# [***Kelly Burzynski v. Mark Worden; 2006 Mealey's Jury Verdicts & Settlements 1924***](https://advance.lexis.com/api/document?collection=jury-verdicts-settlements&id=urn:contentItem:4MX4-4750-0223-Y2PY-00000-00&context=)

MID-L-002032-04

Aug. 25, 2006

**Headline:** Jury Finds For Defendant In New Jersey Auto ***Accident*** Case

**Result:** Defense verdict

**Injury:** Bulging discs at L3-4, L5-S1, C3-4 and C4-5

**Court:** N.J. Super., Middlesex Co.

**Judge:** Edward Ryan

**Plaintiff Profile**

Kelly Burzynski

**Defendant Profile**

Mark Worden

**Plaintiff Counsel**

Martin Barry, Law Office of Frank Tobias, Perth Amboy, N.J

**Defendant Counsel**

Chad M. Moore, Hoagland, Longo, Moran, Dunst & Doukas, New Brunswick

**Case Summary**

**Claim:** Auto negligence

**Background:** Sources told Mealey Publications that on Feb. 12, 2003, Kelly Burzynski was driving on Washington Avenue in Dunellen, N.J., when at the same time, Mark Worden was pulling out of a parking lot with the intention of crossing Washington Avenue onto another road. Sources said traffic on Washington Avenue was backed up, but a driver let Worden through and as he attempted to cross Washington, Worden and Burzynski collided. The front right end of Worden's ***car*** struck the front left end of Burzynski's ***car***.Worden claimed that he slowly entered Washington Avenue and stopped to look both ways before the ***cars*** collided, sources said. Burzynski failed to notice Worden's vehicle because she was coming around the corner less than 500 feet from the point of the ***accident***, he argued.Burzynski claimed to have suffered bulging discs at L3-4, L5-S1, C3-4 and C4-5 and underwent chiropractic treatment for about a 18 months, sources said. Her medical bills were covered by insurance, sources said.Burzynski sued Worden on March 22, 2004 in Middlesex County, N.J., Superior Court for pain and suffering.

**Other:** The trial lasted for four days, and the jury deliberated for 35 minutes, sources said.Sources said the defense contended that Burzynski's injuries were not permanent and were actually pre-existing, suffered in an ***accident*** on Sept. 2, 1999.In a nonbinding arbitration hearing, Burzynski was offered $20,000, sources said.

**Defense:** Allegations denied.

**Plaintiff Expert(s)**

Michael Rebovich, D.C., chiropractor, Perth Amboy, N.J

**Defendant Expert(s)**

Steven H. Fried, M.D., orthopedist, New Brunswick, N.J

Copyright 2006 LexisNexis, Division of Reed Elsevier Inc.

LexisNexis Jury Verdicts and Settlement Report

**End of Document**