



COUNTY OF ERIE

MARTIN A. POLOWY
ACTING COUNTY ATTORNEY

CHRIS COLLINS
COUNTY EXECUTIVE

THOMAS F. KIRKPATRICK, JR.
ACTING FIRST ASSISTANT COUNTY ATTORNEY

DEPARTMENT OF LAW

MEMORANDUM

TO: Robert Graber, Clerk, Erie County Legislature

FROM: Thomas F. Kirkpatrick, Jr., Acting First Assistant County Attorney

DATE: June 1, 2011

RE: Transmittal of New Claims Against Erie County

Mr. Graber:

In accordance with the Resolution passed by the Erie County Legislature on June 25, 1987 (Int. 13-14), attached please find five (5) new claims brought against the County of Erie. The claims are as follows:

Claim Name

Rosemond Johnson vs County of Erie
Roda Brown vs City of Buffalo and County of Erie
Jazzlee Bynum vs County of Erie
GEICO as Subrogee of Desiree Barnes vs Erie County
Lori Rounds vs City of Buffalo, County of Erie and L.V. Gonzalez-Ramos

TFK/crj
Attachments



COUNTY OF ERIE

JEREMY A. COLBY
ERIE COUNTY ATTORNEY

CHRIS COLLINS

COUNTY EXECUTIVE
DEPARTMENT OF LAW

MARTIN A. POLOWY
FIRST ASSISTANT COUNTY ATTORNEY

THOMAS F. KIRKPATRICK, JR.
SECOND ASSISTANT COUNTY ATTORNEY

June 1, 2011

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

Dear Mr. Graber:

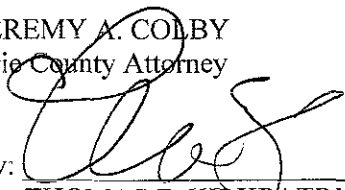
In compliance with the Resolution passed by the Erie County Legislature on June 25, 1987, regarding notification of lawsuits and claims filed against the County of Erie, enclosed please find a copy of the following:

File Name:	<i>Johnson, Rosemond vs County of Erie</i>
Document Received:	Notice of Claim
Name of Claimant:	Rosemond Johnson 3842 Wildwing Drive North Tonawanda, New York 14120
Claimant's attorney:	Larry Kerman, Esq. 2645 Sheridan Drive Tonawanda, New York 15150

Should you have any questions, please call.

Very truly yours,

JEREMY A. COLBY
Erie County Attorney

By: 

THOMAS F. KIRKPATRICK, JR.
Second Assistant County Attorney

TFK/mow
Enc.

cc: JEREMY A. COLBY, Erie County Attorney

In the Matter of

ROSEMOND JOHNSON,

Claimant,

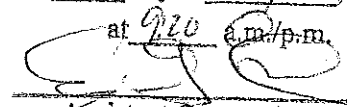
-vs-

COUNTY OF ERIE,

Respondent.

NOTICE OF CLAIM
Erie County Attorney's Office

from LARRY KERMAN on
the 3rd day of May, 2011
at 2:00 a.m./p.m.


Assistant County Attorney

PLEASE TAKE NOTICE that Rosemond Johnson hereby makes claims against the County of Erie, as follows:

1. The name of the Claimant is Rosemond Johnson. Claimant resides at 3842 Wildwing Drive, North Tonawanda, New York 14120.
2. The name and address of the attorney for Claimant is Law Offices of Larry Kerman, 2645 Sheridan Drive, Tonawanda, New York 14150.
3. The nature of the claim is founded in negligence and premises liability, and is for personal injuries suffered by Claimant, along with medical expenses.
4. The time when the claim arose on or about February 16, 2011, at approximately 1:30 p.m.
5. The place where the claim arose is the Buffalo Niagara Convention Center located at or near Convention Center Plaza, 153 Franklin Street, Buffalo, New York 14202, which, upon information and belief, is owned, operated, funded and/or maintained by the County of Erie.
6. The claims for personal injuries arose in the following manner: On or about February 16, 2011, the Claimant was lawfully on the premises at the Buffalo Niagara Convention Center, and specifically on one of the escalators therein, when said escalator malfunctioned, stopping suddenly, causing Claimant to suffer permanent and painful injuries as a result of the carelessness and negligence of the Respondent herein.

