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SETTLEMENT RESULT: \$100,000

VEHICLE NEGLIGENCE

50 TD 13TH 28

Minor passenger injured when exiting moving vehicle

VEHICLE NEGLIGENCE

Non-Impact Accident/Passenger

NO COURT/UNFILED SETTLEMENT

Crothers v. Brooks, Trial type: Settlement. Settlement date: 3/11/2010.

SETTLEMENT: \$100,000

Plaintiff demanded the \$100,000 policy limits. Defendant initially denied liability and then ultimately tendered his policy limits in settlement of the claim.

COUNSEL

Plaintiff: Scott J. Corwin, A Professional Law Corporation, Los Angeles.

Defendant: None.

FACTS/CONTENTIONS

According to plaintiff: On September 1, 2009, plaintiff Cheyne Crothers, a 17-year-old student, was a passenger in defendant Brooks's vehicle, along with three other students. Defendant stopped in front of the school to let his passengers out. Plaintiff started to exit defendant's 2003 Ford Explorer. At the same time, defendant pulled forward before plaintiff had completely exited the vehicle. The vehicle's forward motion caused plaintiff to fall to the ground, and the left rear tire rolled over plaintiff's right ankle.

Defendant disputed liability, contending plaintiff exited the vehicle while it was still moving and after he warned plaintiff not to get out of the car. Defendant further disputed the nature and extent of plaintiff's claimed injuries.

CLAIMED INJURIES

According to plaintiff: Plaintiff sustained Salter II distal right tibia fracture, right distal fibula fracture, requiring a closed reduction. Plaintiff made a good recovery.

CLAIMED DAMAGES

According to plaintiff: \$18,062 past medical expenses.

SETTLEMENT DISCUSSIONS

Not reported.

EXPERTS

None.

COMMENTS

According to plaintiff: The insurance carrier was Mercury Insurance; the adjuster was Carol Vanotterdyk.

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