

COMMITTEE ON CLAIMS AND PENDING SUITS

AGENDA

DECEMBER 12, 2011

Committee Room "A"

5:00 o'clock P.M.

WATER SUPPLY BOARD

- 1.) ANTHONY J. BARRICELLI, 11-501. Compensation for damages sustained on May 4, 2011, whereby petitioner allegedly struck an unsecured Water Supply Board manhole cover.

East Coast Engine Rebuilders, Inc. \$360.00

- 2.) DAVID CARBONE, JR., 11-594. Compensation for damages sustained on July 9, 2011, whereby petitioner hit a pothole on Charles Street.

Tasca \$723.45
Firestone Complete Auto Care \$465.36

- 3.) RICHARD CONTI, 11-662. Compensation for damages sustained on May 28, 2011, whereby petitioner's booster pump seized up, allegedly due to the water being shut off during a water main break, causing damage to petitioner's water service.

E.A. Carroll \$3,327.00
Bill Ellis Plumbing & Heating \$2,766.00

- 4.) MICHAEL COYLE (Edward A. Shapira, Esquire), 07-163. Compensation for injuries sustained on July 18, 2007, whereby employees of the Water Supply Board allegedly dug a hole in petitioner's lawn, which petitioner stepped into, causing him to sustain personal injuries. (Denied October 9, 2007)

Claim \$100,000.00

- 5.) HELMSMAN MANAGEMENT SERVICES/UNITED PARCEL SERVICE, 11-602. Compensation for damages sustained on June 30, 2011, whereby petitioner was involved in an accident with a Water Supply Board vehicle.

Claim \$56.04

6.) DANILO HENRIQUEZ (Christopher E. Fay, Esquire), 07-20.
Compensation for damages sustained on January 9, 2007, whereby petitioner was involved in an accident with a Water Supply Board vehicle, driven by Nicholas Silvestri.

7.) FRANK M. MENDELLA, 11-585. Compensation for damages sustained on June 20, 2011, whereby petitioner alleges damages to his clothing due to discolored water.

8.) PROVIDENCE MUTUAL INSURANCE COMPANY a/s/o MICHAEL ST. ANGELO (Diane M. Kildea, Esquire), 11-683. Compensation for damages sustained on or about June 28, 2010, whereby petitioner alleges his water meter was negligently replaced by the Water Supply Board.

Claim	\$5,365.42
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9.) RHODE ISLAND PUBLIC TRANSIT AUTHORITY/ELIZABETH RUSSELL, 11-603. Compensation for injuries and damages sustained on July 8, 2011, whereby petitioner hit a pothole on Orms Street.

10.) ROBERT A. RICCI, 11-539. Compensation for damages sustained on May 23, 2011, whereby petitioner alleges a water main burst caused debris to damage his vehicle.

Centry Auto Body	\$801.75
Artie's Collision Center, Inc.	\$933.73

11.) GERARD SCOTTI, 11-522. Compensation for damages sustained on March 28, 2011, whereby petitioner alleges low water pressure caused damage to his booster system and pump.

Bill Ellis Plumbing & Heating	\$2,766.00
E.A. Carroll	\$3,427.00

12.) MARY WALMSLEY (Christopher E. Fay, Esquire), 10-280. Compensation for injuries sustained on May 10, 2010, whereby petitioner fell on the sidewalk in front of 309 Lowell Avenue. (Denied June 14, 2011)

DEPARTMENT of PUBLIC WORKS

13.) CRYSTAL AGUIRE (Jessica Quinn, Esquire), 11-665. Compensation for injuries sustained on September 6, 2011, whereby petitioner tripped and fell on a build up of water on the stairs of the building at 8 Abbott Park Place

14.) LESLIE J. BAKER, 11-449. Compensation for damages sustained on April 14, 2011, whereby petitioner hit a pothole on Laurel Avenue.

BTS Tire & Service Stores	\$328.51
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15.) TRACY BEECHAM, 11-691. Compensation for injuries sustained on August 20, 2011, whereby petitioner tripped on an exposed gas pipe.

