# [***Edward Stumpe v. Herschel Cutler, Tifereth Torah; 2006 Mealey's Jury Verdicts & Settlements 3077***](https://advance.lexis.com/api/document?collection=jury-verdicts-settlements&id=urn:contentItem:4NTH-H4K0-0223-Y04C-00000-00&context=)

MON-L-647-04

Dec. 23, 2006

**Headline:** Man Injured In New Jersey Auto ***Accident*** Settles Suit In State Court For $550,000

**Result:** $550,000 settlement

**Injury:** Disc herniation resulting in fusion surgery

**Court:** N.J. Super., Monmouth Co.

**Judge:** John T. Mullaney Jr.

**Plaintiff Profile**

Edward Stumpe

**Defendant Profile**

Herschel Cutler, Tifereth Torah

**Plaintiff Counsel**

Nicholas J. Leonardis, Stathis & Leonardis, Edison, N.J

**Defendant Counsel**

Joseph A. Reardon III, Weston, Stierli, McFadden & Capotorto, Parsippany, N.J

**Case Summary**

**Claim:** Auto negligence, vicarious liability

**Background:** Sources told Mealey Publications that on Feb. 2, 2003, on Preventorium Road in Howell, N.J., Edward Stumpe was in his ***car*** waiting to make a left turn when he was rear-ended by a 12-person van driven by Herschel Cutler and owned by Tifereth Torah, a Jewish school.Stumpe claimed several disc herniations, and when treatments failed, he underwent a triple-level fusion in August 2005, sources said. He then underwent outpatient rehabilitation, sources said, and missed five weeks of work.Stumpe sued Cutler and Tifereth Torah on Feb. 9, 2004, in the Monmouth County Superior Court.

**Other:** The settlement was covered by Cutler's and Tifereth Torah's insurance company, Zurich, sources said.

**Defense:** Allegations denied; the roads were icy, and Cutler couldn't avoid hitting Stumpe.

**Plaintiff Expert(s)**

Cary Donald Glastein, M.D., orthopedic surgeon, Tinton Falls, N.J., testified on the extent of Stumpe's injury's and the fact that he will eventually suffer from arthritis as a result

**Defendant Expert(s)**

None called

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