

# TRIALS DIGEST<sup>®</sup>

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SETTLEMENT RESULT: \$209,000

## VEHICLE NEGLIGENCE

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### Driver allegedly causes chain-reaction collision by violating traffic signal

#### VEHICLE NEGLIGENCE

Motor Vehicle v. Motor Vehicle/Signal Violation/Chain Reaction Collision

#### No COURT/UNFILED SETTLEMENT

*Roblesgil v. Linsk*, Trial type: Settlement. Settlement date: 10/28/2010.

#### SETTLEMENT: \$209,000

The case settled for \$209,000 with a contribution of \$35,000 and \$174,000 from defendant's two different insurance companies that both covered the loss.

#### COUNSEL

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

Defendant: None.

#### FACTS/CONTENTIONS

According to plaintiff: On April 16, 2010, plaintiff Francisco Roblesgil, a 35-year-old self-employed auto detailer, was operating his 1997 GMC Safari north on White Oak Avenue in the number 1 of 2 lanes. Defendant Linsk was operating her 2008 Honda CRV west on Oxnard Street and ran a red light at the intersection. There was a Los Angeles Police Department vehicle that was going south on White Oak Avenue who had to swerve to avoid a collision with defendant, and in doing so, he crossed over into the northbound White Oak Avenue lane and collided with plaintiff's vehicle, knocking plaintiff's vehicle into a 1998 BMW sedan that was traveling north on White Oak Avenue in the number 2 lane.

Plaintiff alleged defendant was negligent in the operation of a motor vehicle and that all of plaintiff's claimed injuries were a direct result of the subject motor vehicle accident. Defendant disputed the nature and extent of plaintiff's claimed injuries and the need for surgery.

#### CLAIMED INJURIES

According to plaintiff: As a direct result of the collision, plaintiff suffered injury to his neck, shoulders, and back for which plaintiff received physical therapy. Plaintiff's lumbar spine MRI revealed an annular tear and 3 mm disc protrusion at L5-S1 with moderate canal and bilateral neural foraminal stenosis. Plaintiff underwent two lumbar epidural injections. Plaintiff's orthopedist advised plaintiff that he might require lumbar spine surgery in the future.

#### CLAIMED DAMAGES

According to plaintiff: \$59,754 past medical expenses; \$35,000 future medical expenses.

#### SETTLEMENT DISCUSSIONS

According to plaintiff: Plaintiff demanded \$300,000 initially.

#### EXPERTS

None.

#### COMMENTS

According to plaintiff: The insurance carriers were Farmers Insurance and Victoria Insurance; the adjusters were Helen Krapiva and Carrie Feusi, respectively.

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