

Entered - 09/10/02 - sb
CL02L0635 - DIANNE C. MITCHELL

CLAIM OF: **RODNEY JONES,**
through his attorney,
Betty B. Walker
P. O. Box 492293
Atlanta, Georgia 30349

02-R-1765

For damages alleged to have been sustained as a result of a vehicular accident on August 5, 2002 at R. D. Abernathy Boulevard, SW and Central Avenue, 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 **RODNEY JONES, through his attorney, Betty B. Walker** the sum of **\$2,000.00** 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 vehicular accident on August 5, 2002 at R. D. Abernathy Boulevard, SW and Central Avenue, SW as is more particularly set forth in the within claim; said sum taken from and charged to account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

APPROVED: **LINDA K. DISANTIS**
CITY ATTORNEY

BY: *Rosalind Rubens Newell*
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY

FAVORABLE REPORT

COMM: *Public Safety*

DATE: *10/15/02*

CHAIR: _____

Natasha...
Clara...
Harold...
Carla...
...

APPROVED
Stanley...
OCT 28 2002
MAYOR

ADOPTED BY
OCT 21 2002
COUNCIL



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

02-R-1765

A RESOLUTION

**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 **Rodney Jones, through his attorney, Betty B. Walker** to in the sum of **\$2000.00** 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 vehicular accident on August 5, 2002 at R. D. Abernathy Boulevard, SW and Central Avenue, SW** as is more particularly set forth in the within claim; said sum taken from and charged to Account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy,

Rhonda Dauphin Johnson
Municipal Clerk, CMC

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

OCT 21, 2002
OCT 28, 2002

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 02L0635

Date: October 2, 2002

Claimant /Victim RODNEY JONES
BY: (Atty) Betty B. Walker
Address: P. O. Box 492293, Atlanta, Georgia 30349
Subrogation: Claim for Property damage \$ Bodily Injury \$ 14,784.00
Date of Notice: 09/06/02 Method: Written, proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 08/05/02 Place: R. D. Abernathy Boulevard, SW and Central Avenue, SW
Department Fire Division:
Employee involved Lizzie Reese Summers Disciplinary Action: Letter of Counseling and Defensive Driving School

NATURE OF CLAIM: The driver of the City vehicle was following too closely and rear ended the vehicle in which the claimant was riding causing him to be injured.

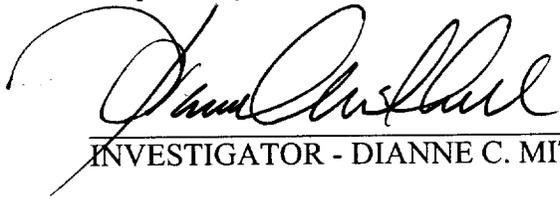
INVESTIGATION:

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

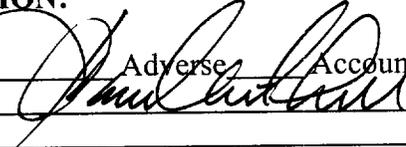
BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial
Improper Notice More than Six Months Other Damages reasonable
City not involved Offer rejected Compromise settlement X
Repair/replacement by Ins. Co. Repair/replacement by City Forces
Claimant Negligent City Negligent X Joint Claim Abandoned

Respectfully submitted,


INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ 2,000.00 Adverse Account charged: 1A01 X 2J01 2H01 2P01
Claims Manager:  Concur/date 10-03-02
Committee Action: Council Action

10/21/02 Council Meeting

ITEMS ADOPTED ON CONSENT**AGENDA**

1. 02-O-1368
2. 02-O-1710
3. 02-O-1674
4. 02-O-1645
5. 02-O-1646
6. 02-O-1647
7. 02-O-1648
8. 02-O-1672
9. 02-O-1726
10. 02-O-1728
11. 02-O-1776
12. 02-O-1779
13. 02-O-1781
14. 02-O-1783
15. 02-O-1790
16. 02-O-1791
17. 02-O-1661
18. 02-O-1793
19. 02-O-1584
20. 02-O-1636
21. 02-O-1738
22. 02-R-1176
23. 02-R-1736
24. 02-R-1737
25. 02-R-1745
26. 02-R-1769
27. 02-R-1716
28. 02-R-1740
29. 02-R-1735
30. 02-R-1797
31. 02-R-1800
32. 02-R-1663
33. 02-R-1780
34. 02-R-1802
35. 02-R-1588
36. 02-R-1773
37. 02-R-1787
38. 02-R-1799
39. 02-R-1760
40. 02-R-1761
41. 02-R-1762
42. 02-R-1763
43. 02-R-1764
44. 02-R-1765

45. 02-R-1766
46. 02-R-1767
47. 02-R-1768

**ITEMS ADVERSED
ON CONSENT AGENDA**

48. 02-R-1746
49. 02-R-1747
50. 02-R-1748
51. 02-R-1749
52. 02-R-1750
53. 02-R-1751
54. 02-R-1752
55. 02-R-1753
56. 02-R-1754
57. 02-R-1755
58. 02-R-1756
59. 02-R-1757
60. 02-R-1758
61. 02-R-1759
62. 02-R-1366

Consent I Vote: 12 Yeas; 0 Nays (See RCS #4102)

Items Removed from Consent: 02-O-1643; 02-O-1795; 02-R-1803; 02-R-1729