16.) KATHERINE A. BENNETT (Richard P. Brederson, Esquire), 11-675. Compensation for injuries sustained on or about September 6, 2011, whereby petitioner slipped and fell on Friendship Street.

17.) STEPHEN C. BENSON, 11-729. Compensation for damages sustained on November 6, 2011, whereby petitioner hit a pothole on Allens Avenue.

Rotary Collision Centers of Orleans	\$2,301.43
Frank's Citgo	\$2,289.63

18.) KAREN BOCHICHIO, 11-721. Compensation for damages sustained on October 31, 2011, whereby petitioner hit a pothole on Corliss Street.

19.) KENNETH BROWN, 11-735. Compensation for damages sustained on November 10, 2011, whereby petitioner hit a pothole at Charles and Randall Streets.

Pepboys	\$240.82
BTS Tire & Service Stores	\$242.91

20.) KENNETH BRUCE, 11-741. Compensation for damages sustained on October 29, 2011, whereby petitioner hit a pothole on Corliss Street.

21.) BARBARA CERULLO, 11-718. Compensation for damages sustained on July 10, 2011, whereby petitioner hit a pothole at the corner of Knight Street and Broadway.

Jake Kaplan's \$202.25

22.) LAURA CHALK, 11-559. Compensation for damages sustained on June 8, 2011, whereby petitioner hit a sink hole on Burnside Street.

Scott Volkswagen \$2,034.65
Integrity Appraisal Inc. \$1,183.81

23.) JANETTE M. CONWAY, 11-630. Compensation for damages sustained on August 12, 2011, whereby petitioner drove over a section of road, which was under construction, and damaged her tire.

Monro \$188.07

24.) MICHAEL CORCORAN, 11-685. Compensation for damages sustained on September 24, 2011, whereby petitioner hit a pothole on Allens Avenue.

Town Fair Tire \$315.90

25.) STEPHEN P. COSTELLO, 11-636. Compensation for damages sustained on August 17, 2011, whereby petitioner hit a pothole at the intersection of Charles and Randall Streets.

26.) KIM JAY CRAWFORD, MD, 11-663. Compensation for damages sustained on August 19, 2011, whereby petitioner struck a broken curb in front of Joe's Grill at 148 Providence Place, which punctured the sidewall of his tire.

Town Fair Tire \$300.52

27.) LORI B. DEGREGORIO, 11-655. Compensation for damages sustained on August 30, 2011, whereby petitioner hit a pothole on West Exchange Street.

Bald Hill Kia \$132.33
Herb's Towing & Service Center, Inc. \$151.95

28.) JESSICA DIMASCOLO, 11-601. Compensation for damages sustained on March 1, 2011, whereby petitioner hit a pothole on Memorial Boulevard.

Inskip Lexus \$1,415.64

29.) DOLORES ETCHELLS, 11-317. Compensation for damages sustained in mid-February, whereby petitioner's fence was damaged during a snow storm.

JAM Contractors	\$525.00
JS Builders	\$550.00

30.) CASSANDRA FISK, 11-708. Compensation for damages sustained on October 17, 2011, whereby petitioner hit a pothole on Reservoir Avenue.

31.) CELISSA FONSECA, 11-689. Compensation for damages sustained on October 4, 2011, whereby petitioner hit a pothole on Reservoir Avenue.

Tire Warehouse	\$191.86
First Hyundai	\$168.67

32.) MARILYN GARNER, 11-714. Compensation for damages sustained on October 22, 2011, whereby petitioner hit a pothole on Empire Street.

Town Fair Tire	\$160.57
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33.) RICHARD GERMAIN, 11-611. Compensation for damages sustained on July 23, 2011, whereby petitioner struck a hole in the road on Allens Avenue.

Tasca Automotive Group	\$2,136.13
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34.) THOMAS R. GOMES, 11-308. Compensation for damages sustained on March 10, 2011, whereby petitioner hit a pothole on Tobey Street.

Paul Masse Chevrolet	\$72.21
Hurd Chevrolet	\$65.57

35.) RITA GUZMAN, 11-448. Compensation for damages sustained on April 13, 2011, whereby petitioner hit a pothole.

