

INJURED PARTY: Adult male high school teacher and football coach

EVENT: The plaintiff was struck in the face by the head of defendant's driver during a golfing tournament

SPECIFIC INJURY: Facial fractures including bones in his nose, orbits and forehead; Traumatic brain injury; Depression

PERTINENT INFORMATION: The verdict included past pain and suffering of \$175,000.00, future medical expenses of \$27,000.00, future pain and suffering of \$30,000.00, future loss of earning capacity of \$12,000.00, past loss of consortium of \$100,000.00 and future loss of consortium of \$20,000.00

AMOUNT: \$36,000,000 (Jasper Co., MS)

CASE: Tanner v. Eagle Oil et al., 2012 MS Jury Verdicts & Sett, LEXIS 102 (Aug. 15, 2012)

CASE NUMBER: 111-0013

JUDGE: Eddie Bowen

EXPERTS: Richard Baratta (engineer) Houston, TX, R.E. Garza (petroleum engineer) Houston, TX, Paul Deutsch (life care plan) Oviedo, FL, Dr. Richard Bonfiglio (physical medicine) Murrysville, PA, Geoffrey Kanter (neuropsychology) Sarasota, FL, James Koerber, CPA (economics) for the plaintiff; Dr. Jack Moriarty (neurosurgery) Flowood, MS, John Lacy, Brenham, TX, Kirk Thibault (engineer) Exton, PA, Bruce Brawner (life care plan) Madison, MS, Gerald Lee Economics, Clinton, MS, James Owen (petroleum engineer) Pachuta, MS for the defendant

ATTORNEYS: Norman Gene Hortman, Jr. and Christopher B. McDaniel, Hortman Harlow Bassi Robinson & McDaniel, Laurel, MS for the plaintiff; Charles G. Copeland and Timothy J. Sterling, Copeland Cook Taylor & Bush, Ridgeland, MS for defendant V.A. Sauls

INJURED PARTY: 52 year old male

EVENT: While the plaintiff was working on the repair of a salt water disposal well, a valve high on the derrick came loose and struck him in the head

SPECIFIC INJURY: Permanent brain injury; significant cognitive dysfunction, speech problems, open skull fracture

PERTINENT INFORMATION: The verdict included non-economic damages at \$18,000,000, \$9,000,000 for the wife's loss of consortium

AMOUNT: \$1,600,000 (Clark Co., NV)

CASE: Larry and Juel Stephens v. Charleston Station LLC d/b/a Red Rock Resort Spa Casino, 2013 Nat. Jury Verdict Review LEXIS 88 (February 27, 2013)

CASE NUMBER: A-09-598674-C

JUDGE: Jerry A. Wiese

EXPERTS: Dr. Samuel Sobol (cardiology) San Francisco, CA, Ed Bellanger (emergency response) Las Vegas, NV, Dr. Richard Rubenstein (neurology) Richmond, CA for the plaintiff; Dr. Ben Simon (cardiology) Tarzana, CA, Dr. Jerry H. Thrush (emergency medicine) San Diego, CA, Ari Kalechstein, Ph.D. (neuropsychology) Beverly Hills, CA, Dr. Derek Duke (neurosurgery) Henderson, NV for the defendant

ATTORNEYS: Allen Bucknell of Goldberg & Osborne, Phoenix, AZ, Adam Levine & Daniel Marks of The Law Office of Daniel Marks, Las Vegas, NV for the plaintiff; Richard J. Pyatt of Pyatt Silvestri, Las Vegas, NV for the defendant

INJURED PARTY: Adult male

EVENT: The plaintiff was at the defendant casino when he suffered a heart attack. The plaintiff alleged that the defendant and its security staff delayed his treatment

SPECIFIC INJURY: Heart attack; Anoxic brain damage

PERTINENT INFORMATION: The jury award included \$1,000,000 in compensatory damages, \$500,000 for the wife's loss of consortium, and \$105,000 in medical expenses

AMOUNT: \$5,000,000 (Rockingham Co., NH)

CASE: Noel and Adam Jodoin v. Ellen Johnson, M.D. and Advanced Diagnostic Imaging, 2012 NH Jury Verdicts Review LEXIS 17 (Nov. 15, 2012)

CASE NUMBER: 2010-CV-670

JUDGE: Kenneth McHugh

EXPERTS: Craig Moore, Ph.D. (economist) Southwick, MA, William H. Burke, Ph.D. (life care planning) Portsmouth, NH, Dr. Isaac Silverman (neurology) Hartford, CT, Eric Mart, Ph.D. (neuropsychology) Manchester, NH, Dr. Victor Haughton (radiology) Madison, WI for the plaintiff; Dr. Michael McGarvey (neurology) Philadelphia, PA, Dr. Peter Gordon (radiology) Brockton, MA for the defendant

ATTORNEYS: Gary B. Richardson and Heather M. Burns of Upton & Hatfield LLP, Concord, NH for the plaintiff; J. Peter Kelley of Bruce & Kelley, Burlington, MA for the defendant

INJURED PARTY: 30 year old female

EVENT: The plaintiff alleged that the defendant radiologist was negligent in failing to properly read her CT-scan, which if read properly would have revealed a brain hemorrhage

SPECIFIC INJURY: Neurological injuries resulting in serious impairment of use of right hand and arm; seizures

AMOUNT: \$1,975,000 (Union Co., NJ)

CASE: Plaintiff v. Defendant Driver, 2014 NJ Jury Verdicts Review LEXIS 111 (July 2014)

CASE NUMBER: Not published

JUDGE: William Wertheimer

EXPERTS: Dr. James Z. Cinberg, ENT, Elizabeth, NJ, Ellen Rader Smith, functional capacity, Montville, NJ, Donna Flannery, life care planning, Fairfield, NJ, Susan Cook, Psy.D, neuropsychology, Union, NJ, Dr. Cary Skolnick, orthopedic surgery, Nutley, NJ, Wayne Fleischhacker, DO, pain management, Union, NJ, Dr. Grigory Rasin, psychiatry, Union, NJ for the plaintiff; name of the defendant's expert not published

ATTORNEYS: Francis M. Smith of FM Smith,PC, Mountainside, NJ for the plaintiff; name of the defendant's attorney not published

INJURED PARTY: 69 year old female

EVENT: The plaintiff was a back seat passenger in her son's vehicle when it was struck by the defendant's vehicle, which had run a red light

SPECIFIC INJURY: Mild traumatic brain injury; multiple pelvic fractures, a sacral fracture, knee and shoulder ligament tears

PERTINENT INFORMATION: The plaintiff settled with the primary carrier for \$475,000 and the excess carrier for \$1,500,000

AMOUNT: \$172,000,000 (Bronx Co., NY)

CASE: Tiffany Applewhite v. City of New York, 2014 NY Jury Verdicts Review LEXIS 121 (May 30, 2014)

CASE NUMBER: Not published

JUDGE: Alison Tuitt

EXPERTS: Not published

ATTORNEYS: Steve Cohen of Kramer, Dillof, Livingston & Moore, New York, NY for the plaintiff; Fay Leoussis of City of New York-Law Department, New York, NY for the defendant

INJURED PARTY: 12 year old female

EVENT: The plaintiff alleged that the actions of the emergency response workers employed by the city resulted in permanent brain damage

SPECIFIC INJURY: Brain damage; cardiac arrest

PERTINENT INFORMATION: The jury award included \$25,000,000 for past pain-and-suffering, \$40,000,000 for future pain-and-suffering, \$320,000 for lost services to the plaintiff's mother and more than \$100,000,000 for essential therapies and care

AMOUNT: \$12,000,000 (Bronx Co., NY)

CASE: Michalski v. Montefiore Hosp., et al., 2013 NY Jury Verdicts Review LEXIS 173 (November 2013)

CASE NUMBER: 304662/08

JUDGE: Mitchell Danziger

EXPERTS: Jeannete Motsch MS CBIS (brain injury counselor) Morgantown, WV, Dr. Joel Kahn (cardiology) Detroit, MI, Dr. Harvey Shanies (critical care) Poughkeepsie, NY, Andrew Weintraub, PhD (economics) Rhinebeck, NY, Suzanne Pugh, New York, NY for the plaintiff; Dr. Edward Katz (cardiology) New York, NY, David Erlanger, PhD (neuropsychology) New York, NY for the defendant

ATTORNEYS: Laurence M. Deutsch of North & Deutsch, LLP, New York, NY for the plaintiff; name of the defendant's attorney not published

INJURED PARTY: 51 year old male surgeon

EVENT: The plaintiff, a surgeon, suffered a cardiac arrest in the emergency room after being left unattended by defendant triage nurse for five to ten minutes

SPECIFIC INJURY: Severe cognitive deficits

PERTINENT INFORMATION: The award of \$12,000,000 included \$3,000,000 for past pain and suffering, \$3,000,000 for future pain and suffering, \$2,600,000 for past lost earnings, \$400,000 per year plus a 3% growth rate over seven years for future lost income, \$72,000 per year for cost of care for four years and \$31,000 for cost of care over the ensuing 16-year period. The parties entered into a non-disclosed high/low agreement before the jury deliberations

AMOUNT: \$121,000,000 (Bronx Co., NY)

CASE: Pope v. New York Health and Hospitals Corporation, et al., 2012 NY Jury Verdicts Review LEXIS 127 (May 25, 2012)

CASE NUMBER: 23626/04

JUDGE: Robert E. Torres

EXPERTS: Les Seplaki, PhD (economics) New York, NY, Dr. Richard Lechtenberg (neurology) Brooklyn, NY, Sandra Gonchar, RN (nursing) Staten Island, NY for the plaintiff; name of the defendant's experts not published

ATTORNEYS: Thomas A. Moore of Kramer Dill of Livingston & Moore, New York, NY for the plaintiff; name of the defendant's attorney not published

INJURED PARTY: 45 year old female mother

EVENT: The plaintiff alleged malpractice arising from her treatment at three hospitals. The plaintiff developed Stevens-Johnson syndrome, a rare and severe skin disorder, untreated respiratory distress and catastrophic brain damage due to oxygen deprivation

SPECIFIC INJURY: Burns to 80% of her body due to Stevens-Johnson syndrome; Severe anoxic brain damage; quadriplegia

PERTINENT INFORMATION: The award included \$50,000,000 for past conscious pain and suffering, \$30,000,000 for future pain suffering, \$10,000,000 for past and future lost wages, \$5,000,000 for past medical costs and an award for future costs of care with a present value of \$26,000,000

AMOUNT: \$16,000,000 (Kings Co., NY)

CASE: Alcantara v. MTA, 2014 Nat. Jury Verdict Review LEXIS 24 (Jan. 2014)

CASE NUMBER: 9976/09

JUDGE: Not published

EXPERTS: Dr. Alan David, neurology, Brooklyn, NY, Dr. Alan Meyer, orthopedics, Brooklyn, NY for the plaintiff; name of the defendant's expert not published

ATTORNEYS: Brad A. Kauffman of The Law Offices of Brad A. Kauffman, PLLC, New York, NY for the plaintiff; name of the defendant's attorney not published

INJURED PARTY: 69 year old female

EVENT: While entering a staircase to the subway, the plaintiff tripped over a gouge in the platform and fell 12 to 15 steps down the stairway. The plaintiff alleged that the defendant transit authority failed to repair the gouge in the concrete

SPECIFIC INJURY: Brain injury with seizure disorder; Acetabulum fracture; Closed head trauma

PERTINENT INFORMATION: The award included \$5,000,000 for past pain and suffering and \$11,000,000 for future pain and suffering

AMOUNT: \$5,000,000 (Kings Co., NY)

CASE: Ortiz v. 164 Atlantic Avenue LLC, et al., 2012 NY Jury Verdicts Review LEXIS 154 (May 4, 2012)

CASE NUMBER: 30521/07

JUDGE: Bernadette Bayne

EXPERTS: Not published

ATTORNEYS: S. Joseph Donahue, Jeffrey A. Block of Block O'Toole & Murphy LLP, New York, NY for the plaintiff; name of the defendant's attorney not published

INJURED PARTY: 53 year old male carpenter

EVENT: While working on a renovation project, the plaintiff fell backwards off a scaffold, struck the sidewalk, but continued falling through an adjacent sidewalk cellar, landing approximately 15 feet below the sidewalk

SPECIFIC INJURY: Closed head injury causing relatively mild cognitive deficits; Moderate hearing loss; Lumbar and cervical herniations; Tears to the left shoulder and right wrist

PERTINENT INFORMATION: The jury awarded included \$1,000,000 for past pain and suffering, \$2,600,000 for future pain and suffering, \$400,000 for past medical expenses and \$1,000,000 for future medical costs. While the jury was deliberating, the parties entered into a \$2,000,000/\$4,500,000 high/low agreement. After the verdict, the case then settled for \$4,500,000.

