

COMMITTEE ON CLAIMS AND PENDING SUITS

AGENDA

WEDNESDAY, JANUARY 29, 2014

Committee Room "B"

5:00 o'clock P.M.

WATER SUPPLY BOARD

1.) ARNALDO ALMONTE, 13-503. Compensation for injuries and damages sustained on October 5, 2013, whereby petitioner hit a pothole while driving his motorcycle on Allens Avenue.

2.) ANGELO A. D'AGOSTINO, 13-486. Compensation for damages sustained on May 25, 2013, whereby petitioner hit a pothole/patch on Atwood Avenue.

D & M Tyre \$483.55

3.) ROBERT D'AMICO, 13-539. Compensation for damages sustained on September 8, 2013, whereby petitioner alleges a surge in water pressure caused damage to his property.

McDonald Adjustment Company \$12,113.24

4.) ALFREDO DE LA CRUZ, 13-481. Compensation for damages sustained on August 1, 2013, whereby petitioner's water was turned off, and when it was turned back on it allegedly contained "black tar", which damaged his basement and water heater.

Fran Contracting LLC \$6,370.00

KPM Property Management \$5,735.00

5.) BRIAN M. HINDY, 13-491. Compensation for damages sustained on July 15, 2013, whereby petitioner's basement was flooded with water.

6.) ANTHONY LIBERATORE, 13-290. Compensation for damages sustained on January 1, 2013, whereby petitioner alleges a water break caused his driveway to sink and crack. (Continued June 24, 2013; Continued October 1, 2013; Continued November 19, 2013)

Narragansett Improvement Company \$7,250.00

PLC Services, LLC \$7,625.00

- 7.) BRAULIO LOPEZ, 13-543. Compensation for damages sustained on June 8, 2013, whereby petitioner alleges workers from the Water Supply Board caused damage to his sewer line.

A. Perfect Painting	\$3,200.00
401 Drywall and Plaster	\$3,350.00

- 8.) NATIONAL SUBROGATION SERVICES, LLC a/s/o PROVIDENCE MUTUAL INSURANCE COMPANY/BRIAN HINDY, 13-504. Compensation for damages sustained on July 15, 2013, whereby petitioner alleges a malfunctioning water main caused an overflow of water and sewage at his property.

- 9.) LUIS TAVARES, 13-493. Compensation for damages sustained on July 15, 2013, whereby petitioner's basement was flooded with water and sewage.

- 10.) ANA VIVEIROS, 13-492. Compensation for damages sustained on July 15, 2013, whereby petitioner's basement was flooded with water and sewage.

DEPARTMENT OF PUBLIC PROPERTY

- 11.) LIBERTY MUTUAL INSURANCE a/s/o BRUNILDA LARIOS, 12-231. Compensation for damages sustained on July 20, 2012, whereby petitioner was involved in an accident with a city vehicle. (Continued October 1, 2013; Continued November 19, 2013)

Claim	\$5,722.66
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DEPARTMENT OF PUBLIC WORKS

- 12.) JOSEPH AGUGIARO, 13-105. Compensation for damages sustained on February 18, 2013, whereby petitioner struck a manhole cover.

- 13.) ZULFIKAS ALLI, 13-586. Compensation for damages sustained on December 24, 2013, whereby petitioner hit a pothole.

Town Fair Tire	\$162.04
Tire Pros	\$155.54

- 14.) AMICA a/s/o KEVIN J. ROONEY, 13-318. Compensation for damages sustained, whereby petitioner hit a raised manhole cover. (Continued October 1, 2013; Continued November 19, 2013)

Claim \$2,382.39

- 15.) CLAUDIA BALDINO, 13-548. Compensation for damages sustained on October 25, 2013, whereby petitioner struck a piece of curbing while driving on Eddy Street.

Tasca \$356.24

- 16.) DAVID L. BARROS, 13-558. Compensation for damages sustained on November 27, 2013, whereby petitioner hit a pothole on Dyer Street.

Woody's Tire Service \$271.00

- 17.) DAVID A. BEDRICK, 13-561. Compensation for damages sustained on November 29, 2013, whereby petitioner hit a pothole on Gano Street.

International Motor Group \$506.95

Mercedes Benz of Warwick \$525.00

- 18.) LOUIS BISCI, 13-555. Compensation for damages sustained on November 26, 2013, whereby petitioner hit a raised sewer cover on Manton Avenue.

