

COMMITTEE ON CLAIMS AND PENDING SUITS

AGENDA

DECEMBER 10, 2007

Committee Room "A"

5:30 o'clock P.M.

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WATER SUPPLY BOARD

- 1.) RHODE ISLAND PUBLIC TRANSIT AUTHORITY, 07-172.  
Compensation for damages sustained on August 3, 2007, whereby petitioner was involved in an accident with a Water Supply Board vehicle. (Continued October 9, 2007)
  
- 2.) TURNING POINT CONDOMINIUM (Robert A. Ragosta, Esquire), 07-151. Compensation for damages sustained, whereby storm-water runoff from the Water Supply Board's property on Scituate Avenue in Cranston has allegedly caused damage to petitioner's property. (Continued October 9, 2007)

Claim	\$19,736.69
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DEPARTMENT OF PUBLIC WORKS

- 3.) ANTHONY T. BRINSON, 07-220. Compensation for damages sustained on September 11, 2007, whereby petitioner struck a sewer top on Rugby Street.
  
- 4.) MARGARET E. CAMBRA, 07-132. Compensation for damages sustained on March 2, 2007, whereby petitioner's retaining wall, walkway, driveway and sidewalk were damaged by water backing up from a drainage intake pipe that became blocked.

Oak Hill Farm, LLC	\$25,250.00
Quality Land, Inc.	\$25,000.00

- 5.) KATHERINE DEFUSCO, 07-269. Compensation for injuries sustained on October 30, 2007, whereby petitioner fell allegedly due to a sunken hole in Kennedy Plaza.

- 6.) LUCILLE DESIDERATO, 07-255. Compensation for damages sustained on September 18, 2007, whereby petitioner had a sewer back-up in her basement.

Dennis Diffley & Son \$240.00

- 7.) ROBERT J. DIMAIO, 07-190. Compensation for damages sustained on March 2, 2007, whereby a sewer problem caused flooding in petitioner's yard and basement.

Claim \$17,223.75

- 8.) JUDY GOULD (Richard P. Brederson, Esquire), 07-224. Compensation for injuries sustained on or about August 14, 2007, whereby petitioner tripped and fell on the sidewalk on South Main Street.

- 9.) LEON HARRISON, 07-205. Compensation for damages sustained on September 6, 2007, whereby petitioner hit a huge pothole on Wickenden Street.

- 10.) SANDRA HUSBAND-BAPTISTA, 07-203. Compensation for damages sustained on September 5, 2007, whereby petitioner hit a pothole on Knowles Street.

Tire Warehouse \$74.58

- 11.) ELLEN SOMER JACOBS, 07-235. Compensation for damages sustained on September 23, 2007, whereby petitioner struck a pothole on Eddy Street.

Inskip Lexus \$1,054.89

- 12.) JAMES R. JOHNSON, 07-212. Compensation for damages sustained on August 1, 2007, whereby petitioner's sink backed up and flooded his basement.

Claim \$7,800.00

- 13.) MAURAN LASSITER, 07-248. Compensation for damages sustained on October 15, 2007, whereby petitioner hit a pothole.

Midas \$693.58

- 14.) BRANDON LEO (Francis P. Castrovillari, Esquire), 07-164. Compensation for injuries and damages sustained on or about July 15, 2007, whereby petitioner struck a raised manhole cover on Hamlin Street.
- 15.) DOMINGO MONROE, 07-264. Compensation for damages sustained on September 1, 2007, whereby petitioner hit a pothole on March Street.
- 16.) CHRISTINE A. OUELLETTE, 07-263. Compensation for damages sustained on October 9, 2007, whereby petitioner struck a large sinkhole surrounding a catch basin on Washington Street.
- 17.) JOYCE E. READ, 07-221. Compensation for damages sustained on September 20, 2007, whereby petitioner struck a steel plate in an unmarked construction area on Allens Avenue.
- Tire Warehouse \$176.04
- 18.) HENRY RECINOS, 07-258. Compensation for damages sustained on October 24, 2007, whereby petitioner struck a hole on Westminster Street.
- Petro Mobil Inc. \$50.00
- 19.) DIANNE C. RITCHIE, 07-239. Compensation for damages sustained on September 14, 2007, whereby petitioner struck a buckled part of the road, causing her tire to go flat.
- BTS Tire Service Center \$108.62
- 20.) ROBERT ROBINSON (Joseph M. Martinous, Esquire), 05-468. Compensation for injuries sustained on October 28, 2005, whereby petitioner tripped and fell on the sidewalk on Alabama Avenue.
- 21.) SANDRA L. SHERMAN, 07-278. Compensation for damages sustained on October 9, 2007, whereby petitioner struck a “bump out” on Rochambeau Avenue.
- 22.) BRIAN J. SHOTTEK, 07-215. Compensation for damages sustained on August 25, 2007, whereby petitioner struck train tracks on Harris Avenue and blew out two tires.

