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Attorneys At Law

October 10, 2016

CERTIFIED MAIL RETURN RECEIPT
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Douglas S. Hollberg, Chairman
City of Griffin, Georgia
Board of City Commissioners
100 S. Hill Street
Griffin, GA 30223

Kenny Smith, City Manager
City of Griffin
Office of City Manager
100 S. Hill Street
Griffin, GA 30223

Steven D. Heaton, Chief of Police
Griffin Police Department
868 West Poplar Street
Griffin, GA 30224

Andrew J. Whalen, Esq.
City of Griffin Attorney
The Whalen Law Firm LP
100 S. Hill Street, Suite 524
Griffin, GA 30223

Re: Ante Litem Notice of Tort Claim
        Our Client(s): Floyd Walker
        Date of Incident: 6/25/2016
        Your Claim No: Unknown

To Whom It May Concern:

Within six (6) months of the date described above, this Notice is being sent pursuant to the requirements of O.C.G.A. § 36-33-5 to provide you with a thirty (30) day opportunity for adjustment of a tort claim against the City as a result of the following incident:

(a)   Name of the City Government entity involved: City of Griffin; Griffin Police Department
(b)   Time: June 25, 2016;
(c)   Place: Griffin, GA
(d)   Nature of Loss Suffered: Neck Pain, Back Pain, Right Hip, Right Leg, and Whole Right Side Pain.
(e)   Amount of Loss Claimed: Floyd Walker has claims for his medical expenses, past and future, lost income, past and future in the amount of $20,000.00. We expect for this figure to increase, as Mr. Walker is still treating with his doctor. Furthermore, a claim for his pain and suffering, mental and emotional suffering

and any other non-economic damages recoverable under all applicable laws in the amount of $20,000.00. **Please be advised the client is still receiving medical treatment which may affect the amount of the claim for medical expenses and all other non-economic damages.**

(f)   Acts or omissions which caused the loss: Brandon Walden, an Officer with the City of Griffin Police Department was traveling eastbound on SR16 approaching the intersection of South Pine Hull Road, in Griffin, GA when she negligently failed to yield while turning left, causing the collision with Mr. Walker's vehicle.

At all relevant times, Officer Brandon Walden owed certain civil duties to Mr. Walker, and, notwithstanding those duties, Officer Brandon Walden did violate them in the following particulars:
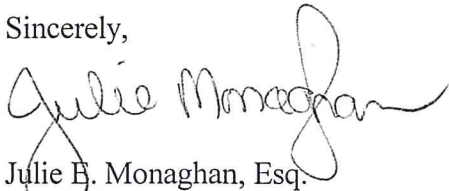
- In failing to make reasonable and proper observations while driving the 2008 Dodge Charger or, if reasonable and proper observations were made, failing to act thereon;
- In failing to keep in his proper lane in violation of O.C.G.A. § 40-6-50; In failing to make timely and proper application of his brakes in violation of O.C.G.A. § 40-6-241;
- In failing to observe or undertake the necessary precautions to keep his 2008 Dodge Charger from colliding with Ms. McGlohon's vehicle in violation of O.C.G.A § 40-6-390;
- In driving his 2008 Dodge Charger without due caution and circumspection and in a manner so as to endanger the person and/or property of others in the immediate vicinity in violation of O.C.G.A. § 40-6-241; and
- In driving the 2008 Dodge Charger in reckless disregard for the safety of persons and/or property in violation of O.C.G.A. § 40-6-390;

No action to make a civil recovery for these claims will be commenced except upon the expiration of thirty days (30) following receipt of this notice, or the City's denial of the claim, whichever occurs first.

The information supplied herein is provided for the purposes of allowing you to conduct an investigation of the alleged incident and determine if the claim should be settled without litigation. Should you require additional information for that determination, please contact my Paralegal, Stephanie Forbes.

Sincerely,

Julie E. Monaghan, Esq.
JEM/saf

Enclosures
cc: Floyd Walker, Jr.
       Joanne Todd, Commissioner
       Dick Morrow, Commissioner
       Rodney McCord, Commissioner
       Ryan McLemore, Commissioner
       Cora Flowers, Commissioner
       Cynthia Ward, Commissioner