

Entered - 02/17/04 - sb
CL04L0082 - DIANNE C. MITCHELL

CLAIM OF: **GARY WALDROP**
230 Faulk Road
LaGrange, Georgia 30240

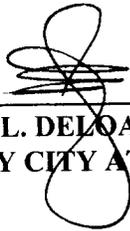
04-R -0667

For damages alleged to have been sustained as a result of a vehicular accident on January 10, 2004 at Martin Luther King, Jr. Drive and Walnut Street.

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 **GARY WALDROP** the sum of **\$4,004.00** 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 January 10, 2004 at Martin Luther King, Jr. Drive and Walnut Street as is more particularly set forth in the within claim; said sum taken from and charged to account **1A01/529017/T31001**.

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

BY: 
JERRY L. DELOACH
DEPUTY CITY ATTORNEY

FAVORABLE REPORT

COMM: P.S. L.A.

DATE: 4/27/04

CHAIR: W. C. B.

H. S. W.

Ray Norwood

Carl A. Smith

Chela Stansbury

APPROVED

MAY 11 2004
MAYOR

ADOPTED BY

MAY 3 2004

COUNCIL PRESIDENT PROTEM
CERTIFIED
MAY 3 2004

CERTIFIED
MAY 03 2004



MUNICIPAL CLERK
ATLANTA, GEORGIA

04-R-0667

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 **Gary Waldrop** in the sum of **\$4,004.00** 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 January 10, 2004 at Martin Luther King, Jr. Drive and Walnut Street** as set forth in the within claim; said sum taken from and charged to Account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy,

Rhonda Daughkin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

May 3, 2004
May 11, 2004

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 04L0082

Date: April 6, 2004

Claimant /Victim GARY WALDROP

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

Address: 230 Faulk Road, LaGrange, Georgia 30240

Subrogation: _____ Claim for Property damage \$ 4,464.00 Bodily Injury \$ 200.00

Date of Notice: 02/13/04 Method: Written, proper X Improper _____

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

Date of Occurrence 01/10/04 Place: Martin Luther King, Jr. Drive and Walnut Street

Department Police Bureau: _____

Employee involved Melvin Mitchell Disciplinary Action: Pending

NATURE OF CLAIM: The driver of the City vehicle ran a red light and collided with 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 _____ 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 X

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

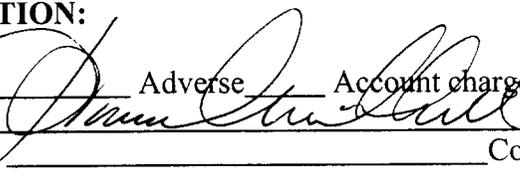
Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,


INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ 4,004.00 Adverse _____ Account charged: 1A01 X 2J01 _____ 2H01 _____ 2P01 _____

Claims Manager:  Concur/date 04/14/04

Committee Action: _____ Council Action _____

COUNCIL OF THE CITY OF ATLANTA
MUNICIPAL CLERK
City Hall
55 Trinity Avenue, S.W.
Atlanta, Georgia 30335

Mitchell
02/13/04
RE: CLAIM FOR DAMAGES

Today's Date: 2-9-04

ENTERED - 2-17-04 - SB
04L0082 - DIANNE MITCHELL

Dear Municipal Clerk:

This is to notify the City of Atlanta that I have suffered damages in the amount sum of \$ 4,150.00 ^{VAN tow CAR loss} 314.00 ^{Rent time} property and/or \$ 200.00 ^(As of Right Now) bodily injury for which I contend the City is liable.

1. Date of incident: 1-10-04 2. Time of Incident: 11:05 PM 3. Police called: Yes No
(month/day/year)

4. Location of incident (including street address): Martin L King Jr Dr. SW + Walnut St. SW

5. Name of your insurance company: Allstate Policy No. 021980361

6. State what and how incident occurred: I, Gary Waldrop while attempting to turn left from Walnut St. onto Martin L King at Green light was struck in left side of my vehicle by Melvin Mitchell of the Atlanta Police Dept

7. ALL ESTIMATES AND DAMAGES ARE SUBJECT TO INSPECTION. THE MAKING OF FALSE CLAIMS WILL RESULT IN YOUR CLAIM BEING DENIED AND MAY RESULT IN CRIMINAL PROSECUTION!

8. The registered owner must make the claim for vehicle damages, complete the following and attach two (2) estimates of repair and proof of ownership of your vehicle (copy of the current tag receipt or title).

Your vehicle: Ford Aerostar 93 262GZH Gary Waldrop
(Make) (Year) (Tag Number) (Driver's Name)

City vehicle: Ford Crown Victoria 03, Melvin Mitchell, Atlanta Police Dept.
(Make) (City Driver's Name) (Department/Bureau)

9. Witness: William E. Tatum P.O. Box 178 LaGrange Ga. 30241 (706) 812-0128
(Name) (Address) (Telephone Number)

10. The acknowledgment of this claim in no way waives the Sovereign immunity of the City of Atlanta, as granted by State law, nor is it an admission of liability on behalf of the City of Atlanta and/or its employee(s).

11. Claims must be received within 6 months of the event.

I HEREBY SWEAR OR AFFIRM THAT THE ABOVE INFORMATION IS TRUE AND CORRECT.

Gary Waldrop
Signature of Claimant

Gary Waldrop
(Print Claimant's Name)

230 Faulk Rd
(Address)

LaGrange Ga. 30240
(City, State and Zip Code)

(706) 883-1908 (706) 8843822
(Work Number) (Home Number)

04-R -0667

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ATLANTA, GEORGIA**

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A RESOLUTION

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