

# TRIALS DIGEST®

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September 30, 2013

**SETTLEMENT RESULT: \$500,000**

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## MOTOR VEHICLE

**39 TD 16H 22**

**Left-turning vehicle blamed for intersection collision**

### VEHICLE NEGLIGENCE

Motor Vehicle v. Motor Vehicle/Intersection/Left Turn  
Automobile Policy/Uninsured/Underinsured Motorist

### NO COURT/UNFILED SETTLEMENT

Henderson v. Blunk, Docket number: Not reported.  
Judge: Not reported. Trial type: Settlement. Settlement  
date: 3/14/2013.

### SETTLEMENT: \$100,000

\$100,000 to plaintiff for damages

### COUNSEL

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

### FACTS/CONTENTIONS

According to plaintiff: On June 29, 2012, plaintiff Kolleen Henderson, a 55-year-old nurse practitioner, was a passenger in a 2004 Chevy Tahoe, which was traveling north on Highway 95 in the number one of two lanes and entered the intersection of Plata Drive when defendant Ernest Blunk, who was driving a 2003 Buick Le Sabre south on Highway 95, made a left turn in front of plaintiff's vehicle, causing a collision. The accident happened in Bullhead City, Ariz.

Plaintiff alleged defendant was negligent in the operation of his vehicle and that all of plaintiff's claimed injuries were a direct result of said negligence. Defendants accepted liability but disputed the nature, extent and causation of plaintiff's claimed injuries.

### CLAIMED INJURIES

According to plaintiff: Plaintiff sustained cervical lumbar strains and sprains that were treated with physical therapy. Plaintiff also sustained a left hand sprain/tear of her radial collateral ligament. Plaintiff was a candidate for surgical intervention to repair the collateral ligament.

### CLAIMED DAMAGES

According to plaintiff: \$10,355 past medical; \$30,000 future medical.

### SETTLEMENT DISCUSSIONS

According to plaintiff: plaintiff demanded defendant driver Blunk's \$30,000 policy, which was ultimately tendered. Plaintiff demanded the \$70,000 available UI policy limit,

### EXPERTS

None.

### COMMENTS

According to plaintiff: Farmers Insurance was the insurance carrier for defendant Blunk; the adjuster was Randy Sommers. Ameriprise Auto & Home Insurance was the UIM carrier; the adjuster was Kevin Smith.

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