

IN THE STATE COURT OF FULTON COUNTY
STATE OF GEORGIA

WILLIAM SMITH,

Plaintiff,

v.

FULTON COUNTY, GEORGIA,

Defendant.

Civil Action No.: _____

COMPLAINT

COMES NOW Plaintiff in the above-styled action and files this Complaint and demand for jury trial, showing the Court the following:

PARTIES, JURISDICTION, AND VENUE

1.

Plaintiff William Smith is a resident of Fulton County, Georgia.

2.

Plaintiff intends to bring each and every claim permissible under Georgia law. Plaintiff seeks all medical expenses, pain and suffering, and all compensatory, special consequential, economic, general, and other damages permissible under Georgia law.

3.

Defendant Fulton County, Georgia ("Fulton County") may be served through Chairman John Eaves, Fulton County Board of Commissioners, 141 Pryor Street SW, 10th Floor, Atlanta, Georgia 30303.

4.

Fulton County has been properly served with process in this action.

5.

Jurisdiction and venue are proper as to Fulton County.

6.

On October 2, 2014, *ante litem* notice of these claims was sent to Chairman John Eaves of Fulton County Board of Commissioners via certified mail, return receipt requested. The Notice of Claim was delivered and signed for by “Malcolm K. Clenems.” The Notice of Claim and delivery receipt are attached collectively as Exhibit “1.”

7.

On October 2, 2014, *ante litem* notice of these claims was sent to then Chief of Police Cassandra Jones at Fulton County Police Department via certified mail, return receipt requested. The Notice of Claim was delivered and signed for by “L. Miles.” The Notice of Claim and copy of the delivery receipt are attached collectively as Exhibit “2.”

8.

Plaintiff has complied with all prerequisites necessary to bring these claims against Fulton County.

FACTS

9.

At all relevant times, Plaintiff was in the custody and control of Fulton County.

10.

On July 29, 2014, Officer Nicholas Williams was transporting Plaintiff in a police car.

11.

Officer Williams, a Fulton County police officer and employee, was responsible for transporting Plaintiff.

12.

Officer Williams handcuffed Plaintiff and placed him into the back seat of the police car.

13.

Officer Williams failed to put a seatbelt on Plaintiff.

14.

During the transport, Officer Williams saw a vehicle reported to be stolen.

15.

Officer Williams attempted to stop the vehicle reported to be stolen and collided with it.

16.

As a result of the collision, Plaintiff hit his head on the divider between the front and back seats.

17.

Plaintiff was transported to Grady Hospital for treatment.

18.

As a direct and proximate result of Fulton County and its employee's negligence and failure to exercise due care, Plaintiff suffered severe injuries.

19.

As a result of his injuries, Plaintiff needed and underwent spine surgery on August 4, 2016.

VICARIOUS LIABILITY

20.

Fulton County is liable for the tortious acts and omissions of Officer Williams under the doctrine of *respondeat superior*.

21.

Fulton County is liable for the tortious acts and omissions of Officer Williams because Fulton County had control over the time, manner, and method of Officer Williams' actions.

22.

Fulton County is liable for the tortious acts and omissions of Officer Williams because Officer Williams was Fulton County's agent.

NEGLIGENCE AND NEGLIGENCE *PER SE* AGAINST DEFENDANT

23.

Fulton County may be liable for the negligent hiring of Officer Williams.

24.

Fulton County may be liable for the negligent retention of Officer Williams.

25.

Fulton County may be liable for failing to create and/or follow reasonable and proper safety procedures.

26.

Fulton County owed a duty of care to the motoring public in general, and to Plaintiff, its passenger, in particular, to operate a vehicle in a reasonable and prudent manner and to adhere to the pertinent Rules of the Road for the State of Georgia.

27.

Fulton County and its employee breached their duty to exercise reasonable care in a number of ways, including, but not limited to:

- a) Failing to exercise due care in operating a vehicle in violation of O.C.G.A. § 40-8-76.1 (failing to use a seatbelt when required);

- b) Operating a vehicle in reckless disregard for the safety of persons or property in violation of O.C.G.A. § 40-6-390 (reckless driving);
- c) Failing to exercise due care in operating a vehicle in violation of O.C.G.A. § 40-60-180 (driving too fast for conditions); and
- d) Failing to keep a proper lookout ahead.

