



Recommendation Memo

To: Eric Earls, Department of Public Works
From: Margie White, Finance Department ext. 9641
Date: March 1, 2022
Re: Council Claim

Please investigate the attached claim against the City of Warwick involving your department and return this recommendation to the Finance office as soon as possible.

Date of Incident: 02/08/2022

Police/tow/auto report: AAA

Claimant: Erin Rath
190 Cowesett Green Drive
Warwick, RI 02886

Claim: Hit a pothole on Cowesett Road causing damage to tire.

Invoice: Jennings Car Care \$1167.88(4 tires)

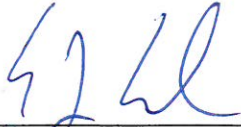
Estimates: Tire Warehouse \$293.71(1 tire)
Tire Warehouse \$263.75(1 tire)

Department Recommends:

Approval of this claim for **\$0**

Denial of this claim (please include comments below):

Claimant states that "my tire immediately went flat", however, the tow was approximately one mile from where the claimant says the incident happened. It would seem unlikely that the car was driven one mile on a tire that went immediately flat.



Director Signature



Date

TO THE HONORABLE CITY COUNCIL

The undersigned respectfully petitions your body for compensation
for injuries or damages sustained as follows:

Please print information that pertains to your claim.

☐ Motor Vehicle Accident ☒ Pothole ☐ Property Damage ☐ Tax Waiver ☐ Other

Claimant Name: Erin Rath

Address: 190 Cowesett Green Dr.

City, State, Zip: Warwick, RI 02886

Telephone #: 401-742-6656

FEB 16 2022

Date of incident (M/D/Y) 2/8/22 Time: 8:07 ☒ AM ☐ PM

Description of Incident/Claim: While traveling on Cowesett Road, I hit a huge pothole and my tire immediately went flat. Because I have an all wheel drive vehicle, they had to replace all 4 tires. I was towed to Jennings Brothers by AAA.

The odometer reading is 70234. It happened near Jerry St.

Vehicle Year: 2015 Make: Mercedes Model: GLK Odometer reading: _____

The Pothole was located on Cowesett Road road.

I notified the Finance / Public Works department on 2/8/22 (date).

The nature of my property damage is: Flat front passenger side tire.

Additional information about Tax Waiver (include letter from Tax Collector stating adverse decision) _____

I request reimbursement in the amount of \$ 300.00

SIGNATURE OF CLAIMANT: Erin Rath DATE 2/8/22

AFFIDAVIT

(Petitioner Name) Erin Rath, being duly sworn, deposes and states:

1. I have petitioned the City Council of the City of Warwick for compensation for losses arising from an incident which occurred on (date) 2/8/22 as a result of (please provide brief description):

pothole on Cowesett Rd. which caused an immediate flat tire

Said claim was filed with the Finance Department on 2/9/22 (date).

2. Check appropriate box or boxes:

☒ I have not sought compensation, nor will I at any time seek compensation from any source (including, but not limited to, any insurance company) other than the City of Warwick, for any loss arising from the above-described incident, understanding for pothole claims, the maximum recovery is \$300.00 under Rhode Island General Law § 24-5-13 (b).

☐ I have received compensation from a source or sources other than the City of Warwick, (including, but not limited to, any insurance company) in connection with this incident. The amount(s) which I received total \$ _____ and the source of the other payment(s) was _____

☐ I am seeking, or intend to seek, compensation from a source or sources other than and/or in addition to the City of Warwick (including, but not limited to, any insurance company), for any loss arising from the above described incident. The source or sources from which I seek such other compensation is/are: _____

3. In the event that the Warwick City Council should deny my claim, I understand that I may pursue a claim against any other party who may be liable for my loss.

4. I understand that I am not entitled to recover more than the amount of my actual loss. If the City of Warwick pays any amount to me in connection with the above described incident, and if I should receive any amounts from any source other than the City of Warwick with respect to the above described incident, I will report such other receipt(s) to the Finance Department of the City of Warwick.