7. Upon information and belief, the County of Erie, its agents, servants or employees, and without any negligence on the part of the Claimant herein, was negligent in: allowing a dangerous condition to exist; improper and insufficient supervision of its agents, servants and employees who were responsible for the safe operation of the escalators and their repair and maintenance; improper and inadequate safety procedures and/or facilities; and was otherwise careless and negligent.

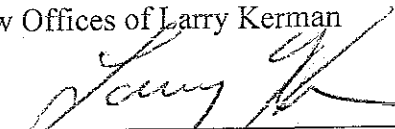
8. That by reason of the foregoing, the Claimant suffered certain severe, permanent and painful personal injuries, including, but not limited to, neck and back strains and injuries, and a torn rotator cuff in his left shoulder/arm, which will require surgery and which has caused Claimant great discomfort, loss of range of motion, and pain and suffering, by reason of which he will be compelled to spend large sums of money for medical bills, and that the Claimant has been and will be incapacitated from performing his usual duties for a long period of time, all to his damage pursuant to General Municipal Law Section 50(e) and CPLR 3017(c).

WHEREFORE, Claimant requests that this claim be allowed and paid for by the County of Erie for personal injuries sustained by Claimant by reason of the wrongful, unlawful, negligent, and careless acts and omissions of the Respondent.

Dated: May 2, 2011
Tonawanda, New York

Yours, etc.,

Law Offices of Larry Kerman

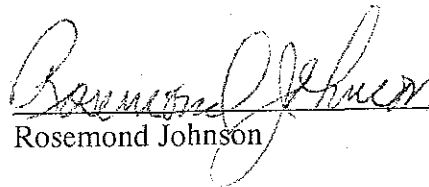
By: 

Larry Kerman, Esq.
Attorney for Claimant
2645 Sheridan Drive
Tonawanda, New York 14150
Telephone: (716) 834-9181

VERIFICATION

STATE OF NEW YORK)
) SS:
COUNTY OF ERIE)

Rosemond Johnson, being duly sworn, deposes and says: that deponent is the Claimant in the within action; that deponent has read the foregoing Notice of Claim and knows the contents thereof; that the same is true to deponent's own knowledge, except as to the matters therein stated to be alleged on information and belief, and that as to those matters deponent believes it to be true.


Rosemond Johnson

Sworn to before me this
2nd day of May, 2011



Notary Public

TAMMY L. NELSON
Notary Public, State of New York
Qualified in Erie County
My Commission Expires Nov. 14, 2014



COUNTY OF ERIE

JEREMY A. COLBY
ERIE COUNTY ATTORNEY

CHRIS COLLINS
COUNTY EXECUTIVE
DEPARTMENT OF LAW

MARTIN A. POLOWY
FIRST ASSISTANT COUNTY ATTORNEY

THOMAS F. KIRKPATRICK, JR.
SECOND ASSISTANT COUNTY ATTORNEY

June 1, 2011

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

Dear Mr. Graber:

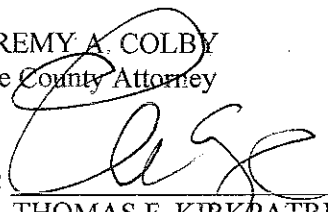
In compliance with the Resolution passed by the Erie County Legislature on June 25, 1987, regarding notification of lawsuits and claims filed against the County of Erie, enclosed please find a copy of the following:

File Name:	<i>Brown, Roda vs City of Buffalo and County of Erie</i>
Document Received:	Notice of Claim
Name of Claimant:	Roda Brown 2025 Bailey Avenue Buffalo, New York 14210
Claimant's attorney:	Boyd L. Earl, Esq. Law Offices of Eugene C. Tenney 5 Niagara Square Buffalo, New York 14202

Should you have any questions, please call.

Very truly yours,

JEREMY A. COLBY
Erie County Attorney

By: 

THOMAS F. KIRKPATRICK, JR.
Second Assistant County Attorney

TFK/mow
Enc.

cc: JEREMY A. COLBY, Erie County Attorney

IN THE MATTER OF THE CLAIM OF:

RODA BROWN
2025 Bailey Avenue
Buffalo, New York 14210

Claimant

v.

