

TRIALS DIGEST®

THE COMPREHENSIVE SOURCE FOR CALIFORNIA CIVIL TRIAL RESULTS

AUGUST 21, 2006

Vol. 9, No. 34

SETTLEMENT RESULT: \$105,000

VEHICLE NEGLIGENCE

34 TD 9th 28

SETTLEMENT—Driver injured in chain-reaction rear-ender on freeway

VEHICLE NEGLIGENCE

Motor Vehicle v. Motor Vehicle/Rear-End/Parked/Stalled/Stopped Vehicle/Chain Reaction Collision

No COURT/UNFILED SETTLEMENT

Quinn-Jutra v. Kender. Settlement date: 1/27/2005.

SETTLEMENT RESULT: \$105,000

COUNSEL

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

Defendant: None.

FACTS/CONTENTIONS

According to plaintiff: On April 1, 2004, plaintiff Quinn-Jutra, a 50-year-old beautician, was traveling northbound on the 405 freeway in the number four lane of four lanes in stop and go traffic. Traffic came to a complete stop when defendant Kender, who was also northbound on the 405 freeway in the same lane as plaintiff, rear-ended the vehicle behind plaintiff which, in turn, rear-ended plaintiff's vehicle.

Plaintiff alleged that defendant was negligent in the operation of a motor vehicle and that all of her claimed injuries were a direct result of the accident.

Defendant admitted liability but disputed the nature and extent of plaintiff's claimed injuries and her need for future surgeries.

CLAIMED INJURIES

According to plaintiff: Plaintiff sustained a cervical and lumbar strain and sprain, requiring physical therapy. MRI scans revealed C5-C6 and C6-C7 2-3 mm disk bulges and an L4-L5 3 mm disk protrusion with annular tears. She may require surgery in the form of a C5-C7 anterior discectomy and fusion and a L4-L5 lumbar microdiscectomy in the future.

CLAIMED DAMAGES

According to plaintiff: \$43,130 past medical; \$81,000 future medical.

SETTLEMENT DISCUSSIONS

According to plaintiff: Plaintiff demanded defendant's \$100,000 settlement policy limits which defendant tendered within 30 days.

EXPERTS

None.

COMMENTS

According to plaintiff: The case was settled without the filing of a lawsuit.