East Side Servicenters, Inc. \$184.49

Hurd Auto Mall \$177.39

- 19.) GLORIA L. CAPUANO, 13-567. Compensation for damages sustained on December 2, 2013, whereby petitioner struck a sewer and a broken curbstone on Eddy Street.

Town Fair Tire \$175.40

- 20.) BENJAMIN CARBONE, 13-530. Compensation for damages sustained on September 2, 2013, whereby a sewage back up occurred at petitioner's home at 141 Lakeview Drive.

Clean Care of New England \$28,884.81

- 21.) TAYLOR CHOQUETTE, 13-355. Compensation for damages sustained on May 30, 2013, whereby petitioner's window was broken by a rock allegedly thrown by a piece of equipment.

Rick's Auto Body Inc.	\$1,872.80
Hunter's Service Center	\$2,503.06

- 22.) JOHN M. CHU, 13-528. Compensation for damages sustained on November 7, 2013, whereby petitioner hit a pothole while driving on the I-95 Atwells Avenue ramp.

- 23.) GIOVANNI CINTOLO, 13-568. Compensation for damages sustained on December 2, 2013, whereby petitioner struck a construction cut in the road on Eddy Street.

German Motors	\$317.83
Tasca	\$330.13

- 24.) VICTOR CLARKE, 13-549. Compensation for damages sustained on October 2, 2013, whereby petitioner's vehicle was damaged allegedly due to a problem in the road.

- 25.) DAVID M. COHEN, MD, 13-554. Compensation for damages sustained on November 27, 2013, whereby petitioner hit a pothole on Gano Street.

Firestone Complete Auto Care	\$94.66
D'Ambra's Service Station, Inc.	\$114.75

- 26.) NATHAN COLWELL, 13-298. Compensation for damages sustained on February 27, 2013, whereby petitioner hit a pothole on Gano Street.

Protech	\$242.56
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- 27.) OLDEMIRO CORDEIRO, 13-466. Compensation for damages sustained on June 23, 2013, whereby a sewer back up occurred at petitioner's home.

Rooter-Man	\$1,350.00
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- 28.) VICTOR DESANTOS, 13-463. Compensation for damages sustained on September 4, 2013, whereby petitioner hit a pothole on Waldo Street.

Ideal Auto Body, Inc.	\$1,898.64
West Fountain Auto Sales & Body, Inc.	\$2,207.65

29.) KATHLEEN GENDRON, 13-583. Compensation for damages sustained on December 2, 2013, whereby petitioner hit a pothole on Gano Street.

30.) TINAMARIE GOMES, 13-440. Compensation for damages sustained on August 15, 2013, whereby petitioner hit a huge hole on Suffolk Street.

Town Fair Tire	\$703.46
Direct Tire	\$607.15

31.) ANNELIESE GREENIER, 13-523. Compensation for damages sustained on October 24, 2013, whereby petitioner hit a pothole on Ninth Street.

Sullivan Tire	\$132.66
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32.) NANCY JEAN GRZYCH, 13-510. Compensation for damages sustained on October 4, 2013, whereby petitioner hit a large hole while driving down Chad Brown Street.

33.) SAJEEV HANDA, 13-563. Compensation for damages sustained on November 27, 2013, whereby petitioner hit a pothole on Gano Street.

Mercedes-Benz of Warwick	\$455.18
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34.) JOHN HELLMANN, 13-532. Compensation for damages sustained on November 6, 2013, whereby petitioner's vehicle "bottomed out" while turning into Lynch Street from Atwells Avenue, allegedly due to road construction and raised manhole covers.

New England Auto Inc.	\$1,703.75
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35.) CORINNA JACKSON, 13-527. Compensation for damages sustained on October 28, 2013, whereby petitioner alleges her tires have been "cut up" due to construction in and around Claremont Street.

36.) JOHN W. KAMMIN, 13-585. Compensation for damages sustained on December 23, 2013, whereby petitioner hit a pothole on Angell Street.

37.) DAVID R. LAVOIE, 13-587. Compensation for damages sustained on December 24, 2013, whereby petitioner hit a pothole on Route 10.