AMOUNT: \$7,500,000 (New York Co., NY)

CASE: Wozny v. 840 Park Ave. Assoc., et al., 2014 NY Jury Verdicts Review LEXIS 234 (Nov. 2014)

CASE NUMBER: Not published

JUDGE: Not published

EXPERTS: Not published

ATTORNEYS: Marc E. Freund of Lipsig, Shapey, Manus, & Moverman, P.C., New York, NY for the plaintiff; name of the defendant's attorney not published

INJURED PARTY: 30 year old male construction worker

EVENT: The plaintiff fell onto floor of hanging scaffold while attempting to climb into the device

SPECIFIC INJURY: Severe lis franc sprain; Reflex sympathetic dystrophy syndrome (RSD)

PERTINENT INFORMATION: The award included \$400,000 for past pain and suffering, \$2,225,000 for future pain and suffering, \$3,100,000 for future lost earnings and \$1,800,000 for future medical expenses

AMOUNT: \$4,873,703 (New York Co., NY)

CASE: Wyble v. Lange, 2014 NY Jury Verdicts Review LEXIS 76 (April 18, 2014)

CASE NUMBER: 114045/10

JUDGE: Geoffrey D. Wright

EXPERTS: Dr. Richard Lechtenberg, neurology, New York, NY, Dr. Betty Mintz, neurology, New York, NY for the plaintiff; Dr. James Howard, neurology, Chapel Hill, NC, Dr. Scott Ely, pathology, New York, NY for the defendant

ATTORNEYS: Richard A. Gurfein of Gurfein Douglas, LLP, New York, NY for

the plaintiff; name of the defendant's attorney not published

INJURED PARTY: Male in his early 40s

EVENT: The plaintiff alleged that the defendant misdiagnosed Myasthenia Gravis, a disease of neuromuscular transmission, and performed unnecessary surgery in which the thymus was removed from the chest. The plaintiff became withdrawn and depressed after the diagnosis. His marriage ended in divorce. Another neurologist later diagnosed him with cataplexy

SPECIFIC INJURY: Depression; withdrawal

PERTINENT INFORMATION: The jury award included \$373,703.08 for past medical expenses, \$2,000,000 for past pain, suffering and loss of enjoyment of life and \$1,500,000 for future pain, suffering and loss of enjoyment of life. The jury also awarded the ex-wife \$1,000,000 for her claim for the loss of services, society and companionship

AMOUNT: \$9,000,000 (New York Co., NY)

CASE: Grossman v. Mari, 2012 NY Jury Verdicts Review LEXIS 152 (June 6, 2012)

CASE NUMBER: Not published

JUDGE: Anil C. Singh

EXPERTS: Nicholas Bellizzi, P.E. (accident reconstruction) Holmdel, NJ, Alan Leiken, Ph.D. (economics) Stony Brook, NY, Dr. Daniel Luciano (neurology) New York, NY, Dr. David Neuman (orthopedics) Brooklyn, NY, Dr. Scott Hirsch (psychiatry) New York, NY for the plaintiff; name of the defendant's expert not published

ATTORNEYS: Thomas P. Giuffra of Rheingold Valet Rheingold McCartney & Giuffra LLP, New York, NY, Adam D. Cahn of Sakkas, Cahn & Weiss, LLP, New York, NY for the plaintiff; name of the defendant's attorney not published

INJURED PARTY: Female college student

EVENT: The plaintiff alleged that the defendant driver negligently made a left turn into the side of her vehicle while she had the right-of-way. The force of the impact caused the airbag to deploy, and the plaintiff knocked her wrist into her forehead

SPECIFIC INJURY: Obsessive-compulsive disorder; seizure disorder; right wrist fracture; tear of the medial meniscus

PERTINENT INFORMATION: The jury found the plaintiff 25% comparatively negligent. The award included \$2,000,000 for past pain and suffering, \$500,000 for future pain and suffering, \$3,000,000 for future medical costs and \$3,500,000 for future loss of earnings

AMOUNT: \$10,015,000 (New York Co., NY)

CASE: Ordonez v. 346 W. 17th St., et al., 2012 NY Jury Verdicts Review LEXIS 77 (March 2, 2012)

CASE NUMBER: 104175/08

JUDGE: Geoffrey Wright

EXPERTS: Alan M. Leiken, Ph.D. (economics) East Setauket, NY, Dr. Kerin Hauseknecht (neurology) Lynbrook, NY, Dr. Barry Root (physical medicine) Roslyn Heights, NY, Dr. Gautam K. Khakhar (physical rehabilitation) Rego Park, NY for the plaintiff; name of the defendant's expert not published

ATTORNEYS: Howard R. Borowick, New York, NY, John Dalli (of counsel) of Dalli & Marino, LLP, Mineola, NY for the plaintiff; name of the defendant's attorney not published

INJURED PARTY: Male in his 30s

EVENT: The plaintiff fell 10–15 feet from an unsecured cherry picker

SPECIFIC INJURY: Mild traumatic brain injury; seizure disorder; lumbar transverse process fractures; lumbar herniation; rib fracture

PERTINENT INFORMATION: The jury award of \$10,015,000 included \$134,000 for past medical bills, \$1,300,000 for future medical bills, \$181,000 for past lost earnings, \$1,680,000 for future lost earnings, \$520,000 for past pain and suffering and \$6,200,000 for future pain and suffering. The parties had entered into a \$500,000/\$4,250,000 high/low agreement and the case subsequently resolved for \$4,250,000

AMOUNT: \$62,060,086 (Queens Co., NY)

CASE: Lin v. Hutch Realty Partnership, LLC, et al., 2015 NY Jury Verdicts Review LEXIS 174 (September 2015)

CASE NUMBER: 024253/08

JUDGE: Janice A. Taylor

EXPERTS: Dr. Micheal Lipton, neuroradiology, Dr. Drew Stein, orthopedic surgeon, Dr. Irving Friedman, neurology, Wayne Gordon, PhD, neuropsychologist for the plaintiff; Laurence Abelove, PhD, neuropsychology, Dr. Anthony ManCUSO, neuroradiology for the defendant

ATTORNEYS: Benedict P. Morelli, Adam E. Deutsch, and David T. Sirotkin of Morelli, Alters, Ratner, P.C., New York, NY for the plaintiff; name of the defendant's attorney not published

INJURED PARTY: 20 year old male

EVENT: The plaintiff fell 20 feet from the roof of a building he was working on

SPECIFIC INJURY: Closed head injury; traumatic brain injury; Five vertebral

fractures; Lung and renal contusions; Five rib fractures; Scapula fracture

PERTINENT INFORMATION: The award included \$20,000,000 for past pain and suffering, \$40,000,000 for future pain and suffering, and \$60,086 for past medical bills

AMOUNT: \$500,000 (U.S. Dist. Ct. S.D. OH)

CASE: Barker v. Apollo Transfer, 2014 Federal Jury Verdicts Rptr. LEXIS 42 (January 9, 2014)

CASE NUMBER: 3:12-357

JUDGE: Timothy S. Black

EXPERTS: Not published

ATTORNEYS: John K. Fitch, The Fitch Law Firm, Columbus, OH for the plaintiff; Jeffrey J. Jurca and Beth Anne Lashuk, Jurca & Lashuk, Columbus, OH for the defendant

INJURED PARTY: Female

EVENT: The plaintiff's vehicle collided with a tractor trailer that was making a u-turn on a divided highway

SPECIFIC INJURY: Traumatic brain injury

PERTINENT INFORMATION: The verdict of \$500,000 included \$125,000 in past economic damages, \$275,000 for past non-economic damages and \$100,000 more for in the future non-economic damages. The parties entered into a high/low agreement during deliberations

AMOUNT: \$12,195,500 (Lane Co., OR)

CASE: Friedenburg, as Conservator for Lyman v. PeaceHealth, et al., 2015 Ore. Jury Verdicts & Sett. LEXIS 207 (Sept. 29, 2015)

CASE NUMBER: 161413229

JUDGE: Lauren Holland

EXPERTS: Not published

ATTORNEYS: Don Corson, The Corson & Johnson Law Firm; Jet Harris, Harris Law Group, Eugene, OR for the plaintiffs; Larry Brisbee of Brisbee & Stockton, Hillsboro, OR, for defendant Northwest Anesthesia and Dr. Cho; Rodney Nelson & Carey Caldwell of Hart Wagner, Portland, OR, for defendant PeaceHealth

INJURED PARTY: 51 year old male

EVENT: The medical malpractice claim arose from the overdose of a medication during an aortic valve replacement

SPECIFIC INJURY: Anoxic brain injury

PERTINENT INFORMATION: The verdict included \$6,445,500 in economic damages and \$5,750,000 in non-economic damages

AMOUNT: \$1,675,140 (Linn Co., OR)

CASE: Tyler Wingett v. Gary Silbernagel, Denise Silbernagel, Lawrence Silbernagel and Eric Silbernagel and the Estate of Kyle Entrekin, 2012 Ore. Jury Verdicts & Sett. LEXIS 82 (Jan. 9, 2012).

CASE NUMBER: 08 3505

JUDGE: DeAnn Novotny

EXPERTS: Not published

ATTORNEYS: Brian Whitehead, Law Office of Brian R. Whitehead, Salem, WA for the plaintiff; John Kilcullen of Brown Roseta Long McConville & Kilcullen, Eugene, WA for defendant Silbernagel; Ryan Collier, Salem, WA for the defendant Estate of Kyle Entrekin

INJURED PARTY: 18 year old male

EVENT: The plaintiff, a recent high school graduate, went to a "field party" that was hosted by defendant where alcohol was served. After the party, the plaintiff took a ride with defendant Kyle, who was driving under the influence of alcohol and he lost control of his vehicle and struck a telephone pole. The plaintiff was ejected from the vehicle

SPECIFIC INJURY: Back injury with four thoracic spine fractures; Left arm injury; Decreased vision in the right eye; Brain and intra-cranial injuries; organic brain syndrome; Fractured skull; Punctured and collapsed lung; Cardiac injury; torn aortal Fracture of eleven ribs

PERTINENT INFORMATION: The award included \$50,000 in punitive damages. The plaintiff claimed medical expenses of \$497,968 and lost wages of \$38,350

AMOUNT: \$7,625,000 (U.S. Dist. Ct. MD PA)

CASE: Patton, et al v. Combat Support Associates, 2014 Federal Jury Verdicts Rptr. LEXIS 58 (March 14, 2014)

CASE NUMBER: 3:10-1712

JUDGE: Edwin M. Kosik

EXPERTS: James Sobek, accident reconstruction for the plaintiff; name of the defendant's expert not published

ATTORNEYS: David L. Pennington and John P. Hartley, Harvey Pennington, Philadelphia, PA and William F. Anzelmo, Wilkes-Barre, PA for the plaintiff; Evan S. Eisner, Rawle & Henderson, Philadelphia, PA and Joseph N. Bongiovanni,

Marks O'Neill O'Brien Doherty & Kelly, Philadelphia, PA for the defendant

DECEDENTS: Adult males serving in the US Navy

EVENT: The decedents' vehicle was struck by the defendant's vehicle that was making a high-speed pass on the highway past a slow-moving convoy. Plaintiff Patton died at the scene and Defendant Morgan died four years later from his injuries. The defendant was a US military contractor that owned the vehicle that struck the plaintiff

SPECIFIC INJURY: Death; catastrophic brain injury

PERTINENT INFORMATION: Plaintiff Patton's estate was awarded \$3,875,000 in damages and the estate of plaintiff Morgan was awarded \$3,750,000

AMOUNT: \$5,785,063 (U.S. District Court-W.D. PA)

CASE: Smith v. USA, 2012 PA Jury Verdicts Review LEXIS 154 (July 23, 2012)

CASE NUMBER: 3:09-CV-249

JUDGE: Kim R. Gibson

EXPERTS: Mitchell Scott Whiteman (diagnostic radiology) Weston, FL, David Hopkins (economics) King of Prussia, PA, John Tafuri (emergency medicine) West Lake, OH Theodore H. Schwartz (neurosurgery) New York, NY, B.A. McGettigan (nursing) Downingtown, PA, Michelle Hansman Whiteman (radiology) Weston, FL for the plaintiff; Edward L. Hoffman (behavioral pediatrics) Overland Park, KS, Matthew Marlin (economics) Pittsburgh, PA, Diane M. Sixsmith (emergency medicine) Flushing, NY for the defendant

ATTORNEYS: Victor H. Pribanic of Pribanic & Pribanic, LLC, White Oak, PA for the plaintiff, Jennifer Andrade of U.S. Attorney's Office, Pittsburgh, PA for the defendant

DECEDENT: 42 year old female

EVENT: The allegation was that the defendant's delay in diagnosing a intracranial bleed resulted in death

SPECIFIC INJURY: Rupture of intracranial aneurysm; Death

PERTINENT INFORMATION: The decedent's son suffered from severe genetic and developmental deficiencies, including severe mental retardation, epilepsy, cerebral palsy, scoliosis, autism and optic nerve and the decedent was a fulltime caregiver to her son. The damages included \$3,749,424 to the decedent's son and \$75,070 to the decedent's husband under the Wrongful Death Act and \$225,050 to the decedent's estate under the survival action

AMOUNT: \$32,000,000 (Alleghany Co., PA)

CASE: Estate of Straw v. Kirk Fair and Golon Masonry Restoration, Inc., 2015

PA Jury Verdicts Review LEXIS 234 (December 15, 2015)

CASE NUMBER: GD-13-003294

JUDGE: Paul F. Lufty

EXPERTS: Not published

ATTORNEYS: Jon R. Perry of Rosen Louik & Perry, P.C., Pittsburgh, PA for the plaintiff; Robert A. Arcovio of Margolis, Edelstein, Pittsburgh, PA, Andrew R. Benedict of Weber, Gallagher in Philadelphia, PA for the defendant

DECEDENT: 6 year old male

INJURED PARTIES: 4 year old male, adult male, adult female

EVENT: The defendant driver, who was intoxicated and driving at an excessive speed, struck the plaintiffs' vehicle, which had pulled over to the side of the road after their vehicle had a malfunction

SPECIFIC INJURIES:

Decedent—death

4 year old—concussion; seizures; right femur fracture

Female—broken ribs; lumbar spine fracture; scalp lacerations

Male—lumbar fracture; facial lacerations

PERTINENT INFORMATION: The award included \$10,000,000 to the estate of decedent for wrongful death; \$10,000,000 to the estate for survival; \$3,000,000, the female; \$3,000,000 to the male and \$6,000,000 to the 4 year old male