28.

Fulton County and its employee's negligent acts and omissions proximately caused Plaintiff's injuries.

DAMAGES

29.

Fulton County is liable for Plaintiff's injuries and damages sustained, pain and suffering, and all other elements of damages allowed under the laws of the State of Georgia.

30.

As a proximate and foreseeable result of Fulton County and its employee's negligence, Plaintiff suffered and is entitled to recover for her injuries and pain and suffering sustained, and all other elements of damages allowed under Georgia law, including but not limited to all compensatory, general, special, incidental, consequential, and other damages permitted. Plaintiff seeks all compensatory, special, economic, consequential, general, and all other damages permissible under Georgia Law, including, but not limited to:

- a) Personal injuries;
- b) Past, present and future pain and suffering;
- c) Disability;
- d) Disfigurement;

- e) Mental anguish;
- f) Loss of capacity for the enjoyment of life;
- g) Economic losses;
- h) Incidental expenses;
- i) Past, present, and future medical expenses, which presently exceed \$133,000.00;
- j) Lost earnings;
- k) Loss of earning capacity;
- l) Permanent injuries; and
- m) Consequential damages to be proven at trial.

31.

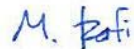
WHEREFORE, Plaintiff respectfully prays that:

- a) process issue as provided by law,
- b) Plaintiff has trial by jury against Defendant,
- c) judgment be awarded to Plaintiff and against Defendant,
- d) Plaintiff be awarded damages in amounts to be shown at trial, and
- e) Plaintiffs receive such other relief as this Court deems just and appropriate.

TRIAL BY JURY IS HEREBY DEMANDED

This 5th day of May, 2016.

Respectfully submitted,



Michael T. Rafi
Georgia Bar No. 127670

RAFI LAW FIRM LLC
1776 Briarcliff Road NE, Suite 102

Atlanta, Georgia 30306
mike@rafilawfirm.com
t: 404-800-9933
f: 470-344-3425

EXHIBIT 1



FRIED ROGERS GOLDBERG LLC
TRIAL ATTORNEYS

JOSEPH A. FRIED
BRIAN D. ROGERS
MICHAEL L. GOLDBERG
RICHARD P. HAMILTON
R. SEAN McEVoy
ERIC J. D. ROGERS

Of Counsel
BRAD W. THOMAS

October 2, 2014

ERIC J.D. ROGERS
DIRECT DIAL: 404-591-1821
DIRECT FAX: 404-574-6247
E-MAIL: eric@frg-law.com

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Chief of Police Cassandra Jones
Fulton County Police Department
5440 Fulton Industrial Boulevard
Atlanta, Georgia 30336

Chairman John Eaves
Fulton County Board of Commissioners
141 Pryor Street SW
10th Floor
Atlanta, Georgia 30303

Re: Ante Litem Notice: William Smith
Injury near Wal-Mart, 6149 Old National Highway, Atlanta, GA

Dear Chief Jones and Chairman Eaves:

My law firm represents William Smith. Pursuant to O.C.G.A. § 36-33-5, this correspondence constitutes a formal ante litem notice to Fulton County, Georgia ("the County") regarding potential claims arising out of police action taken near the Wal-Mart at 6149 Old National Highway, Atlanta, Georgia on July 29, 2014. The claims against the County may be based upon the actions of the officers involved in the action taken at that time against Mr. Smith and/or the policies and procedures of the Fulton County Police Department. On July 29, 2014, the Fulton County Police Department arrest Mr. William Smith and placed him in restraints in a police vehicle. While transporting Mr. Williams, Officer Nicholas Williams negligently or intentionally collided with another vehicle causing serious injury to Mr. William Smith that required surgery. Officer Nicholas Williams also failed to properly secure Mr. William's Smith safety harness prior to the collision.