NOTICE OF CLAIM

CITY OF BUFFALO
CITY HALL
BUFFALO, NEW YORK 14202

COUNTY OF ERIE
95 FRANKLIN STREET
BUFFALO, NEW YORK 14202

Respondents

TO: City of Buffalo Corporation Counsel
County Attorney's Office.

SIRS:

PLEASE TAKE NOTICE, that the undersigned, RODA BROWN claims from the CITY OF BUFFALO BOARD and COUNTY OF ERIE damages for pain and suffering sustained by reason of the wrongful, negligent and careless acts and/or omissions of the CITY OF BUFFALO and COUNTY OF ERIE, their agents, servants and/or employees and in support thereof, Claimants state:

1) The claimant, RODA BROWN, resides at 2025 Bailey Avenue, Buffalo, New York 14210.

2) The name and address of the Claimants' attorneys are, THE LAW OFFICES OF

EUGENE C. TENNEY, 5 Niagara Square, Buffalo, New York 14202, attorneys of record for said Claimant, RODA BROWN.

3) Upon information and belief, the date of the happening of the accident in which the serious injuries were sustained by RODA BROWN, and the time when such claim arose was on or about the 15th day of April, 2011 at or about 11:30 a.m., on that date.

4) Upon information and belief, the happening of the said accident, resulting in injuries hereinafter alleged occurred at Coca-Cola Field located in the City of Buffalo, New York.

5) Upon information and belief, the claim of RODA BROWN, arose in the following manner:

At the aforementioned time and place, Roda Brown was operating a leaf blower at which time he stepped into an unprotected drain/man hole located in the area where he was working, causing serious personal injury.

6) Upon information and belief, the accident was caused by the wrongful, negligent and careless acts and/or omissions of the CITY OF BUFFALO and COUNTY OF ERIE, their agents, servants and/or employees acting in the scope and course of their employment.

The acts of negligence include, but are not limited to:

- a. Failing to inspect the premises at or near where in the herein incident occurred;
- b. Negligently allowing the drain cover to be removed in the area where the herein incident occurred;
- c. Failing to provide a safe area for the Claimant to perform his work duties;
- d. Negligently failing to take the appropriate steps to replace the drain cover;

e. Installing an inappropriate/unsafe cover to the drain/man hole.

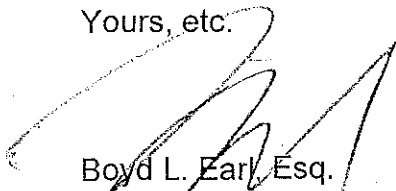
7) As a result of said accident, RODA BROWN sustained serious injuries, including both physical and psychological injuries, as well as pain and suffering, including injuries to his back and left leg.

8) This notice is made and served on behalf of said RODA BROWN, in compliance with the provisions of 50-h of the General Municipal Law and such other laws and statutes as are in the case made and provided.

9) You will take further notice that Claimant, RODA BROWN, demands payment of said claim and unless said claim is paid within a reasonable time, it is the intention of the Claimant to commence suit against the CITY OF BUFFALO and COUNTY OF ERIE.

DATED: Buffalo, New York
April 21, 2011

Yours, etc.



Boyd L. Earl, Esq.

THE LAW OFFICES OF EUGENE C. TENNEY
5 Niagara Square
Buffalo, New York 14202
BOYD L. EARL, ESQ.
(716) 853-1887

VERIFICATION

STATE OF NEW YORK
COUNTY OF ERIE

}
} SS:

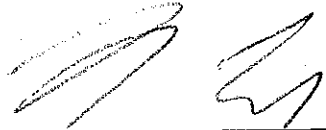
RODA BROWN, being duly sworn deposes and says that he is the Plaintiff in the foregoing claim, that he has read the foregoing Notice of Claim and knows the contents thereof; that the same is true to his knowledge except as to those matters alleged to be upon information and belief as to those matters, he believes them to be true.



RODA BROWN

Sworn to before me this

27th day of April, 2011.