AMOUNT: \$15,833,238 (Allegheny Co., PA)

CASE: Brenda Gump v. Adam Mains, Commonwealth of Pennsylvania Department of Transportation and Lane Construction Co., 2014 PA Jury Verdicts Review LEXIS 108 (Sept. 16, 2014)

CASE NUMBER: GD-10-020781

JUDGE: Stanton R. Wettick

EXPERTS: Not published

ATTORNEYS: Anthony Mengine, Pittsburgh, PA for the plaintiff; Stephen J. Summers of Summers McDonnell Walsh, Pittsburgh, PA, Robert T. McDermott, Pittsburgh, PA, Mark McKenna, Pittsburgh, PA for the defendants

INJURED PARTY: 52 year old female

EVENT: The plaintiff was a passenger in her son's vehicle that was struck while making a left turn into a construction zone

SPECIFIC INJURY: Severe brain injury; left temporal fracture; right and left clavicle fractures; broken ribs and spleen; liver lacerations; collapsed lungs

PERTINENT INFORMATION: The jury found the defendant Mains 42% negligent, the department of transportation 40% negligent, and the construction company 18% negligent. The award included \$4,833,238 in future medical expenses, \$4,000,000 in past pain and suffering, \$4,000,000 in loss of enjoyment of life and \$3,000,000 for future pain and suffering

AMOUNT: \$1,720,000 (Berks Co., PA)

CASE: Takacs v. Reading Hospital, et al., 2013 PA Jury Verdicts Review LEXIS 133 (June 14, 2013)

CASE NUMBER: 09-9629

JUDGE: Timothy J. Rowley

EXPERTS: Danny Benjamin (infectious disease) Durham, NC for the plaintiff; Gayle A. Galan (emergency medicine) Cleveland, OH for the defendant

ATTORNEYS: David Inscho of Kline & Specter, Philadelphia, PA for the plaintiff; name of the defendant's attorney not published

DECEDENT: 3 month old female

EVENT: The plaintiffs alleged that the defendants failed to diagnose bacterial meningitis in their infant

SPECIFIC INJURY: Hypoxic brain injury; Hydrocephalus

PERTINENT INFORMATION: The verdict included \$860,000 for the decedent's economic damages and \$860,000 for the decedent's pain and suffering

AMOUNT: \$16,500,000 (Centre Co., PA)

CASE: E.L. v. Metter, 2012 PA Jury Verdicts Review LEXIS 51 (Feb. 16, 2012)

CASE NUMBER: 2008-4283

JUDGE: Thomas K. Kistler

EXPERTS: Not published

ATTORNEYS: Bernard Cantorna of Bryant & Cantorna, State College, PA for the plaintiff; the defendant appeared pro se

INJURED PARTY: Female

EVENT: The defendant, a licensed psychologist, treated the female plaintiff for some seven years for physical pain and emotional difficulties. One of the treatments included the administration of dangerous carbon dioxide gas. During one of those treatment, the plaintiff stopped breathing but the defendant refused to take her to the emergency room

SPECIFIC INJURY: Permanent brain damage; neurological deficits; cognitive deficits; post traumatic stress disorder

§ 5.02

BRAIN AND NEUROLOGICAL INJURIES

AMOUNT: \$2,200,000 (Crawford Co., PA)

CASE: Anthony v. Lewis, et al., 2015 PA Jury Verdicts Review LEXIS 176 (October 23, 2015)

CASE NUMBER: AD 2012-1473

JUDGE: John F. Spataro

EXPERTS: John Tafuri, emergency medicine, Westlake, OH, W. Timothy Ward, orthopedic surgery, Pittsburgh, PA, Steven Reichard, radiology, Valley Cottage, NY, Jeffrey Lemberg, rehabilitation, Pittsburgh, PA for the plaintiff; Theodore H. Delbrige, emergency medicine, Greenville, NC, John Carrino, radiology, New York, NY for the defendant

ATTORNEYS: Harry S. Cohen and Todd D. Bowlus of Harry S. Cohen & Associates, P.C., Pittsburgh, PA for the plaintiff; name of the defendant's attorney not published

INJURED PARTY: 46 year old male logger

EVENT: The plaintiff went to the emergency room after he was struck in the back by a falling tree branch. The plaintiff alleged that the defendant failed to immobilize the plaintiff who likely had a back fracture, failed to order a CT scan, failed to diagnose multiple fractures and discharged the plaintiff with no diagnosis

SPECIFIC INJURY: Permanent neurological injury

PERTINENT INFORMATION: The award included \$2,000,000 for the plaintiff's past and future pain and suffering and \$200,000 to his wife for her loss of consortium claim

AMOUNT: \$5,100,000 (Montgomery Co., PA)

CASE: Ditore v. Abington Surgical Center, et al., 2015 Medical Litig. Alert LEXIS 196 (June 2015)

CASE NUMBER: 2011-09176

JUDGE: Thomas DelRicci

EXPERTS: Not published

ATTORNEYS: Andrew Youman of Kline and Specter, Philadelphia, PA for the plaintiff; James P. Kilcoyne of Kilcoyne and Nesbitt, Plymouth Meeting, PA, Daniel Sherry of Marshall Dennehey Warner Coleman & Goggin, P.C., for the defendants

INJURED PARTY: Female

EVENT: The plaintiff alleged that the defendants injected Afrin instead of lidocaine with epinephrine prior to sinus surgery

SPECIFIC INJURY: Hypoxia; moderate brain injury; cardiac arrest

PERTINENT INFORMATION: The award included \$4,600,000 in damages for

plaintiff and \$500,000 for her husband's loss of consortium

AMOUNT: \$78,500,000 (Philadelphia Co., PA)

CASE: Nicholson-Upsey v. Defendant Hospital, et al., 2013 Medical Litig. Alert LEXIS 338 (October 2013)

CASE NUMBER: 09-11-04525

JUDGE: Mark I. Bernstein

EXPERTS: Royal Bunin (economics) Wynnewood, PA, Terri Patterson (life care) Philadelphia, PA, Ronald Bolognese (maternal fetal medicine) Philadelphia, PA, Richard Bonfiglio (psychiatry) Pittsburgh, PA, Roy Filly (radiology) San Francisco, CA for the plaintiff; name of the defendant's expert not published

ATTORNEYS: Daniel S. Weinstock and Scott Vezina of Feldman, Shepherd, Wohlgelernter, Tanner, Weinstock & Dodig, Philadelphia, PA for the plaintiff; Howard S. Stevens and Susan Ellis Wild of Gross, McGinley, Allentown, PA, Donald N. Camhi of Post & Schell, Philadelphia, PA, Richard E. Geschke of McCann & Geschke, Philadelphia, PA for the defendants

INJURED PARTY: 4 year old girl

EVENT: The plaintiff alleged that the defendants outdated ultrasound equipment failed to pick-up her heartbeat resulting in her delayed delivery and catastrophic injuries

SPECIFIC INJURY: Hypoxic brain injury; quadriplegic cerebral palsy

PERTINENT INFORMATION: The award of \$78,500,000 included \$65,000,000 for future care. The award included the cost of 24-hour nursing care for the next 46 years, which the jury determined was the child's remaining life expectancy

AMOUNT: \$743,987 (Davidson Co., TN)

CASE: Rogers v. Nitti, 2013 TN Jury Verdicts & Sett. LEXIS 128 (August 8, 2013)

CASE NUMBER: 10-1891

JUDGE: Amanda McClendon

EXPERTS: Pamela Auble for the plaintiff; Todd Hutchinson for the defendant

ATTORNEYS: Sheila P. Hiestand, Louisville, KY and J. Patrick Kilgore, Hughes & Coleman, Nashville, TN for the plaintiff; John R. Rucker, Jr., Murfreesboro, TN for the defendant

INJURED PARTY: Adult female state tax auditor

EVENT: As the plaintiff was walking in the crosswalk, she was struck by the defendant's vehicle

SPECIFIC INJURY: Brain injury; diminished smell-taste function

PERTINENT INFORMATION: The verdict included medical expenses of \$47,231, lost earning capacity of \$11,756, past physical suffering of \$100,000, future physical suffering of \$35,000, past mental anguish of \$50,000, future mental anguish of \$100,000, past loss enjoyment of life of \$50,000, future loss of enjoyment of life of \$100,000, permanent injury of \$250,000

AMOUNT: \$1,019,652 (Henderson Co., TN)

CASE: Adcock et al. v. Bouchard, 2015 TN Jury Verdicts & Sett. LEXIS 27 (Feb. 24, 2015)

CASE NUMBER: 12174-1

JUDGE: Roy Morgan, Jr.

EXPERTS: Not published

ATTORNEYS: Derek O. Fairchild, Nahon Saharovich & Trotz, Memphis, TN for the plaintiff; Alex Elder, Holley Elder & McWhirter, Memphis, TN for the defendant

INJURED PARTIES: 14 year old boy and his father

EVENT: The defendant's vehicle collided with the plaintiff's vehicle

SPECIFIC INJURY:

14 year old—diffuse axonal brain injury; broken vertebra in neck; mental anguish

Father—Laceration to his scalp; concussion; bruised shoulder

PERTINENT INFORMATION: The plaintiff 14 year old was awarded \$1,019,652 including medical bills of \$369,652, \$50,000 for past suffering, \$50,000 for future suffering, \$100,000 for both past and future loss of enjoyment of life, \$150,000 for mental anguish and \$200,000 for permanent injury. The plaintiff father was awarded \$24,445 including medical expenses of \$19,445 and \$5,000 each for pain and suffering and mental anguish

AMOUNT: \$15,261,070 (Weakley Co., TN)

CASE: Wade v. Cane Creek Rehabilitation, et al., 2013 TN Jury Verdicts & Sett. LEXIS 113 (July 3, 2013)

CASE NUMBER: 4253

JUDGE: William B. Acree, Jr.

EXPERTS: Kate Cogan, RN, Boone, NC, Dana Ebeling (nursing care), Winchester, VA, David Callahan (neurology) Chesterfield, MO, Dr. Douglas Holmes (ENT), Raleigh, NC and Larry Russell (family practice) Hendersonville, NC for the plaintiff; Kathy Clark, RN, Warm Springs, GA, Nancy Warren, a nursing Ph.D., Martin, TN, Dr. James Farrage (primary care) Bowling Green, KY, Dr.

Gregory Hulka (pediatric ENT) Durham, NC Dr. Gaelyn Garrett (ENT) Nashville, TN, Dr. Richard Katz (forensic psychiatry) St. Louis, MO, Dr. Robert Shavelle, CA for the defendant

ATTORNEYS: Randall L. Kinnard and Mary Ellen Morris, Kinnard Clayton & Beveridge, Nashville and Roy B. Herron, Dresden, TN for the plaintiff; Buckner P. Welleford, Bruce A. McMullen and Jennifer A. Sink, Baker Donelson Bearman Caldwell & Berkowitz, Memphis, TN, Dixie W. Cooper and Chris J. Tardio, Gideon Cooper & Essary, Nashville, TN for the defendants

INJURED PARTY: 17 year old male

EVENT: The plaintiff had been in a serious car accident and was treated by the defendants. The defendants put him on a ventilator and a tracheostomy tube. The plaintiff suffered a catastrophic brain injury when the breathing tube was removed too soon

SPECIFIC INJURY: catastrophic brain injury

PERTINENT INFORMATION: The verdict included medical expenses of \$2,206,767, \$3,054,303 for future care, and Wade's pain and suffering, \$2,500,000 for permanent impairment and loss of ability to enjoy life

AMOUNT: \$6,758,159 (Harris Co., TX)

CASE: Rogers v. Fox and Sunbelt Rentals, Inc., 2015 TX Jury Verdicts Review LEXIS 255 (Sept. 24, 2015)

CASE NUMBER: 201365334

JUDGE: Mike Engelhart

EXPERTS: Not published

ATTORNEYS: Scott Hooper of The Scott Hooper Law Firm, Houston, TX for the plaintiff; Rebecca E. Bell-Stanton of Fee, Smith, Sharp and Vitullo LLP, Dallas, TX for the defendant

INJURED PARTY: 6 year old male

EVENT: The plaintiff minor was a passenger in his mother's vehicle, which struck the back of a tractor trailer that was protruding into the highway

SPECIFIC INJURY: Brain injury; skull fracture

PERTINENT INFORMATION: The jury found that the defendants were 55% negligent and the plaintiff mother and driver was 45% negligent

AMOUNT: \$1,300,000 (Harris Co., TX)

CASE: Kinberely Croghan, Carter Croghan v. Bounce Zone, Inc., 2014 TX Jury Verdicts Review LEXIS 270 (Nov. 6, 2014)

CASE NUMBER: 201204647

JUDGE: Randy Wilson

EXPERTS: Not published

ATTORNEYS: Eric D. Nielsen of Nielsen & Mukerji, LLP, Houston, TX for the plaintiff; name of the defendant's attorney not published

INJURED PARTY: 9 year old boy

EVENT: The plaintiff fell and struck his head on a concrete floor while playing at children's inflatable party room

SPECIFIC INJURY: Severe skull fracture, traumatic brain injury

AMOUNT: \$4,239,464 (Harris Co., TX)

CASE: Tracy Windrum v. Victor Karch, M.D., Harpaul Gill, M.D., et al., 2013 TX Jury Verdicts Review LEXIS 277 (October 11, 2013)