As a result of the motor vehicle accident, Mr. William Smith sustained traumatic injuries. These injuries include a cervical spine injury that required surgery, as well as pain and suffering, economic losses, attorney fees, punitive damages, and any other general and special damages,

both past and future, allowed under Georgia and federal law. Since Mr. Smith is still recuperating we cannot be certain of the total loss is at this time, but we expect that it could exceed \$1,000,000.00.

Should you or your counsel feel that this notice is insufficient in any way, please let us know immediately.

Very truly yours,

FRIED ROGERS GOLDBERG LLC


Eric J.D. Rogers

EJDR:jjw



FRIED ROGERS GOLDBERG LLC
TRIAL ATTORNEYS

Accident Number
2014012324

Agency NCIC No.
0601300

GEORGIA UNIFORM MOTOR VEHICLE
ACCIDENT REPORT

County

Date Rec. by DOT

Date 07/29/2014 Day Of Week TUESDAY Time 23:41 Off. Arrived 00:08

Vehicles 2 Injuries 0 Fatalities 0

Inside City Of:

Hit And Run? ☒

Suppl. To Original? ☐

Private Property? ☐

Road of Occurrence 6149 OLD NATIONAL
HWY

At Its Intersection With

UNIT 1 - DRIVER HIT AND RUN		Last Name		First		Middle	
Address							
City		State		Zip		DOB	
Driver's License No		Class		State		<input type="checkbox"/> Male <input type="checkbox"/> Female	
Posted Speed 10		Insurance Co. NATIONWIDE AFFINITY INS.		Policy No.			
Year 2003		Make LINCOLN-CONTINENTAL		Model TAMN CAR		Telephone No.	
VIN 1LNHM82W33Y639353				Vehicle Color Gold			
Tag # TJW709		State GA		County COWETA		Year 2015	
Trailer							

<input type="checkbox"/> Same as Driver	Owner's Last Name LEACH		First BRENDA		Middle LUCILLE	
Address 18 THIRD ST						
City NEWMAN		State GA		Zip 30263		
Removed By S & W		<input type="checkbox"/> Request <input type="checkbox"/> List				
Alcohol Test	Type	Results	Drug Test	Type	Results	
Driver Cond	Direction of Travel		Vision Obscured	Contributing Factors Failed to Yield, Disregard Stop Sign/Signal, Other		
Vehicle Cond	Vehicle Maneuver Straight		Ped Maneuver			
Most Harmful Event Motor Vehicle In Motion		Vehicle Class Privately Owned		Vehicle Type: Passenger Car		
Traffic Ctrl Stop Or Yield Sign		Device Inoperative?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		

Injured Taken To :		By:	
EMS Notified Time		EMS Arrival Time	
Hospital Arrival Time	Photos Taken	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	By: ID TECH 71

Commercial Vehicles Only			
Carrier Name			
Vehicle # 1			
Address		City	State Zip
No. of Axles	G.V.W.R	Fed. Reportable <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Cargo Body Type
Vehicle Config.	I.C.C.M.C. #	U.S. D.O.T. #	Interstate <input type="checkbox"/> Intrastate <input type="checkbox"/>
C.D.L. ? <input type="checkbox"/> Yes <input type="checkbox"/> No		C.D.L. Suspended? <input type="checkbox"/> Yes <input type="checkbox"/> No	
Vehicle Placarded ? <input type="checkbox"/> Yes <input type="checkbox"/> No		Hazardous Materials? <input type="checkbox"/> Yes <input type="checkbox"/> No	
Released ? <input type="checkbox"/> Yes <input type="checkbox"/> No			
If YES, Name or 4 Digit Number from Diamond			
<input type="checkbox"/> Ran Off Road <input type="checkbox"/> Down Hill Runaway <input type="checkbox"/> Cargo Loss or Shift <input type="checkbox"/> Separation of Units			

UNIT 2 - DRIVER		Last Name WILLIAMS		First NICHOLAS		Middle	
Address 5440 FULTON IND BLVD							
City ATLANTA		State GA		Zip 30336		DOB 11/19/1989	
Driver's License No 052229843		Class CLASS C		State GA		<input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	
Posted Speed 10		Insurance Co. EXEMPT		Policy No.			
Year 2006		Make FORD (ALSO SEE ENGLISH, FRENCH,		Model CROWN VICTORIA		Telephone No.	
VIN 2FAHP71W86X102558				Vehicle Color Black			
Tag # GV18906		State GA		County FULTON		Year 2015	
Trailer							

