



## Committee on Claims and Pending Suits

### Regular Meeting

~ Agenda ~

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Wednesday, February 6, 2019

5:00 PM

Committee "A" (City Hall 3rd Floor)

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1. Organizational Meeting:

Election of Chairperson

Election of Vice-Chairperson

### WATER SUPPLY BOARD

2. LEWIS J. EMMA, 19-19. Compensation for damages sustained on December 23, 2018, whereby petitioner struck a pothole on Dean Parkway after water was running down the street.

Knightsville Service Center

\$298.13

3. VERIZON, 18-576. Compensation for damages sustained on September 11, 2018, whereby petitioner alleges the City of Providence was placing a water service and damaged a cable in the area of Power Street and Brown Street.

### DEPARTMENT OF PUBLIC WORKS

4. JENNY AMOS AND JEFFREY MONTEIRO (Joseph J. Voccola, Esquire), 17-366. Compensation for injuries and damages sustained on November 13, 2017, whereby petitioner's parked, attended vehicle was struck by a City of Providence owned vehicle operated by Joseph Cerullo on Health Avenue.

5. HOUSSAM ANANI, 19-39. Compensation for damages sustained on January 20, 2019, whereby petitioner struck a pothole on Allens Avenue.

M.H.W., Inc. d/b/a Union Ave. Shell

\$980.00

6. JOHN ARAKELIAN, JR., 18-591. Compensation for damages sustained on December 17, 2018, whereby petitioner struck a pot hole on Magnolia Street.

D&M Tyre Automotive Service Center \$279.15

7. BARRY ATKINSON, 18-574. Compensation for damages sustained on November 30, 2018, whereby petitioner's vehicle was involved in an accident.

8. EKATHERINA BABOUNIKOV, 19-6. Compensation for damages sustained on December 28, 2018, whereby petitioner struck a pothole on North Main Street.

Hyundai Factory Parts \$47.57

9. KUSHAL BAHL, 19-5. Compensation for damages sustained on December 30, 2018, whereby petitioner struck a pothole on Dave Gavitt Way.

Audi Warwick \$287.77

10. JULIAN BALBI, 19-14. Compensation for damages sustained on January 6, 2019, whereby petitioner struck a pothole on Silver Spring Street.

Monro Muffler/Brake & Service \$222.58  
Firestone Complete Auto Care \$229.19

11. PAUL R. BERGERON, 19-41. Compensation for damages sustained on January 18, 2019, whereby petitioner struck a pothole on Allens Avenue.

Broadway Tire \$223.62  
Broadway Tire \$842.02

12. ILENE E. BIANCO, 19-36. Compensation for damages sustained on January 12, 2019, whereby petitioner struck a pothole on Killingly Street.

North Providence Tire & Auto Center Inc. \$259.20

13. RON BOSTON, 19-29. Compensation for damages sustained on January 1, 2019, whereby petitioner struck a pothole on Linwood Street.

Enstyle Rides \$292.19

14. TIFFANY BRAGA, 18-561. Compensation for damages sustained on November 3, 2018, whereby petitioner struck a hole on Cemetery Road.

15. ATEESH S. CHANDA, 18-308. Compensation for damages sustained on April 25, 2018, whereby petitioner's car struck a pothole on Taber Avenue.

16. CONSTANCE T. CHANG, 19-12. Compensation for damages sustained on January 5, 2019, whereby petitioner struck a pothole on Blackstone Boulevard.

Scott Volkswagen \$198.91

17. PAUL CICERONE, 18-553. Compensation for damages sustained on November 3, 2018, whereby petitioner struck a raised manhole cover on Oakland Avenue.

Town Fair Tire Center \$145.16

18. JANA H. CLARK, 18-593. Compensation for damages sustained on December 20, 2018, whereby petitioner struck a pot hole on Federal Street.

Sullivan Tire \$172.99

Monro Auto Service \$162.98

19. KELLIE A. DAVENPORT, 18-438. Compensation for damages sustained on August 15, 2018, whereby petitioner's car struck a pothole on Silver Spring Street.

20. ORALIA GARCIA (Joseph J. Voccola, Esquire), 18-466. Compensation for injuries and damages sustained on August 26, 2018, whereby petitioner was injured on the sidewalk in front of Gemma's Market at 458 Cranston Street.

Claim \$1,000,000.00

21. VALERIE J. GIROUARD, 19-34. Compensation for damages sustained on January 11, 2019, whereby petitioner struck a pothole on Allens Avenue.