CASE NUMBER: 2012-07156

JUDGE: Jaclanel McFarland

EXPERTS: Not published

ATTORNEYS: Stephen M. Loftin of Hicks Thomas, LLP, Houston, TX for the plaintiff; Barbara A. Hilburn of Harris, Hilburn & Sherer, LLP, Houston, TX for the defendant

DECEDENT: 46 year old male

EVENT: The plaintiff alleged that the defendants failed to adequately address buildup of spinal fluid in decedent's brain and to adequately diagnose and treat hydrocephalus

SPECIFIC INJURY: Hydrocephalus; Death

PERTINENT INFORMATION: The jury awarded \$4,239,464 in damages

AMOUNT: \$32,000,000 (Jefferson Co., TX)

CASE: Reddy, on behalf of the Estate of Devacaramnd and Ruth Christopher v. Dominos Pizza, LLC, 2013 TX Jury Verdicts Review LEXIS 216 (August 29, 2013)

CASE NUMBER: A-192,970

JUDGE: Not published

EXPERTS: Not published

ATTORNEYS: Chip Ferguson and Larry Hunter of Provost Umphrey, TX for the plaintiff; James Ray of Daw & Ray LLP, Houston, TX for the defendant

INJURED PARTY: Adult male and female

EVENT: The plaintiffs' vehicle was struck head on by defendant's pizza delivery truck, which allegedly had bald tires

SPECIFIC INJURY:

Female—Death

Male—Traumatic brain injury

PERTINENT INFORMATION: The jury award of \$32,000,000 included actual damages, but no punitive damages

AMOUNT: \$5,500,000 (Lubbock Co., TX)

CASE: Charles Robison v. West Star Transportation Inc., 2012 LexisNexis Jury Verdicts & Settlements 160 (Nov. 14, 2012)

CASE NUMBER: 2009-546,118

JUDGE: Ruben Reyes

EXPERTS: Not published

ATTORNEYS: Mark Lanier and Jud Waltman, The Lanier Law Firm, Houston, TX for the plaintiff; name of the defendant's attorney not published

INJURED PARTY: Male

EVENT: While attempting to place a tarp over a piece of equipment that was sitting high atop the bed of a tractor-trailer, the plaintiff lost his balance and fell approximately 15 feet before landing head first on a concrete driveway

SPECIFIC INJURY: Multiple skull and facial fractures; brain injuries

AMOUNT: \$25,000,000 (Nueces Co., TX)

CASE: Leonardo Davila v. Corpus Assets, L.P. American Bank Plaza, 2013 TX Jury Verdicts Review LEXIS 91 (May 30, 2013)

CASE NUMBER: 10-60874-00-0-1

JUDGE: Robert Vargas

EXPERTS: Not published

ATTORNEYS: Russell W. Endsley of Thomas J. Henry Attorneys, Corpus Christi, TX for the plaintiff; William A. Abernethy of Donnell, Abernethy & Kieschnick, PC, Corpus Christi, TX for the defendant

INJURED PARTY: Adult male

EVENT: The plaintiff, a security guard for a bank, was severely beaten by a homeless man trying to open a door to the bank

SPECIFIC INJURY: Traumatic brain injury

PERTINENT INFORMATION: The verdict of \$25,000,000 included over \$3,000,000 in punitive damages

AMOUNT: \$1,592,904 (Sanpete Co., UT)

CASE: Tracy W. Cook and Marian W. Cook vs. Bradshaw Trucking, Inc., and Levi L. Hussey, 2012 Rocky Mountain Verdicts & Settlements, Vol. 25, Issue 7 (July 2012)

CASE NUMBER: 090600156

JUDGE: Marvin D. Bagley

EXPERTS: Tyler Bowles (economist), Michael J. McCort, MS, PE (heavy truck accident reconstruction), Dr. Roland Lee, Yana Suchy, Ph.D. (neuropsychologist) for the plaintiff; Dr. Stephen Marble (physiatrist), David Weight, Ph.D. (neuropsychologist), Dr. Brent Clyde, Kelly Johnson (economist) for the defendant

ATTORNEYS: Michael A. Worel, Charles H. Thronson, Richard E. Mazrik, Parsons, Behle & Latimer for the plaintiff; Joseph J. Joyce, Clint A. McAdams, Joyce & Associates for the defendant

INJURED PARTY: 59 year old male

EVENT: The plaintiff alleged that the defendant was talking on a cellphone when he collided at high speed into the rear of the plaintiff's pickup

SPECIFIC INJURY: Permanent mild traumatic brain injury; extensive facial injuries

PERTINENT INFORMATION: The verdict included medical expenses of \$12,904.23, lost earnings of \$1,080,000, general damages of \$250,000 and loss of consortium of \$250,000. Punitive damages were not awarded

AMOUNT: \$6,817,416 (UT)

CASE: Sarah Campbell, individually and as guardian for and in behalf of Cameron Campbell v. Stacey Adams-Volden, Rocky Mountain Verdicts & Settlements, Vol. 25, Issue 6 (June 2012)

CASE NUMBER: 100400671

JUDGE: Lynn W. Davis

EXPERTS: Terri Marshall, Paul Randle, Ph.D. (economist) for the plaintiff; name of the defendant's expert not published

ATTORNEYS: L. Rich Humphreys, Christensen & Jensen for the plaintiff; Earl Jay Peck, Smith, Hartvigsen for the defendant

INJURED PARTY: Female

EVENT: The plaintiff was seriously injured in a car accident

SPECIFIC INJURY: Left arm fracture; left skull fracture; major brain injury; bilateral lung contusions

PERTINENT INFORMATION: The verdict included past medicals of

\$404,493.66, future medicals of \$1,140,648, past economic loss of \$29,540, future economic loss of \$2,162,012, \$80,712.42 of interest, non-economic damages of \$2,000,000, and loss of consortium of \$1,000,000

AMOUNT: \$720,000 (U.S. Dist. Ct. E.D. VA)

CASE: Brady v. Aqua Gulf Express, 2014 Federal Jury Verdicts Rptr. LEXIS 85 (March 28, 2014)

CASE NUMBER: 4:13-24

JUDGE: Lawrence R. Leonard

EXPERTS: Not published

ATTORNEYS: Robert J. Haddad, Shuttleworth Ruloff Swain Haddad & Morecock, Virginia Beach, VA. For the plaintiff; James A. Cales, III and Jonathan R. Hyslop, Furniss Davis Rashkind & Saunders, Norfolk, VA for the defendant

INJURED PARTY: Adult male

EVENT: After the plaintiff had stopped on a snowy highway to avoid a crash on the interstate ahead, he was rear-ended by a tractor-trailer driven by the defendant. The force of the impact knocked the plaintiff's car into another car

SPECIFIC INJURY: Ruptured disc in his neck; mild traumatic brain injury

PERTINENT INFORMATION: The plaintiff's medical bills were \$166,800 and he is unable to work

AMOUNT: \$3,500,000 (Newport News Co., VA)

CASE: Rios v. Hicks, 2015 Nat. Jury Verdict Review LEXIS 220 (Sept. 2, 2015)

CASE NUMBER: 1301854T-01

JUDGE: C. Peter Tench

EXPERTS: Connie Luckie, Ph.D., toxicology, Richmond, VA for the plaintiff; name of the defendant's expert not published

ATTORNEYS: Erik Porcaro of Shuttleworth Ruloff Swain Haddad & Morecock, Virginia Beach, VA; Edwin S. Booth of Shapiro Appleton & Duffan P.C., Virginia Beach, VA for the plaintiff; name of the defendant's attorney not published

INJURED PARTY: 33 year old female

EVENT: The plaintiff's vehicle was struck head on by a vehicle operated by an intoxicated driver

SPECIFIC INJURY: Anoxic brain injury; Gallbladder removal; traumatic pancreatitis

PERTINENT INFORMATION: The award included \$1,000,000 in punitive damages

AMOUNT: \$14,000,000 (Pulaski Co., VA)

CASE: Zachary Gage Duncan v. Hyundai Motor Co., 2013 Nat. Jury Verdict Review LEXIS 235 (June 28, 2013)

CASE NUMBER: CL10000503-00

JUDGE: Not published

EXPERTS: Ronald Kirk, P.E. (accident reconstruction) Raleigh, NC, Mariusz Ziejewski, Ph.D. (biomechanics) Fargo, ND, Geoffrey Mahon, P.E. (engineering) Ridgewood, NJ, Dr. Randall Benson (neurology) Detroit, MI, Dr. Gregory O'Shanick (neurorehabilitation) Richmond, VA for the plaintiff; Geoffrey Germane, P.D., P.E. (accident reconstruction) Provo, UT, Dr. Thomas McNish, San Antonio, TX for the defendants

ATTORNEYS: Ari S. Casper of Stein Mitchell Muse & Cipollone LLP, Washington, DC for the plaintiff; Harlan I. Prater, IV of Lightfoot Franklin & White LLC, Birmingham, AL, Andrew B. Cooke of Flaherty Sensabaugh Bonasso PLLC for the defendants

INJURED PARTY: Male

EVENT: The plaintiff's vehicle, which was manufactured by the defendant, hit a tree and the air bags failed to deploy

SPECIFIC INJURY: Traumatic brain injury

PERTINENT INFORMATION: The verdict included \$14,000,000 in damages and \$140,000 to the plaintiff's parents for medical expenses

AMOUNT: \$21,500,000 (U.S. Dist. Ct. W.D. WA)

CASE: Hausman v. Holland America Line, 2015 WA Jury Verdicts & Sett. LEXIS 411 (Oct. 19, 2015)

CASE NUMBER: 2:13-937

JUDGE: Barbara J. Rothstein

EXPERTS: Richard Gill, Human Factors, Spokane, WA and Michael Freeman, Epidemiologist, Portland, OR for the plaintiff; name of the defendant's expert not published

ATTORNEYS: Richard H. Friedman and David P. Roosa, Friedman Rubin, Bremerton, OR for the plaintiff; Louis A. Shields and Richard A. Nielsen, Jr., Nielsen Shields, Seattle, WA for the defendant

INJURED PARTY: 61 year old male operator of a precious metal business

EVENT: As the plaintiff walked through an automatic door on the defendant cruise line, the door suddenly closed and struck him in the head

SPECIFIC INJURY: Traumatic brain injury with memory loss, concentration problems, vertigo and seizures

PERTINENT INFORMATION: The award included \$1,500,000 for past damages and \$3,500,000 for future damages and \$16,500,000 for punitive damages

AMOUNT: \$529,620 (Clark Co., WA)

CASE: Deborah Peralta v. Washington State Patrol, 2014 WA Jury Verdicts & Sett. LEXIS 20 (September 9, 2013)

CASE NUMBER: 10-2-04894-8

JUDGE: David E. Gregerson

EXPERTS: Dr. Steve Urman (radiologist) Portland OR, Dr. Thomas Gritzka (orthopedic surgeon) Milwaukie OR, John Crossen Ph.D. (psychologist) Portland OR, Robert Fraser (vocational rehabilitation) Seattle, WA, Keith Cronrath (accident reconstructionist) for the plaintiff; Dr. Joseph Sacamano (orthopedic surgeon) The Dalles, OR, Dr. Tak Lam (toxicologist), Los Angeles, CA, Robert Stanulis Ph.D. (psychologist) Portland, OR, Marc Green Ph.D. (human factors) Toronto, Carl Gann (vocational rehabilitation) Tacoma, WA, David Karlin (accident reconstructionist) Portland, OR, William Partin (economist) Bellevue, WA for the defendant

ATTORNEYS: Donald Jacobs, Vancouver, WA, Michael Bloom, Lake Oswego, OR for the plaintiff; Steve Puz & Patricia Todd, Attorney General's Office, Olympia, WA for the defendant

INJURED PARTY: 24 year old female

EVENT: The plaintiff was waiting for her brother to pick her up from a party when she stepped into the roadway to look for him and was hit by state patrol car. The plaintiff alleged that the patrol car's headlights were off and the defendant alleged that the plaintiff was intoxicated.

