

Driving Tips to avoid impact with security barriers:

- Drive very slowly across the barrier
- Do not cross the barrier at an angle – drive straight across the barrier
- Do not lower your vehicle – drivers who modified a vehicle to have a lower ground clearance assume the risk of damage from objects on the ground
- Maintain proper tire pressure – low tire pressure can lower the height of the vehicle
- Keep in mind the number of persons in the vehicle – increased weight in the vehicle can lower the height of the vehicle

PATTON LEGAL CENTER CLAIMS

OFFICE HOURS OF OPERATION

**MONDAY, TUESDAY, WEDNESDAY,
FRIDAY
0900-1600
THURSDAY
1330-1600**

We are closed every first Thursday of the month.

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SECURITY BARRIERS



Patton Legal Center



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Security Barriers

Security barriers are common throughout the Heidelberg Garrison and are frequently located at the entrance and exit points of the various casernes. They are a useful tool in maintaining the security of the installation; however, they can protrude from the ground creating a potential hazard for the cars passing over them.

Requirements To File A Claim

Drivers who suffer damage to their POV as the result of impact with a security barrier may file a claim under the Military Claims Act. However, in order for the Claims Office to pay such a claim the claimant must demonstrate that the damage was caused by a negligent act or omission of an employee of the United States Army acting within the scope of his/her employment.

Nasatka Barrier

In order to pay a claim for damage caused by a security barrier, investigation by the Claims Office must indicate that the security barrier was not properly installed. One of the most common types of barriers are called Nasatka barriers. Showing that a Nasatka barrier was not properly installed can be a difficult task because these barriers require little installation. Nasatka barriers are portable and are designed to rest on top of the road surface. In some locations these barriers are sunk into the road service, however in many locations the barriers are simply placed on top of the road.

Negligence Of The Driver

There is a strong presumption that damage to a POV caused by impact with a security barrier is due to the negligence of the driver and not a negligent act or omission of an employee of the United States Army

acting within the scope of his/her employment. Such negligence includes lowering the clearance of a vehicle and/or crossing the vehicle at an inappropriate speed.

Negligence By The Pond's Security Service

Claimants who suffer damage as a result of a negligent act or omission by an employee of the Pond's Security Service will be referred to the appropriate point of contact with the Pond's Security Service. These incidents typically involve accidental deployment of the security barrier.