<input type="checkbox"/> Same as Driver	Owner's Last Name FULTON COUNTY GA		First		Middle	
Address 130 PEACHTREE ST						
City ATLANTA		State GA		Zip 30303		
Removed By S & W		<input type="checkbox"/> Request <input type="checkbox"/> List				
Alcohol Test	Type	Results None Given	Drug Test	Type	Results	
Driver Cond	Direction of Travel		Vision Obscured	Contributing Factors No Contributing Factors		
Vehicle Cond	Vehicle Maneuver Straight		Ped Maneuver			
Most Harmful Event Motor Vehicle In Motion		Vehicle Class Police		Vehicle Type: Passenger Car		
Traffic Ctrl Lanes		Device Inoperative?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		

Injured Taken To :		By:	
EMS Notified Time 7/29/2014 11:41:00 PM		EMS Arrival Time	
Hospital Arrival Time	Photos Taken	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	By: ID TECH 71

Commercial Vehicles Only			
Carrier Name			
Vehicle # 2			
Address		City	State Zip
No. of Axles	G.V.W.R	Fed. Reportable <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Cargo Body Type
Vehicle Config.	I.C.C.M.C. #	U.S. D.O.T. #	Interstate <input type="checkbox"/> Intrastate <input type="checkbox"/>
C.D.L. ? <input type="checkbox"/> Yes <input type="checkbox"/> No		C.D.L. Suspended? <input type="checkbox"/> Yes <input type="checkbox"/> No	
Vehicle Placarded ? <input type="checkbox"/> Yes <input type="checkbox"/> No		Hazardous Materials? <input type="checkbox"/> Yes <input type="checkbox"/> No	
Released ? <input type="checkbox"/> Yes <input type="checkbox"/> No			
If YES, Name or 4 Digit Number from Diamond			
<input type="checkbox"/> Ran Off Road <input type="checkbox"/> Down Hill Runaway <input type="checkbox"/> Cargo Loss or Shift <input type="checkbox"/> Separation of Units			

Officer Information

Report By: 0980 CLARENCE Badge # Department TRAFFIC Report Date 7/30/2014 8:47:11 AM Submitted By FULTON CO PD TRANS Checked By Date Checked

Witnesses

None Listed

Remarks

Added: Jul 30 2014 5:35AM
See incident report 2014-012324

On 07/30/14 I was dispatched to 6149 Old National Hwy on officer involved crash. Upon my arrival I was briefed by Officer D. Green

An owner of a stolen vehicle case #2014-012277 (Brenda Leach) and her fianc (Joseph Brooks) advised that they saw their stolen vehicle traveling south bound on Old National Hwy and called 911. Officer D. Green came up behind the vehicle and followed it into the Walmart parking lot near Murphy USA. When the vehicle came to a stop at the four way stop sign he activated his emergency equipment and attempted to make a traffic stop. The vehicle then turned into the Murphy USA parking lot and drove around the pumps. Officer Green tried to cut the vehicle off and the vehicle attempted to flee through the parking lot. Officer N. Williams, who was taking a prisoner, from Walmart, was driving down the road on Walmart property was T- boned by the stolen vehicle. The driver then exited the vehicle and ran into the wood near 2555 Flat Shoals Rd. Responding officers in the area set up a perimeter and attempted to locate the perp. Deputies from the Fayetteville Sheriff's Department arrived on scene with a K-9 and searched the area. The perpetrator was not located in the area

Officer Williams was transported to Grady with non- life threatening injuries. A cell phone was located in the vehicle and the owner advised that it is not his. The Phone was placed into evidence. Twenty two dollars in cash was located in the vehicle and was also placed into evidence.

Unit 315 Lt. Rogers had the vehicle confirmed through GCIC and removed.

The vehicle was towed to Major Case for processing.