23.) LORI BUTTI SPAZIANO, 07-276. Compensation for damages sustained on April 18, 2007, whereby petitioner hit a pothole.

24.) FREDERIC SPECTOR, 07-251. Compensation for damages sustained on October 16, 2007, whereby petitioner hit a large pothole on Smith Street.

Inskip Audi \$218.41

25.) SUMMIT INSURANCE COMPANY a/s/ o PAUL & LAURIE ANN CALDWELL, 07-198. Compensation for damages sustained on July 2, 2007, whereby petitioner was involved in an accident with a Public Works vehicle driven by Michael Barber.

Claim \$2,462.86

26.) RICHARD T. TELLIER, 07-262. Compensation for damages sustained on October 10, 2007, whereby petitioner hit a pothole on Duncan Street.

27.) HAZEL WORTHINGTON, 07-259. Compensation for damages sustained on or about November 1, 2007, whereby petitioner's vehicle was struck by a dump truck.

### **FIRE DEPARTMENT**

28.) STEPHEN R. DEUTSCH, JR., 07-247. Compensation for damages sustained on May 26, 2007, whereby petitioner alleges his door was damaged by the Fire Department.

29.) GAUDINO A. LEITE, 07-243. Compensation for damages sustained on September 6, 2007, whereby petitioner was involved in an accident with a Fire Department vehicle.

30.) THOMAS GEORGE ASSOCIATES, LTD. a/s/o LIBERTY MUTUAL INSURANCE /HELENE PENZA, 07-193. Compensation for damages sustained on June 4, 2007, whereby petitioner was involved in an accident with a Fire Department vehicle.

Claim \$3,799.96

## LAW DEPARTMENT

- 31.) MARIANA J. MIRANDA, 07-222. Compensation for damages sustained on January 9, 2007, whereby petitioner was involved in an accident with a City vehicle.

## PARKS DEPARTMENT

- 32.) LOUIS R. BARTA, 07-161. Compensation for damages sustained on July 14, 2007, whereby a tree branch struck a pole and wires causing a large electrical transformer to fall outside petitioner's window. (Continued October 9, 2007)

- 33.) ANDREA A. BIEN, 07-237. Compensation for damages sustained on August 19, 2007, whereby petitioner struck the root of a tree, which protrudes into the end of her driveway, causing damages to the left front bumper of her vehicle.

A.E. Latour Auto Body	\$654.22
Rego's Auto Body	\$802.60

- 34.) KARLEEN BORETTI (Amanda M. Martin, Esquire), 07-46. Compensation for injuries sustained on May 29, 2005, whereby petitioner tripped and fell on the handicapped ramp at Roger Williams Park Casino.

- 35.) MICHAEL J. HAVICAN, 07-265. Compensation for damages sustained on July 17, 2007, whereby petitioner's vehicle was allegedly struck by a Parks Department vehicle

- 36.) DORTHEA LIPSCOMB, 07-261. Compensation for damages sustained, whereby petitioner's vehicle was damaged due to branches and walnuts falling from trees.

- 37.) FRANCES MAGNER, 07-176. Compensation for damages sustained, whereby a tree branch fell onto petitioner's property. (Continued October 9, 2007)

Gutter Pro	\$600.00
Potter's Planters Inc.	<u>\$ 45.00</u>
TOTAL	\$645.00

- 38.) PETER MEONI, 07-206. Compensation for damages sustained in June, whereby a water pressure machine slid off a Parks Department vehicle and hit petitioner's parked vehicle.

Windmill Auto Body & Sales, Inc.	\$1,666.33
Northeast Auto Body & Sales	\$1,800.00

- 39.) OBI INSURANCE COMPANY a/s/o THOMAS DAMORE, 07-209. Compensation for damages sustained on November 17, 2006, whereby petitioner was involved in an accident with a Parks Department vehicle driven by David L'Europa.

Claim	\$3,812.97
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- 40.) COLLEEN SANTURRI, 07-177. Compensation for damages sustained on July 14, 2007, whereby a tree branch fell on petitioner's vehicle. (Continued October 9, 2007)

Gino's Auto Sales & Auto Body Works	\$1,500.00
North East Auto Body	\$1,592.90

- 41.) LISA DILORENZO SCOTTI, 07-272. Compensation for damages sustained on October 23, 2007, whereby a tree limb fell onto petitioner's vehicle.

### **POLICE DEPARTMENT**

- 42.) JOHN C. and JASON M. CLANCY, 07-207. Compensation for damages sustained on September 5, 2007, whereby petitioner was involved in an accident with a Police Department vehicle driven by Sgt. Kevin Lanni.

