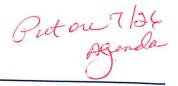


The M_{URRY} Law $G_{\text{ROUP, P.C.}}$



Attorneys at Law

June 16, 2016

VIA CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Douglas S. Hollberg Mayor of the City of Griffin 100 South Hill Street, 3rd Floor Griffin, Georgia 30223

Kenny Smith City Manager 100 South Hill Street, 3rd Floor Griffin, Georgia 30223

Dick Morrow Chairman of the Board of Commissioners 100 South Hill Street, 3rd floor Griffin, Georgia 30223

Re:

Claimant:

Date of Incident:

Location of Incident:

Ante-Litem Notice of Claim Rhonda Berry and Annie Jester

May 5, 2016

Griffin, Georgia

Dear Mayor, City Manager, and Chairman:

This is a statutory notice of claim pursuant to O.C.G.A. § 36-33-5

We represent Rhonda Berry and Annie Jester in their claims against the City of Griffin. Rhonda Berry is a 49 year old female. Annie Jester is a 76 year old female. Said claims arise out of (a) Emily Blackmon's failure to operate her vehicle in a safe manner; (b) Emily Blackmon's failure to maintain a proper lookout; and (c) Emily Blackmon's failure to yield to right of way traffic. The facts giving rise to said claim are as follows:

STATEMENT OF FACTS

On or about May 6, 2016, Emily Blackmon was a law enforcement officer employed with the City of Griffin Police Department. On or about May 6, 2016, Rhonda Berry and Annie Jester were injured when they were traveling on the North Expressway approaching Water Works Street in Griffin, Georgia. Officer Blackmon's vehicle collided with Ms. Berry's vehicle when Officer Blackmon failed to yield to right of way traffic and turned into the center lane where Ms. Berry was lawfully traveling. A copy of the Motor Vehicle Accident (MVA) report is enclosed for your review.

5300 Memorial Drive, Suite 130 • Stone Mountain, GA 30083 Telephone: (770) 450-0123 • Facsimile: (404) 581-5644 www.murrylawgroup.com

BASIS OF CLAIM

Emily Blackmon was negligent in the operation of her vehicle, by (a) Failing to maintain a proper lookout; (b) Failing to yield to right of way traffic; and (c) Failing to operate her vehicle in a safe manner. As a direct and proximate result of Emily Blackmon's negligence, Emily Blackmon collided with Ms. Berry's vehicle, resulting in a motor vehicle collision. Ms. Berry's mother, Annie Jester, was a passenger in the vehicle. Rhonda Berry suffered personal injuries, including, but not limited to, her right foot, right hip, left elbow, both sides of her back, and right knee. Annie Jester suffered personal injuries, including, but not limited to, both sides of her back and both legs.

DEMAND FOR COMPENSATION

The negligent acts of Emily Blackmon and the City of Griffin led to the traffic collision and personal injuries of Rhonda Berry and Annie Jester. The actions of Emily Blackmon and the City of Griffin were with reckless disregard for other motorists and a conscious indifference for the safety of others. Rhonda Berry and Annie Jester have suffered at the hands of Emily Blackmon and the City of Griffin. Rhonda Berry has suffered physical injuries to her right knee, right hip, left elbow, and right foot. Annie Jester has suffered physical injuries to her back and legs. As a result of Officer Blackmon's negligence, Ms. Berry is still in treatment and experiences persistent pain in her right hip and elbow. As a result of Officer Blackmon's negligence, Ms. Jester continues to experience persistent pain in her back and weakness in her legs.

Due to Emily Blackmon's negligence and the City of Griffin's negligence, my clients have been greatly damaged. Emily Blackmon violated her duty to my clients by failing to operate her vehicle in a safe manner, failing to maintain a proper lookout, and failing to yield to right of way traffic. In the spirit of compromise and in an effort to avoid the trouble and expense of litigation, Ms. Berry will accept \$100,000.00 in exchange for a full release. In the spirit of compromise and in an effort to avoid the trouble and expense of litigation, Ms. Jester will accept \$100,000.00 in exchange for a full release. This offer to compromise must be accepted by 2:00 p.m. on August 22, 2016.

Should you wish to discuss this matter further, you can reach me at (770) 450-0123. If I do not hear from you by August 23, 2016, my clients will have no choice but to file a lawsuit.

Sincerely.

Thank you for your attention.

DORIAN MURRY



STATE OF GEORGIA TRAFFIC CRASH REPORT Georgia State Patrol Georgia Department of Public Safety P.O. Box 1458 Atlanta, Georgia 30371-1456

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Vehicle \$1 was altempting to turn left onto North Express Way from the city gas pumps. Vehicle \$2 was traveling south in the center turning tane. The driver of vehicle \$1 stated her vision was obscured by the A post of the vehicle and that she was unable to see vehicle \$2. The vehicles made contact in the center turning tane. Soth vehicles stated her demands and were driven from the scene.

This accident investigation was audiotytiden recorded on DVD \$853-029-2016,

Reporting Officer Name FLOURINGY, T	REPORTING OFFICER	APEROX	HIG OFFICER (SUPERVISOR)
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