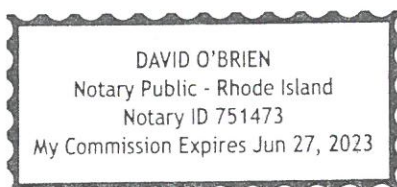
5. I have personal knowledge of the facts aforesaid.

Erin K Rath
Signature of Claimant or its Representative

Erin K Rath
Printed Name

State of Rhode Island
County of Kent

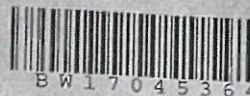
Subscribed and sworn to before me on this 8th day of February, 2022



David O'Brien
(Notary Public)
My Commission Expires 06/27/2023



STATE OF RHODE ISLAND
DIVISION OF MOTOR VEHICLES
600 New London Avenue
Cranston RI 02920-3024
Web Address: WWW.DMV.RI.GOV



Date: 09/25/2020

ERIN K RATH
190 COWESETT GREEN DR
WARWICK RI 02886-8569

Registration Certificate

REG NUMBER: 9277	PLATE TYPE: PASSENGER	PLATE DESIGN: WAVE	VEHICLE TYPE: PASSENGER	DRIVERS LICENSE: 7045364	REG EXP DATE: 10/31/2022
YEAR: 2015	MAKE: MERCEDES BENZ	MODEL: GLK	BODY TYPE: MPV	MAJOR COLOR: WHITE	MINOR COLOR: WHITE
VEHICLE IDENTIFICATION NUMBER: WDCGG0EB3FG371278		RENEWAL FEE: \$128.50	GROSS WEIGHT: 5050	# OF PASSENGERS: 5	# OF CYLINDERS: 4
FUEL TYPE: DIE	CARRYING CAPACITY: N/A	LENGTH: N/A	CCs: N/A	MAX SPEED: N/A	
REGISTERED OWNER/LEASING COMPANY: ERIN K RATH 190 COWESETT GREEN DR WARWICK RI 02886-8569			SECOND OWNER/LESSEE:		

TAX TOWN: WARWICK

- Notice: The law requires that the DMV be notified within 10 days of any change in name or address. Please visit our website to update your address online.
- Plate Cancellation -Excise Tax: Plates must be cancelled with the DMV to ensure the vehicle is removed from the city or town tax rolls. Please retain your receipt as proof of cancellation.
- Every registration plate shall be at all times securely fastened in a horizontal position and be in a condition to be clearly legible. Validation stickers are only to be placed securely on the lower right corner of the registration plate.
- Registration Certificate shall at all times be carried in the vehicle to which it refers or shall be carried by the person driving or in control of such vehicle.
- Proof of valid insurance/financial security is required as per Rhode Island General Laws § 31-47 (Motor Vehicle Repairs Act).
- It is your responsibility to renew your registration prior to the expiration date. Failure to do so may result in the assignment of new plates.
- Failure to obtain an Emissions Inspection on or before 03/17/2021 will result in this vehicle being suspended.
- Not valid without official signature of Administrator.
- Any vehicle operating in excess of legal weight limits is required to have an overweight permit per Chapter 31-25 of the Rhode Island General Laws. Failure to obtain an overweight permit may result in the imposition of fines and/or other penalties.

WALTER R. CRADDOCK
Administrator
Division Of Motor Vehicles

09/25/2020

From: Daley, Denise DDaley@aaanortheast.com
Subject: AAA Northeast
Date: February 9, 2022 at 11:58 AM
To: ERINRATH1@GMAIL.COM



Dear Erin

As per your request, here are the details of your Roadside Assistance call record.

Date: 02/08/2022

Year and Make of Vehicle: 15 ~~MCLAREN~~ GLK Mercedes

Location: 368^BLUE RIDGE RD/* WARWICK RI

Time of initial call: 08:18 AM

Type of service: Tow

Station arrived on location at: 8:25 AM

We appreciate your membership with us, and look forward to serving your future automotive needs.

