

Entered - 6/24/09 - sb
CL - 09L0464 - ANGELENA KELLY

CLAIM OF: Robert Jackson
Through his attorney, Adam Jaffe
1720 Peachtree Street, Suite 150
Atlanta, GA 30309

For damages alleged to have been sustained as a result of walking on an uncovered water meter box on May 27, 2009 at 276 Memorial Drive.

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 **Robert Jackson through his attorney Adam Jaffe** the sum of **\$5,500.00** 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 walking on an uncovered water meter box on May 27, 2009 at 276 Memorial Drive as is more particularly set forth in the within claim; said sum taken from and charged to account **5051.170201.5750002.4310000**.

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

CHAR: _____

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

JAN 19 2010

CE
JAN 19 2010
Rene Douglas Johnson
MUNICIPAL CLERK

ADOPTED BY
JAN 19 2010
COUNCIL

**MUNICIPAL CLERK
ATLANTA, GEORGIA**

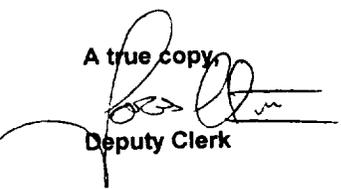
10-R-0081

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 **Robert Jackson through his Attorney, Adam Jaffe** the sum of **\$5,500.00** 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 walking on an uncovered water meter box May 27, 2009 at 276 Memorial Drive** as is more particularly set forth in the within claim; said sum taken from and charged to Account **5051/170201/5750002/4310000**.

A true copy,


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. 09L0464

Date: December 17, 2009

Claimant /Victim: Robert Jackson
BY:(Atty)(Ins. Co.) Adam Jaffe
Address: ATLG, 1720 Peachtree Street, Suite 150, Atlanta, GA 30309
Subrogation: Claim for Property damage \$ Bodily Injury \$ 15,000.00
Date of Notice: 6/15/09 Method: Written, proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence: 5/27/09 Place: 276 Memorial Drive
Department: Watershed Management Bureau: Drinking Water Office:
Employee involved: Disciplinary Action:

NATURE OF CLAIM: The claimant alleges that he was injured when he stepped into an uncovered water meter box. The investigation determined that although the City had no actual notice of any problems, the condition of the water meter indicates the condition had existed for a length of time that notice of same is implied.

INVESTIGATION:

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

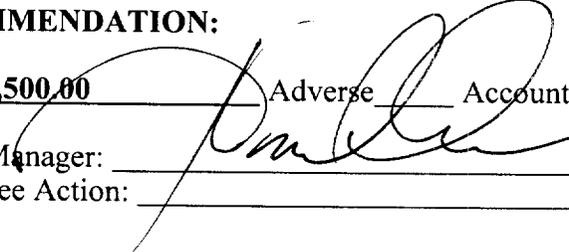
BASIS OF RECOMMENDATION:

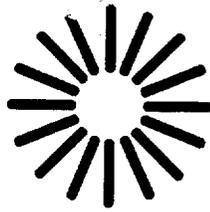
Function: Governmental Ministerial X
Improper Notice More than Six Months Other Damages reasonable
City not involved Offer rejected Compromise settlement X
Repair/replacement by Ins. Co. Repair/replacement by City Forces
Claimant Negligent City Negligent X Joint Claim Abandoned

Respectfully submitted,


INVESTIGATOR - ANGELEENA KELLY

RECOMMENDATION:

Pay \$ 5,500.00 Adverse Account charged: General Fund Water & Sewer X Aviation
Claims Manager:  Concur/date 12/21/09
Committee Action: Council Action



ATLG[®]
 ATLANTA TRIAL LAWYERS GROUP[®]
 OF ADAM S. JAFFE & ASSOCIATES, LLC

RECEIVED
 JUN 15 2009
 15050751

1720 Peachtree St.
 Suite 150
 Atlanta, GA 30309

404-881-5399
 Fax- 404-541-0776
 ATLTrial.com

June 11, 2009

ENTERED - 6-24-09 - SB
 09L0464 - A. KELLY

Kelly
06/24/09


City of Atlanta
 Department of Law
 68 Mitchell Street
 Suite 4100
 Atlanta, Georgia 30303

RE: Our Client(s):
 Location of Incident:
 Date of Incident:

Robert L. Jackson
 Whitehall St. S.W. & Memorial Dr. S.W.
 Atlanta, Georgia
 05/29/2009
27

To Whom It May Concern:

Please be advised that this office has been retained by Robert L. Jackson with regard to a claim for personal injuries resulting from a fall into an open manhole on a city sidewalk, as referenced above. **Please conduct all future correspondence, negotiations, inquiries, and notices to this office.**

Thank you for your kind cooperation, and should you wish, please do not hesitate to contact our office.

Very truly yours,



Adam Jaffe

ASJ/smn

Cc Robert Jackson

10- R -0081

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