

Entered - 07/23/03 - sb  
CL - 03L0596 LISA CARTER

CLAIM OF: NORMAN E. BLOSSOMGAME  
177 Fair Field Place, NW  
Atlanta, Georgia 30314

04-*R*-0121

For damages alleged to have been sustained as a result of striking a pothole on May 23, 2003 at 3400 Atlanta Industrial Parkway.

FEB 02 2004

THIS ADVERSED REPORT IS APPROVED

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

*Paula D. Anderson*  
MUNICIPAL CLERK  
FEB 02 2004

FAVORABLE REPORT

PUBLIC SAFETY &  
LEGAL ADMINISTRATION COMMITTEE

DATE 1/27/04

BY [Signature]

Clayton Henderson

[Signature]

[Signature]

[Signature]

Carla Smith



## OFFICE OF MUNICIPAL CLERK

RHONDA DAUPHIN JOHNSON, CMC  
MUNICIPAL CLERK

February 9, 2004

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

Norman E. Blossomgame  
177 Fair Field Place, NW  
Atlanta, GA 30314

04-R-0121

Dear Mr. Blossomgame:

I sincerely regret that you have been adversely affected by the circumstances raised in your 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 claim at its regular meeting on February 02, 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. 03L0596

Date: January 13, 2004

Claimant /Victim NORMAN E. BLOSSOMGAME

BY: (Atty) (Ins. Co.)

Address: 177 Fair Field Place, NW Atlanta, Georgia 30314

Subrogation: Claim for Property damage \$ 2,203.30 Bodily Injury \$

Date of Notice: 07/16/03 Method: Written, proper X Improper

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

Date of Occurrence 05/23/03 Place: 3400 Atlanta Industrial Parkway

Department Public Works Bureau: Highways and Streets Division:

Employee involved Disciplinary Action:

NATURE OF CLAIM: The claimant alleges that he damaged his vehicle as a result of striking a pothole at 3400 Atlanta Industrial Parkway. However, the city was not on notice of the existence of the problem prior to the incident involving the claimant.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral

Pictures Diagrams Reports: Police Dept Report X Other X

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 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,

Lisa Carter
INVESTIGATOR - LISA CARTER

RECOMMENDATION:

Pay \$ Adverse X Account charged: 1A01 2J01 2H01

Claims Manager: Concur/date 01/15/04

Committee Action: Council Action

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