

# TRIALS DIGEST®

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October 8, 2012

**SETTLEMENT RESULT: \$250,000**

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## MOTOR VEHICLE

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**Driver allegedly runs red light, causing collision**

### VEHICLE NEGLIGENCE

Motor Vehicle v. Motor Vehicle/Intersection/Signal Violation

### LOS ANGELES COUNTY SUPERIOR COURT

Orozco v. Dillin, Docket number: SC114315, Malibu.  
Judge: Cesar C. Sarmiento. Trial type: Settlement. Settlement date: 5/16/2012.

### SETTLEMENT: \$250,000

The case was mediated before attorney Troy Roe and settled for \$250,000 at the mediation.

### COUNSEL

Plaintiff: Scott J. Corwin, Law Offices of Scott J. Corwin, Los Angeles.  
Defendant: Matther J. Saunders, Early Maslach & Van Dueck, Los Angeles.

### FACTS/CONTENTIONS

According to plaintiff: On Oct. 20, 2012, plaintiff Miguel Orozco, a 30-year-old courier, drove his 1992 Nissan Sentra west on Texas Avenue in Los Angeles in the number 1 of 1 lanes and entered the intersection at Bundy Drive on a green light, when defendant Dillin, who was driving a 2003 Honda Civic, was northbound on Bundy Drive and ran the red light, causing a collision with plaintiff's vehicle.

Plaintiff alleged defendant was negligent in the operation of her vehicle and all of plaintiff's claimed injuries were a direct result of said negligence.

Defendant disputed liability, contending plaintiff ran the light. There were no eyewitnesses. Defendant further disputed the nature and extent of plaintiff's claimed injuries. Defendant claimed

plaintiff's injuries were pre-existing and he did not require surgery. Defendant further claimed that since the accident had occurred

### CLAIMED INJURIES

According to plaintiff: Plaintiff sustained cervical and lumbar injuries for which he received physical therapy. Due to ongoing complaints plaintiff had a lumbar MRI, which revealed a 5 -6mm disc protrusion. A second MRI performed one year later revealed the disc had fully extruded and was 11mm x 18mm. Plaintiff underwent three epidural injections that failed to relieve the symptoms. Plaintiff may require surgical intervention in the form of a fusion and laminectomy and discectomy in the future.

### CLAIMED DAMAGES

According to plaintiff: \$44,278 past medical; \$50,000 future medicals; \$10,000 lost earnings.

### SETTLEMENT DISCUSSIONS

Not reported.

### EXPERTS

Plaintiff: Not reported.  
Defendant: Anthony F. Feuerman, M.D., neurosurgeon, Encino (818) 905-9642

### COMMENTS

According to plaintiff: The complaint was filed Sept. 30, 2011.  
The insurance carrier was Farmer Insurance; the adjuster was Tanya Cannon.

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/