Diagram

Citations

None Listed

Collision Information

First Harmful Event Motor Vehicle In Motion	Traffic Way Flow Two-Way Trafficway with no physical separation	Weather Clear	Surface Cond. Dry	Light Cond. Dark-Lighted	Manner of Collision Angle	Location at area of Impact Off Roadway	Road Comp. Black Top	Road Def. No Defects	Road Character Straight and Level	Construction / Maintenance Zone Construction
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Vehicle Information

VEH #	Number of Occupants	Point of Initial Contact	Damage To Vehicles	Skid Distance Before Impact	After	Width of Road
1	2	Front End	Extensive	0	0	24
2	2	Front End	Extensive	0	0	24

Property Damage

None Listed

Involved Persons

Last Name	First	Address	City	State	Zip	Age	Sex	Vehicle #	Position	Injury	Taken for treat.	Eject	Safety Equip.	Extric	Air Bag
WILLIAMS	NICHOLAS	5440 FULTON IND BLVD	ATLANTA	GA	30336	24	M	2	Front Seat-Left Side	Visible	Yes	Not Ejected	Unknown	No	Deployed Air Bag

CERTIFIED MAIL

VOID

A

**Certified Mail
WITHOUT Physical Return
Receipt Service**

(No Return Receipt Card)

Instructions

1. Apply this label to the TOP EDGE of the mailpiece.
2. Apply address label below to the CENTER of the mailpiece.

stamps
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↗ **Top of the page**

PS Form 3800 6/02

**Delivery Address when
used with **A**
or Return Address when
used with **B****

← Fold and Tear →

B

**Certified Mail
WITH Physical Return
Receipt Service**

(Uses Return Receipt Card)

Instructions

1. Apply address label above to the back of this card.
2. Apply this card to the TOP EDGE of the mailpiece.

Certified Mail Labels (SDC-3910)
Covered by and/or for use with U.S. Patents 6,244,763; 6,868,406; 7,216,110; 7,236,956; 7,236,970;
7,490,005; 7,507,940; 7,613,039; 7,745,045; 7,882,094; 8,027,726; 8,027,927; 8,027,935; 8,041,644;
8,046,825; 8,103,647; 8,195,579; 8,501,572; 8,592,391; and 8,998,943.

\$6.690
US POSTAGE
FIRST-CLASS
FROM 30326
OCT 02 2014

stamps
.com

062S0007043797



CERTIFIED MAIL



9407 1118 9956 1705 0249 88

RETURN RECEIPT REQUESTED

Article Addressed To:

Chairman John Eaves
Fulton County Board of Commissioners
10th Floor
141 Pryor St SW
Atlanta GA 30303-3444

Chairman John Eaves
Fulton County Board of Commissioners
10th Floor
141 Pryor St SW
Atlanta GA 30303-3444

ARTICLE NUMBER
9407 1118 9956 1705 0249 88

FEES

Postage per piece	\$0.69
Certified Fee	3.30
Return Receipt Fee	2.70
Total Postage & Fees:	\$6.69

ARTICLE ADDRESS TO:

Chairman John Eaves
Fulton County Board of Commissioners
10th Floor
141 Pryor St SW
Atlanta GA 30303-3444

Postmark
Here

**U.S. Postal Service
Certified Mail-Receipt**

Sender:

Jaci Willis
Fried Rogers Goldberg LLC
3560 Lenox Road, N.E.
Suite 1250
Atlanta, Georgia 30326-4275