Town Fair Tire Centers \$132.46

22. CLARA A. HARDY, 19-25. Compensation for damages sustained on January 7, 2019, whereby petitioner struck a pothole on Killingly Street.

Midas \$109.86

23. SAMANTHA HEDDEN, 19-17. Compensation for damages sustained on January 5, 2019, whereby petitioner struck a pothole on Blackstone Boulevard.

Town Fair Tire Centers \$188.40

24. JOHN E. HEISS, 18-592. Compensation for damages sustained on December 16, 2018, whereby petitioner struck a pot hole on the Hartford Avenue exit.

Town Fire Tire Center \$237.00

25. JONATHAN JAMES LATORELLA, 18-556. Compensation for damages sustained on November 4, 2018, whereby petitioner struck a pothole on Eddy Street.

Scott Volkswagen \$417.15

26. TED LEBLOND, 18-460. Compensation for injuries and damages sustained on June 16, 2018, whereby petitioner stepped off a RIPTA bus and tripped on a portion of a metal pole in front of Dominoes on 526 Broad Street.

Lifespan \$94.33

27. PATRICK MAHONEY, 18-557. Compensation for damages sustained on November 6, 2018, whereby petitioner struck a pothole on Academy Avenue.

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|----------------|----------|
| Town Fair Tire | \$184.74 |
| Anchor Subaru  | \$204.90 |

28. LUC MAILLOUX, 19-18. Compensation for damages sustained on January 7, 2019, whereby petitioner struck a pothole on Harris Avenue.

|                       |          |
|-----------------------|----------|
| East Side ServiCenter | \$152.06 |
|-----------------------|----------|

29. ANDREW W. MARSELLA, 18-267. Compensation for damages sustained on March 20, 2018, whereby petitioner's car struck a pothole on Blackstone Boulevard.

30. COLLEEN A. McCARTHY 19-11. Compensation for damages sustained on January 1, 2019, whereby petitioner struck a pothole on Angell Street.

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|----------------------|----------|
| Bristol Toyota, Inc. | \$256.94 |
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31. ROBERT E. McGARRY, 19-9. Compensation for damages sustained on December 31, 2018, whereby petitioner struck a pothole on West Exchange Street.

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|----------------|----------|
| Town Fair Tire | \$191.24 |
|----------------|----------|

32. MOLLY MILLETTE, 19-26. Compensation for damages sustained on January 8, 2019, whereby petitioner struck a pothole on Silver Spring Street.

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|-----------------------|----------|
| Warren Tire Co., Inc. | \$119.49 |
|-----------------------|----------|

33. DWAYNEA PALMER, 19-3. Compensation for damages sustained on December 7, 2018, whereby petitioner struck a pothole on North Main Street.

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|---------------------|---------|
| Advanced Auto Parts | \$49.87 |
| Emely Auto          | \$60.00 |

34. LISA PATE,18-578. Compensation for damages sustained on November 1, 2018, whereby petitioner struck a sunken in man-hole cover on Promenade Street.

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|-----------------------|----------|
| Town Fair Tire Center | \$203.50 |
| BMW of Warwick        | \$225.00 |

35. JEANNE PAOLO, 19-23. Compensation for damages sustained on January 7, 2019, whereby petitioner struck a pothole on Killingly Street.

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| Town Fair Tire | \$271.92 |
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36. MARY A. PICCIRILLO, 19-2. Compensation for damages sustained on January 1, 2019, whereby petitioner struck a pothole on the connector to Huntington Avenue and Union Avenue.

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|-----------|----------|
| Tire Pros | \$180.11 |
| Tire Pros | \$130.54 |

37. JEFFREY R. PLATT, 19-27. Compensation for damages sustained on January 10, 2019, whereby petitioner struck a pothole on Clifford Street.

|                    |          |
|--------------------|----------|
| Melvin's Tire Pros | \$582.95 |
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38. NICOLE POPE, 18-586. Compensation for damages sustained on December 17, 2018, whereby petitioner struck a pot hole on Magnolia Street.