Fogarty Auto Body, Inc.	\$1,744.85
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- 43.) COMMERCE INSURANCE COMPANY a/s/o JOSEPH C. LOVELY III, 07-208. Compensation for damages sustained on July 14, 2007, whereby petitioner was involved in an accident with a Police vehicle driven by Matthew Cute.

Claim	\$1,279.38
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44.) ELLENMARIE JOHNSON, 07-241. Compensation for damages sustained on October 5, 2007, whereby petitioner alleges her property was damaged during the pursuit of a suspect by police.

45.) LIBERTY MUTUAL a/s/o KENNETH GLADDING, 07-133. Compensation for damages sustained on November 1, 2006, whereby petitioner was involved in an accident with a Police vehicle.

Claim \$5,441.79

46.) CAROL MARTIN, 07-171. Compensation for damages sustained, whereby petitioner alleges a lack of proper notification of the recovery of her stolen vehicle.

Claim \$1,546.95

### **SCHOOL DEPARTMENT**

47.) JAMES EUBANKS, 07-233. Compensation for damages sustained on September 26, 2007, whereby petitioner's vehicle was sideswiped in the Martin Luther King, Jr. School parking lot.

48.) TARYN STELMACH, 07-257. Compensation for damages sustained on October 22, 2007, whereby petitioner's vehicle was broken into while parked at the Reservoir Elementary School.

### **TRAFFIC ENGINEERING**

49.) MARIA JONES and JOSE COLON (Joseph M. Martinous, Esquire), 07-202. Compensation for injuries and damages sustained on or about August 16, 2007, whereby petitioners were involved in an accident at the intersection of Magnolia and Troy Streets, allegedly due to a missing stop sign.

50.) METLIFE AUTO & HOME a/s/o DAVID DISANO, 07-187. Compensation for injuries and damages sustained on August 17, 2007, whereby petitioner was involved in an accident at the intersection of Magnolia and Troy Streets, allegedly due to a missing stop sign.

- 51.) METLIFE AUTO & HOME a/s/o DEBORAH NOTARIANNI, 07-141.  
Compensation for damages sustained on March 15, 2007, whereby petitioner was involved in an accident with a Traffic Engineering vehicle driven by Mike Corona.

Claim \$567.88

- 52.) ARTHUR J. TOEGEMANN, 07-225. Compensation for damages sustained on September 20, 2007, whereby petitioner was involved in an accident at the intersection of Melrose Street and Adelaide Avenue.

MAACO \$3,181.75  
Herb Chambers \$4,394.57

### SUITS

- 53.) DORRIS BERRY (Christopher E. Fay, Esquire) vs. FORTRESS INVESTMENT GROUP LLC and the CITY of PROVIDENCE, 02-303.  
Compensation for injuries sustained on October 25, 2002, whereby petitioner fell on the walkway at or about 380 Westminster Street.

- 54.) ROSEMARY DIAZ (Robert M. Ferrieri, Esquire) vs. the CITY of PROVIDENCE, 04-15. Compensation for injuries and damages sustained on December 19, 2002, whereby petitioner was involved in an accident with a Police vehicle driven by Patrolman Andrew Scanlon, Jr.

- 55.) SELMA FISCHMAN (Stephen G. Linder, Esquire) vs. the CITY of PROVIDENCE, 03-429. Compensation for injuries sustained on July 19, 2003, whereby petitioner fell while walking on the sidewalk on Humboldt Avenue.

- 56.) RANDY LEWIS & KELLEN MELTON (Mark A. Fay, Esquire) vs. LEO DRURY and the CITY of PROVIDENCE, 01-36. Compensation for injuries and damages sustained on June 30, 2000, whereby petitioners were involved in an accident with a School Department vehicle driven by Leo Drury, Jr. (Denied January 16, 2002)

Claim \$23,131.00

- 57.) RICHARD A. MACLENNAN (Paul S. Cantor, Esquire) vs. NAPOLITANO and the CITY of PROVIDENCE, 01-371. Compensation for injuries sustained on October 4, 2001, whereby petitioner fell on the sidewalk on Waterman Street between Benefit and South Main Streets.

Claim \$100,000.00

- 58.) ANNA ULUBIYO and JOHNSON ULUBIYO (Robert A. D'Amico II, Esquire) vs. the CITY of PROVIDENCE, 04-328. Compensation for injuries and damages sustained on June 11, 2004, whereby petitioner was involved in an accident with a Fire Department vehicle.

Claim

\$100,000.00

### **TAXES**

Certificates from City Assessor (1M and 2M), recommending the same be severally cancelled pursuant to the provisions of Sections 14 and 15 of Title 44, Chapter 7 of the General Laws of Rhode Island, As Amended.

PER ORDER OF THE COMMITTEE  
ON CLAIMS AND PENDING  
SUITS  
Councilman Nicholas J. Narducci, Jr.  
Chairman