NOTARY PUBLIC

BOYD L EARL
Notary Public, State of New York
Qualified in Erie County
Commission Expires February 12, 2014



COUNTY OF ERIE

JEREMY A. COLBY
ERIE COUNTY ATTORNEY

CHRIS COLLINS
COUNTY EXECUTIVE
DEPARTMENT OF LAW

MARTIN A. POLOWY
FIRST ASSISTANT COUNTY ATTORNEY

THOMAS F. KIRKPATRICK, JR.
SECOND ASSISTANT COUNTY ATTORNEY

June 1, 2011

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

Dear Mr. Graber:

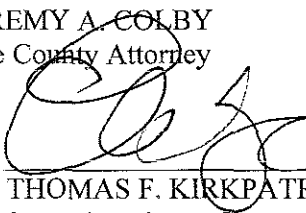
In compliance with the Resolution passed by the Erie County Legislature on June 25, 1987, regarding notification of lawsuits and claims filed against the County of Erie, enclosed please find a copy of the following:

File Name:	<i>Bynum, Jazzlee vs County of Erie</i>
Document Received:	Notice of Claim
Name of Claimant:	Jazzlee Bynum ICN #107341 c/o Erie County Holding Center 40 Delaware Avenue Buffalo, New York 14202
Claimant's attorney:	Pro Se

Should you have any questions, please call.

Very truly yours,

JEREMY A. COLBY
Erie County Attorney

By: 

THOMAS F. KIRKPATRICK, JR.
Second Assistant County Attorney

TFK/mow
Enc.

cc: JEREMY A. COLBY, Erie County Attorney

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ERIE

=====X

JAZZLEE BYNUM

Claimant,

NOTICE OF CLAIM

- vs -

THE COUNTY OF ERIE,

Defendant.

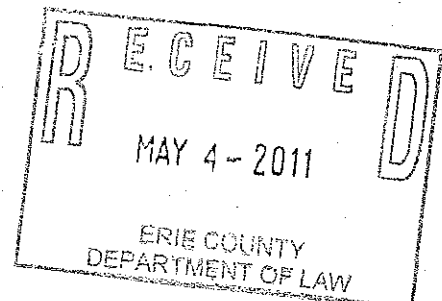
=====X

TO: COUNTY OF ERIE
DEPARTMENT OF LAW
95 Franklin Street / Room 1634
BUFFALO, NEW YORK 14202

PLEASE TAKE NOTICE that JAZZLEE BYNUM, hereby
claims and demands, pursuant to §50-e of the General Municipal Law,
damages against the COUNTY OF ERIE for damages sustained by Claimant
by reason of the wrongful, unlawful, negligent and careless acts and
omissions of the COUNTY OF ERIE, its agents, servants or employees;
and in support thereof, the Claimant states:

1. The name and post office address of the claimant is:
ICN: 107341, Erie County Holding Center, 40 Delaware
Avenue, ~~14202~~ Buffalo, New York 14202-3999.
2. This claim is for damages sustained by the Claimant while
he was an inmate at the Erie County Holding Center, 40 Delaware Avenue,
Buffalo, New York 14202-3999.

- 1 -



3. The wrongful, unlawful, negligent and careless acts and omissions of the COUNTY OF ERIE, its agents, servants or employees, occurred as follows:

On March 7, 2011 Erie County Sheriff employees took me in their custody and arrested me, and detained me at Erie County Holding Center. On March 7, 2011 at ECHC housing I received no medical treatment for my stomach health condition despite I requested medical treatment services to Erie County Deputies and submitted facility sick call slips at my housing area; I only received pain medication for ~~2 days~~ 2 times in 2 days.

On March 8, 2011 at ECHC I became very ill suffering fever, sweating, severe pain, vomiting, and worsened my stomach health condition between 10PM - 12AM. because of the ECHC food I ate earlier, I vomited three times thorough that night. I reported my illness to Deputy on duty at 10PM and the Deputy on duty at 12AM at ALPHA housing. I did not be seen by ~~nurse~~ Nurse until the next morning. She gave me no medication and told me to submit a facility sick call slip despite I needed emergency medical health care now. I was denied medical treatment in violation of Title 9 New York Code of Rules and Regulations Section 7000 et seq., New York State Constitution Article 1 Section 5, and U.S. Constitution Amendment 8th. Then Deputies directed me to be transferred to Alden Correctional Facility despite how seriously ill I was; a chubby male Nurse only gave me pain medication ~~when~~ I complained about being ill. I was transferred to Alden Corr. Fac. while seriously ill; cruel and unusual punishment treatment at ECHC.