Sincerely,



Denise N. Daley
COUNSELOR, MEMBER RELATIONS

AAA NORTHEAST

1415 Kellum Place | Garden City, NY 11530
T: 1-800-291-8022 ext 2671 | F: 516-535-2589
ddaley@aaanortheast.com



YourAAA

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Frank J. Picozzi
Mayor

CITY OF WARWICK
FINANCE DEPARTMENT
3275 POST ROAD
WARWICK, RHODE ISLAND 02886
(401) 738-2015

February 16, 2022

Erin Rath
190 Cowesett Green Drive
Warwick, RI 02886

Dear Erin,

This letter acknowledges receipt of your claim form to the City of Warwick. Unfortunately, the claim cannot be processed at this time due to the following reason(s);

- Estimates – Two estimates are required along with your paid invoice.

Mail to:
City of Warwick Claims
3275 Post Road
Warwick, RI 02886

Once the above information is received your claim can be processed. If you have any questions, please call 738-2015.

Claims Administration

COPY

February 21, 2022,

To Whom It May Concern:

I am resubmitting this claim for my flat tire incurred from an extremely large pothole on Cowesett Rd.

I was asked to resubmit the claim because I did not have 2 other estimates. Any good consumer shops around for tires and I did so on the phone that day, (because I was not able to drive my car) never thinking I would need proof of such.

I went back to Tire Warehouse and asked them to give me printed estimates of the tires I inquired about and have included them in this package. I chose to get the tires at Jennings Brothers instead.

I understand, being a 38 year resident of Warwick that you have to substantiate all claims and check their validity, but making it so difficult for such a claim to be processed is unconscionable. Most people would not pursue this route or would not have the wherewith all to do so, which is unfair.

In summary, I am resubmitting this claim and would expect a prompt resolve to the matter along with compensation.

Sincerely,


Erin Rath

FEB 28 2022

Invoice
INV028807
02/08/2022

Work Order WO001306

Jennings Car Care Center

679 Quaker Lane
West Warwick, RI 02893
401-828-1220

Federal Tax Id 050470341
Owned and Operated by a Proud Goodyear Independent
Dealer



NICK/ERIN RATH
190 COWESETT LANE
WARWICK, RI 02886

Date: 02/08/2022
Vehicle In: 02/08/2022 8:35:49
Vehicle Out: 02/08/2022 4:39:01

Mobile Number:
Phone Number: 401-742-6656
Date Required:

VIN: WDCGG0EB3FG37127
8

Account: 768603846

Vehicle Year/Make: 2015 / MERCEDES BENZ

Vehicle Model: GLK250

Vehicle Engine: 4-2143 2.1L Dsl

Vehicle Color:

Mileage In/Out: 70210/70210

License/State: 9277 / RI

Fleet Unit Number:

Location: 7686
Operator: House Account

MFG Code	Product	Description	Quantity	Unit Price	Unit Labor	Line Total
ABDG	413024582	235/50R19 GOODYEAR ASS. COMFORTDRIVE	4.00	227.50	0.00	910.00
GYSRV	046179000	STATE TIRE FEE	4.00	1.00	0.00	4.00
GYSRV	040204000	TIRE DISPOSAL CHARGE FEE	4.00	5.00	0.00	20.00
GYSRV	044263000	WHEEL BALANCE - COMPUTER SPIN	4.00	2.25	14.70	67.80
GYSRV	078162000	COMPUTERIZED 4 WHL ALIGN (INCL REAR ADJ)	1.00	0.00	99.00	99.00

Signature:

Parts Total 939.00
Labor Total 157.80
SHOP SUPPLIES FEE 1.00
Sub Total 1,101.80
Sales Tax (7.00%) 66.08

State Tire Fee 4.00
Taxable Amount 944.00

American Express - Amount Remitted 1167.88

Total Deposits on Order 0.00

Invoice Total 1,167.88

AID: A000000025010801
Application: AMERICAN EXPRESS
Source: Chip
Card Number: American Express *****1002

Thank You for your business. Happy with our Service? Leave us a Review on Google
We hope to see you soon!