SPECIFIC INJURY: Traumatic brain injury; Leg injury; tibial plateau fracture requiring surgery; Shoulder injury

PERTINENT INFORMATION: The verdict of \$1,621,000 was reduced by 58% for contributory negligence. The verdict included \$511,000 in economic damages and \$750,000 in non-economic damages

AMOUNT: \$4,352,350 (Clark Co., WA)

CASE: Chantelle Fogle v. Clark County, Clark Public Utilities, Bradford Conrad, Brother Enterprises, Inc., and Michael Hopkins, 2013 WA Jury Verdicts & Sett. LEXIS 21 (Oct. 22, 2012)

CASE NUMBER: 10-2-00209-3

JUDGE: John Wulle

EXPERTS: Dr. Jaime Nicacio (Physiatrist), Dr. Wael Musleh (Neurosurgeon),

Dr. Amar Purandare (Radiologist), Dr. Thomas Demlow (Radiologist), Vancouver, WA, Dr. Igor Grant (Psychiatrist/expert) La Jolla, CA; Dr. Randall Benson (Neurologist/expert) Novi MI; Anthony Choppa (Vocational Rehabilitation) Bothell, WA, Richard Gill Ph.D. (Human Factors) Spokane, WA; Glenn Goodwin Ph.D. (Neuropsychologist) Edmonds, WA, Robert Male Ph.D. (Economist) Kamuela, HI, Edward Stevens (Traffic Engineer) Olympia, WA, Larry Tompkins (Accident Reconstructionist) Battleground, WA, David Townsend PE (Electrical Engineer) Clinton, WA, Carley Ward Ph.D. (Biomechanical Engineer) Phoenix AZ, Frank Vincenzi Ph.D. (Pharmacologist) Arlington, WA for the plaintiff; Dr. Richard Rosenbaum (Neurologist) Portland OR, Dr. Franklin Wong (Physiatrist/expert) Portland OR; Lawrence Binder Ph.D. (Neuropsychologist) Beaverton, OR, John Biskey PE (Accident Reconstructionist) Lake Oswego, OR, John Dagenhart (Electrical Engineer), Dale Mickelson (Construction Design) Vancouver, WA, Joseph Rempe PE (Electrical Engineer) Tacoma, WA, Erin Harley Ph.D. (Human Factors) Bellevue, WA, John Vasiliades Ph.D. (Toxicologist) Omaha, NE, Rebecca Bellerive RN (Life Care Planner) Gig Harbor, WA, David Knowles Ph.D. (Economist) Seattle, WA, Stanley Owings (Vocational Rehabilitation) Seattle, WA, Tom Wickizer Ph.D. (Health Services Management) Columbus, OH, Wendy Adams Ph.D. (Toxicologist) Willow Grove, PA, David Predmore (Forensic Toxicologist) Eatontown, WA, Laurence Juhnke PE (Forensic Engineer) Portland, OR, Brianna Peterson (Toxicologist) Seattle, WA, Richard Chapman (Accident Reconstructionist) Shoreline, WA, John Hunter (Accident Reconstructionist) Woodinville, WA, Toby Rickman (Traffic Engineer) Olympia, WA, Cinda Johnson Ph.D. (Special Education) Bellevue, WA, M. Richard Syring PE (Electrical Engineer) Cowlitz, WA, John Yamashita (Surveyor) Vancouver, WA for the defendant

ATTORNEYS: Karen Koehler & Paul Stritmatter of Stritmatter Kessler Whelan Coluccio, Seattle/Hoquiam, WA; Gordon C. Johnson, Jr., Attorney at Law, Sheboygan, WI for the plaintiff; E. Bronson Potter, Clark County Prosecutor's Office, Civil Division, Vancouver, WA & W. Dale Kamerer of Law Lyman Daniel Kammerer & Bogdanovich, Olympia, WA for defendant. Clark County; Nicholas Scarpelli, Jr. of Carney Badley Spellman, Seattle, WA for defendant Clark Public Utilities; William Davis of Davis Rothwell Earle & Xochihua, Portland, OR for defendants. Conrad & Brother Enterprises; Kathryn Reynolds Morton, Law Offices of Thomas A. Andersen, Portland, OR for defendant Hopkins

INJURED PARTY: 18 year old female

EVENT: The plaintiff was a passenger in a vehicle driven by defendant Hopkins that was struck by defendant Conrad's vehicle. Defendant Conrad failed to yield the right-of-way, and his van struck the left rear quarter panel of the Hopkins vehicle. The impact of the collision propelled the Hopkins vehicle into a utility pole

SPECIFIC INJURY: Abdominal injuries; Traumatic brain injury requiring a right hemicraniectomy with right frontal ventriculostomy; Fractured rib; collapsed

lung; Lacerated spleen; Respiratory injuries resulting in tracheostomy; Partially paralyzed lower limb.

PERTINENT INFORMATION: The damages included medical expenses of \$733,449, \$2,000,000 lost wages and future lost earning capacity. The plaintiff settled her case against defendant Clark County for \$2,000,000 prior to trial for a total recovery of \$6,352,350

AMOUNT: \$783,000 (King Co., WA)

CASE: Hue Le v. Melody Brutscher, 2012 WA Jury Verdicts & Sett. LEXIS 140 (Apr. 16, 2012)

CASE NUMBER: 10-2-36999-6SEA

JUDGE: Kimberly Prochnau

MEDIATOR: Teresa Wakeen

EXPERTS: Dr. Minh Pham (family practice), Dr. Ben Snyder (physiatrist), Dr. Alan Langman (otolaryngologist), Seattle, WA, Nancy Torgerson OD (optometrist) Seattle, WA, Martha Glisky Ph.D. (neuropsychologist) Bellevue, WA, Bryan Jorgenson PE (accident reconstructionist) Seattle, WA for the plaintiff; Dr. James Blue (neurosurgeon/expert) Everett, WA for the defendant

ATTORNEYS: Edward Le & Vienna Le, Le & Associates, Renton, WA for the plaintiff; Nicholas Jones, Mary E. Owen & Associates; Gregory Southworth, Southworth Law Office, Seattle, WA for the defendant

INJURED PARTY: 56 year old female cafeteria worker

EVENT: The plaintiff was struck by the defendant's vehicle

SPECIFIC INJURY: Back and neck injuries; Piriformis syndrome; Mild traumatic brain injury

PERTINENT INFORMATION: The damages included medical expenses of \$52,991 and lost wages of \$2,000

§ 5.03 Inadequate

AMOUNT: \$75,543,527 (Broward Co., FL)

CASE: Mosley v. Lloyd, 2015 FL Jury Verdicts Review LEXIS 1 (Nov. 6, 2014)

CASE NUMBER: 09-025532

JUDGE: Patti Englander-Henning

EXPERTS: William Fogarty, accident reconstruction, Miami, FL, William Landsea, economics, Coral Gables, FL, Sharon Fox, occupational therapy, Fort Lauderdale, FL, Diego Diaz, pediatric gastroenterologist, Hollywood, FL, Ivy Boydston, pediatric nephrologist Hollywood, FL, Craig Lichtblau, physical medicine/rehabilitation, North Palm Beach, FL, Gail Plyser-Feeley, speech pathology, Plantation, FL for the plaintiff; G. Bryant Buchner, accident reconstruction, Tallahassee, FL, Sharon Griffin, vocational/life care, Stuart, FL for the defendant

ATTORNEYS: David L. Deehl of Deehl, PLLC, Miami, FL for the plaintiff; Daniel A. Martinez and Kelly McAuley of Martinez Denbo, LLC, St. Petersburg, FL for the defendant

INJURED PARTY: 11 year old boy

EVENT: The plaintiff, who was riding a scooter, was struck by the defendant's car as he was crossing the street

SPECIFIC INJURY: Catastrophic brain injury; Permanent kidney damage

PERTINENT INFORMATION: The jury found the defendant driver 70% negligent and the minor plaintiff 30% comparatively negligent. The jury award of \$75,543,527 was reduced to a net award of \$22,663,058. The award included past medical expenses of \$765,605, future economic damages of \$34,278,738, lost earning ability of \$999,183, \$12,000,000 for past pain and suffering and \$27,500,000 for future pain and suffering

AMOUNT: \$1,130,000 (Duval Co., FL)

CASE: Jonathan Turner v. Donzi Marine, LLC, 2014 FL Jury Verdicts Rptr. LEXIS 404 (Aug. 6, 2014)

CASE NUMBER: 2011-CA-10243

JUDGE: Hugh Carrithers

EXPERTS: Dr. Richard Boehme, neurology, Jacksonville, FL, Dr. Jason Meier, ear, nose, and throat surgery, Jacksonville, FL for the plaintiff; Dr. Alan J. Waldman, forensic neuropsychiatry, Gainesville, FL for the defendant

ATTORNEYS: Barry E. Newman of Spohrer & Dodd, P.L., Jacksonville, FL, W. Marc Hardesty of Hardesty, Tyde, et al., P.A., Jacksonville, FL for the plaintiff; James P. Hanratty and James M. Gonzalez of Marshall, Dennehy, et al., P.C., Jacksonville, FL for the defendant

INJURED PARTY: 46 year old male franchise owner

EVENT: While the plaintiff was boating, the boat's glass and aluminum windshield became dislodged from the center console and struck the plaintiff in the face. The plaintiff brought a products liability action against the boat manufacturer

SPECIFIC INJURY: Facial lacerations; Broken nose; Mild traumatic brain injury

PERTINENT INFORMATION: The jury found that the plaintiff failed to mitigate damages and the verdict was reduced by \$405,000, which resulted in a net verdict of \$750,000

AMOUNT: \$2,635,741.58 (Duval Co., FL)

CASE: Roger Thompson et al. v. First Transit, Inc., Vanessa Merriweather and Herold Humphrey, 2014 FL Jury Verdicts Rptr. LEXIS 209 (March 17, 2014)

CASE NUMBER: 16-2011 CA 004740

JUDGE: Hugh A. Carithers

EXPERTS: Frederick Raffa, Ph.D., Economics, Orlando, FL, Dr. Craig H. Lichtblau, Physical Medicine & Rehabilitation, North Palm Beach, FL, Dr. Richard Boehme, Neurology and Biomechanics, Jacksonville Beach, FL, Walter Kennedy, Accident Reconstruction, Jacksonville, FL, West Richardson, Accident Reconstruction, Atlantic Beach, FL, Gil Spruance, Vocational Rehabilitation, Jacksonville, FL for the plaintiff; Duane Dede, Ph.D., Neuropsychology, Gainesville, FL for the defendant

ATTORNEYS: David M. Dunlap and Robert M. Harris of Harris, Guidi, et al., P.A., Jacksonville, FL for the plaintiffs; F. Bryant Blevins and Carol M. Rooney of Butler, Pappas, et al., Miami, FL for the defendants

INJURED PARTY: Male

EVENT: A bus owned by the defendant company and operated by its employee defendant Vanessa Merriweather struck the plaintiff's motorcycle at an intersection

SPECIFIC INJURY: Facial fractures; traumatic brain injury; traumatic disruption of the thoracic aorta

PERTINENT INFORMATION: The jury found the defendant Vanessa Merriweather 61% negligent and the plaintiff 39% negligent. The verdict would be reduced for plaintiff's comparative negligence. The award included \$850,649 for past medical expenses, \$651,767 for future medical expenses, \$138,087 for past lost wages, \$710,846 for future lost wages, \$15,419.72 for past pain and suffering, \$79,377.80 for future pain and suffering, \$15,419.72 for past loss of consortium to plaintiff's wife, \$79,377.80 for future loss of consortium to plaintiff's wife, \$5,139.91 for past loss of parental consortium to each of three minor children, and

\$26,459.27 for future loss of parental consortium to each of three minor children

AMOUNT: \$2,652,000 (Ramsey Co., MN)

CASE: Gniffke v. Klein and Sysco Asian Foods, 2014 Twin City Jury Verdicts Rptr. LEXIS 78 (June 18, 2014)

CASE NUMBER: 62-CV-13-1790

JUDGE: John Guthman

EXPERTS: Roger Bucholz, Ph.D.; Gerald Scheck, Ph.D., Paul Esteson, Ph.D., Mariusz Ziejewksi, Ph.D. for the plaintiff; Douglas Morr, Roger Burgmeier, accident reconstruction, Thomas Beriak for the defendant

ATTORNEYS: Kenneth White, Richard Friedman for the plaintiff; Mark Solheim for the defendant

INJURED PARTY: Unknown

EVENT: The plaintiff alleged that the defendant failed to yield the right of way to the plaintiff on his motorcycle

SPECIFIC INJURY: Traumatic brain injury; skull fractures

PERTINENT INFORMATION: The verdict was reduced 35% for plaintiff's comparative fault. The damages included past wage loss of \$450,000, past pain and suffering of \$1,100,000, past loss of consortium of \$230,000, future loss of earning capacity of \$800,000 and future pain and suffering of \$1,500,000

§ 5.04 Excessive**AMOUNT:** \$1,182,500 (Delaware Co., IN)**CASE:** Sayers v. Ball Memorial Hospital, 2015 IN Jury Verdicts Rptr. LEXIS'93 (March 16, 2015)**CASE NUMBER:** 18C03-1012-CT-18**JUDGE:** J. Wolf**EXPERTS:** Name of the plaintiff's expert not published; Dr. Cham Dallas, Toxicology, Athens, GA for the defendant**ATTORNEYS:** David J. Cutshaw and TaKeena M. Thompson, Cohen & Malad, LLP., Indianapolis, IN for the plaintiff; Edward L. Murphy, Jr. and Andrew Palmison, Rothberg Logan & Warsco, Fort Wayne, IN for the defendant**INJURED PARTY:** Adult female**EVENT:** The plaintiff, a dialysis patient, went to the defendant hospital after performing a continuous ambulatory peritoneal dialysis (CAPD) on herself at home. The plaintiff was concerned she had developed peritonitis. She was given an overdose of an antibiotic and experienced dizziness, loss of balance, an unsteady gait, and vomiting**SPECIFIC INJURY:** Loss of vestibular function; possible peritonitis**PERTINENT INFORMATION:** The jury awarded \$1,776,110 but the court reduced the award to the statutory cap of \$1,250,000 and then applied a set-off of \$67,500

AMOUNT: \$5,680,000 (Monroe Co., IN)**CASE:** Estate of Tatlock v. Faris, et al., 2014 IN Jury Verdicts Rptr. LEXIS 1 (September 27, 2013)**CASE NUMBER:** 53C06-0812-CT-3249**JUDGE:** McCord**EXPERTS:** Dr. Samuel Shubrooks (cardiology) Boston, MA, Dr. Paul Iannini (internal medicine) Dartmouth, MA for the plaintiff; Dr. Jeffrey Haist (cardiology) Richmond, Dr. Nanette Oscherwitz (cardiology) Indianapolis, Dr. Alan Gillespie (hospital administration) Beech Grove, Dr. John Shershow (hospital administration) New York, NY for the defendant**ATTORNEYS:** Jerry A. Garau and Deborah K. Pennington, Garau Germano Hanley & Pennington, Indianapolis, IN for the plaintiff; Edward J. Liptak, Carson Boxberger, LLP., Bloomington, IN, Maryanne Pelic and James L. Whitlatch, Bunger & Robertson, Bloomington, IN for the defendants**DECEDENT:** 49 year old female**EVENT:** The decedent underwent a cardiac catheterization after going to the

emergency room with complaints of cardiac problems. The decedent sustained a perforation of her coronary artery during the procedure and died three days later.

