CLAIM FORM

City of Huntington, West Virginia

If you believe you have a claim for damages against the City of Huntington, complete this form and deliver it to the Office of the City Attorney, Room 4, City Hall, Post Office Box 1659, Huntington, West Virginia 25717-1659. Submit evidence with this form to prove your damages (i.e. Hospital Bills, Photographs, etc.). In addition, please submit two (2) different estimates for repair damages. Thereafter, your claim will be investigated to determine liability. ACCEPTANCE OF THIS FORM BY THE CITY OF HUNTINGTON IS FOR INVESTIGATION AND REPORTING PURPOSES ONLY. THE ACCEPTANCE OF THIS FORM DOES NOT CONSTITUTE AN ADMISSION OF LIABILITY ON THE

PART OF THE CITY OF HUNTINGTON.

Name:		Date of Accident:		
Street Address:		Phone:		
City:	State:	Zip Code:		
Location of Accident:				
Name(s) of City Employee(s), if any, inv	volved:			
Describe the accident including the reason your claim for damages:				
(Use back of this page if necessary or ad				
Total amount of Damages claimed \$ estimates)	(Attached copies of two different		
Was the Police Department Notified: Was a Police Report Made:	Yes	No No lease attach a copy of the report.		
List any Witnesses, their address and tele		1.0		
1				
2				
3				
Signature:	Date:			

 Do you have photographs of the damage? YES	1	Do you have photographs of the road hazard	19 VFS	NO			
 If the claim involves damage to a tire, you must provide a photograph of the tire. If the incident involved tire damage, did you purchase the tire that was damaged? YES							
 4. If the incident involved tire damage, did you purchase the tire that was damaged? YESNO	2.	Do you have photographs of the damage?	YES	NO			
YESNO 5. How many miles were put on the vehicle from the time the tire was purchased until idamaged? (If the claim involves tire damage) 6. The existence of a pothole is not in itself evidence of negligence on part of the City, the City does not insure that City streets will be perfect and free of any defects. This particularly true for potholes, which occur as a natural process of the freezing and thawing of the earth underneath a roadway. Repair of potholes is largely dependent the availability of hot asphalt, which generally is not available between the months of October and April. Further, those utilizing the roads of the City have a responsibility keep a reasonable watch and to drive at the speed that is safe under the conditions. It late winter and in springtime in particular, and on roadways commonly used by heave trucks, the existence of potholes is a given. While the City is sympathetic with a situ that results in damage to your tire or rim, it also has a responsibility to prudently utility taxpayer funds. Therefore, damage claims will only be paid for claims where it is prothat the City was negligent in some way that directly resulted in the damage; where the City was negligence, (i.e. speed, inattentiveness) of the driver was not a causative factor, and where the City has no other variable defense to the claim. If an offer is me the depreciation in value of the tire or rim damaged will be considered. The City of Huntington will treat your claim as being adverse to the City's interests, so it is incumbent on the claimant to provide proof of negligence if there is an exception of receiving compensation for the claim. Please provide a detailed description of all evidence that you have the City of Huntington was negligent and that the negligence contributed to the damages.	3.	If the claim involves damage to a tire, you r	nust provide	a photograph of the tire.			
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