Tire Warehouse # 0970
1170 Oaklawn Avenue
Cranston, RI 02920
(401)463-3177

PAGE 1

Guest ID: 0
Name:
Address:
Address 2:
City, State, Zip: , ,
Home Phone: () -
Work Phone: () -
Other Phone: () -
Tax Exempt #:
Manager:

Year: 0
Make:
Model:
Lic No:
VIN:
Color:
Engine:
Mileage In: 0
Mileage Out: 0
Inspect Due:

Date/Time: 02/19/22 11:04:24
Estimate #: 367762
Invoice #:
PO Number:
Unit Number:
Email Address:
Fleet/Wholesale: N
Est Created On: 02/19/22 11:02:47

Services Requested:

Qty.	Part #	Car Loc	Description	Part	Labor	Amount
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Tire Pressure Spec: Not Available Wheel Torque: Not Available

INCLUDED WITH EVERY VISIT

1	CI		COURTESY INSPECTION			NO CHARGE
1	DBCK	A	TORQUE SPEC CHECK ACTUAL WHEEL TORQUE: _____			NO CHARGE
1	OUTTIRE	A	EMPLOYEE INITIALS: _____ CERTIFIED BY: _____ CRSSCLIMATE2 A/W CUV Tire Size: 235/50R19 Speed Rating: V Ply: XL Load Range: B Sidewall: BSW Load Index: 103 Mileage Warranty: 60000 Part Number: 44993	233.99	0.00	233.99
1	TR2	A	TIRE RECYCLING FEE	4.50	0.00	4.50
1	TPCAP	A	TPMS STEM CAP	1.99	0.00	1.99
1	TPCORE	A	TPMS Replacement Core	5.99	0.00	5.99
1	LTI	A	Lifetime Install Package Includes: Mounting, Balancing, Standard Valve Stem, TPMS Inspection & Reset if applicable Wheel Torque PLUS: Lifetime Balancing, Lifetime Rotation, Lifetime Tire Repair	0.00	29.99	29.99

*** Customer Wishes To Discard Old Parts ***

These parts were declined by the customer:

1	RHZ	A	ROAD HAZARD COVERAGE	37.44	0.00	37.44
Subtotal of declined parts (tax not included):				37.44	.00	37.44

THIS IS A PHONE QUOTE ESTIMATE, NOT AN INVOICE! DO NOT MAKE ANY PAYMENTS FROM THIS PAPERWORK!

TECH:

SUB TOTAL 276.46
SALES TAX 17.25
GRAND TOTAL 293.71

SEE REVERSE SIDE FOR IMPORTANT AUTHORIZATION INFORMATION

Customer Signature

CAUTION: Owners of Mag, Custom, Alloy, or Dual Wheels must have lug-nuts retorqued after 25 miles or 24 hours!

The Company will gladly retorque these lug-nuts once after the first 25 miles at no charge.

Customer Initials

CUSTOMER COPY



Tire Warehouse # 0970
1170 Oaklawn Avenue
Cranston, RI 02920
(401)463-3177

PAGE 1

Guest ID: 0

Name:

Address:

Address 2:

City, State, Zip: , ,

Home Phone: () -

Work Phone: () -

Other Phone: () -

Tax Exempt #:

Manager:

Year: 0

Make:

Model:

Lic No:

VIN:

Color:

Engine:

Mileage In: 0

Mileage Out: 0

Inspect Due:

Date/Time: 02/19/22 11:04:46

Estimate #: 367762

Invoice #:

PO Number:

Unit Number:

Email Address:

Fleet/Wholesale: N

Est Created On: 02/19/22 11:02:47

Services Requested:

Qty.	Part #	Car Loc	Description	Part	Labor	Amount
------	--------	---------	-------------	------	-------	--------