36.) CHEYENNE HEON (Robert J. Cosentino, Esquire), 11-712. Compensation for injuries sustained on May 21, 2011, whereby petitioner tripped, slipped and fell on the sidewalk on Elmwood Avenue.

- 37.) CHRISTA HUOT, 11-706. Compensation for damages sustained on October 14, 2011, whereby petitioner hit a pothole on Route 10.
- 38.) SANDRA HUSBAND-BAPTISTA, 11-684. Compensation for damages sustained on September 26, 2011, whereby petitioner hit a pothole on Allens Avenue.

Tire Warehouse	\$128.73
Firestone Complete Auto Care	\$116.76

- 39.) ROBERT LEE, 11-477. Compensation for damages sustained on April 27, 2011, whereby petitioner hit a pothole on Wickenden Street.
- 40.) RYAN NEIL LUND, 11-587. Compensation for damages sustained on July 10, 2011, whereby petitioner hit a pothole on Gano Street. (Continued September 26, 2011)
- 41.) NANCY A. MC KENNA, 11-270. Compensation for damages sustained on February 28, 2011, whereby petitioner hit a pothole on Windmill Street.

Triton Fleet Services	\$324.28
Mike's Truck & Trailer Repair	\$329.79

- 42.) KERRY K. MARTY, 11-677. Compensation for damages sustained on September 22, 2011, whereby petitioner hit a pothole.
- 43.) KENNETH R. MITCHELL JR., 11-699. Compensation for damages sustained on October 9, 2011, whereby petitioner hit a pothole.
- 44.) YOMARY NUNEZ p.p.a. JENZY TAVERAS (Christopher E. Fay, Esquire), 11-622. Compensation for injuries sustained on July 10, 2011, whereby petitioner fell, allegedly due to a poorly maintained bench and/or picnic table.

- 45.) ALEXANDER C. OBERG, 11-242. Compensation for damages sustained on February 24, 2011, whereby petitioner hit a pothole on George Street.

Travelers	\$5,404.87
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46.) SUSAN P. OSBORN, 11-339. Compensation for damages sustained on February 9, 2011, whereby petitioner hit a pothole on Eaton Street.

Pepboys \$383.38

47.) ADAM PARR, 11-343. Compensation for damages sustained on March 16, 2011, whereby petitioner hit a pothole on Canal Street.

Firestone Complete Auto Care \$254.75
Midas \$245.57

48.) DEBORAH PARIS, 11-590. Compensation for damages sustained on July 8, 2011, whereby petitioner hit a pothole on Union Avenue.

R & F Enterprises, Inc. \$1,403.74
GMAC Insurance \$2,349.22

49.) PETER F. ROCHA, 11-571. Compensation for damages sustained on June 23, 2011, whereby petitioner hit a pothole near the corner of Cypress Street.

Town Fair Tire \$243.67

50.) CARLOS T. SANTOS, 11-727. Compensation for damages sustained on November 1, 2011, whereby petitioner hit a pothole on Corliss Street.

Eric's Auto Service \$210.26

51.) THIAGO SANTOS, 11-703. Compensation for damages sustained on October 16, 2011, whereby petitioner hit a pothole on Allens Avenue.

Cambridge Star Auto Repair \$3,625.18

52.) ALBERT SGAMBATO, 11-731. Compensation for damages sustained on November 8, 2011, whereby petitioner's windshield was cracked by a rock while driving through construction on Route 146.

Alteri Glass \$367.48
Safelite Auto Glass \$524.95

53.) CLAIRE F. SLACK-RATHBUN, 11-579. Compensation for damages sustained on June 24, 2011, whereby petitioner hit a pothole on Branch Avenue.

54.) ETHAN SMITH, 11-707. Compensation for damages sustained on October 10, 2011, whereby petitioner hit a pothole on Elmwood Avenue.

Tire Warehouse \$129.95

55.) RONALD TELLA, 11-327. Compensation for damages sustained on March 12, 2011, whereby petitioner hit a pothole on Branch Avenue.

