

TRIALS DIGEST®

THE COMPREHENSIVE SOURCE FOR CALIFORNIA CIVIL TRIAL RESULTS

November 12, 2012

SETTLEMENT RESULT: \$100,000

Vol. 15 , No. 45

MOTOR VEHICLE

45 TD 15TH 29

Woman injured in rear-end collision settles for \$100K

VEHICLE NEGLIGENCE

Motor Vehicle v. Motor Vehicle/Rear-End/Parked/

NO COURT/UNFILED SETTLEMENT

Blandino v. Martinez, Docket number: Not reported.
Judge: Not reported. Trial type: Settlement. Settlement date: 9/12/2012.

SETTLEMENT: \$100,000

Plaintiff demanded defendant's \$100,000 policy limit, which

COUNSEL

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

FACTS/CONTENTIONS

According to plaintiff: On Feb. 6, 2012, plaintiff Ligia Blandino, a 58-year-old administrative assistant, drove a 2007 Honda Civic east on Spring Street and stopped at a red light at the intersection of Temple Street in Los Angeles.

Defendant Francisco Martinez, who drove a Ford truck east on Spring Street, reportedly rear-ended plaintiff's vehicle. Plaintiff alleged defendant was negligent in the operation of his vehicle and all of plaintiff's claimed injuries were a direct result of said negligence. Defendant accepted liability but disputed the nature and extent of plaintiff's injuries. Plaintiff had a prior 2007 workers' compensation case in which she sustained cervical spine injuries.

Defendant contended that not only were the claimed injuries a result of the 2007 claim, but that the plaintiff had a 15-year, long-standing history of prior cervical spine problems, which were the

CLAIMED INJURIES

According to plaintiff: Plaintiff sustained cervical and lumbar strains and sprains that were treated with physical therapy. Plaintiff had a cervical MRI that revealed a 3-to-4 mm C5-C6 disc protrusion and a 3-mm C6-C7 protrusion. Due to ongoing cervical pain, plaintiff underwent two cervical spine epidural injections.

CLAIMED DAMAGES

According to plaintiff: \$48,318 past medical.

SETTLEMENT DISCUSSIONS

Not Reported.

EXPERTS

None.

COMMENTS

According to plaintiff: The insurer was State Farm Insurance; the adjuster was Dane Jacobsen.

Trials Digest, a Thomson West business, 425 Market Street, 4th Floor, San Francisco, CA 94105
415-344-6000 (ph) 415-344-4950 (fax) trialsdigest@thomson.com west.thomson.com/trialsdigest/