Sullivan Tire	\$321.94
Fortier's Auto Sales and Service Inc.	\$336.63

- 38.) PHILIP W. LEES, 13-521. Compensation for damages sustained on October 22, 2013, whereby petitioner hit a pothole near 208 Collyer Street.
- First Hyundai \$176.62
- 39.) ROSLYN LIPSEY, 13-520. Compensation for damages sustained on October 14, 2013, whereby petitioner struck a hole.
- Steingold Volvo \$533.67
- 40.) ANTOINETTE LITTLEJOHN, 13-584. Compensation for damages sustained on December 23, 2013, whereby petitioner hit a pothole on Angell Street.
- Steingold Volvo \$56.00
- 41.) KYLE T. MCCARTHY, 13-200. Compensation for damages sustained on March 7, 2013, whereby petitioner hit a pothole.
- Devaney Tire \$294.78
- 42.) ROBERT F. MCMAHON, 13-286. Compensation for damages sustained on January 18, 2013, whereby petitioner struck a highway light pole while driving on Route 10 South. (Denied June 24, 2013)
- Travelers Auto Body \$1,962.68
- 43.) JAMES KEVIN MCNELIS, 13-560. Compensation for damages sustained on November 27, 2013, whereby petitioner got two flat tires while driving through road construction on Gano Street.
- Metro Honda \$593.27
- 44.) LORI MAGUIRE, 13-536. Compensation for damages sustained on November 9, 2013, whereby petitioner hit a pothole on Dan Street.
- Firestone Complete Auto Care \$451.09
- 45.) MICHAEL MALONEY, 13-546. Compensation for damages sustained on October 21, 2013, whereby petitioner struck an exposed manhole cover on Lynch Street.
- S.S. Automotive, Inc. \$275.56

46.) GILBERT MOORE, 13-575. Compensation for damages sustained on November 28, 2013, whereby petitioner hit a pothole at Dorrance and Clifford Streets.

47.) RYAN MICKOOL, 13-556. Compensation for damages sustained on November 27, 2013, whereby petitioner hit a pothole on Eddy Street.

Town Fair Tire \$262.44

48.) DAWN MARIE NARDOLILLO (Keith Cardoza, Esquire), 13-341. Compensation for injuries sustained on May 3, 2013, whereby petitioner fell in the alley between Fulton and Westminster Streets, allegedly due to missing pavement, and broke her right foot.

49.) ALEX NICHOLAS, 13-562. Compensation for damages sustained on November 27, 2013, whereby petitioner hit a pothole on Gano Street.

Collision Experts \$1,040.69
New Country Ford-Subaru \$725.17

50.) PAUL RAMOS JR., 13-564. Compensation for damages sustained on November 29, 2013, whereby petitioner hit a raised manhole cover on Manton Avenue.

BMW of Warwick \$1,315.87

51.) DENISE RANDALL, 13-574. Compensation for damages sustained on December 1, 2013, whereby petitioner hit a pothole on Dyer Street.

Bay Side Automotive Center, Inc. \$191.61
Ocean State Tire \$253.24

52.) ANTHONY RAPONI, 13-552. Compensation for damages sustained on November 28, whereby petitioner hit a pothole on Manton Avenue.

Town Fair Tire \$96.50

53.) MARY ROGERS, 13-472. Compensation for damages sustained on September 11, 2013, whereby petitioner hit a pothole on Park Row.

Balise Subaru \$177.23
Sam's Club \$179.68

54.) JEYAWATHY SATGUNAM, 13-444. Compensation for injuries sustained on March 16, 2013, whereby petitioner tripped and fell while walking on Hope Street.

55.) FRED SCHIFFMAN, 13-566. Compensation for damages sustained on December 3, 2013, whereby petitioner hit a pothole on Gano Street.

Audi Warwick \$234.13

56.) MICHAEL V. SPREMULLI, 13-551. Compensation for damages sustained, whereby petitioner hit a pothole on Eddy Street.

57.) SHARON A. VIENS, 13-525. Compensation for damages sustained on October 31, 2013, whereby petitioner hit a pothole on Gano Street.

58.) SUSAN VIERA, 13-519. Compensation for damages sustained on October 20, 2013, whereby petitioner hit a pothole on Pitman Street.

Somerset Subaru \$214.35
Town Fair Tire \$172.15

59.) DAVID ZAWACKI, 13-565. Compensation for damages sustained on December 1, 2013, whereby petitioner hit a hole on Gano Street.

Firestone Complete Auto Care \$149.66

FIRE DEPARTMENT

60.) NATIONAL SUBROGATION SERVICES, LLC a/s/o PROVIDENCE MUTUAL/SUSAN & PAUL LEEMING, 13-483. Compensation for damages sustained on August 28, 2013, whereby petitioner was involved in an accident with a Fire Department vehicle.

Claim \$4,628.51

LAW DEPARTMENT

61.) LUCY LOPEZ p.p.a. EMERSEN ESTRADA (Christopher E. Fay, Esquire), 13-547. Compensation for injuries sustained on October 10, 2013, whereby petitioner fell allegedly due to a poorly maintained playground area located at The Genesis Center, 620 Potters Avenue.