Tire Pressure Spec: Not Available Wheel Torque: Not Available

INCLUDED WITH EVERY VISIT

1	CI		COURTESY INSPECTION			NO CHARGE
1	DBCK	A	TORQUE SPEC CHECK ACTUAL WHEEL TORQUE: _____			NO CHARGE
			EMPLOYEE INITIALS: _____ CERTIFIED BY: _____			
4	OUTTIRE	A	CRSSCLIMATE2 A/W CUV	233.99	0.00	935.96
			Tire Size: 235/50R19 Speed Rating: V Ply: XL			
			Load Range: B Sidewall: BSW Load Index: 103			
			Mileage Warranty: 60000			
			Part Number: 44993			
4	RHZ	A	ROAD HAZARD COVERAGE	37.44	0.00	149.76
4	TR2	A	TIRE RECYCLING FEE	4.50	0.00	18.00
4	TPCAP	A	TPMS STEM CAP	1.99	0.00	7.96
4	TPCORE	A	TPMS Replacement Core	5.99	0.00	23.96
4	LTI	A	Lifetime Install Package Includes: Mounting, Balancing, Standard Valve Stem, TPMS Inspection&Reset if applicable Wheel Torque PLUS: Lifetime Balancing, Lifetime Rotation, Lifetime Tire Repair	0.00	29.99	119.96

*** Customer Wishes To Discard Old Parts ***

THIS IS A PHONE QUOTE ESTIMATE , NOT AN INVOICE! DO NOT MAKE ANY PAYMENTS FROM THIS PAPERWORK!

TECH:

SUB TOTAL	1,255.60
SALES TAX	79.49
GRAND TOTAL	1,335.09

SEE REVERSE SIDE FOR IMPORTANT AUTHORIZATION INFORMATION

Customer Signature

CAUTION: Owners of Mag, Custom, Alloy, or Dual Wheels must have lug-nuts retorqued after 25 miles or 24 hours!

The Company will gladly retorque these lug-nuts once after the first 25 miles at no charge.

Customer Initials

CUSTOMER COPY



Tire Warehouse # 0970
1170 Oaklawn Avenue
Cranston, RI 02920
(401)463-3177

PAGE 1

Guest ID: 0

Name:

Address:

Address 2:

City, State, Zip: , ,

Home Phone: () -

Work Phone: () -

Other Phone: () -

Tax Exempt #:

Manager:

Year: 0

Make:

Model:

Lic No:

VIN:

Color:

Engine:

Mileage In: 0

Mileage Out: 0

Inspect Due:

Date/Time: 02/19/22 11:08:46

Estimate #: 367762

Invoice #:

PO Number:

Unit Number:

Email Address:

Fleet/Wholesale: N

Est Created On: 02/19/22 11:02:47

Services Requested:

Qty.	Part #	Car Loc	Description	Part	Labor	Amount
------	--------	---------	-------------	------	-------	--------

Tire Pressure Spec: Not Available Wheel Torque: Not Available

INCLUDED WITH EVERY VISIT

1	CI		COURTESY INSPECTION			NO CHARGE
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1	DBCK	A	TORQUE SPEC CHECK ACTUAL WHEEL TORQUE: _____			NO CHARGE
---	------	---	--	--	--	-----------

1	OUTTIRE	A	EMPLOYEE INITIALS: _____ CERTIFIED BY: _____			
---	---------	---	--	--	--	--

			CROSSCONTACT LX25	205.99	0.00	205.99
--	--	--	-------------------	--------	------	--------

			Tire Size: 235/50R19 Speed Rating: H Ply: 04			
--	--	--	--	--	--	--

			Load Range: B Sidewall: BSW Load Index: 99			
--	--	--	--	--	--	--

			Mileage Warranty: 70000			
--	--	--	-------------------------	--	--	--

			Part Number: 15491590000			
--	--	--	--------------------------	--	--	--

1	TR2	A	TIRE RECYCLING FEE	4.50	0.00	4.50
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1	TPCAP	A	TPMS STEM CAP	1.99	0.00	1.99
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1	TPCORE	A	TPMS Replacement Core	5.99	0.00	5.99
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1	LTI	A	Lifetime Install Package Includes: Mounting, Balancing, Standard Valve	0.00	29.99	29.99
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			Stem, TPMS Inspection & Reset if applicable Wheel Torque PLUS:			
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			Lifetime Balancing, Lifetime Rotation, Lifetime Tire Repair			
--	--	--	---	--	--	--