On March 9, 2011 Alden C.F. officials and Nurse saw how seriously ill I was; they discovered my blood pressure and temperature was extremely high and my stomach injury condition was seriously infected. Officials send me to hospital for treatment. I was diagnosed suffering severe bacterial infection in my stomach, stomach wound infection causing tremendous pain and suffering for 35 days hospitalization. (March 9, 2011 - April 14, 2011. * See below, please.

4. Take further notice that claimant demands payment of his claim, and unless the claim is paid within a reasonable amount of time, ~~and unless the claim is paid within a reasonable amount of time~~, it is the intention of the claimant to commence a lawsuit against the COUNTY OF ERIE to recover sums claimed as to the damages and injuries sustained by them.

X Aminda Lynn
CLAIMANT

* On April 14, 2011 I was returned to Erie County Holding Center again. The ECHC Doctors, again, ignored hospital medications prescribed to me and health care recommendations by hospital doctors. The ECHC Doctor prescribed me pain

medications for 12 days only despite I am suffering severe pain daily. ECHC medical officials continue to deny me adequate medical treatment of ^{Comm. 130-2} ~~Page 13 of 22~~ health problem conditions in violations of my civil rights to receive adequate

VERIFICATION

STATE OF NEW YORK)
COUNTY OF ERIE) ss.;
CITY OF BUFFALO)

JAZZLEE BYNUM, being duly sworn, deposes and says that he is the claimant in the within proceeding and has read the foregoing Notice of Claim and knows the contents of same to be true to his own knowledge, save those matters therein alleged upon information and belief, and as to those matters, the same he believes to be true.

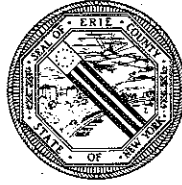
x *from the Bynum 8/2/11*

X *[Signature]* 4/29/11
JAZZLEE BYNUM
ICN: 107341

Sworn to before me this 2
day of May 2011

[Signature]
Notary Public

SYLVIA M. O'NEAL
COMMISSIONER OF DEEDS
In and For the City of Buffalo, Erie County, NY
My Commission Expires Dec. 31, 2012



COUNTY OF ERIE

JEREMY A. COLBY
ERIE COUNTY ATTORNEY

CHRIS COLLINS
COUNTY EXECUTIVE
DEPARTMENT OF LAW

MARTIN A. POLOWY
FIRST ASSISTANT COUNTY ATTORNEY

THOMAS F. KIRKPATRICK, JR.
SECOND ASSISTANT COUNTY ATTORNEY

June 1, 2011

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

Dear Mr. Graber:

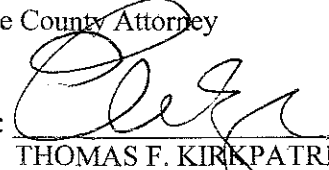
In compliance with the Resolution passed by the Erie County Legislature on June 25, 1987, regarding notification of lawsuits and claims filed against the County of Erie, enclosed please find a copy of the following:

File Name:	<i>GEICO as Subrogee of Barnes, Desiree vs Erie County</i>
Document Received:	Notice of Claim
Name of Claimant:	Desiree Barnes 199 Lorfield Drive Amherst, New York 14226
Claimant's attorney:	Sue Arthurs GEICO Insurance Co One Geico Blvd. Fredericksburg, Virginia 22412

Should you have any questions, please call.

Very truly yours,

JEREMY A. COLBY
Erie County Attorney

By: 
THOMAS F. KIRKPATRICK, JR.
Second Assistant County Attorney

TFK/mow
Enc.

cc: JEREMY A. COLBY, Erie County Attorney

In the Matter of the Claim of

GOVERNMENT EMPLOYEES INSURANCE CO. AS
SUBROGEE OF DESIREE BARNES

-against-

ERIE COUNTY

0397094170101012

LISA COCKRILL

540-286-7374

M FRANCIS

Payment Recovery Supervisor

TO: COUNTY ATTORNEY

SIR:

PLEASE TAKE NOTICE that the claimant herein make claim and demand against ERIE COUNTY as follows:

