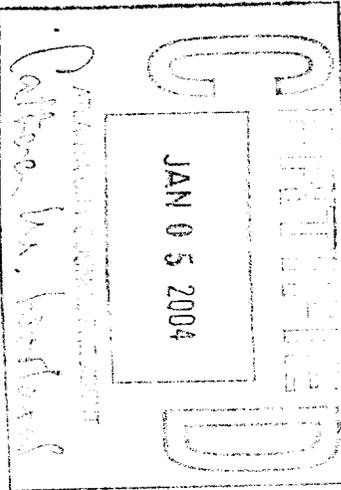


Entered - 10/03/03 - sb  
CL03L0802 - DIANNE C. MITCHELL

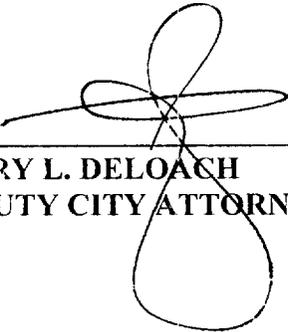
**03-R-2197**

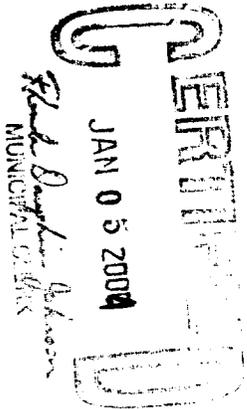
CLAIM OF: **CHRISTOPHER A. LEIGHTY,**  
through his attorney,  
**Pamela Johnson**  
**581 Simpson Street, NW**  
**Atlanta, Georgia 30314-3839**

For damages alleged to have been sustained as a result of not receiving his salary increment in July, 2003 pursuant to City Ordinance 03-O-0107.



THIS ADVERSED REPORT IS APPROVED

BY:   
\_\_\_\_\_  
**JERRY L. DELOACH**  
**DEPUTY CITY ATTORNEY**



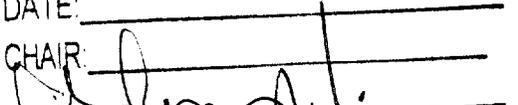
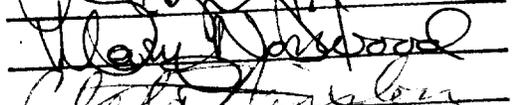
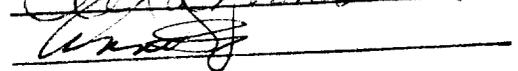
**ADVERSED**  
JAN 05 2004

**ADVERSE REPORT**

PUBLIC SAFETY &  
LEGAL ADMINISTRATION COMMITTEE

DATE: \_\_\_\_\_

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



## OFFICE OF MUNICIPAL CLERK

RHONDA DAUPHIN JOHNSON, CMC  
MUNICIPAL CLERK

January 14, 2004

55 TRINITY AVENUE, S.W.  
SECOND FLOOR, EAST  
SUITE 2700  
ATLANTA, GEORGIA 30335  
(404) 330-6033  
FAX (404) 658-6103

Pamela Johnson  
Attorney at Law  
581 Simpson Street, NW  
Atlanta, GA 30314-3839

03-R-2197

RE: Christopher A. Leighty

Dear Attorney Johnson:

I sincerely regret that your client has been adversely affected by the circumstances raised in his/her 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 client's claim at its regular meeting on January 05, 2004. 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.

Yours very truly,

Rhonda Dauphin Johnson, CMC  
Municipal Clerk

cc: Claims Division/Law Department

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 02L0802

Date: November 25, 2003

Claimant /Victim CHRISTOPHER A. LEIGHTY
BY: (Atty) Pamela Johnson
Address: 581 Simpson Street, NW, Atlanta, Georgia 30314-3839
Subrogation: Claim for Property damage \$ Not Stated Bodily Injury \$
Date of Notice: 10/03/03 Method: Written, proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 07/03 Place: 55 Trinity Avenue
Department Finance Division:
Employee involved Disciplinary Action:

NATURE OF CLAIM: The claimant alleges that he has been damaged as a result of not receiving his salary increment in a timely manner pursuant to City Ordinance 03-O-0107. The investigation determined that the claimant was promoted on December 18, 2001 with more than two steps increase which changed his increment control date to December 18. The claimant's increment will be effective on the first pay period after December 18, 2003.

INVESTIGATION:

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

Respectfully submitted,

[Handwritten signature of Dianne C. Mitchell]

INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ Adverse X Account charged: 1A01 2J01 2H01 2P01
Claims Manager: [Handwritten signature] Concur/date 11/25/03
Committee Action: Council Action



<b>1-05-04 Council Meeting</b>	
<b>ITEMS ADOPTED ON CONSENT</b>	<b>ITEMS ADVERSED ON CONSENT</b>
1. 03-O-2225	<b>32.</b> 03-R-2192
2. 03-O-2161	33. 03-R-2193
3. 03-O-2221	34. 03-R-2194
4. 03-O-2175	35. 03-R-2195
5. 03-O-2229	36. 03-R-2196
6. 03-R-2171	37. 03-R-2197
7. 03-R-2214	38. 03-R-2198
8. 03-R-2215	39. 03-R-2199
9. 03-R-2233	40. 03-R-2200
10. 03-R-2219	41. 03-R-2201
11. 03-R-2172	42. 03-R-2202
12. 03-R-2174	43. 03-R-2203
13. 03-R-2176	44. 03-R-2204
14. 03-R-2246	45. 03-R-2205
15. 03-R-2247	46. 03-R-2206
16. 03-R-2248	47. 03-R-2207
17. 03-R-2226	48. 03-R-2208
18. 03-R-2232	49. 03-R-2209
19. 03-R-2237	50. 03-R-2210
20. 03-R-2178	
21. 03-R-2181	
22. 03-R-2182	
23. 03-R-2183	
24. 03-R-2184	
25. 03-R-2185	
26. 03-R-2186	
27. 03-R-2187	
28. 03-R-2188	
29. 03-R-2189	
30. 03-R-2190	
31. 03-R-2191	