

Entered - 09/10/02 - sb  
CL02L0634 - DIANNE C. MITCHELL

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

02-R-1768

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 **ALVIN CALLOWAY**, 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

APPROVED  
OCT 28 2002  
Stanley Frank  
MAYOR

**FAVORABLE REPORT**

COMM: Public Safety

DATE: 10/25/02

CHAIR: \_\_\_\_\_

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CERTIFIED  
OCT 21 2002  
CITY COUNCIL PRESIDENT  
Colleen M. Woodard

CERTIFIED  
OCT 21 2002  
ADOPTED BY  
COUNCIL  
OCT 21 2002

**MUNICIPAL CLERK  
ATLANTA, GEORGIA**

**02-R-1768**

**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 **Alvin Calloway, 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. 02L0634

Date: October 2, 2002

Claimant /Victim ALVIN CALLOWAY  
BY: (Atty) Betty B. Walker  
Address: P. O. Box 492293, Atlanta, Georgia 30349  
Subrogation: Claim for Property damage \$ Bodily Injury \$ 15,246.00  
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.

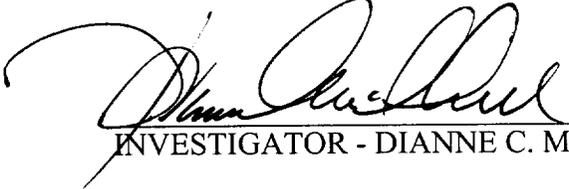
INVESTIGATION:

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: Dianne C. Mitchell Concur/date 10-02-02  
Committee Action:          Council Action



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**10/21/02 Council Meeting**

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**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-1788
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

**ITEMS ADVERSED  
ON CONSENT AGENDA**

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

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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