MICHAEL A. SIRAGUSA
ERIE COUNTY ATTORNEY

# COUNTY OF ERIE

**MARK C. POLONCARZ**
COUNTY EXECUTIVE

DEPARTMENT OF LAW

MICHELLE M. PARKER
FIRST ASSISTANT COUNTY ATTORNEY

JEREMY C. TOTH
SECOND ASSISTANT COUNTY ATTORNEY

March 20, 2013

Mr. Robert M. Graber, Clerk
Erie County Legislature
92 Franklin Street. 4th Floor
Buffalo, New York 14202

Dear Mr. Graber:

In compliance with the Resolution passed by the Erie County Legislature on June 25, 1987, regarding notification of lawsuits and claims filed against the County of Erie, enclosed please find a copy of the following:

| | |
|---|---|
| File Name: | *Collins, Teyania L., an Infant, by Tashima Watkins, Individually and as PNG v. County of Erie and Erie County Department of Probation* |
| Document Received: | Notice of Claim |
| Name of Claimant: | Tashima Watkins<br>37 Roebling Avenue<br>Buffalo, New York 14215 |
| Claimant's attorney: | Lori F. Hickey<br>William Mattar, P.C.<br>6720 Main Street, Suite 100<br>Williamsville, New York 14221 |

Should you have any questions, please call.

Very truly yours,

MICHAEL A. SIRAGUSA
Erie County Attorney

By: Michelle Parker
Michelle M. Parker
First Assistant County Attorney

MMP:dld
Enclosure

This paper received at the
Erie County Attorney's Office
from Doug DiFilippo on
the 8th day of March, 2013
at 2:06 a.m./p.m.
Assistant County Attorney

**IN THE MATTER OF THE CLAIM OF:**

**TASHIMA WATKINS, Individually and as Parent And Natural Guardian of TEYANIA L. COLLINS, an infant,**
37 Roebling Avenue.
Buffalo, New York 14215

Claimant,

-against-

**COUNTY OF ERIE and**
**ERIE COUNTY DEPARTMENT OF PROBATION**
One Niagara Plaza
Buffalo, New York 14202

Respondent.

**NOTICE OF CLAIM**

**PLEASE TAKE NOTICE** that the Claimant, **TASHIMA WATKINS, as Parent and Natural Guardian of TEYANIA L. COLLINS, an infant,** hereby files, in the accordance with the General Municipal Law §50-e *et seq.,* this Notice of Claim and demands against the Erie County Department of Probation, as follows:

1. The undersigned, TASHIMA WATKINS, parent and natural guardian of the infant, TEYANIA L. COLLINS, whose date of birth is April 16, 1995, resides at 37 Roebling Avenue, Buffalo, New York 14215, by and through her attorney, William K. Mattar, P.C., 6720 Main Street, Suite 100, Williamsville, NY 14221-5986, claims damages against the COUNTY OF ERIE and ERIE COUNTY DEPARTMENT OF PROBATION for personal injuries, pain and suffering, general and special damages, medical expenses, and property damages.

2. That the said injuries were sustained by the infant, TEYANIA L. COLLINS on January 12, 2013 at 12:00 p.m. as a result of a motor vehicle accident at the intersection of Doat Street and St. Mary's in the City of Buffalo, New York.

3. The infant Claimant's injuries include left knee, back and neck injuries, and other injuries of that day, when the motor vehicle she was a passenger in, which was owned by Monique Winfield and driven by Brianna Gray, collided with a vehicle owned by Jim Wilkinson and operated by Rebecca Wilkenson, who, upon information and belief, is an employee of the COUNTY OF ERIE and ERIE COUNTY DEPARTMENT OF PROBATION. See the Buffalo Police Department Police Accident Report attached hereto as **EXHIBIT "A".**

4. That the Claimant's damages and injuries occurred as a result of the negligence, carelessness, and reckless disregard for the safety of others including the Claimant, by the COUNTY OF ERIE and ERIE COUNTY DEPARTMENT OF PROBATION, their servants, agents or employees, including the driver of the other vehicle, Rebecca Wilkenson.

5. That as a result of the foregoing, the infant, TEYANIA L. COLLINS, sustained very serious injuries, including neck, back and left knee injuries, among other injuries. Some of these injuries will be of a permanent or indefinite duration, and the Claimant will incur future expenses for hospitals, doctors and other medical expenses.

6. That the Claimant's injuries were caused solely and wholly as a result of the negligence of the COUNTY OF ERIE and ERIE COUNTY DEPARTMENT OF PROBATION, through its agents, servants and employees without any negligence on the part of the Claimant

contributing thereto.

DATED: February 15, 2013

Lori F. Hickey, Esq.
WILLIAM K. MATTAR, P.C.
Attorney for Claimant
6720 Main Street, Suite 100
Williamsville, NY 14221-5986
(716) 633-3535

Claimant, TASHIMA WATKINS, as Parent and Natural Guardian of the infant, TEYANIA L. COLLINS , being duly sworn, deposes and says:

I have read the foregoing Notice of Claim and know its contents; the same is true to my knowledge, except as to those matters therein stated to be alleged on information and belief, and as to those matters I believe them to be true.

Tashima Watkins
TASHIMA WATKINS, as Parent and Natural Guardian of
TEYANIA L. COLLINS, an infant

Sworn to before me this
20th day of February, 2013.

Notary Public

Bridgette Dukarm
Notary Public - State of New York
No. 01DU6141707
Qualified in Erie County
My Commission Expires February 27, 14