

# TRIALS DIGEST®

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**SETTLEMENT RESULT: \$115,000**

## VEHICLE NEGLIGENCE

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### SETTLEMENT—Passenger injured in head-on collision

#### VEHICLE NEGLIGENCE

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

#### CONFIDENTIAL VENUE

*Golden v. Nardini*. Settlement date: 9/29/1995.

**SETTLEMENT RESULT: \$115,000**

#### COUNSEL

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

Defendant: Confidential.

#### FACTS/CONTENTIONS

According to plaintiff: On February 10, 1995, the claimant Golden, a 26-year-old insurance agent, was a passenger in the back seat of a vehicle. As the claimant's vehicle proceeded through the intersection of Roscoe and Oso Streets, a vehicle driven by another driver made a left turn onto Oso Street and struck claimant's vehicle head on.

Claimant alleged that he was a negligence-free passenger and that the accident was the fault of the drivers in speeding (the driver of his vehicle) and failing to yield the right-of-way (the driver of the other vehicle). Each of the driver's respective carriers denied liability and contended that the other driver was responsible for the accident.

#### CLAIMED INJURIES

According to plaintiff: Claimant alleged that he sustained an L2 vertebral body fracture, requiring physical therapy, with mesentery hemorrhage, requiring abdominal surgery, and cervical and lumbar strain, requiring physical therapy.

#### CLAIMED DAMAGES

According to plaintiff: \$36,165 medical.

#### SETTLEMENT DISCUSSIONS

According to plaintiff: The claimant demanded \$115,000, representing the \$100,000 policy limits and \$15,000 policy limits from the driver of the claimant's vehicle and the other vehicle, respectively. The carriers made a combined offer of \$115,000, which was accepted.

#### EXPERTS

None.

#### COMMENTS

According to plaintiff: The case was settled without a suit having been filed.

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