62.) TRAVELERS INSURANCE COMPANY a/s/o EDGAR ZURITA, 13-582. Compensation for damages sustained on October 26, 2013, whereby petitioner alleges the facade of a building fell on his parked vehicle.

Claim	\$1,481.22
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PARKS DEPARTMENT

63.) JOANNA C. CICILLINE (Stephen E. Cicilline, Esquire), 13-370. Compensation for injuries sustained on May 31, 2013, whereby petitioner fell in Waterplace Park.

64.) CHARLES JONES, 13-476. Compensation for damages sustained on September 13, 2013, whereby petitioner alleges a pebble thrown from a lawn mower broke the window of his vehicle.

Altieri Glass	\$122.10
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65.) RUTH LEROUX, 13-478. Compensation for damages sustained on August 16, 2013, whereby petitioner alleges her son's phone was stolen while at a City pool. (Continued November 19, 2013)

ASJM Computers	\$120.00
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66.) SANDRO MESTANZA, 13-224. Compensation for damages sustained on October 28, 2013, whereby a large tree branch fell onto petitioner's property.

Junco Enterprises	\$2,650.00
R & G General Contractors	\$2,925.00

- 67.) GLADYS ROBERTS, 13-430. Compensation for damages sustained on August 9, 2013, whereby a tree branch fell onto petitioner's vehicle. (Denied October 1, 2013)

West Shore Collision	\$133.50
East Coast Collision, Inc.	\$135.00

POLICE DEPARTMENT

- 68.) ANN MCGOWAN, 13-469. Compensation for damages sustained on August 10, 2013, whereby petitioner alleges her kitchen door was broken by members of the Police Department during the search for a suspect.

Stormtite Company, Inc.	\$3,880.00
Airtight Windows Inc.	\$5,700.00

- 69.) IVAN PERALTA, 13-515. Reimbursement for town fees paid, whereby petitioner's vehicle was towed on September 8, 2013, allegedly without cause.

Claim	\$135.00
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- 70.) EUGENE H. PERRY, 13-529. Reimbursement for towing fees paid on November 1, 2013, whereby petitioner alleges his vehicle was towed without cause.

Claim	\$107.00
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- 71.) PROGRESSIVE a/s/o VICTORIA N. BORKAI, 13-409. Compensation for damages sustained on April 6, 2013, whereby petitioner was involved in an accident with a Police vehicle.

Claim	\$2,812.66
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TRAFFIC ENGINEERING

- 72.) INSURANCE SUBROGATION GROUP a/s/o GEICO INDEMNITY INSURANCE COMPANY/LADONNA STARBECK, 13-538.

Compensation for damages sustained on March 18, 2013, whereby petitioner was involved in an accident at the intersection of Warren and Fuller Streets, allegedly due to a missing stop sign.

Claim	\$3,707.15
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SUITS

- 73.) AMICA MUTUAL INSURANCE a/s/o GREGORY DIZOGLIO vs. the CITY OF PROVIDENCE, 09-456. Compensation for damages sustained on June 22, 2009, whereby petitioner was involved in an accident with a Parks Department vehicle.

Claim \$8,334.86

- 74.) AMICA MUTUAL INSURANCE COMPANY (Philip E. Irons, Esquire) a/s/o GREGORY DIZOGLIO vs. the CITY OF PROVIDENCE, 10-434. Compensation for damages sustained on or about June 22, 2009, whereby petitioner was involved in an accident with a Parks Department vehicle driven by Anthony Levioe.

Claim \$8,334.86

- 75.) ANGIE BEJARANO and CIORMARIS TORRES (Robert Testa, Esquire) vs. the CITY of PROVIDENCE, 09-466. Compensation for injuries and damages sustained on or about August 5, 2003, whereby petitioners were involved in an accident with a Police Department vehicle driven by Officer Robert Heaton. (Continued November 9, 2010; Continued January 31, 2011; Continued March 28, 2011; Continued May 2, 2011; Settled up to an amount November 19, 2013)

- 76.) RICHARD DEBOISE (Anthony R. Leone, Esquire) vs. the CITY of PROVIDENCE, 09-118. Compensation for injuries and damages sustained on December 30, 2008, whereby petitioner was involved in an accident with a Fire Department vehicle driven by Ramon Pacheco.

- 77.) GREGORY DIZOGLIO (Robert A. D'Amico II, Esquire) vs. the CITY OF PROVIDENCE, 09-380. Compensation for injuries sustained on June 22, 2009, whereby petitioner was involved in an accident with a Parks Department vehicle driven by Anthony Levioe.