SPECIFIC INJURY: Permanent brain damage; Death

PERTINENT INFORMATION: The court initially entered a judgment consistent with the verdict but later entered an amended judgment reducing the award to the statutory cap of \$1,250,000

AMOUNT: \$1,011,395 (Middlesex Co., NJ)

CASE: Stewart v. Swaminathan, 2016 NJ Jury Verdicts Review LEXIS 15 (February 1, 2016)

CASE NUMBER: MID-L-8948-11

JUDGE: Joseph J. Rea

EXPERTS: David Soudry, economics, Livingston, NJ, Dr. Casilda Balmadeda, neurology, New York, NY, David Mahalack, PhD, neuropsychological, Milburn, NJ, Dr. Jeffrey Freed, surgery, New York, NY for the plaintiff; name of the defendant's expert not published

ATTORNEYS: William O. Crutchlow of Eichen, Crutchlow, Zaslow & McElroy, LLP, Edison, NJ for the plaintiff; name of the defendant's attorney not published

INJURED PARTY: 58 year old male

EVENT: The plaintiff developed peritonitis and was on a respirator following arthroscopic gall bladder removal

SPECIFIC INJURY: Peritonitis; moderate neuropsychological deficits

PERTINENT INFORMATION: The jury awarded \$716,000 for pain and suffering, \$149,920 for past lost income and \$144,475, for future lost wages. The lost income recovery was reduced due to guaranteed Social Security Disability payments

AMOUNT: \$7,350,000 (Delaware Co., PA)

CASE: Cuff v. Keagle, et al., 2015 PA Jury Verdicts Review LEXIS 16 (April 15, 2015)

CASE NUMBER: 2012-4005

JUDGE: Spiros Angelos

EXPERTS: Dr. Bradley M. Denker, Boston, MA, Dr. Daniel G. Federman, internal medicine, New Haven, CT, Howard S. Kirshner, stroke, Nashville, TN for the plaintiff; Mark Graham, internal medicine, Philadelphia, PA, Dara Jamieson, neurology, New York, NY for the defendant

ATTORNEYS: Andrew J. Stern of Kline & Specter, P.C., Philadelphia, PA for the

plaintiff; Frank A. Gerolamo III of Gerolamo, McNulty, Divis & Lewbart, Philadelphia, PA for the defendant

INJURED PARTY: 61 year old male plumber

EVENT: The plaintiff alleged that the defendant doctor failed to address and/or control his high blood pressure and other risk factors for stroke

SPECIFIC INJURY: Ischemic stroke; brain injury; loss of function in both legs and right arm

PERTINENT INFORMATION: The jury found the defendant 61% negligent and the plaintiff 39% comparatively negligent. The court reduced the award



CHAPTER 6

BURN INJURIES

§ 6.01 Settlement

AMOUNT: \$325,000 (MA)

CASE: Plaintiff v. Defendant Rehabilitation Center, 2016 Medical Litig. Alert LEXIS 33 (Feb. 2015)

CASE NUMBER: Not published

JUDGE: Not published

EXPERTS: Not published

ATTORNEYS: Abigail R. Williams and Erin A. Atwater of Abigail Williams and Associates, Worcester, MA for the plaintiff; name of the defendant's attorney not published

INJURED PARTY: 79 year old male

EVENT: An employee of the defendant rehabilitation center burned the plaintiff with a heat pack during a physical therapy session

SPECIFIC INJURY: Burn to knee

AMOUNT: \$900,000 (MA)

CASE: Plaintiff v. Defendant Restaurant, 2013 MA Jury Verdicts Review LEXIS 242 (May 1, 2013)

CASE NUMBER: Not published

JUDGE: Not published

EXPERTS: Not published

ATTORNEYS: Martin Kantrovitz, Michael Kantrovitz of Kantrovitz & Kantrovitz, Boston, MA for the plaintiff; name of the defendant's attorney not published

INJURED PARTY: Infant female

EVENT: The plaintiff infant was injured when she reached up into the bottom of an illuminated fast food sign while standing on a chair

SPECIFIC INJURY: Severe burns to hand

PERTINENT INFORMATION: The parties settled after an unsuccessful mediation

AMOUNT: \$800,000 (Essex Co., NJ)

CASE: Wilson v. Rieger, et al., 2012 NJ Jury Verdicts Review LEXIS 90 (Mar. 9, 2012)

CASE NUMBER: ESX-L-10175-09

JUDGE: Not published

EXPERTS: Dr. E. Hani Mansour (burn specialist) Livingston, NJ, Theodore Moss, PE (engineering) Westfield, NJ for the plaintiff; name of the defendant's expert not published

ATTORNEYS: Steven J. Greenstein of Tobin Koster Reitman Greenstein Caruso Wiener Konray & Kessler, PC, Rahway, NJ for the plaintiff; name of the defendant's attorney not published

INJURED PARTY: 9 month old boy

EVENT: The boy was sleeping on a mattress and box spring that was situated on the floor, rolled off the bed and became entrapped between the bed and a hot water pipe

SPECIFIC INJURY: Third degree burns to 8% of body, including forehead, abdomen, right hand and both thighs

AMOUNT: \$1,250,000 (Hudson Co., NJ)

CASE: Evteeva v. Kennedy, et al., 2013 NJ Jury Verdicts Review LEXIS 241 (July 2013)

CASE NUMBER: HUD-L-3905-12

JUDGE: Not published

EXPERTS: Dr. Boris Mordkovich (plastic surgery) Englewood, NJ for the plaintiff; name of the defendant's expert not published

ATTORNEYS: Martin Wolf of Ginsberg & Wolf, PC, New York, NY for the plaintiff; name of the defendant's attorney not published

INJURED PARTIES: Female in her mid 30s and female infant

EVENT: As the plaintiff mother was wheeling her daughter across the roadway, she was struck by the defendant's van. The carriage was dragged approximately ten to 15 feet by the van

SPECIFIC INJURIES:

Infant—First degree traumatic burns to the upper cheek and ankle; Leg injury; Scarring

Mother—Two rib fractures; lumbar and cervical soft tissue injuries; Severe emotional distress

PERTINENT INFORMATION: The case settled prior to trial for \$1,250,000, which included \$1,000,000 to the infant plaintiff and \$250,000 to the plaintiff

mother

AMOUNT: \$925,000 (Morris Co., NJ)

CASE: Kolodzieg v. TEC Installations, et al., 2012 NJ Jury Verdicts Review LEXIS 205 (July 2, 2012)

CASE NUMBER: MRS-L-2928-10

JUDGE: Not published

EXPERTS: Not published

ATTORNEYS: Peter Chamas of Gill & Chamas, Woodbridge, NJ for the plaintiff; name of the defendant's attorney not published

INJURED PARTY: 40 year old male warehouse manager

EVENT: The plaintiff alleged that the defendant, whose employees arrived with its truck to pick up railings, negligently failed to follow regulations for the safe storage of the propylene gas canister on the truck. When the plaintiff and defendant's employees were walking back to the adjacent building, the gas came in contact with a furnace in the employer's building, causing a fireball

SPECIFIC INJURY: Second and some third degree burns to the lower legs; Burns to arms

AMOUNT: \$425,000 (Passaic Co., NJ)

CASE: Cooper v. Eagle Roofing and Chimneys, 2015 NJ Jury Verdicts Review LEXIS 249 (October 16, 2015)

CASE NUMBER: PAS-L-1364-14

MEDIATOR: Eugene J. Cody

EXPERTS: Not published

ATTORNEYS: Timothy J. Fonseca of Corradino & Papa, LLC, Clifton, NJ for the plaintiff; name of the defendant's attorney not published

INJURED PARTY: 76 year old male

EVENT: While cleaning a chimney, the defendant poured a cleaner down the chimney and then light a cigarette. To prevent the toxic smell from entering their house, the plaintiff knelt in front of the fireplace with a towel to seal the chimney doors to prevent the toxic smell from entering the house. A fireball came down the chimney and blew the fireplace doors open

SPECIFIC INJURY: Facial burns; Post traumatic stress disorder with anxiety

PERTINENT INFORMATION: The parties settled prior to trial

AMOUNT: \$1,000,000 (Somerset Co., NJ)

CASE: Bernardino v. Bound Brook Dry Cleaners, et al., 2012 NJ Jury Verdicts Review LEXIS 196 (Apr. 21, 2012)

CASE NUMBER: SOM-L-1142-08

JUDGE: Not published.

EXPERTS: Dr. Mokhtar Asaadi (burn specialist) and Dr. E. Hani Mansour, Livingston, NJ, Harold Ehrlich (industrial engineering), White Plains, NY for the plaintiff; name of the defendant's expert not published

ATTORNEYS: Charles A. Cerussi, Jaclyn A. Gannon of Cerussi & Gunn, PC, Shrewsbury, NJ for the plaintiff; name of the defendant's attorney not published

INJURED PARTY: Male

EVENT: As the plaintiff was arranging pants on the table portion of a steam press, the top suddenly slammed down and locked on his arms. The plaintiff hit the release bar with his knee, but the head of the press did not open. The plaintiff was able to pull his right arm free and he began pressing on the release bar of the press. The plaintiff's left arm was still stuck in the steam press, when the head ultimately opened

SPECIFIC INJURY: Severe second and third degree burns to both arms and hands

AMOUNT: \$150,000 (Multnomah Co., OR)

CASE: Smith v. Riley, et al., 2016 Ore. Jury Verdicts & Sett. LEXIS 24 (January 15, 2016)

CASE NUMBER: 14CV16872

JUDGE: Not published

EXPERTS: Not published

ATTORNEYS: Nicholas Herman, Joanna Wagner & Michael Clarke of Clarke Griffin, Scappoose, OR for the plaintiff; William Davis of Davis Rothwell Earle & Kochihua; Kristin Jordan & Mark Scheer of Scheer & Zehnder; Mark Zipse of Elkins Zipse & Mitchell, Portland, OR for the defendant

INJURED PARTY: 23 year old female fast food shift manager

EVENT: The defendant crashed his vehicle through the wall of a fast food restaurant where the plaintiff was working and hit the deep fryer. The plaintiff, who was standing in front of the deep fryer, was burned by the hot oil

SPECIFIC INJURY: Second degree burns to face, forehead, shoulder, abdomen, hand, fingers and thighs; scarring

PERTINENT INFORMATION: The plaintiff claimed medical expenses of \$26,000 and lost wages of \$2,200

AMOUNT: \$750,000 (Multnomah Co., OR)

CASE: Solis v. Heather Park Development, LLC, 2014 Ore. Jury Verdicts & Sett. LEXIS 70 (April 18, 2014)

CASE NUMBER: 1302-01698

MEDIATOR: Michael McClinton

EXPERTS: Dr. Niknam Eshraghi, general surgeon, Portland, OR, Timothy Birr, fireman, Tigard, OR, Gregory Wong, fire causation/origin, Portland, OR for the plaintiff; name of the defendant's expert not published

ATTORNEYS: Timothy Vanagas, Portland, OR for the plaintiff; Jeffrey Hansen of Smith Freed & Eberhard, Portland, OR for the defendant

INJURED PARTY: 41 year old male

EVENT: A fire started in the house the plaintiff rented from the defendant and the plaintiff was badly burned

SPECIFIC INJURY: First and third degree burns to arms and hands

PERTINENT INFORMATION: The settlement included medical expenses of \$175,000 and lost wages of \$21,000

AMOUNT: \$1,000,000 (Multnomah Co., OR)

CASE: Ronald and Gayl Anderson v. Heather Morris, City of Portland, John Garner, Mark Wigginton and Andy Lee, 2012 Nat. Jury Verdict Review LEXIS 244 (May 29, 2012)

CASE NUMBER: 1106-08013

JUDGE: Judith Matarazzo

EXPERTS: Gary D. Sloan, Ph.D. (human factors) Olympia, WA, Dr. Nancy Futrell (neurology) Salt Lake City, UT, Patricia Camplair, Ph.D. (neuropsychology) Portland, OR, Larry Moore, Ph.D. Portland, OR, Alana Raber, Ph.D. (psychology) Portland, OR for the plaintiff; name of the defendant's expert not published

ATTORNEYS: Thomas D'Amore of D'Amore Law Group, P.C., Lake Oswego, OR for the plaintiff; name of the defendant's attorney not published

INJURED PARTY: 63 year old retired male

EVENT: The plaintiff was pinned between the entryway booth and the trailer of the defendant's vehicle as it passed through the entryway booth used by both pedestrians and vehicular traffic at the defendant's racetrack

SPECIFIC INJURY: Fractured arm; 16 rib fractures; collapsed lung; brain injury

PERTINENT INFORMATION: The plaintiff settled the claim against the racetrack and its employees for the sum of \$1,000,000 in a pre-trial agreement. The plaintiffs settled with the owner and driver of the vehicle for the sum of

§ 6.01

BURN INJURIES

\$350,000

AMOUNT: \$441,000 (Montgomery Co., PA)

CASE: Lee v. Old Town Buffett, 2013 PA Jury Verdicts Review LEXIS 92 (April 11, 2013)

CASE NUMBER: 200937296

JUDGE: Stanley R. Ott

EXPERTS: Not published

ATTORNEYS: Frank DiMeo of Rosen, Schafer & DiMeo LLP, Philadelphia, PA for the plaintiff; Paul Weisbein of Margolis Edelstein, Philadelphia, PA for the defendant