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|------------------------------------|----------|
| D&M Tyre Automotive Service Center | \$279.15 |
|------------------------------------|----------|

39. GABRIELLE REID, 18-580. Compensation for damages sustained on November 16, 2018, whereby petitioner struck a man-hole cover off the ground at the intersection of Argol Street and Foch Avenue

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|-------------------------|------------|
| Sayles Collision Center | \$2,084.47 |
|-------------------------|------------|

40. JULIO SALINAS AND JOSE M. LOPEZ (David A. Ursillo, Esquire), 18-257. Compensation for injuries and damages sustained on March 13, 2018, whereby petitioner was involved in an accident with a City of Providence snow plow.

41. BRAULIO SANCHEZ, 19-10. Compensation for damages sustained on January 6, 2019, whereby petitioner struck a pothole on Cranston Street.

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|------------------------------|----------|
| Tasca                        | \$311.37 |
| Firestone Complete Auto Care | \$343.99 |

42. LIBANA M. STEELE, 18-529. Compensation for damages sustained on October 9, 2018, whereby petitioner struck a pothole on Broad Street.

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|----------------|----------|
| Town Fair Tire | \$222.83 |
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43. ELIZABETH TARR, 18-550. Compensation for damages sustained on November 3, 2018, whereby petitioner struck a pothole on Hope Street.

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| Honda of Seekonk | \$111.56 |
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44. LUCIA WALSH, 19-24. Compensation for damages sustained on January 8, 2019, whereby petitioner struck a pothole on West Exchange Street.

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| Melvin Tire Pros | \$224.32 |
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45. SARAH WILLIMANN, 19-21. Compensation for damages sustained on January 7, 2019, whereby petitioner struck a pothole on Blackstone Boulevard.

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|------------------------------|----------|
| Firestone Complete Auto Care | \$190.51 |
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46. DEBORAH WOLFINGER, 19-7. Compensation for damages sustained on January 4, 2019, whereby petitioner struck a pothole on Blackstone Boulevard.

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| Town Fair Tire | \$189.19 |
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## DEPARTMENT OF PUBLIC PROPERTY

47. MICHAEL MCCUTCHEON, 18-582. Compensation for damages sustained on October 8, 2018, whereby petitioner alleges a City van sideswiped his vehicle on Wabun Avenue.

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|-------------------------|------------|
| Michaud Auto Body, Inc. | \$4,498.03 |
| Cote's Auto Body        | \$4,383.82 |

## FIRE DEPARTMENT

48. NICOLE CARUTH, 19-13. Compensation for damages sustained on January 4, 2019, whereby petitioner's parked vehicle was struck by a Fire Department vehicle, operated by Derek D. Lopez, on Vinton Street.

49. CCS COMMERCIAL, LLC a/s/o TRAVELERS INSURANCE/MICHAEL LEBEAU, 18-584. Compensation for damages sustained on November 2, 2017, whereby petitioner's vehicle was struck by a Fire Department vehicle on Charles Street.

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| Claim | \$2,372.46 |
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50. PROGRESSIVE DIRECT INSURANCE COMPANY a/s/o LESLIE JACOBO, 19-569. Compensation for damages sustained on October 6, 2017, whereby petitioner's vehicle was struck by a Fire Department vehicle, driven by John McGovern, on South Water Street.

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| Claim | \$4,537.79 |
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51. KAREN OWEN TALLEY (Kathleen Nee, Esquire), 18-594. Compensation for damages sustained on October 28, 2018, whereby petitioner's vehicle was struck by a Fire Department vehicle, driven by Christopher Bernal, at the intersection of Gano Street and Angell Street.



## PARKS DEPARTMENT

52. KERWIN MONTILLA, 18-570. Compensation for damages sustained on November 20, 2018 whereby petitioner struck a pothole at Roger Williams Park.

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|----------------------------------|---------|
| Jenni Tire Shop & Auto Repairs   | \$95.00 |
| A & M International Auto Salvage | \$80.00 |

53. ALEJANDRA PERNIA, 18-572. Compensation for damages sustained on October 15, 2018, whereby petitioner struck a pothole at Roger Williams Park on F C Greene Memorial Boulevard.

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|-----------------------------------|---------|
| New England Tire Car Care Centers | \$53.57 |
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54. KONSTANTIN PETROSSIAN, 18-567. Compensation for damages sustained on November 3, 2018 whereby petitioner's property located at 120 Bolton Avenue was damaged due to a fallen tree.

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|-------------------------|----------|
| Build Pros Construction | \$575.27 |
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55. DAVID R. ROSEN, 18-573. Compensation for damages sustained on June 22, 2018, whereby petitioner's parked vehicle at 1 Langham Street was struck with dirt from a grinding machine.