PS Form 3800 6/02

COMPLETE THIS SECTION ON DELIVERY

A. Signature: (☐ Addressee or ☐ Agent)

X

B. Received By: *(Please Print Clearly)*

C. Date of Delivery

D. Addressee's Address *(If Different From Address Used by Sender)*

Secondary Address / Suite / Apt. / Floor *(Please Print Clearly)*

Delivery Address

City **State** **ZIP + 4 Code**

9407 1118 9956 1705 0249 88

CERTIFIED MAIL

stamps
.com®

Patents 5,573,277
5,697,698 5,946,609*
U.S. Patent Form 3800
USPS CONF-134 11/13

Jaci Willis

Fried Rogers Goldberg LLC

3560 Lenox Road, N.E.

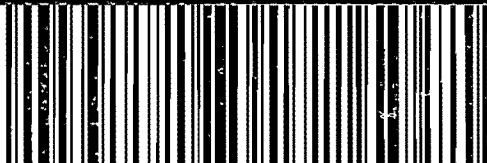
Suite 1250

Atlanta, Georgia 30326-4275

Will Smith

PS Form 3800 6/02

CERTIFIED MAIL



9407 1118 9956 1705 0249 88

COMPLETE THIS SECTION ON DELIVERY

A. Signature: ☐ Addressee or ☐ Agent

X *Will Smith*

B. Received By: (Please Print Clearly)

Malcolm K. Clement

C. Date of Delivery

D. Addressee's Address (If Different From Address Used by Sender.)

Secondary Address / Suite / Apt. / Floor (Please Print Clearly)

Delivery Address

City

State

ZIP + 4 Code

RETURN RECEIPT REQUESTED

Article Addressed To:



Chairman John Eaves

Fulton County Board of Commissioners

10th Floor

141 Pryor St. SW

Atlanta GA 30303-4444

EXHIBIT 2



FRIED ROGERS GOLDBERG LLC
TRIAL ATTORNEYS

JOSEPH A. FRIED
BRIAN D. ROGERS
MICHAEL L. GOLDBERG
RICHARD P. HAMILTON
R. SEAN McEVoy
ERIC J. D. ROGERS

Of Counsel
BRAD W. THOMAS

October 2, 2014

ERIC J.D. ROGERS
DIRECT DIAL: 404-591-1821
DIRECT FAX: 404-574-6247
E-MAIL: eric@frg-law.com

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Chief of Police Cassandra Jones
Fulton County Police Department
5440 Fulton Industrial Boulevard
Atlanta, Georgia 30336

Chairman John Eaves
Fulton County Board of Commissioners
141 Pryor Street SW
10th Floor
Atlanta, Georgia 30303

Re: Ante Litem Notice: William Smith
Injury near Wal-Mart, 6149 Old National Highway, Atlanta, GA

Dear Chief Jones and Chairman Eaves:

My law firm represents William Smith. Pursuant to O.C.G.A. § 36-33-5, this correspondence constitutes a formal ante litem notice to Fulton County, Georgia ("the County") regarding potential claims arising out of police action taken near the Wal-Mart at 6149 Old National Highway, Atlanta, Georgia on July 29, 2014. The claims against the County may be based upon the actions of the officers involved in the action taken at that time against Mr. Smith and/or the policies and procedures of the Fulton County Police Department. On July 29, 2014, the Fulton County Police Department arrest Mr. William Smith and placed him in restraints in a police vehicle. While transporting Mr. Williams, Officer Nicholas Williams negligently or intentionally collided with another vehicle causing serious injury to Mr. William Smith that required surgery. Officer Nicholas Williams also failed to properly secure Mr. William's Smith safety harness prior to the collision.

As a result of the motor vehicle accident, Mr. William Smith sustained traumatic injuries. These injuries include a cervical spine injury that required surgery, as well as pain and suffering, economic losses, attorney fees, punitive damages, and any other general and special damages,

both past and future, allowed under Georgia and federal law. Since Mr. Smith is still recuperating we cannot be certain of the total loss is at this time, but we expect that it could exceed \$1,000,000.00.

Should you or your counsel feel that this notice is insufficient in any way, please let us know immediately.

Very truly yours,

FRIED ROGERS GOLDBERG LLC


Eric J.D. Rogers

EJDR:jjw



FRIED ROGERS GOLDBERG LLC
TRIAL ATTORNEYS

Accident Number
2014012324

Agency NCIC No.
0601300

GEORGIA UNIFORM MOTOR VEHICLE
ACCIDENT REPORT

County

Date Rec. by DOT

Date 07/29/2014 Day Of Week TUESDAY Time 23:41 Off. Arrived 00:08

Vehicles 2 Injuries 0 Fatalities 0

Inside City Of:

Hit And Run? ☒

Suppl. To Original? ☐

Private Property? ☐

Road of Occurrence 6149 OLD NATIONAL
HWY

At Its Intersection With

UNIT 1 - DRIVER HIT AND RUN		Last Name		First		Middle	
Address							
City				State		Zip	
DOB							
Driver's License No		Class		State		<input type="checkbox"/> Male <input type="checkbox"/> Female	
Posted Speed 10		Insurance Co. NATIONWIDE AFFINITY INS.		Policy No.			
Year 2003		Make LINCOLN-CONTINENTAL		Model TAMN CAR		Telephone No.	
VIN 1LNHM82W33Y639353				Vehicle Color Gold			
Tag # TJW709		State GA		County COWETA		Year 2015	
Trailer							

<input type="checkbox"/> Same as Driver	Owner's Last Name LEACH		First BRENDA		Middle LUCILLE	
Address 18 THIRD ST						
City NEWMAN		State GA		Zip 30263		
Removed By S & W		<input type="checkbox"/> Request <input type="checkbox"/> List				
Alcohol Test		Type		Results		
Driver Cond		Direction of Travel		Vision Obscured		
Vehicle Cond		Vehicle Maneuver		Ped Maneuver		
Most Harmful Event		Vehicle Class		Vehicle Type:		
Traffic Ctrl		Stop Or Yield Sign		Device Inoperative? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		

Injured Taken To :		By:	
EMS Notified Time		EMS Arrival Time	
Hospital Arrival Time		Photos Taken <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
		By: ID TECH 71	

Commercial Vehicles Only			
Carrier Name			
Vehicle # 1			
Address		City	
State		Zip	
No. of Axles		G.V.W.R.	
Fed. Reportable <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Cargo Body Type	
Vehicle Config.		I.C.C.M.C. #	
U.S. D.O.T. #		Interstate <input type="checkbox"/> Intrastate <input type="checkbox"/>	
C.D.L. ? <input type="checkbox"/> Yes <input type="checkbox"/> No		C.D.L. Suspended? <input type="checkbox"/> Yes <input type="checkbox"/> No	
Vehicle Placarded ? <input type="checkbox"/> Yes <input type="checkbox"/> No		Hazardous Materials? <input type="checkbox"/> Yes <input type="checkbox"/> No	
Released ? <input type="checkbox"/> Yes <input type="checkbox"/> No			
If YES, Name or 4 Digit Number from Diamond			
<input type="checkbox"/> Ran Off Road <input type="checkbox"/> Down Hill Runaway <input type="checkbox"/> Cargo Loss or Shift <input type="checkbox"/> Separation of Units			

UNIT 2 - DRIVER		Last Name WILLIAMS		First NICHOLAS		Middle	
Address 5440 FULTON IND BLVD							
City ATLANTA				State GA		Zip 30336	
DOB 11/19/1989							
Driver's License No 052229843		Class CLASS C		State GA		<input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	
Posted Speed 10		Insurance Co. EXEMPT		Policy No.			
Year 2006		Make FORD (ALSO SEE ENGLISH, FRENCH,		Model CROWN VICTORIA		Telephone No.	
VIN 2FAHP71W86X102558				Vehicle Color Black			
Tag # GV18906		State GA		County FULTON		Year 2015	
Trailer							

<input type="checkbox"/> Same as Driver	Owner's Last Name FULTON COUNTY GA		First		Middle	
Address 130 PEACHTREE ST						
City ATLANTA		State GA		Zip 30303		
Removed By S & W		<input type="checkbox"/> Request <input type="checkbox"/> List				
Alcohol Test		Type		Results		
Driver Cond		Direction of Travel		Vision Obscured		
Vehicle Cond		Vehicle Maneuver		Ped Maneuver		
Most Harmful Event		Vehicle Class		Vehicle Type:		
Traffic Ctrl		Lanes		Device Inoperative? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		

Injured Taken To :		By:	
EMS Notified Time 7/29/2014 11:41:00 PM		EMS Arrival Time	
Hospital Arrival Time		Photos Taken <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
		By: ID TECH 71	