- 78.) LAURA GUNDERSON (Steven A. Minicucci, Esquire) vs. the CITY of PROVIDENCE, 11-525. Compensation for injuries sustained on May 9, 2011, whereby petitioner fell on the sidewalk on Bernon Street.

- 79.) SHELDON JOSEPH and SHAWN ROBLES (Joseph J. Voccola, Esquire) vs. the CITY of PROVIDENCE, 07-231. Compensation for injuries and damages sustained on October 1, 2007, whereby petitioners were involved in an accident with a Police vehicle.

Claim \$200,000.00

- 80.) SANUISE MO KAUBA and DEAN FERNANDES (Joseph J. Voccola, Esquire) vs. the CITY of PROVIDENCE, 07-254. Compensation for injuries and damages sustained on October 18, 2007, whereby petitioners were involved in an accident with a City vehicle.

Claim \$200,000.00

- 81.) RICHARD KETTLE (Michael R. Bottaro, Esquire) vs. ANDREW MIGNANELLI and the CITY OF PROVIDENCE, 12-308. Compensation for injuries sustained, whereby petitioner was involved in an accident with a Police Department vehicle driven by Patrolman Andrew Mignanelli.

- 82.) IYONA MCBRIDE (Charles J. Vucci, Esquire) vs. the CITY OF PROVIDENCE and MARCUS FIGUEROA, 09-105. Compensation for injuries and damages sustained on March 3, 2008, whereby petitioner was a passenger in a vehicle involved in an accident with a Fire Department vehicle.

Claim \$100,000.00

- 83.) IYONA MCBRIDE (Corey W. Fong, Esquire) vs. the CITY of PROVIDENCE, 08-247. Compensation for injuries sustained on March 2, 2008, whereby petitioner was involved in an accident with a City vehicle. (Settled up to an amount October 9, 2012)

- 84.) NELIS A. MENDEZ vs. the CITY of PROVIDENCE, 09-422. Compensation for injuries and damages sustained on or about May 19, 2008, whereby petitioner was involved in an accident with a Fire Department vehicle operated by James M. Gallant.

Claim \$5,000.00

- 85.) MELISSA MOLINARO (Stephen G. Linder, Esquire) vs. the CITY of PROVIDENCE and CHARLES BORANIAN, 10-273. Compensation for injuries and damages sustained on May 14, 2010, whereby petitioner was involved in an accident with a Police vehicle driven by Charles Boranian.

86.) OYENIRAN OYEWALE (Clare T. Jabour, Esquire) vs. the CITY of PROVIDENCE, 09-508. Compensation for damages sustained on October 3, 2009, whereby petitioner was involved in an accident with a City vehicle driven by Matthew Goodard.

Claim \$100,000.00

87.) DANIEL PENA vs. the CITY of PROVIDENCE, 09-423. Compensation for injuries and damages sustained on or about May 19, 2008, whereby petitioner was involved in an accident with a Fire Department vehicle operated by James M. Gallant.

Claim \$10,000.00

88.) KEVIN A. RAMIREZ (Henry S. Monti, Esquire) vs. FIRST STUDENT ET AL and the CITY OF PROVIDENCE, 09-244. Compensation for injuries sustained on or about February 11, 2019, whereby petitioner's wheelchair became stuck and jammed in the school bus door, allegedly causing him severe, permanent personal injuries. (Continued November 19, 2013)

Claim \$100,000.00

89.) HELEN E. REINERS, BY FINANCIAL GUARDIAN ARLENE VIOLET vs. PROBATE COURT. Compensation for alleged violation of the Americans with Disabilities Act.

90.) SIRIA M. TODMAN-CAINES p.p.a. JONATHAN CAINES (Steven A. Minicucci, Esquire) vs. the CITY of PROVIDENCE, 08-284. Compensation for injuries and damages sustained on June 10, 2005, whereby petitioner was a passenger in a vehicle involved in an accident with a Police Department vehicle driven by Patrolman Frank Newton.

Claim \$25,000.00

91.) THOMAS WARREN, ALAN HORTON, TIMOTHY MCDANIEL, PETER GRENIER, ANTHONY DIGIULIO and STEVEN MELARAGNO (Joseph F. Penza, Jr., Esquire) vs. the CITY of PROVIDENCE, 13-428. Compensation for damages sustained, whereby petitioner alleges the City failed to pay them for their unused sick time when they retired.

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