Town Fair Tire \$104.50

56.) JAKE THIBEAULT, 11-473. Compensation for damages sustained on April 27, 2011, whereby petitioner hit a pothole on Gano Street.

57.) HILDA TROCHE, 11-669. Compensation for damages sustained on September 1, 2011, whereby petitioner struck a pipe sticking out of the ground on Broadway.

58.) STEPHANIE TUREK, 11-700. Compensation for damages sustained on October 7, 2011, whereby petitioner struck a piece of road debris on Branch Avenue.

Peter's Tire Barns, Inc. \$228.44
Town Fair Tire \$237.70

59.) RICHARD WALSH, 11-643. Compensation for damages sustained on August 16, 2011, whereby petitioner hit a pothole on Charles Street.

Town Fair Tire \$367.69

60.) LARRY WARNER (Adam Noska, Esquire), 11-597. Compensation for damages sustained on May 28, 2011, whereby petitioner drove over a large bump in the road on Route 95 South, causing him to lose control of his motorcycle.

PARKS DEPARTMENT

- 61.) GALLAGHER BASSETT SERVICES, INC. a/s/o CHRISTIAN BROTHERS RISK POOLING TRUST/ORDER FRIARS MINOR OF PROV., 11-511. Compensation for damages sustained on January 25, 2011, whereby petitioner was involved in an accident with a Parks Department vehicle.

Claim	\$1,096.95
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- 62.) GEMINI AUTO SALES, 11-710. Compensation for damages sustained on August 21, 2011, whereby a tree branch fell onto petitioner's vehicle.

Detroit Collision Center	\$7,259.71
Natick Auto Body	\$7,329.79

- 63.) ALTABEIRY JORGE, 11-648. Compensation for damages sustained on August 28, 2011, whereby a tree fell onto petitioner's fence and car.

- 64.) LIBERTY MUTUAL FIRE INSURANCE COMPANY a/s/o JODI L. SWAIN, 11-709. Compensation for damages sustained on August 28, 2011, whereby a tree fell onto petitioner's house.

- 65.) SEAN MC DONOUGH, 11-652. Compensation for damages sustained on August 28, 2011, whereby a tree fell onto petitioner's parked vehicle.

- 66.) SAHONNY NUNEZ, 11-647. Compensation for damages sustained on August 28, 2011, whereby a tree fell onto petitioner's vehicle.

- 67.) MANUEL PERRY, JR., 11-661. Compensation for damages sustained on August 28, 2011, whereby a tree fell onto petitioner's parked vehicle

Alpine Auto Body, Inc.	\$1,601.69
West Fountain Auto Sales & Body, Inc.	\$1,602.50

- 68.) SEDGWICK CLAIMS MANAGEMENT SERVICES, INC. a/s/o COCA COLA REFRESHMENTS, 11-701. Compensation for damages sustained on May 19, 2011, whereby petitioner hit a low lying tree branch.

Claim	\$2,554.62
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69.) ALAN SIM and BICH-THUY SIM, 11-680. Compensation for damages sustained on August 6, 2011, whereby a tree branch fell onto petitioner's home.

70.) SUBROGATION DIVISION, INC. a/s/o ORDER FRIARS MINOR of the PROVINCE, 11-612. Compensation for damages sustained on January 25, 2011, whereby petitioner was involved in an accident with a Parks Department vehicle.

Claim \$1,096.95

71.) TOUGBAY TROH, 11-646. Compensation for damages sustained on August 28, 2011, whereby a tree fell onto petitioner's house.

POLICE DEPARTMENT

72.) MARIA E. CHISTONI, 11-667. Compensation for damages sustained on August 31, 2011, whereby petitioner's fence was struck by a Police Department vehicle.

Wood-N-Wire \$680.00
R.A. DeFusco & Son Fence Inc. \$1,725.00

73.) COMMERCE INSURANCE COMPANY a/s/o BRUCE & LISA CORNELL, 11-470. Compensation for damages sustained on January 28, 2011, whereby petitioner was involved in an accident with a Police vehicle. (Settled up to an amount June 14, 2011)

Claim \$1,297.53

74.) CRAIG/IS LTD. a/s/o OLD DOMINION INSURANCE COMPANY/ANNA WILDMAN, 11-651. Compensation for damages sustained on August 1, 2011, whereby petitioner was involved in an accident with a Police Department vehicle driven by Peter Carpenter.

