

Entered - 8-26-04 sb  
CL 04L0556 - GWENDOLYN BURNS

04- R-1682

CLAIM OF: **CATHERINE SMALLS**  
888 Beecher Court  
Atlanta, Georgia 30311

For vehicular damages alleged to have been sustained from an automobile accident on July 6, 2004 at Moreland Avenue, SE & Eastland Avenue, SE.

**BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE:**

**BE IT RESOLVED** by the Council of the City of Atlanta that action of the Department of Law be approved in authorizing payment to **CATHERINE SMALLS** the sum of **\$2,987.42** as full and final settlement and satisfaction of all claims, past, present and future, of every kind and character for vehicular damages alleged to have been sustained from an automobile accident on July 6, 2004 at Moreland Avenue, SE & Eastland Avenue, SE as is more particularly set forth in the within claim; said sum taken from and charged to account **2P01/529017/T31001**.

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

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

**FAVORABLE REPORT**

**PUBLIC SAFETY &  
LEGAL ADMINISTRATION COMMITTEE**

DATE: 9/25/04

CHAIR: [Signature]

[Signature]

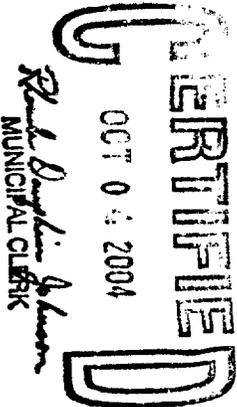
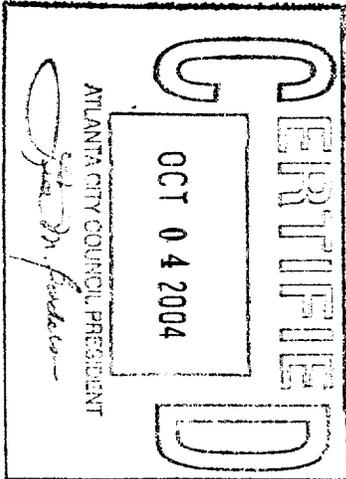
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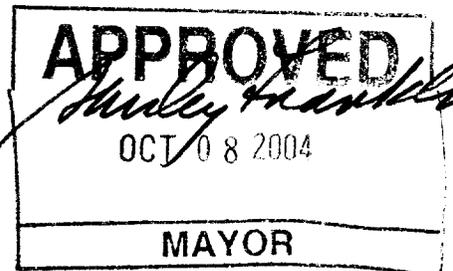
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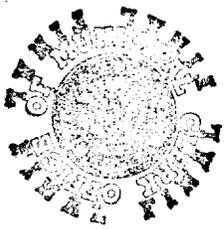
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**ADOPTED BY**  
OCT 04 2004  
**COUNCIL**





**MUNICIPAL CLERK  
ATLANTA, GEORGIA**

**04-R-1682**

**A RESOLUTION**

**BY PUBLIC SAFETY &  
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 **Catherine Smalls** in the sum of **\$2,987.42** settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained **from an automobile accident on July 6, 2004 at Moreland Avenue, SE and Eastland Avenue, SE** 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,

*Rhonda Daughlin Johnson*  
Municipal Clerk, CMC

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

October 4, 2004  
October 8, 2004

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 04L0556

Date: September 14, 2004

Claimant /Victim CATHERINE SMALLS
BY: (Atty) (Ins. Co.)
Address: 888 Beecher Court, Atlanta, Georgia 30311
Subrogation: Claim for Property damage \$ 4,634.00 Bodily injury \$
Date of Notice: 8/17/04 Method: Written, Proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 7/6/04 Place: Moreland Avenue and Eastland Avenue
Department PUBLIC WORKS Division Solid Waste Services
Employee involved Mario Clark Disciplinary Action: Pending Review

NATURE OF CLAIM: Claimant's vehicle sustained damage when it was rear-ended by a City vehicle. The City employee was cited for same.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral
Pictures X 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 Ministerial X
Improper Notice More than Six Months Other Damages reasonable X
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,

Gwendolyn Burns
INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ 2,987.42 Adverse Account charged: 1A01 2J01 2P01 X 2H01
Claims Manager: Concur/date 09/16/04
Committee Action: Council Action



|                             |                              | 10-04-04 Council Meeting     |
|-----------------------------|------------------------------|------------------------------|
| ITEMS ADOPTED<br>ON CONSENT | ITEMS ADVERSED<br>ON CONSENT | ITEMS ADVERSED<br>ON CONSENT |
| 1. 04-O-1418                | 38. 04-R-1683                | 60. 04-R-1705                |
| 2. 04-O-1441                | 39. 04-R-1684                | 61. 04-R-1706                |
| 3. 04-O-1565                | 40. 04-R-1685                | 62. 04-R-1707                |
| 4. 04-O-1567                | 41. 04-R-1686                | 63. 04-R-1708                |
| 5. 04-O-0438                | 42. 04-R-1687                | 64. 04-R-1709                |
| 6. 04-O-1507                | 43. 04-R-1688                | 65. 04-R-1710                |
| 7. 04-O-1559                | 44. 04-R-1689                | 66. 04-R-1711                |
| 8. 04-O-1572                | 45. 04-R-1690                | 67. 04-R-1712                |
| 9. 04-O-1582                | 46. 04-R-1691                | 68. 04-R-1713                |
| 10. 04-O-1728               | 47. 04-R-1692                | 69. 04-R-1714                |
| 11. 04-O-1732               | 48. 04-R-1693                | 70. 04-R-1715                |
| 12. 04-R-1655               | 49. 04-R-1694                | 71. 04-R-1716                |
| 13. 04-R-1421               | 50. 04-R-1695                | 72. 04-R-1717                |
| 14. 04-R-1668               | 51. 04-R-1696                |                              |
| 15. 04-R-1719               | 52. 04-R-1697                |                              |
| 16. 04-R-1487               | 53. 04-R-1698                |                              |
| 17. 04-R-1624               | 54. 04-R-1699                |                              |
| 18. 04-R-1673               | 55. 04-R-1700                |                              |
| 19. 04-R-1674               | 56. 04-R-1701                |                              |
| 20. 04-R-1675               | 57. 04-R-1702                |                              |
| 21. 04-R-1491               | 58. 04-R-1703                |                              |
| 22. 04-R-1659               | 59. 04-R-1704                |                              |
| 23. 04-R-1660               |                              |                              |
| 24. 04-R-1661               |                              |                              |
| 25. 04-R-1662               |                              |                              |
| 26. 04-R-1663               |                              |                              |
| 27. 04-R-1664               |                              |                              |
| 28. 04-R-1665               |                              |                              |
| 29. 04-R-1613               |                              |                              |
| 30. 04-R-1676               |                              |                              |
| 31. 04-R-1677               |                              |                              |
| 32. 04-R-1678               |                              |                              |
| 33. 04-R-1679               |                              |                              |
| 34. 04-R-1680               |                              |                              |
| 35. 04-R-1681               |                              |                              |
| 36. 04-R-1682               |                              |                              |
| 37. 04-R-1718               |                              |                              |