1. The name and post-office address of each claimant and of his attorney is:

DESIREE BARNES
199 LORFIELD DR
AMHERST NY 14226

GOVERNMENT EMPLOYEES INS. CO.
ONE GEICO BLVD
FREDERICKSBURG VA 22412

2. The nature of the claim: Property Damage

YEAR & MAKE OF VEHICLE: 97 MERCEDES E320
PLATE NO.:
VEHICLE OWNED BY: DESIREE BARNES

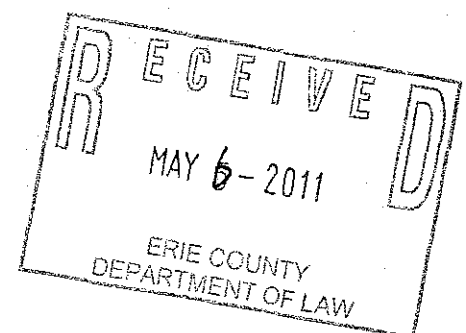
3. The time when, the place where, and the manner in which the claim arose:

DATE OF LOSS: 3/28/11
TIME: 12:20 P.M.
LOCATION: ELLICOT AND TUPPER BUFFALO NY
DESCRIPTION OF ACCIDENT: DESIREE BARNES WAS STOPPED AT A RED LIGHT AND WHEN
LIGHT CHANGED TO GREEN AND SHE PROCEEDED AND ERIE COUNTY SHERIFF VEHICLE CAME
THROUGH INTERSECTION AND STRUCK THEIR VEHICLE
DEPARTMENT INVOLVED: ERIE COUNTY SHERIFF DEPT
TYPE OF VEHICLE: VAN 309

4. The items of damage or injuries claimed are:

DAMAGE TO: LEFT FRONT

AMOUNT: \$ 5175.54 pending Salvage



That said claim and demand is hereby presented for adjustment and payment.

PLEASE TAKE FURTHER NOTICE that by reason of the premises, in default of the ERIE COUNTY to pay to the claimant the said sum of \$ _____ within the time limited for compliance with this demand by the ERIE COUNTY cases made by the statutes in such and provided, claimant intends to commence an action against the ERIE COUNTY to recover said sum of \$ _____ with interest and costs.

Dated:

DESIREE BARNES

Respectfully yours,

GOVERNMENT EMPLOYEES INSURANCE CO.
AS SUBROGEE OF DESIREE BARNES

Sue Arthur Claimant

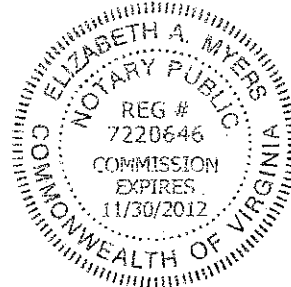
STATE OF Virginia COUNTY OF Stafford SS: VERIFICATION

Sue Arthur being duly sworn, deposes and says:
that (s)he is a Claim Examiner with GEICO and has the authority to make this claim on behalf of GEICO; that (s)he has read the foregoing notice against the _____ and knows the contents thereof, that the same is true to his/her own knowledge, except as to the matters therein stated to be alleged on information and belief; and that as to those matters s(he) believes it to be true.

Sworn to before me, this 29
day of April, 2011

Sue Arthur

Elizabeth A. Myers



In the Matter of the Claim of

Government Employees
Insurance Company

against

Notice of Claim Against the

Attorney for Claimant
Office and Post Office Address



COUNTY OF ERIE

JEREMY A. COLBY
ERIE COUNTY ATTORNEY

CHRIS COLLINS
COUNTY EXECUTIVE
DEPARTMENT OF LAW

MARTIN A. POLOWY
FIRST ASSISTANT COUNTY ATTORNEY

THOMAS F. KIRKPATRICK, JR.
SECOND ASSISTANT COUNTY ATTORNEY

June 1, 2011

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:

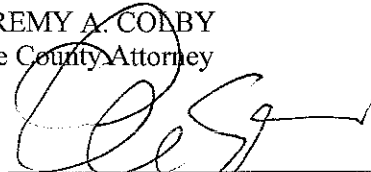
File Name:	<i>Rounds, Lori vs City of Buffalo, County of Erie and L.V. Gonzalez-Ramos</i>
Document Received:	Notice of Claim
Name of Claimant:	Lori Rounds 334 Baynes Street Buffalo, New York 14213
Claimant's attorney:	Cheryl M. Reed, Esq. William K. Mattar, P.C. 6720 Main Street, Suite 100 Williamsville, New York 14221-5986

Should you have any questions, please call.