Claim \$842.24

75.) LEONIDA HENRIQUEZ, 11-625. Compensation for damages sustained on August 3, 2011, whereby petitioner was involved in an accident with a Police vehicle.

MAACO \$1,097.13

76.) JOHN JOSEPH HOMER, 11-668. Compensation for damages sustained on September 13, 2011, whereby petitioner's car was broken into while parked in Roger Williams Park.

77.) ELIZABETH MARSHALL (Richard J. Zabbo, Esquire), 11-352. Compensation for damages sustained on or about February 24, 2011, whereby petitioner's parked vehicle was struck by a Police Department vehicle driven by Officer Reposa. (Continued September 26, 2011)

Claim \$6,157.00

78.) ELIZABETH MARSHALL, 11-650. Compensation for damages sustained on February 24, 2011, whereby petitioner's parked vehicle was struck by a Police Department vehicle.

79.) PROGRESSIVE a/s/o DANIEL KING, 11-537. Compensation for damages sustained on April 8, 2011, whereby petitioner was involved in an accident with a Police Department vehicle.

Claim \$7,587.62

80.) ROBERT C. RASTELLI, 11-569. Compensation for damages sustained on June 17, 2011, whereby petitioner's two laptops were turned over to the Police during an investigation, and when they were returned, he alleges they were not in the same condition. (Continued September 26, 2011)

PROVIDENCE HOUSING AUTHORITY

81.) YOLANDA E. ALVERIO (Peter M. Iascone, Esquire), 11-212. Compensation for injuries sustained on or about January 15, 2011, whereby petitioner tripped and fell on an accumulation of untreated snow and ice.

Claim \$100,000.00

SUITS

82.) DOMITILA CONDE p.p.a. BILLY MOLINA (Joseph-Anthony DiMaio, Esquire) vs. the CITY of PROVIDENCE, 02-127. Compensation for injuries sustained on April 1, 2002, whereby petitioner's hand went through a glass panel or door at the Gilbert Stuart Middle School. (Denied September 25, 2002; Continued June 14, 2011; Continued June 27, 2011; Continued July 19, 2011; Continued September 26, 2011)

- 83.) DOLORES IASIMONE (George L. Santopietro, Esquire) vs. the CITY of PROVIDENCE, 08-273. Compensation for injuries sustained on June 5, 2008, whereby petitioner tripped and fell, allegedly due to a raised and unlevel walkway.
- Claim \$100,000.00
- 84.) JERRY PORTMAN (Barbara Fontaine, Esquire) vs. the CITY of PROVIDENCE, 09-406. Compensation for damages sustained on July 7, 2009, whereby petitioner's vehicle was involved in an accident while being remove from the scene after a traffic stop. (Continued September 26, 2011)
- 85.) CRYSTAL REZENDEZ (Christopher E. Fay, Esquire) vs. the CITY OF PROVIDENCE, 05-170. Compensation for injuries and damages sustained February 24, 2005, whereby petitioner was involved in an accident with a Police vehicle.
- 86.) SAMUEL SANCHEZ vs. MELISSA TALBOT and the CITY of PROVIDENCE, 08-385. Compensation for injuries and damages sustained on October 23, 2008, whereby petitioner was involved in an accident with a Fire Department vehicle driven by Melissa Talbot.
- 87.) MARTA VIDAL (Howard C. Johanson, Esquire) vs. the CITY of PROVIDENCE, 04-429. Compensation for injuries and damages sustained on June 5, 2001, whereby petitioner was involved in an accident with a Police vehicle.
- 88.) STEVEN VIVEIROS and NICOLE LAWSON (Paul J. DiMaio, Esquire) vs. the CITY of PROVIDENCE, 05-211. Compensation for injuries and damages sustained on March 26, 2005, whereby petitioner was involved in an accident with a Police vehicle.

TAXES

Certificates from City Assessor (1R and 2R), 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, Chairman