***** Customer Wishes To Discard Old Parts *****

These parts were declined by the customer:

1	RHZ	A	ROAD HAZARD COVERAGE	32.96	0.00	32.96
---	-----	---	----------------------	-------	------	-------

			Subtotal of declined parts (tax not included):	32.96	.00	32.96
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TECH:			SUB TOTAL	248.46
			SALES TAX	15.29
			GRAND TOTAL	263.75

SEE REVERSE SIDE FOR IMPORTANT AUTHORIZATION INFORMATION

Customer Signature

CAUTION: Owners of Mag, Custom, Alloy, or Dual Wheels must have lug-nuts retorqued after 25 miles or 24 hours!

The Company will gladly retorque these lug-nuts once after the first 25 miles at no charge.

Customer Initials

CUSTOMER COPY



Tire Warehouse # 0970
1170 Oaklawn Avenue
Cranston, RI 02920
(401)463-3177

PAGE 1

Guest ID: 0
Name:
Address:
Address 2:
City, State, Zip: , ,
Home Phone: () -
Work Phone: () -
Other Phone: () -
Tax Exempt #:
Manager:
Year: 0
Make:
Model:
Lic No:
VIN:
Color:
Engine:
Mileage In: 0
Mileage Out: 0
Inspect Due:

Date/Time: 02/19/22 11:09:04
Estimate #: 367762
Invoice #:
PO Number:
Unit Number:
Email Address:
Fleet/Wholesale: N
Est Created On: 02/19/22 11:02:47

Services Requested:

Qty.	Part #	Car Loc	Description	Part	Labor	Amount
Tire Pressure Spec: Not Available Wheel Torque: Not Available						
INCLUDED WITH EVERY VISIT						
1	CI		COURTESY INSPECTION			NO CHARGE
1	DBCK	A	TORQUE SPEC CHECK ACTUAL WHEEL TORQUE: _____			NO CHARGE
			EMPLOYEE INITIALS: _____ CERTIFIED BY: _____			
4	OUTTIRE	A	CROSSCONTACT LX25 Tire Size: 235/50R19 Speed Rating: H Ply: 04 Load Range: B Sidewall: BSW Load Index: 99 Mileage Warranty: 70000 Part Number: 15491590000	205.99	0.00	823.96
4	RHZ	A	ROAD HAZARD COVERAGE	32.96	0.00	131.84
4	TR2	A	TIRE RECYCLING FEE	4.50	0.00	18.00
4	TPCAP	A	TPMS STEM CAP	1.99	0.00	7.96
4	TPCORE	A	TPMS Replacement Core	5.99	0.00	23.96
4	LTI	A	Lifetime Install Package Includes: Mounting, Balancing, Standard Valve Stem, TPMS Inspection & Reset if applicable Wheel Torque PLUS: Lifetime Balancing, Lifetime Rotation, Lifetime Tire Repair	0.00	29.99	119.96

*** Customer Wishes To Discard Old Parts ***

THIS IS A PHONE QUOTE ESTIMATE , NOT AN INVOICE! DO NOT MAKE ANY PAYMENTS FROM THIS PAPERWORK!

TECH:	SUB TOTAL	1,125.68
	SALES TAX	70.40
	GRAND TOTAL	1,196.08

SEE REVERSE SIDE FOR IMPORTANT AUTHORIZATION INFORMATION

Customer Signature

CAUTION: Owners of Mag, Custom, Alloy, or Dual Wheels must have lug-nuts retorqued after 25 miles or 24 hours!

The Company will gladly retorque these lug-nuts once after the first 25 miles at no charge.

Customer Initials

CUSTOMER COPY

From: **Erin Rath** erinrath1@gmail.com 
Subject: Photos of tire
Date: February 9, 2022 at 1:15 PM
To: Erin erinrath22@gmail.com

