

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 13L0698

Date: July 29, 2014

Claimant /Victim Marvin Harvey
BY: (Atty) (Ins. Co.)
Address: 236 Mayson Avenue, NE Atlanta, GA 30307
Subrogation: Claim for Property damage \$ Bodily Injury \$ unspecified
Date of Notice: 10/23/13 Method: Written, Proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Month) X
Date of Occurrence 05/10/13 Place: 236 Mayson Avenue NE, Atlanta, GA 30307
Department POLICE Bureau: Office:
Employee involved Richard Youngblood Disciplinary Action: None
Employee involved Clifton Johnson Disciplinary Action: None

NATURE OF CLAIM: Claimant alleges bodily injuries sustained by police during the apprehension of a suspect on the above referred date. A municipal corporation shall not be liable for the torts of policemen or other officers engaged in the duties imposed on them by law, pursuant to O.C.G.A. §36-33-3.

INVESTIGATION:

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

[Signature]
INVESTIGATOR KIOLA CAMPBELL

RECOMMENDATION:

Pay \$ Adverse X Account charged: General Fund Water & Sewer Aviation
Claims Director/Manager: [Signature] Concur/date 8/12/14
Deputy City Attorney: [Signature] Concur/date
Committee Action: Council Action

RECEIVED

REC'D

OCT 23 2013

SB

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

RE: CLAIM FOR DAMAGES

Today's Date: 10/23/13

ENTERED - 10-25-13 - SB
13L0698 - A. KELLY

13L0698
Assign to ACK
CAC 10/24/13

Dear Municipal Clerk:

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

1. Date of incident: 5 10 13 2. Time of incident: EVENING 3. Police called: NO

4. Location of incident (including street address): 236 MAYSON AVE

5. Name of your insurance company: N/A Policy No. _____

6. State what and how incident occurred: I was attacked, raped and rear-grossed by Atlanta police at my own home. I am presenting photos as evidence that I was singled out and profiled and wrongfully accused

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: _____
(Make) (Year) (Tag Number) (Driver's Name)

City vehicle: _____
(Make) (City Driver's Name) (Department/Bureau)

9. Witness: NEIGHBOR AND PASSENGER

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.

[Signature]
Signature of Claimant

Marvin Harley
(Print Claimant's Name)

236 Mayson
(Address)

Atlanta Ga 30307
(City, State and Zip Code)

404 452 9395
(Work Number) (Home Number)

RECEIVED

OCT 23 2013

CITY OF ATLANTA
DEPT OF LAW

New
10/24/13
CAC

First photo is where incident
occurred and shows I never ~~was~~
had to pass roadblock and was
quite some distance away

The X is my residence

The line police location