

Entered - 11-13-09 sb
CL 09L0865 - GWENDOLYN BURNS

CLAIM OF: **CAPRICE HOLT**
369 McDaniel Street, Apt. 2001
Atlanta, Georgia 30313

10-R-0069

For property damages alleged to have been sustained from an automobile accident on September 25, 2009 at Northside Drive & McDaniel Street

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 **CAPRICE HOLT** the sum of **\$2,589.00** as full and final settlement and satisfaction of all claims, past, present and future, of every kind and character for property damages alleged to have been sustained from an automobile accident on September 25, 2009 at Northside Drive & McDaniel Street as is more particularly set forth in the within claim; said sum taken from and charged to account **1001/200101/5212005/1512000**.

APPROVED: **ROGER BHANDARI**
ACTING CITY ATTORNEY

APPROVED
[Signature]
MAYOR

BY: *[Signature]*
JERRY L. DELOACH
DEPUTY CITY ATTORNEY

FAVORABLE REPORT

PUBLIC SAFETY &
LEGAL ADMINISTRATION COMMITTEE

DATE: 1/12/10

CHAIR: *[Signature]*

[Signature]

[Signature]

[Signature]

[Signature]

JAN 19 2010

ADOPTED BY

JAN 19 2010

COUNCIL

[Handwritten scribbles]

CELESTINE D
JAN 19 2010
Renee D. Blandin, Esq.
MUNICIPAL CLERK



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

10-R-0069

A RESOLUTION

**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 **Caprice Holt**, the sum of **\$2,589.00** as full and final settlement and satisfaction of all claims, past, present and future, of every kind and character, for property damages alleged to have been from an automobile accident **September 25, 2009** at **Northside Drive & McDaniel Street** as is more particularly set forth in the within claim; said sum taken from and charged to Account **1001/200101/5212005/1512000**.

A true copy,

A handwritten signature in black ink, appearing to be 'R. G. ...', written over a horizontal line.

Deputy Clerk

ADOPTED by the Atlanta City Council
APPROVED by Mayor Kasim Reed

JAN 19, 2010
JAN 25, 2010

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 09L0865

Date: December 21, 2009

Claimant /Victim CAPRICE HOLT
BY: (Atty) (Ins. Co.)
Address: 369 McDaniel Street, Apt. 2001
Subrogation: Claim for Property damage \$ 2,589.00 Bodily Injury \$
Date of Notice: 11/13/09 Method: Written, Proper X Improper
O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 9/25/09 Place: Northside Drive & McDaniel Street
Department POLICE Bureau: Office:
Employee involved Christopher Blaise Disciplinary Action: Under Review

NATURE OF CLAIM: Claimant sustained damages when her vehicle was side-swiped by the driver of a police vehicle that was attempting to make an illegal U-turn.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral
Pictures X Diagrams Reports: Police X Dept Report Other X
Traffic citations issued: City Driver Claimant Driver
Citation disposition: City Driver Claimant Driver

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial
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,

[Signature]
INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ 2,589.00 Adverse Account charged: General Fund X Water & Sewer Aviation
Claims Manager: Concur/date 12/21/09
Committee Action: Council Action

ENTERED - 11-17-09 - SB
09L0865 - G. BURNS

BURNS
11/13/09
R

COUNCIL OF THE CITY OF ATLANTA
MUNICIPAL CLERK
City Hall
35 Trinity Avenue, SW
Atlanta, Georgia 30303

RE: CLAIM FOR DAMAGES

Today's Date: 11-10-09

Dear Municipal Clerk:

This is to notify the City of Atlanta that I have suffered damages in the amount of \$ 1,883 property and/or \$ _____ bodily injury for which I contend the City is liable.

- 1. Date of incident: 9-25-09 2. Time of incident: 2:55pm Police called: APD
- 4. Location of incident (including street address): McDaniel and Northside drive
- 5. Name of your insurance company: United Auto Policy No. Gau291535
- 6. State what and how incident occurred: The police officers came from behind me and turn into me tryin to come around me

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.

Your vehicle: 99 Nissan Altima Caprice Holt
(Make) (Year) (Tag Number) (Driver's Name)

City vehicle: Ford Christopher Phise APD
(Make) (City Driver's Name) (Department/Bureau)

9. Witness: Domonique Hickman

10. The acknowledgement 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 from the date of the event.

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

Caprice Holt
Signature of Claimant

Caprice Holt
(Print Claimant's Name)

369 McDaniel St Apt. 2001
(Address)

Atlanta Ga. 30313
(City, State and Zip Code)

404-373-4240 678-608-9435
(Work Number) (Home Number)

10- R -0069

RCS# 17
1/19/10
1:54 PM

Atlanta City Council

REGULAR SESSION

CONSENT I

10-R-0145

ADOPT EXCEPT

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 1

Y Smith	Y Archibong	Y Moore	Y Bond
Y Hall	Y Wan	Y Martin	Y Watson
Y Young	Y Shook	Y Bottoms	Y Willis
B Winslow	Y Adrean	Y Sheperd	NV Mitchell

CONSENT I