Commercial Vehicles Only			
Carrier Name			
Vehicle # 2			
Address		City	
State		Zip	
No. of Axles		G.V.W.R.	
Fed. Reportable <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Cargo Body Type	
Vehicle Config.		I.C.C.M.C. #	
U.S. D.O.T. #		Interstate <input type="checkbox"/> Intrastate <input type="checkbox"/>	
C.D.L. ? <input type="checkbox"/> Yes <input type="checkbox"/> No		C.D.L. Suspended? <input type="checkbox"/> Yes <input type="checkbox"/> No	
Vehicle Placarded ? <input type="checkbox"/> Yes <input type="checkbox"/> No		Hazardous Materials? <input type="checkbox"/> Yes <input type="checkbox"/> No	
Released ? <input type="checkbox"/> Yes <input type="checkbox"/> No			
If YES, Name or 4 Digit Number from Diamond			
<input type="checkbox"/> Ran Off Road <input type="checkbox"/> Down Hill Runaway <input type="checkbox"/> Cargo Loss or Shift <input type="checkbox"/> Separation of Units			

Officer Information

Report By: 0980 CLARENCE Badge # Department TRAFFIC Report Date 7/30/2014 8:47:11 AM Submitted By FULTON CO PD TRANS Checked By Date Checked

Witnesses

None Listed

Remarks

Added: Jul 30 2014 5:35AM
See incident report 2014-012324

On 07/30/14 I was dispatched to 6149 Old National Hwy on officer involved crash. Upon my arrival I was briefed by Officer D. Green

An owner of a stolen vehicle case #2014-012277 (Brenda Leach) and her fianc (Joseph Brooks) advised that they saw their stolen vehicle traveling south bound on Old National Hwy and called 911. Officer D. Green came up behind the vehicle and followed it into the Walmart parking lot near Murphy USA. When the vehicle came to a stop at the four way stop sign he activated his emergency equipment and attempted to make a traffic stop. The vehicle then turned into the Murphy USA parking lot and drove around the pumps. Officer Green tried to cut the vehicle off and the vehicle attempted to flee through the parking lot. Officer N. Williams, who was taking a prisoner, from Walmart, was driving down the road on Walmart property was T- boned by the stolen vehicle. The driver then exited the vehicle and ran into the wood near 2555 Flat Shoals Rd. Responding officers in the area set up a perimeter and attempted to locate the perp. Deputies from the Fayetteville Sheriff's Department arrived on scene with a K-9 and searched the area. The perpetrator was not located in the area

Officer Williams was transported to Grady with non- life threatening injuries. A cell phone was located in the vehicle and the owner advised that it is not his. The Phone was placed into evidence. Twenty two dollars in cash was located in the vehicle and was also placed into evidence.

Unit 315 Lt. Rogers had the vehicle confirmed through GCIC and removed.

The vehicle was towed to Major Case for processing.

Diagram

Citations

None Listed

Collision Information

First Harmful Event Motor Vehicle In Motion	Traffic Way Flow Two-Way Trafficway with no physical separation	Weather Clear	Surface Cond. Dry	Light Cond. Dark-Lighted	Manner of Collision Angle	Location at area of Impact Off Roadway	Road Comp. Black Top	Road Def. No Defects	Road Character Straight and Level	Construction / Maintenance Zone Construction
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Vehicle Information

VEH #	Number of Occupants	Point of Initial Contact	Damage To Vehicles	Skid Distance Before Impact	After	Width of Road
1	2	Front End	Extensive	0	0	24
2	2	Front End	Extensive	0	0	24

Property Damage

None Listed

Involved Persons

Last Name	First	Address	City	State	Zip	Age	Sex	Vehicle #	Position	Injury	Taken for treat.	Eject	Safety Equip.	Extric	Air Bag
WILLIAMS	NICHOLAS	5440 FULTON IND BLVD	ATLANTA	GA	30336	24	M	2	Front Seat-Left Side	Visible	Yes	Not Ejected	Unknown	No	Deployed Air Bag

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7,490,065; 7,567,940; 7,613,638; 7,743,043; 7,882,094; 8,027,926; 8,027,927; 8,027,935; 8,041,644;
8,046,823; 8,103,647; 8,195,579; 8,301,572; 8,392,391; and 8,498,943.

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