Entered - 11/20/03 - sb
CL - 03L0924 - LISA CARTER

04-R-0077

CLAIM OF: NATIONWIDE MUTUAL FIRE INSURANCE COMPANY, as subrogee of
James H. Caston
P.O. Box 30000
Raleigh, NC 27622

FEB 02 2004

For damages alleged to have been sustained as a result of an automobile accident on October 14, 2003 at The Prado Street, NE and Peachtree Circle, 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 **NATIONWIDE MUTUAL FIRE INSURANCE COMPANY, as subrogee of James H.Gaston** the sum of **$16,230.55** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for vehicular damages alleged to have been sustained as a result of an automobile accident on October 14, 2003 at The Prado Street, NE and Peachtree Circle, NE as is more particularly set forth in the within claim; said sum taken from and charged to account **2J01/529017/T31001**.

CERTIFIED
FEB 02 2004
MUNICIPAL CLERK

APPROVED: LINDA K. DISANTIS
CITY ATTORNEY

ADOPTED BY
FEB 02 2004
COUNCIL

BY: _____
JERRY L. DELOACH
DEPUTY CITY ATTORNEY

FAVORABLE REPORT
PUBLIC SAFTEY &
LEGAL ADMINISTRATION COMMITTEE
DATE: 1/27/04
CHAIR

APPROVED
FEB 10 2004
MAYOR

MUNICIPAL CLERK
ATLANTA, GEORGIA

04-R-0077

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 **Nationwide Mutual Fire Insurance Company , as subrogee of James H. Caston** in the sum of **$16,230.55** 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 October 14, 2003 at The Prado Street, NE and Peachtree Circle, NE** as set forth in the within claim; said sum taken from and charged to Account 2J01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy,
Rhonda Dauphin Johnson
Municipal Clerk, CMC

ADOPTED by the Council FEB 02, 2004
APPROVED by the Mayor FEB 10, 2004

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 03L0924 Date: January 13, 2004

Claimant/Victim NATIONWIDE MUTUAL FIRE INSURANCE COMPANY as subrogee of JAMES H. CASTON
BY: (Atty) (Ins. Co.) _____
Address: P.O. Box 30000 Raleigh, NC 27622
Subrogation: X Claim for Property damage $ 16,260.55 Bodily Injury $ _____
Date of Notice: 11/05/03 Method: Written, proper X Improper _____
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 10/14/03 Place: The Prado Street, NE and Peachtree Circle, NE
Department Watershed Management Bureau: _____ Division: Sewer Operations
Employee involved D'Anthony Moore Disciplinary Action: 10 day suspension

NATURE OF CLAIM: The driver of the city vehicle rear ended the claimant's vehicle causing damages in the above amount

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 X 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 X Joint _____ Claim Abandoned _____

Respectfully submitted,

Lisa Carter
INVESTIGATOR - LISA CARTER

RECOMMENDATION:

Pay $ 16,230.55 Adverse Account charged: 1A01 _____ 2J01 X 2P01 _____
Claims Manager: _____ Concur/date 01/15/04
Committee Action: _____ Council Action _____

FORM 23-61

RCS# 5372
2/02/04
1:41 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I PGS 1-14 EXCEPT; 04-R-0185, 04-R-0186
ADOPT

YEAS:	14
NAYS:	0
ABSTENTIONS:	0
NOT VOTING:	2
EXCUSED:	0
ABSENT	0

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	Y Martin	Y Norwood
Y Young	Y Shook	Y Maddox	NV Willis
Y Winslow	Y Muller	Y Boazman	NV Woolard

CONSENT I

	2-02-4 Council Meeting
ITEMS ADOPTED ON CONSENT	**ITEMS ADOPTED ON CONSENT**
1. 04-O-0033 2. 04-O-0037 3. 04-O-0151 4. 04-O-0159 5. 04-O-0153 6. 04-R-0176 7. 04-R-0133 8. 04-R-0178 9. 04-R-2123 10. 04-R-0135 11. 04-R-0136 12. 04-R-0137 13. 04-R-0138 14. 04-R-0139 15. 04-R-0145 16. 04-R-0146 17. 04-R-0147 18. 04-R-0148 19. 04-R-0149 20. 04-R-0150 21. 04-R-0154 22. 04-R-0160 23. 04-R-0161 24. 04-R-0162 25. 04-R-0164 26. 04-R-0184 27. 04-R-0140 28. 04-R-0170 29. 04-R-0076 30. 04-R-0077 31. 04-R-0078 32. 04-R-0079 33. 04-R-0080 34. 04-R-0081 35. 04-R-0082 36. 04-R-0083 37. 04-R-0084 38. 04-R-0085 39. 04-R-0086 40. 04-R-0087	41. 04-R-0088 42. 04-R-0089 43. 04-R-0090 44. 04-R-0091 45. 04-R-0092 46. 04-R-0093 47. 04-R-0094 **ITEMS ADVERSED ON CONSENT** 48. 04-R-0096 49. 04-R-0097 50. 04-R-0098 51. 04-R-0099 52. 04-R-0100 53. 04-R-0101 54. 04-R-0102 **55.** 04-R-0103 56. 04-R-0104 57. 04-R-0105 58. 04-R-0106 59. 04-R-0107 60. 04-R-0108 61. 04-R-0109 62. 04-R-0110 63. 04-R-0111 64. 04-R-0112 65. 04-R-0113 66. 04-R-0114 67. 04-R-0115 68. 04-R-0116 69. 04-R-0117 70. 04-R-0118 71. 04-R-0119 72. 04-R-0120 73. 04-R-0121 74. 04-R-0122 75. 04-R-0123 76. 04-R-0124