INJURED PARTY: Infant male

EVENT: The plaintiff was in a stroller that was pushed up to a table at the defendant's restaurant when a teapot that had been sitting on the table tipped over and hot water spilled into the plaintiff's stroller

SPECIFIC INJURY: Second degree burns to the legs and hand; Scarring

PERTINENT INFORMATION: The parties settled their dispute for \$441,000

AMOUNT: \$3,000,000 (Philadelphia Co., PA)

CASE: Zuniga, et al. v. Defendant, 2012 PA Jury Verdicts Review LEXIS 33 (Feb. 28, 2012)

CASE NUMBER: 05-09-004280

JUDGE: Not published

EXPERTS: Not published

ATTORNEYS: Robert J. Mongeluzzi, David L. Kwass, Robert W. Zimmerman of Saltz, Mongeluzzi, Barrett & Bendesky, Philadelphia, PA for the plaintiff; name of the defendants' attorneys not published

INJURED PARTIES: 36 year old and 42 year old male undocumented workers

EVENT: The plaintiffs were erecting a scaffold when the metal support pole of the scaffold touched an overhead electric wire, causing severe electrical shock and burn injuries

SPECIFIC INJURY: 36 year old plaintiff—Second and third degree electrical burns to chest, back, face, nose and upper extremities; left corneal abrasion 42-year-old plaintiff—Third-degree electrical burns to hands and feet; permanent weakness of right ring and small finger; depression and post-traumatic stress disorder

PERTINENT INFORMATION: The case was settled before trial as follows: the

first plaintiff and his wife received \$2,100,000 and the second plaintiff received \$900,000

§ 6.02 Adequate

AMOUNT: \$9,900,000 (U.S. Dist. Ct. N.D. AL)

CASE: Estate of Hurst, et al., v. Mazda, 2014 MS Jury Verdicts & Sett. LEXIS 115 (Oct. 20, 2014)

CASE NUMBER: 12-900498

JUDGE: Eugene R. Verin

EXPERTS: Name of the plaintiff's expert not published; Tom Patterson and David Moor, mechanical engineering, Aurora, IL for the defendant

ATTORNEYS: D. Bruce Petway and Janet Olsen, Petway Olsen, LLC., Vestavia and Andrew W. Bolt, II, Bolt Law Offices, P.C., Hoover, AL, Benjamin E. Baker Beasley Allen Crow Methvin Portis & Miles, P.C., Montgomery, AL for the plaintiff; J. Alex Wyatt, III and Mark W. Lee, Parsons Lee & Juliano, P.C., Birmingham, AL for the defendant

INJURED PARTY: 16 year old girl

DECEDENT: 15 year old girl

EVENT: The plaintiff driver lost control of the car, which slid sideways, left the pavement, and struck a utility pole. The fuel tank ruptured and the car was engulfed in flames. The plaintiff driver escaped from the car but the passenger could not and died from her injuries

SPECIFIC INJURIES:

Plaintiff driver: Burns to 18% of body

Plaintiff passenger: Death; burns

PERTINENT INFORMATION: The estate of the plaintiff passenger dismissed their action against the plaintiff driver as a defendant and the estate and the plaintiff driver continued their action against Mazda. The jury awarded \$3,900,000 to the estate of the passenger and \$3,000,000 of compensatory damages to the driver and an additional \$3,000,000 in punitive damages to the

AMOUNT: \$779,477.08 (Mobile Co., AL)

CASE: Richard Williams v. HPW Specialties Ins., et al, 2014 AL Civil Trial Rptr. LEXIS 233 (April 25, 2014)

CASE NUMBER: CV-2012-901624

JUDGE: Sarah Hicks Stewart

EXPERTS: Not published

ATTORNEYS: David S. Cain, Jr. and Robert L. Mitchell of Cunningham Bounds, LLC, Mobile, AL for the plaintiff; Regina F. Cash and S. Gaillard Ladd of Luther, Collier, et al., LLP, Mobile, AL, Jarrod J. White and Rebecca D. Parks

of Cabaniss, Johnston, et al., LLP, Mobile, AL for the defendants

INJURED PARTY: Male mechanic

EVENT: The plaintiff was operating an industrial hot water pressure washer when the hose burst releasing hot water and steam

SPECIFIC INJURY: Ankle and lower leg burn injuries; permanent scarring

AMOUNT: \$150,075,000 (Los Angeles Co., CA)

CASE: Asam v. Ortiz, et al., 2013 Nat. Jury Verdict Review LEXIS 367 (October 25, 2013)

CASE NUMBER: PC051705

JUDGE: Marc Marmaro

EXPERTS: Ted Kobayashi (accident reconstruction) Livermore, CA, Stephanie Rizzardi (economic), Dale Dunlap (highway safety engineer) San Bernadino, CA, Kenneth Solomon Ph.D. (human factors/biomechanical) Woodland Hills, CA, David Krauss, Ph.D. (lighting) Los Angeles, CA, Dr. Harold Fisk (neurological) Los Angeles, CA, Colin Koransky, Ph.D. (psychological) Newport Beach, CA, Dennis Carlson (tire engineer) Tuscon, AZ, Lew Grill (trucking) Billings, MT for the plaintiff; name of the defendant's expert not published

ATTORNEYS: Brian Brandt of Law Offices of Brian Brandt, Upland, CA, and Christopher Purcell of Purcell Law, Santa Ana, CA for the plaintiff; name of the defendant's attorney not published

INJURED PARTIES: Five members of a family

EVENT: The father struck the back of the defendant's unlit tractor trailer after losing control upon striking debris that was left on the highway. The tractor trailer had been pulled to the side of the highway. The plaintiff daughter and one her brothers were able to escape the vehicle before it caught on fire. The father, mother and another brother were trapped inside the burning vehicle and burned to death. The brother who escaped the fire committed suicide a few years later

SPECIFIC INJURIES:

Plaintiff daughter—Post traumatic stress disorder

Plaintiff deceased father, mother and brother—burn injuries; death

Plaintiff deceased brother—emotional distress

PERTINENT INFORMATION: The jury award included \$142,000,000 to the daughter for past and future emotional distress, \$4,000,000 for past non-economic damages relating to the death of the father, \$34,000,000 in future damages for the father's death, \$4,000,000 in past damages for the mother's death, \$39,000,000 in future damages for the mother's death; \$2,000,000 for past damages relating to the death of the brother who perished in the collision; and \$29,000,000 in future damages for the brother's death and \$8,750,000 to the estate of the brother who

committed suicide

AMOUNT: \$2,597,247 (Escambia Co., FL)

CASE: McCants v. Roads, Inc., et al., 2013 FL Jury Verdicts Rptr. LEXIS 336 (August 19, 2013)

CASE NUMBER: 2007-CA02839

JUDGE: Linda Nobles

EXPERTS: Not published

ATTORNEYS: Virginia M. Buchanan, W. Cameron Stephenson of Levin, Papantonio, et al., Pensacola, FL for the plaintiff; John E. Herndon, Jr. and Kirsten H. Matthis of Conroy, Simberg, et al., Hollywood, FL, Michael W. Kehoe of Fuller, Johnson, et al., LLC, Pensacola, FL, John W. Fleming of City of Pensacola's Attorney's Office, Pensacola, FL, and Charles V. Peppler of Escambia County Attorney's Office, Pensacola, FL for the defendants

DECEDENT: 34 year old male

EVENT: The plaintiff estate brought an action against the decedent's former employer and a construction foreman alleging that the defendants sent the decedent into the area of a known gas leak was virtually certain to result in death or injury

SPECIFIC INJURY: Burns; Death

PERTINENT INFORMATION: A jury awarded \$2,597,247 in damages. The verdict included \$440,000 for four minor children's past mental pain and suffering and loss of love, support, services, \$2,000,000 for four minor children's future mental pain and suffering and loss of love, support, services, and \$157,246.85 for funeral expenses and past medical expenses

AMOUNT: \$2,703,000 (Lee Co., FL)

CASE: Jiri Renotiere and Marie Renotierova v. Waldemar Baranowski, 2012 FL Jury Verdicts Rptr. LEXIS 186 (Feb. 10, 2012)

CASE NUMBER: 09-CA-005110

JUDGE: Joseph Fuller

EXPERTS: Dr. David J. Smith, Jr. (plastic surgery) Tampa, FL, Dr. Craig Lichtblau (physical medicine and rehabilitation) North Palm Beach, FL, Frederick Raffa, Ph.D. (economics) Orlando, FL, Anthony Sasso, P.E. (accident reconstruction) Tallahassee, FL for the plaintiff; Dr. Robert Brueck (plastic surgery) Fort Myers, FL, Farhad Booeshaghi (biomechanics and accident reconstruction) Tallahassee, FL for the defendant

ATTORNEYS: Randall L. Spivey of Spivey Law Firm, P.A., Fort Myers, FL for

the plaintiff; Kenneth M. Oliver and Peter Kamm of Kubicki Draper, Fort Myers, FL for the defendant

INJURED PARTY: 57 year old unemployed male

EVENT: The plaintiff was a front seat passenger in a vehicle driven by the defendant. The defendant lost control of the vehicle and both he and the plaintiff were ejected from the vehicle. The plaintiff alleged that the defendant was driving in excess of the speed limit on the wet roads whereas the defendant alleged that the plaintiff was not wearing a seat belt

SPECIFIC INJURY: Third degree burns on left shoulder, upper back, chest, left ear, and feet; Facial fractures

PERTINENT INFORMATION: The verdict included \$500,000 for past medical expenses, \$500,000 for future medical expenses, \$500,000 for past pain and suffering, \$500,000 for future pain and suffering, \$3,000 for property damage, \$500,000 for past loss of consortium, and \$200,000 for future loss of consortium. The jury found that plaintiff was not comparatively negligent

AMOUNT: \$14,800,000 (Okaloosa Co., FL)

CASE: Michael Blanchard and Faye Boroughs v. Panhandle Plumbing, Inc., 2014 FL Jury Verdicts Review LEXIS 119 (March 25, 2014)

CASE NUMBER: 2010 CA 00061S

JUDGE: Not published

EXPERTS: Not published

ATTORNEYS: Skip Finkbohner, Robert L. Mitchell of Cunningham Bounds, LLC, Mobile, AL, T. Shane Rowe, Warren R. Todd of Emmanuel, Sheppard & Condon, Pensacola, FL for the plaintiff; name of the defendant's attorney not published

INJURED PARTIES: Male and female

EVENT: A natural gas explosion ignited in the plaintiff's home after the plaintiff turned on the furnace

SPECIFIC INJURIES:

Decedent: Death; burns to over 98% of body

Female Plaintiff: Burns to nearly 33% percent of her body; Permanent disfigurement

Male minor: psychological Injuries

PERTINENT INFORMATION: The jury awarded \$14,800,000 in damages

AMOUNT: \$1,228,242 (Palm Beach Co., FL)

CASE: Roy D. Hyatt v. The GEO Group, Inc., 2013 FL Jury Verdicts Rptr. LEXIS 31 (Sept. 12, 2012)

CASE NUMBER: 2009 CA 018316

JUDGE: Glenn D. Kelley

EXPERTS: Not published

ATTORNEYS: Philip G. Thompson of Vassallo, Bilotta, et al., West Palm Beach, FL for the plaintiff; Donald Chinquina and Brett M. Waronicki of Wiederhold & Moses, P.A., West Palm Beach, FL for the defendant

INJURED PARTY: Male inmate

EVENT: While incarcerated at the defendant correctional facility, another inmate heated water in a microwave and threw boiling water on the plaintiff. The plaintiff alleged that the defendant was aware of several other prior incidents

SPECIFIC INJURY: First and second degree burns to approximately thirty percent of body; loss of right eye

PERTINENT INFORMATION: The defendant filed a motion for remitter and/or for new trial, which was set for hearing on Jan. 28, 2013

AMOUNT: \$181,139,999 (Illinois Southern-East St. Louis)

CASE: Jentz et al. v. ConAgra Foods et al., 2012 Federal Jury Verdicts Rptr. LEXIS 151 (June 1, 2012)

CASE NUMBER: 3:10-474

JUDGE: Michael J. Reagan

EXPERTS: Not published

ATTORNEYS: Robert A. Clifford, Kevin P. Durkin and Colin H. Dunn, Clifford Law Offices, Chicago, IL and Brad L. Badgley, Belleville, IL for plaintiffs Jentz & Schmidt, Marc A. Taxman and Julie A. Levinson, Anesi Ozmon Rodin Novak Patton & Ryan, Chicago, IL and Joseph C. Orlet, Husch Blackwell, St. Louis, MO for defendant ConAgra, John G. Schultz and Jason B. Moore, Franke Schultz & Mullen, Kansas City, MO for defendant West Side Salvage

INJURED PARTIES: Three males

EVENT: The plaintiffs were carrying equipment out of a grain elevator, which was owned by defendant ConAgra, when it suddenly exploded. Plaintiffs Jentz and Becker suffered catastrophic burn injuries in the explosion. Plaintiff Schmidt was also seriously burned, but not as significantly as the other two men

SPECIFIC INJURY:

Plaintiffs Jentz and Becker-catastrophic burn injuries

Plaintiff Schmidt-Serious burn injury

PERTINENT INFORMATION: The verdict included \$68,973,333 for plaintiff Becker, \$75,918,333 for plaintiff Jentz, and \$36,248,333 for plaintiff Schmidt. The jury assessed \$100,000,000 in punitive damages, assigning each plaintiff an equal third of the award

AMOUNT: \$3,078,490 (Simpson Co., KY)