Very truly yours,

JEREMY A. COLBY
Erie County Attorney

By:


THOMAS F. KIRKPATRICK, JR.
Second Assistant County Attorney

TFK/mow
Enc.

cc: JEREMY A. COLBY, Erie County Attorney

IN THE MATTER OF THE CLAIM OF:

LORI ROUNDS

Claimant,

-against-

**CITY OF BUFFALO
COUNTY OF ERIE
L.V. GONZALEZ-RAMOS**

NOTICE OF CLAIM

Respondent.

PLEASE TAKE NOTICE that the undersigned, LORI ROUNDS, hereby files, in the accordance with the General Municipal Law §50-e *et seq.*, this Notice of Claim and demands against the City of Buffalo and County of Erie as follows:

1. That the undersigned, LORI L. ROUNDS, residing at 334 Baynes Street, Buffalo, NY 14213, by and through her attorney, CHERYL M. REED, 6720 Main Street, Suite 100, Williamsville, NY 14221, claim damages against the CITY OF BUFFALO AND COUNTY OF ERIE, for personal injuries, pain and suffering, general and special damages, medical expenses, and property damages sustained by her.

2. That the said injuries were sustained by LORI L. ROUNDS, a pedestrian, on February 13, 2011 at approximately 2:12 p.m., to include lacerations to her face and head, pain in her back, left shoulder, arm and breast, and other injuries of that day when claimant attempted to

cross Amherst Street at or near 601 Amherst Street located in Buffalo, New York near Elmwood Avenue, and was hit by a motor vehicle, which was owned and operated by L.V. GONZALEZ-RAMOS. See the City of Buffalo Police Accident Report attached hereto as **EXHIBIT A**.

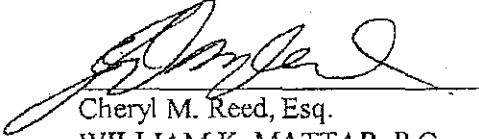
3. That the Claimant's damages and injuries occurred as a result of the negligence, carelessness, and reckless disregard for the safety of others including Claimant, LORI L. ROUNDS, by CITY OF BUFFALO AND COUNTY OF ERIE, its servants, agents or employees in failing to adequately and properly maintain, manage, operate and control the sidewalk and/or roadway at or Amherst Street located in Buffalo, New York near Elmwood Avenue. More specifically, the sidewalk and/or roadway at or near the intersection of Elmwood Avenue and Amherst Street was not maintained, controlled or organized properly such that said sidewalk was blocked with plowed snow preventing claimant, LORI L. ROUNDS, from crossing at the crosswalk and, thus, resulting in an accident.

4. That the aforesaid CITY OF BUFFALO AND COUNTY OF ERIE, by and through its agents, servants and employees had knowingly or negligently caused the dangerous condition and had actual or constructive notice of the dangerous condition and hazard caused by said activity.

5. That as a result of the foregoing, the Claimant, LORI L. ROUNDS, sustained injuries, to include lacerations to her face and head, pain in her back, left shoulder, arm and breast and other injuries. Some of these injuries will be of a permanent or indefinite duration, and Claimant, LORI L. ROUNDS, were and will, in the future be forced to expend sums of money for hospitals, doctors and other medical expenses.

6. That the said injuries were caused solely and wholly as a result of the negligence of the CITY OF BUFFALO AND COUNTY OF ERIE, and through its agents, servants and employees and without any negligence on the part of the Claimant contributing thereto.

DATED: March 30, 2011



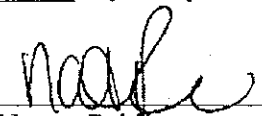
Cheryl M. Reed, Esq.
WILLIAM K. MATTAR, P.C.
6720 Main Street, Suite 100
Williamsville, NY 14221
(716) 633-3535

Claimant, LORI L. ROUNDS, 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.


LORI L. ROUNDS

Sworn to before me this
1 day of April, 2011.


Notary Public

NATALIE RIOS
Notary Public - State of New York
Reg. No. 01R16193866
Qualified in Erie County
My Commission Expires 9/22/20 12