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JULY 31, 2006

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SETTLEMENT RESULT: \$240,000

VEHICLE NEGLIGENCE

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SETTLEMENT—Driver collides with pickup that turned left in front of her

VEHICLE NEGLIGENCE

Motor Vehicle v. Motor Vehicle/Left Turn

ORANGE COUNTY SUPERIOR COURT

Lolio v. Ron, No. 03CC05885. David T. McEachen.
Settlement date: 4/22/2003.

SETTLEMENT RESULT: \$240,000

COUNSEL

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

Defendant: Marlon C. Wadlington, Lynberg & Watkins, Orange.

FACTS/CONTENTIONS

According to plaintiff: On August 27, 2002, plaintiff Lolio, a 43-year-old office manager, was traveling eastbound on Warner Avenue in the number three lane of three lanes. Defendant Ron, an employee of the Fountain Valley School District, was traveling westbound on Warner Avenue in a pickup truck. He made a left turn in front of plaintiff's vehicle, causing the collision.

Plaintiff alleged that defendant was negligent in the operation of his motor vehicle and that all of plaintiff's claimed injuries were a direct result of the trauma that plaintiff sustained in the accident.

Defendant disputed liability and claimed that plaintiff was speeding and was as much as 20 percent comparatively negligent. Defendant also disputed the nature and extent of plaintiff's claimed injuries. Defendant further contended that plaintiff did not require surgery.

CLAIMED INJURIES

According to plaintiff: Plaintiff sustained a cervical and lumbar strain and sprain, requiring physical therapy. An MRI revealed an L5-S1 posterior annular disruption with associated broad-based posterior 4 mm disk herniation. Plaintiff had three epidural steroid injections. Plaintiff is a present candidate for surgical intervention in the form of a lumbar laminectomy and discectomy.

CLAIMED DAMAGES

According to plaintiff: \$23,564 past medical; \$40,000 future medical.

SETTLEMENT DISCUSSIONS

According to plaintiff: Demand: \$250,000 (CCP § 998). Defendant requested three extensions of time to respond to the demand. Defendant offered, and plaintiff accepted, \$240,000.

EXPERTS

None.