

# TRIALS DIGEST®

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

## VEHICLE NEGLIGENCE

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### SETTLEMENT—Driver sustains injuries in collision with left-turning vehicle

#### VEHICLE NEGLIGENCE

Motor Vehicle v. Motor Vehicle/Left Turn/Intersection

#### LOS ANGELES COUNTY SUPERIOR COURT

*Isenhart v. Hansen*, No. 022880, Long Beach. Margaret M. Hay. Settlement date: 6/12/1999.

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

#### COUNSEL

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

Defendant: Confidential.

#### FACTS/CONTENTIONS

According to plaintiff: On April 12, 1997, plaintiff, age 46, was traveling westbound on Olympic in the number one of two lanes, and entered the intersection at 6th Street, with a green light. Plaintiff alleged defendant was traveling eastbound on Olympic, attempted a left turn, and turned in front of plaintiff, causing the collision. Plaintiff was traveling at about 35 to 40 miles per hour when the impact occurred. Plaintiff alleged defendant was negligent in the operation of a motor vehicle.

Defendant disputed liability, contending that plaintiff ran a red light. Defendant further disputed the nature, extent, and causation of plaintiff's claimed injuries. Defendant contended plaintiff's low back injuries and claimed surgery were not related to the incident.

#### CLAIMED INJURIES

According to plaintiff: Plaintiff sustained cervical and lumbosacral musculoligamentous strain, requiring physical therapy. Plaintiff also sustained an aggravation of pre-existing disk protrusion at L4-L5, for which plaintiff claimed future surgery was required.

#### CLAIMED DAMAGES

According to plaintiff: \$16,385 past medical; \$40,000 future medical.

#### SETTLEMENT DISCUSSIONS

According to plaintiff: Plaintiff made a CCP § 998 offer to compromise for the sum of \$250,000. The case settled one year and three months after the case was filed.

#### EXPERTS

Plaintiff: Stuart Baumgard, M.D., orthopedic surgeon, Mauna Loa, HI (310) 395-2829.

Defendant: None.

#### COMMENTS

According to plaintiff: This case was filed February 10, 1998.