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SETTLEMENT RESULT: \$137,500

VEHICLE NEGLIGENCE

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SETTLEMENT—Driver rear-ended on Pacific Coast Highway

VEHICLE NEGLIGENCE

Motor Vehicle v. Motor Vehicle/Rear-End

VICARIOUS LIABILITY

No COURT/UNFILED SETTLEMENT

McLeish v. Zakian. Settlement date: 8/9/2000.

SETTLEMENT RESULT: \$137,500

COUNSEL

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

Defendant: None.

FACTS/CONTENTIONS

According to plaintiff: On December 12, 1999, plaintiff McLeish, a 52-year-old senior vice president of a publicly traded company, was traveling southbound on Pacific Coast Highway in the number two of two lanes, when he was rear-ended by defendant Zakian's vehicle, who was driving in the course and scope of his employment.

Defendants contended that plaintiff had made an unsafe stop in the middle of the road, thereby causing the collision. Defendant disputed the nature and extent of plaintiff's claimed injuries and contended that plaintiff's left shoulder injuries were pre-existing and did not require surgery. The impact was minor resulting in only \$2,460 in damage to plaintiff's vehicle.

CLAIMED INJURIES

According to plaintiff: Plaintiff sustained cervical and lumbar strain and sprain injuries, requiring physical therapy, a possible tear to his left shoulder labrum, and left shoulder traumatic impingement syndrome, requiring future surgery.

CLAIMED DAMAGES

According to plaintiff: \$9,173 past medical; \$35,000 future medical.

SETTLEMENT DISCUSSIONS

According to plaintiff: Demand: \$25,000 (policy limits) from defendant, which was tendered. Plaintiff then demanded \$150,000 (new money) from defendant employer.

EXPERTS

None.

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