

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 12L0574

Date: August 25, 2014

Claimants /Victim: Magnolia B. Barnes
BY: (Atty) (Ins. Co.) Law Office of Shane Smith
Address: P.O. Box 2474, Peachtree City, Georgia 30269
Subrogation: Claim for Property damage \$ Bodily Injury \$ 35,000.00
Date of Notice: 8/20/12 Method: Written, Proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence: 8/3/12 Place: Boulevard and Pone de Leon Avenue
Department: Watershed Bureau: Management Office:
Employee involved: Timothy Bradboy Disciplinary Action: Defensive Driving Course

NATURE OF CLAIM Claimant alleges bodily injury sustained when her vehicle was struck by a city vehicle. The investigation determined the claimant has filed a lawsuit to resolve her bodily injury claim.

INVESTIGATION:

Statements: City employee X Claimant X Others Written X Oral X
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 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,


INVESTIGATOR - JANINE J. EDMONDS

RECOMMENDATION:

Pay Adverse X Account charged: General Fund Water & Sewer X Aviation
Claims Manager/Director: *Cale De* Concur/date 9/3/14
Deputy City Attorney: *ASB* Concur/date 9/4/14
Committee Action: Council Action



LAW OFFICES OF
SHANE SMITH_{PC}
ADVOCATE FOR THE INJURED

P.O. Box 2474
Peachtree City, GA 30269
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p (770) HURT 999
p (770) 487 8999
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August 16, 2012

ENTERED 8-23-12 - GB

12L0574 - A. KELLY

RECEIVED

AUG 20 2012

CITY OF ATLANTA
DEPT OF LAW

VIA CERTIFIED MAIL

Gwendolyn Burns
City of Atlanta
Suite 4100 City Hall Tower
68 Mitchell Street, SW
Atlanta, GA 30303-3520

RE: Client Name: Magnolia B Barnes
Claim No.: Unknown
Incident Date: 8/3/2012
Your Insured: City of Atlanta/Timothy Brayboy

Kelly
8/22/12
JB

Dear Ms. Burns:

Enclosed please find a pre-suit disclosure affidavit. We would appreciate your notifying our office with the relevant information at your earliest convenience.

If you should have any questions or comments regarding the enclosed affidavit, please feel free to contact our office. We look forward to your response.

Very truly yours,

BY:

R. Shane Smith
R. Shane Smith
Attorney at Law

CITY OF ATLANTA
LAW DEPARTMENT
AUG 21 REC'D
RECEIVED *JB*