

Entered - 09/15/04 - sb
CL - 04L0624 - LISA CARTER

04- R-1911

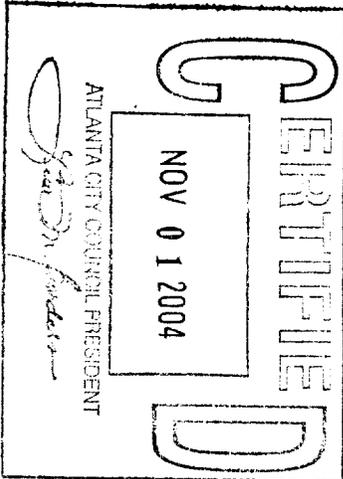
ADOPTED BY
NOV 0 1 2004
COUNCIL

CLAIM OF: USAA CASUALTY INSURANCE, as subrogee of
Brian M. Gianni
P.O. Box 33490
San Antonio, Texas 78265

For damages alleged to have been sustained as a result of an automobile accident on July 28, 2004 at Highland Avenue, NE and University Drive, NE.

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 USAA CASUALTY INSURANCE, as subrogee of Brain M. Gianni the sum of \$831.51 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 an automobile accident on July 28, 2004 at Highland Avenue, NE and University Drive, NE 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: 10/26/04

CHAIR: [Signature]

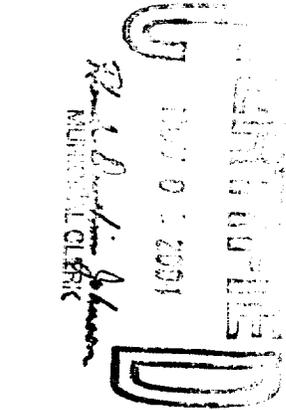
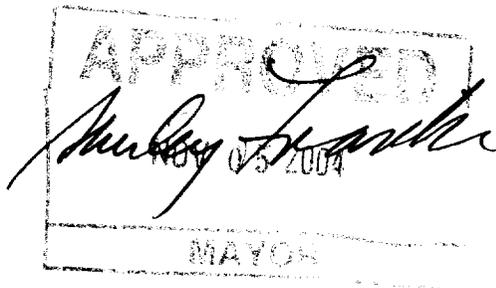
[Signature]

[Signature]

[Signature]

[Signature]

[Signature]





**MUNICIPAL CLERK
ATLANTA, GEORGIA**

04-R-1911

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 **USAA Casualty Insurance as subrogee of Brian M. Yanni** in the sum of **\$831.51** 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 28, 2004 at Highland Avenue, NE and University Drive, NE**, 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 Daughtry Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

NOV 01, 2004
NOV 05, 2004

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 04L0624

Date: October 12, 2004

Claimant /Victim USAA CASUALTY INSURANCE COMPANY as subrogee of Brian M. Gianni

BY: (Atty) (Ins. Co.) _____

Address: P.O. Box 33490 San Antonio, Texas 78265

Subrogation: Claim for Property damage \$ 831.51 Bodily Injury \$ _____

Date of Notice: 09/14/04 Method: Written, proper Improper _____

Conforms to Notice: O.C.G.A. §36-33-5 Ante Litem (6 Mo.)

Date of Occurrence 07/28/04 Place: Highland Avenue, NE and University Drive, NE

Department Public Works Bureau: Solid Waste Services Division: _____

Employee involved Albert Bryant Disciplinary Action: 5-Day Suspension

NATURE OF CLAIM: The driver of the city vehicle backed into the claimant's vehicle causing damages in the above amount.

INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____

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 _____ Ministerial

Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable

City not involved _____ Offer rejected _____ Compromise settlement _____

Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____

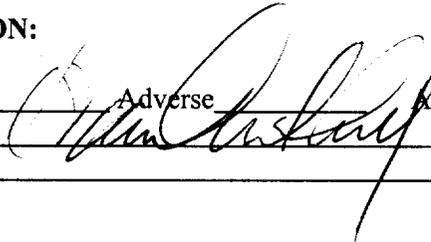
Claimant Negligent _____ City Negligent Joint _____ Claim Abandoned _____

Respectfully submitted,


INVESTIGATOR - LISA CARTER

RECOMMENDATION:

Pay \$ 831.51 Adverse _____ Account charged: 1A01 _____ 2J01 _____ 2P01

Claims Manager:  Concur/date 10/13/04

Committee Action: _____ Council Action _____

RCS# 6199
11/01/04
1:42 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I PGS 3-15

ADOPT

YEAS: 11
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 3

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

CONSENT I

		11-01-04 Council Meeting
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 04-O-1626	38. 04-R-1878	48. 04-R-1162
2. 04-O-1795	39. 04-R-1940	49. 04-R-1172
3. 04-O-1796	40. 04-R-1908	50. 04-R-1178
4. 04-O-1828	41. 04-R-1909	51. 04-R-1782
5. 04-O-1819	42. 04-R-1910	52. 04-R-1900
6. 04-O-1929	43. 04-R-1911	53. 04-R-1901
7. 04-O-1758	44. 04-R-1912	54. 04-R-1902
8. 04-O-1932	45. 04-R-1913	55. 04-R-1903
9. 04-O-1430	46. 04-R-1914	56. 04-R-1904
10. 04-O-1926	47. 04-R-1915	57. 04-R-1905
11. 04-O-1885		58. 04-R-1906
12. 04-O-1937		59. 04-R-1907
13. 04-O-1941		
14. 04-R-1893		
15. 04-R-1894		
16. 04-R-1895		
17. 04-R-1916		
18. 04-R-1917		
19. 04-R-1918		
20. 04-R-1920		
21. 04-R-1896		
22. 04-R-1897		
23. 04-R-1898		
24. 04-R-1899		
25. 04-R-1930		
26. 04-R-1884		
27. 04-R-1886		
28. 04-R-1888		
29. 04-R-1889		
30. 04-R-1890		
31. 04-R-1891		
32. 04-R-1928		
33. 04-R-1938		
34. 04-R-1870		
35. 04-R-1871		
36. 04-R-1874		
37. 04-R-1945		