

Entered - 09/18/03 - sb  
CL03L0743 - DIANNE C. MITCHELL

CLAIM OF: **MARCIA JOHNSON,**  
through her attorney,  
**Joel M. Baskin**  
1783 Washington Road  
Suite 103  
East Point, Georgia 30344

**04-R -1088**

**ADOPTED BY**  
JUN 2 1 2004  
**COUNCIL**

For damages alleged to have been sustained as a result of a vehicular accident on August 14, 2003 at Browns Mill Road and Jonesboro Road.

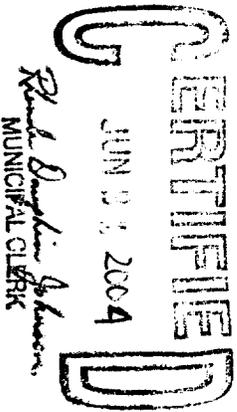
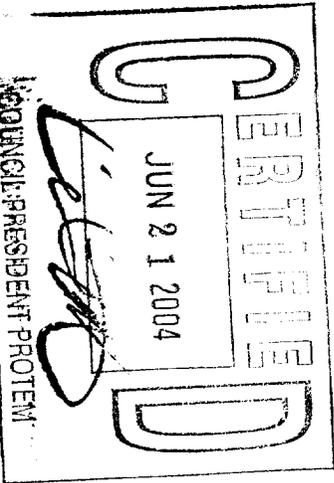
BY PUBLIC SAFETY AND  
LEGAL ADMINISTRATION COMMITTEE:

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 **MARCIA JOHNSON, through her attorney, Joel M. Baskin** the sum of **\$2,500.00** 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 14, 2003 at Browns Mill Road and Jonesboro Road as is more particularly set forth in the within claim; said sum taken from and charged to account **2P01/529017/T33301**, Settlement of Suits and Claims, Department of Law.

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

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

**APPROVED**  
JUN 2 4 2004  
**MAYOR**





**MUNICIPAL CLERK  
ATLANTA, GEORGIA**

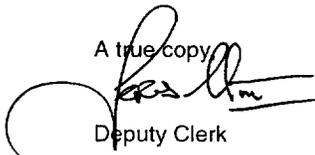
**04-R-1088**

**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 **Marcia Johnson, through her attorney, Joel M. Baskin** to in the sum of **\$2,500.00** 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 vehicular accident on August 14, 2003 at Browns Mill Road and Jonesboro Road** as is more particularly set forth in the within claim; said sum taken from and charged to Account 2P01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy



Deputy Clerk

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

June 21, 2004  
June 24, 2004

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 03L0743

Date: June 3, 2004

Claimant /Victim MARCIA JOHNSON
BY: (Atty) Joel M. Baskin
Address: 1783 Washington Road, Suite 103, East Point, Georgia 30344
Subrogation: Claim for Property damage \$ Bodily Injury \$ 5,000.00
Date of Notice: 09/15/03 Method: Written, proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 08/14/03 Place: Browns Mill Road and Jonesboro Road
Department Public Works Bureau: Solid Waste Services
Employee involved Darryl D. Winfrey Disciplinary Action: No Action Taken

NATURE OF CLAIM: The claimant alleges she when the MARTA bus she was driving was rear-ended by a City vehicle. The brakes on the City vehicle failed causing the driver of same to rear-ended the MARTA bus.

INVESTIGATION:

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

BASIS OF RECOMMENDATION:

Function: Governmental Ministerial X
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 \$ 2,500.00 Adverse Account charged: 1A01 2J01 2H01 2P01 X
Claims Manager: Concur/date
Committee Action: Council Action

RCS# 5810  
6/21/04  
1:50 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I PG 1-15 EXCEPT 04-O-1110 -1098  
O-1100 O-1109 O-1104 R-1145 R-1144  
ADOPT

YEAS: 13  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 0  
EXCUSED: 0  
ABSENT 2

Y Smith	Y Winslow	Y Shook	Y Martin	Y Mitchell
Y Starnes	Y Archibong	Y Muller	Y Maddox	Y Norwood
Y Young	Y Fauver	Y Moore	B Mosley	B Willis

CONSENT I

<b>6-21-04 Council Meeting</b>	
<b>ITEMS ADOPTED ON CONSENT</b>	<b>ITEMS ADVERSED ON CONSENT</b>
1. 04-O-1016	41. 04-R-1066
2. 04-O-1009	42. 04-R-1067
3. 04-O-1117	43. 04-R-1068
4. 04-O-0795	44. 04-R-1069
5. 04-O-0919	45. 04-R-1070
6. 04-O-0914	46. 04-R-1071
7. 04-O-1064	47. 04-R-1072
8. 04-O-1101	48. 04-R-1073
9. 04-O-1118	49. 04-R-1074
10. 04-O-0987	50. 04-R-1075
11. 04-O-0990	51. 04-R-1076
12. 04-O-1116	52. 04-R-1077
13. 04-O-0662	53. 04-R-1078
14. 04-O-0663	54. 04-R-1079
15. 04-O-0664	55. 04-R-1080
16. 04-O-1018	56. 04-R-1081
17. 04-O-1106	57. 04-R-1082
18. 04-O-1112	58. 04-R-1083
19. 04-O-1113	59. 04-R-1084
20. 04-O-1119	60. 04-R-1085
21. 04-O-0785	61. 04-R-1086
22. 04-O-1007	62. 04-R-1087
23. 04-O-1103	63. 04-R-1089
24. 04-R-1022	64. 04-R-1090
25. 04-R-1043	65. 04-R-1091
26. 04-R-1047	
27. 04-R-1020	
28. 04-R-1035	
29. 04-R-1051	
30. 04-R-1052	
31. 04-R-1053	
32. 04-R-1111	
33. 04-R-1056	
34. 04-R-1107	
35. 04-R-1088	
36. 04-R-1092	
37. 04-R-1093	
38. 04-R-1094	
39. 04-R-1095	
40. 04-R-1096	