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SETTLEMENT RESULT: \$124,000

VEHICLE NEGLIGENCE

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Driver and passenger injured in rear-end collision

VEHICLE NEGLIGENCE

Motor Vehicle v. Motor Vehicle/Rear-End/Passenger/Parked/Stalled/Stopped Vehicle

No COURT/UNFILED SETTLEMENT

Yannotti v. Cooper-Smith, Trial type: Settlement. Settlement date: 9/6/2009.

SETTLEMENT: \$124,000

COUNSEL

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

Defendant: None.

FACTS/CONTENTIONS

According to plaintiff: On September 11, 2008, plaintiff Susana Sanchez was operating her 1994 Chevrolet northbound on Sepulveda Boulevard and stopped for a red light. Defendant Cooper-Smith, who was driving a 2007 Mercedes 280 SLK and was also northbound on Sepulveda, rear-ended plaintiff. Plaintiff Louis Yannotti was a passenger in Sanchez's vehicle.

Plaintiffs alleged that defendant driver was negligent in the operation of a motor vehicle and that all of plaintiffs' injuries were a direct result of the subject motor vehicle accident. Defendant accepted liability but disputed the nature and extent of both plaintiffs' claimed injuries and the need for future surgery for plaintiff Yannotti.

CLAIMED INJURIES

According to plaintiff: Plaintiff Sanchez sustained cervical, thoracic, and lumbar strain and sprain injuries that were treated conservatively by physical therapy.

Plaintiff Yannotti sustained a fractured rib, right arm, and elbow injury, cervical thoracic and lumbar strain and sprain injuries that were treated conservatively by physical therapy. Because of ongoing pain, plaintiff's orthopedist prescribed a right elbow MRI. The MRI revealed right elbow ulnar nerve compression at the cubital tunnel. The orthopedist advised plaintiff he may require right elbow cubital tunnel release surgery and right elbow lateral epicondylitis surgery in the future.

CLAIMED DAMAGES

According to plaintiff: Yannotti: \$13,326 past medical; future medical \$46,000. Sanchez: \$5,746 medical.

SETTLEMENT DISCUSSIONS

According to plaintiff: Defendant ultimately tendered his \$100,000 policy limits for plaintiff Yannotti, who also collected \$5,000 in medical payments. Plaintiff Sanchez's claim was settled for \$19,000.

EXPERTS

None.

COMMENTS

According to plaintiff: The insurance carrier was State Farm; the adjuster was Lisa Sweeney.

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