CASE: Herd v. Scott's Construction, 2012 KY Trial Ct. Rev. LEXIS 87 (Apr. 12, 2012)

CASE NUMBER: 10-55

JUDGE: Crocker

EXPERTS: Fred Arndt, Prescott, AZ, Andrew Ramisch, Montgomery Village, MD (accident experts), Larry Cox, Springfield, MO (economist) for the plaintiff; Kenneth Agent, William Cloyd (accident expert), Lexington, KY for the defendant

ATTORNEYS: Mark A. Cox, Merritt & Associates, Oklahoma City, OK and W. Nicholas Wallingford, Wallingford Law, Lexington, KY for the plaintiff; Aaron J. Silletto, Goldberg & Simpson, Louisville, KY for the defendant

INJURED PARTY: 46 year old male truck driver

EVENT: As he approached a construction site. The decedent crashed his big rig into a steel and concrete barrier. The truck burst into flames, its gas tank having ruptured. The decedent was consumed by the flames and died several hours later

SPECIFIC INJURY: Severe burns; death

PERTINENT INFORMATION: The verdict included punitive damages of \$1,000,000. The award of compensatory damages was reduced to \$1,172,094 for comparative fault

AMOUNT: \$90,751,806 (U.S. Dist. Ct. E.D. LA)

CASE: Knoton et al v. Western Star Transportation, 2014 Federal Jury Verdicts Rptr. LEXIS 44 (November 14, 2013)

CASE NUMBER: 09-1028

JUDGE: Ethel Julien

EXPERTS: Not published

ATTORNEYS: Lawrence B. Jones and Joshua L. Rubenstein, Scheuermann & Jones, New Orleans, LA, Richard E. Holmes, Jr., Holmes & Wiseley, Grand Rapids, MI, Peter Barbee and Patrick J. Eskew, Barbee & Associates, New Orleans, LA, Ronald L. Wilson, New Orleans, LA; Dennis E. Rinck, Jr., Kenner, LA, Peter R. Brigandi and Marie Williams-Brigandi, Gretna, LA for the plaintiffs; Roy C. Cheatwood and John B. Davis, Baker Donelson Bearman Caldwell & Berkowitz, New Orleans, LA, Virginia Y. Dodd, Phelps Dunbar, New Orleans,

LA, William E. Eckert, Ungarino & Eckert, New Orleans, LA. C. David Vasser Jr., Vasser & Vasser, Baton Rouge, LA for the defendants

INJURED PARTIES: 5 adults and 2 young children

EVENT: The plaintiffs were part of a slow moving two-vehicle caravan that was proceeding in the right lane of interstate highway. The defendant truck driver, who was hauling a delivery of flowers, was unable to stop in time to avoid hitting the plaintiffs' vehicles and the truck plowed into one of the plaintiff's vehicles and it burst into flames

SPECIFIC INJURIES:

2 young children—Death

Plaintiff Laila Knoton—Burns, Traumatic brain injury; broken leg; Spinal fracture

Plaintiff Lewis Knoton—Spinal injury

Plaintiff Welsh—Concussion

Plaintiff Walker—Burns

Plaintiff Adams—Death

PERTINENT INFORMATION: The verdict was \$767,000 for the consortium interest for each child, \$5,199,682 for plaintiff Lewis Knoton, \$1,644,231 for Plaintiff Adams, \$37,804,427 for Plaintiff Walker, \$44,405,104 for Plaintiff Laila Knoton, and \$164,362 for Plaintiff Welsh

AMOUNT: \$8,050,000 (New Orleans, LA)

CASE: Scarberry v. Entergy, 2013 Federal Jury Verdicts Rptr. LEXIS 19 (Nov. 8, 2012)

CASE NUMBER: 09-7545

JUDGE: Christopher Bruno

EXPERTS: Arthur Joyce (neuropsychology) Vernon, TX, Dr. Howard Katz (physical Medicine) Jackson, MS, Dr. Roger Pitman (psychiatry and PTSD research) Charlestown, MA, Rodney Isom (life care plan, Irving) TX and Richard Thompson (economist) Clemson, SC for the plaintiff; Frederick Brooks, Electric Utility Safety, Baton Rouge, LA for the defendant

ATTORNEYS: Joseph E. "Jed" Cain, Jennifer J. Greene and Herbert A. Cade, Herman Herman & Katz, New Orleans, LA for the plaintiff; Cory R. Cahn and Gary M. Carter, Jr., Entergy Legal, New Orleans, LA for the defendant

INJURED PARTY: 49 year old male

EVENT: While doing electrical repair work for Oklahoma Gas & Electricity in Louisiana after Hurricane Gustav, the plaintiff came in contact with a downed power line that had been inadvertently energized by a co-worker

SPECIFIC INJURY: Neurological damage; Permanently disability: post-

traumatic stress; severe burns to chest and feet

PERTINENT INFORMATION: The award included medical expenses of \$3,000,000, lost wages including future lost earnings of \$300,000, loss of enjoyment of life of \$250,000, permanent disability of \$1,500,000, mental anguish of \$1,000,000, and pain and suffering of \$2,000,000. The court determined 50% comparative fault against the plaintiff. However, because of a pretrial agreement, the defendant Entergy was obligated to pay for the assessment of any fault to the plaintiff and the final award was \$6,444,000

AMOUNT: \$3,500,000 (Hinds Co., MS)

CASE: Glover v. Brooks, 2013 MS Jury Verdicts & Sett LEXIS 1 (Dec. 14, 2012)

CASE NUMBER: 11-716

JUDGE: Winston Kidd

EXPERTS: Dr. Tyler Barrett, ER, Vanderbilt, TN for the plaintiff; Dr. Michael Todaro, Jackson, MS, Chemene Quinn.(dermatologist) for the defendant

ATTORNEYS: Rocky Wilkins, Rocky Wilkins Law Firm, Jackson, Ben Wilson, Ben Wilson Law Firm, Jackson and Barry Howard, Jackson, MS for the plaintiff; Walter T. Johnson and Joseph G. Baladi, Watkins & Eager, Jackson, MS for the defendant

INJURED PARTY: 15 year old male

EVENT: The plaintiff had a rash and went to defendant for treatment. The defendant doctor diagnosed him with a skin condition known as Molluscum Contagiosum and prescribed a medication, which was filled at a pharmacy. Soon after the medication was applied, the plaintiff's skin began to burn and he developed blisters

SPECIFIC INJURY: Second-degree burns on 16% total body surface

PERTINENT INFORMATION: The jury assessed 75% to the defendant doctor and the remainder to the pharmacy, which had settled. The verdict included \$1,500,000 in economic damages

AMOUNT: \$121,000,000 (Bronx Co., NY)

CASE: Pope v. New York Health and Hospitals Corporation, et al., 2012 NY Jury Verdicts Review LEXIS 127 (May 25, 2012)

CASE NUMBER: 23626/04

JUDGE: Robert E. Torres

EXPERTS: Les Seplaki, PhD (economics) New York, NY, Dr. Richard Lechtenberg (neurology) Brooklyn, NY, Sandra Gonchar, RN (nursing) Staten Island, NY

for the plaintiff; name of the defendant's experts not published

ATTORNEYS: Thomas A. Moore of Kramer Dillof Livingston & Moore, New York, NY for the plaintiff; name of the defendant's attorney not published

INJURED PARTY: 45 year old female mother

EVENT: The plaintiff alleged malpractice arising from her treatment at three hospitals. The plaintiff developed Stevens-Johnson syndrome, a rare and severe skin disorder, untreated respiratory distress and catastrophic brain damage due to oxygen deprivation

SPECIFIC INJURY: Burns to 80% of her body due to Stevens-Johnson syndrome; Severe anoxic brain damage; quadriplegia

PERTINENT INFORMATION: The award included \$50,000,000 for past conscious pain and suffering, \$30,000,000 for future pain suffering, \$10,000,000 for past and future lost wages, \$5,000,000 for past medical costs and an award for future costs of care with a present value of \$26,000,000

AMOUNT: \$5,250,000 (Columbiana Co., OH)

CASE: Barbara Morgan v. Estate of Michael Morgan, 2012 OH Trial Rptr. LEXIS 22 (Mar. 7, 2012)

CASE NUMBER: 2009CV00416

JUDGE: C. Ashley Pike

EXPERTS: Not published

ATTORNEYS: David J. Betras, Youngstown, OH for the plaintiff; Craig G. Pelini, North Canton, OH, Raymond C. Mueller, North Canton, OH for the defendant

INJURED PARTY: Female in her mid 60s

EVENT: The plaintiff was seriously injured while trying to rescue her paraplegic son from a house fire

SPECIFIC INJURY: Amputated arm; burns to arms, neck, torso and face.

PERTINENT INFORMATION: The verdict included \$1,250,000 in compensatory damages and \$4,000,000 in non-economic damages

AMOUNT: \$70,455,000 (Multnomah Co., OR)

CASE: Christine Schwanenberg as representative for the estate of Roark Schwanenberg, William Coulter v. General Electric, 2012 Ore. Jury Verdicts & Sett. LEXIS 58 (Mar. 19, 2012)

CASE NUMBER: 1002-02742

JUDGE: Kelly Skye

EXPERTS: Not published

ATTORNEYS: Gregory Anderson of Kurtz Anderson & Associates, Foothill Ranch CA), Glen Shearet of Furniss Shearer & Leineweber, Portland, OR for the plaintiff; Scott Brooksby of Brooksby & Kaempf, Portland, OR for the defendant

INJURED PARTIES: 54 year old male and 45 year old male firefighters

EVENT: The plaintiffs were involved in a helicopter crash that killed nine of thirteen people that were on board. The 54 year old plaintiff was killed in the crash

SPECIFIC INJURY:

54 year old male—death

45 year old male—Second and third degree burns on hands, arms, legs and head resulting in permanent scarring

PERTINENT INFORMATION: The verdict included \$28,000,000 for the 54 year old plaintiff and \$42,000,000 for the 45 year old plaintiff. The others who survived the crash and the families of those who died reached out-of-court settlements

AMOUNT: \$18,780,000 (Dallas Co., TX)

CASE: David Dawson v. Fluor Intercontinental Inc., 2012 LexisNexis Jury Verdicts & Settlements 103 (July 11, 2012)

CASE NUMBER: 09-15340

JUDGE: Dale Tillery

EXPERTS: Not published

ATTORNEYS: Beth Klein, Klein Frank, Boulder, CO, Marquette Wolf, Ted B. Lyon & Associates, Mesquite, TX for the plaintiff; Deborah Junek, The Berry Firm, Dallas, TX for the defendant

INJURED PARTY: Male

EVENT: While working as a civilian contractor on the reconstruction in Iraq, the plaintiff was burned by excessively hot water in a shower at facility operated by the defendant

SPECIFIC INJURY: Third-degree burns over 65 percent of the plaintiff's body; burns to the lungs

AMOUNT: \$159,000,000 (Harris Co., TX)

CASE: Daniel Cuevas, Richard Cuevas, Estate of Nicholas Cuevas, Blake Smith, Guadepure Torres, and Luis Santos v. Valero Energy Corp., et al., 2015 TX Jury Verdicts Review LEXIS 225 (August 6, 2015)

CASE NUMBER: 201221574

JUDGE: Michael Gome

EXPERTS: Peter Paul Howell, PE, CSP, CFEI, engineer, Hurricane, WV for the plaintiff; name of the defendant's expert not published

ATTORNEYS: Tony Buzbee of The Buzbee Law Firm, Houston, TX for the plaintiff; David Beck of Beck Redden, Houston, TX, Howard L. Close of Wright & Close, LLP, Houston, TX for the defendants

INJURED PARTIES: Adult male refinery workers

EVENT: The plaintiffs were killed and seriously injured when they were caught in a chemical rupture and fire at the defendant refinery

SPECIFIC INJURY: Burns; psychological injuries; death

PERTINENT INFORMATION: The award included \$88,246,000 to plaintiff Daniel C. for burns to over 70% of his body; \$5,018,300 to plaintiff Richard for orthopedic and severe psychological injuries; \$30,786,000 to plaintiff Guadalupe for burns to over 45% of his body, \$10,048,600 to the estate of Nicholas, \$1,168,000 to plaintiff Blake for orthopedic and psychological injuries, \$3,892,000 to plaintiff Luis for orthopedic and psychological injuries, and the remaining \$19,841,000 to the parents of the decedent and the spouses for loss of consortium claims

AMOUNT: \$8,500,000 (Harris Co., TX)

CASE: Larence Rene Montoya v. Ben E. Keith Co., 2012 TX Jury Verdicts Review LEXIS 213 (July 9, 2012)

CASE NUMBER: 2010-19831

JUDGE: Jeff Shadwick

EXPERTS: Not published

ATTORNEYS: Jason A. Gibson, Andrew C. Smith, and Clifford D. Peel, II of the Gibson Law Firm, Houston, TX for the plaintiff; Nicholas S. Bettinger of McDonald Sanders, Fort Worth, TX for the defendant

INJURED PARTY: Male

EVENT: While working as a truck driver in-training of the defendant company, the plaintiff noticed that the tractor trailer's air brakes were leaking and climbed under the trailer and attempt to repair it. While the plaintiff was under the truck, the air brakes disengaged, and the plaintiff became trapped underneath the truck.

SPECIFIC INJURY: Broken arm; face, underarm and chest burns; broken ribs; broken left shoulder blade, left knee, left wrist and finger; collapsed lung

AMOUNT: \$11,965,000 (Harris Co., TX)

CASE: Robert Earl Roye and Diana Roye v. John R. Laughlin, Kam-Fu Cheng,