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SETTLEMENT RESULT: \$135,000

VEHICLE NEGLIGENCE

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SETTLEMENT—Passenger injured when vehicle struck in intersection

VEHICLE NEGLIGENCE

Motor Vehicle v. Motor Vehicle/Left Turn/Intersection/
Right-of-Way/Excessive Speed

No COURT/UNFILED SETTLEMENT

Sipitech v. Yuran. Settlement date: 3/25/2003.

SETTLEMENT RESULT: \$135,000

COUNSEL

Plaintiff: **Scott J. Corwin, Law Offices of Scott J. Corwin, Los Angeles.**

Defendant: None.

FACTS/CONTENTIONS

According to plaintiff: On November 8, 2002, plaintiff Sipitech, a 78-year-old retired bookkeeper, was a passenger in defendant Yuran's vehicle that was traveling eastbound on Grand Avenue in Los Angeles. It was raining heavily at the time of the accident. Defendant Yuran stopped at the stop sign at the intersection of Quince Street and then proceeded into the intersection to negotiate a left turn. As defendant Yuran was entering the intersection, a vehicle driven by defendant Ratanpal was traveling northbound on Quince Street and hit defendant Yuran's vehicle on the passenger side where plaintiff was seated. Defendant Ratanpal admitted to the police at the scene that she was traveling approximately 40 mph in a 35 mph zone. The police faulted only defendant Yuran as the cause of the accident.

Plaintiff alleged that defendant Yuran was negligent for failing to yield the right-of-way when negotiating her left turn. Plaintiff also alleged that defendant Ratanpal was negligent in that she was speeding, especially since it was raining heavily at the time of the accident.

Defendant Yuran disputed the nature and extent of plaintiff's claimed injuries and also contended that defendant Ratanpal was significantly comparatively negligent.

Defendant Ratanpal disputed the nature and extent of plaintiff's claimed injuries and contended she was not negligent.

CLAIMED INJURIES

According to plaintiff: Plaintiff sustained a mid-shaft right clavicle fracture with significant shortening and displacement contusions on the right hip, left knee, and left ankle, all requiring emergency room treatment and follow-up examinations with an orthopedist. An MRI of the right shoulder was negative. Plaintiff was subsequently diagnosed with right shoulder adhesive capsulitis, secondary to the clavicle fracture, which may require a future right shoulder arthroscopy.

CLAIMED DAMAGES

According to plaintiff: \$6,245 past medical; \$25,000 future medical.

SETTLEMENT DISCUSSIONS

According to plaintiff: Plaintiff made policy limits demands of \$100,000 to defendant Yuran and \$30,000 to defendant Ratanpal. Both insurance carriers tendered their policy limits. Plaintiff also collected \$5,000 in medical payments coverage from defendant Yuran's insurer, making the total settlement \$135,000 policy limits.

EXPERTS

None.

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