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| Altieri Glass | \$250.00 |
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56. JACKELINE G. ARTEAGA SCHOENGUT, 18-525. Compensation for damages sustained on October 17, 2018 whereby petitioner's vehicle was struck by a tree branch on Libia Street.

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| U Save Auto Glass  | \$180.00 |
| Solution Auto Body | \$400.00 |

57. DAVID VOLLUCCI, 18-541. Compensation for damages sustained on or about October 17, 2018 whereby petitioner's property at 1278-1280 Chalkstone Avenue was damaged.

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|-----------------------------------|------------|
| D & D Painting and Remolding, LLC | \$8,800.00 |
| RI Home Improvement               | \$9,688.00 |

## PARKS DEPARTMENT & DEPARTMENT OF PUBLIC WORKS

58. MARTEN BASTA, 19-37. Compensation for damages sustained on August 21, 2018, whereby petitioner alleges a main sewer line was clogged due to a tree and caused sewage backup in the basement of 100 Rochambeau Avenue.

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|------------------------|-------------|
| Dig Rite Company, Inc. | \$21,337.00 |
| American Woodwrights   | \$6,024.00  |
| Roto-Rooter            | \$1,351.38  |

## POLICE DEPARTMENT

59. GINO FEDERICI, 18-523. Reimbursement for towing and storage fees paid, on July 16, 2018, whereby petitioner alleges he was not notified of the recovery of his stolen vehicle in a timely manner.

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| Claim | \$780.00 |
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60. USAA GENERAL INDEMNITY COMPANY a/s/o MARTOR BIAH, 18-575. Compensation for damages sustained on September 3, 2018, whereby petitioner vehicle was struck by a City of Providence vehicle, driven by Ryan Malloy.

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| Claim | \$3,321.61 |
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## SUITS

61. EDITH RIBET DELUCERO (Cautry L. Gomes, Esquire) vs. the CITY OF PROVIDENCE, 14-917. Compensation for injuries and damages sustained on November 22, 2014, whereby petitioner tripped and fell on a raised sidewalk on Broad Street.

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| Claim | \$1,000,000.00 |
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62. FRANCISCO B. FERNANDEZ (Christopher E. Fay, Esquire) vs. the CITY OF PROVIDENCE, 16-22. Compensation for injuries and damages sustained on January 25, 2016, whereby petitioner was involved in an accident with a City vehicle operated by Reynaldo Batista at Cahill Street at or near Wyatt Street.

63. GILBERTO FERNANDEZ (Cautry L. Gomes, Esquire) vs. the CITY OF PROVIDENCE, 15-347. Compensation for injuries and damages sustained on March 22, 2015, whereby petitioner fell on uneven concrete on Broad Street.

Claim \$1,000,000.00

64. ROSEMARIE MACCHIO (Frank L. Orabona, Jr., Esquire) vs. the CITY OF PROVIDENCE, 14-716. Compensation for injuries and damages sustained on August 9, 2014 whereby petitioner tripped and fell into a huge hole while walking on the sidewalk at the intersection of Empire Street and Fountain Street.

Claim \$1,000,000.00

65. LIDIA PENA (Vincent A. DeCesare, Esquire) vs. ANIBAL BAEZ and the CITY OF PROVIDENCE, 12-258. Compensation for injuries and damages sustained on July 30, 2012, whereby petitioner was involved in an accident with a Police vehicle.

Claim \$79,131.25

66. CAMILLE PICCININNI (Charles J. Vucci, Esquire) vs. the CITY OF PROVIDENCE, 14-757. Compensation for injuries and damages sustained on or about July 22, 2014, whereby petitioner tripped and fell on a raised and uneven sidewalk located on Pine Street.

Claim \$100,000.00

67. VIRGINIA SILVERIO VASQUEZ (Christopher E. Fay, Esquire) vs. the CITY OF PROVIDENCE, 16-21. Compensation for injuries and damages sustained on January 25, 2016, whereby petitioner was involved in an accident with a City vehicle operated by Reynaldo Batista at Cahill Street at or near Wyatt Street.

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

**The Committee will seek to enter into Executive Session pursuant to Rhode Island General Laws Section 42-46-5 (a) (2).**

**Offices and City Council Chambers are accessible to individuals with disabilities. If you are in need of interpreter services for the hearing impaired, please contact the Office of Neighborhood Services at 421-7768 not less than 48 hours in advance of the hearing date.**