# [***Mahmoud Agha v. Valerie M. Feiner, et al; 2006 Mealey's Jury Verdicts & Settlements 2308***](https://advance.lexis.com/api/document?collection=jury-verdicts-settlements&id=urn:contentItem:4N8C-YPW0-0223-Y3HG-00000-00&context=)

BER-L-010419-04

Oct. 10, 2006

**Headline:** New Jersey State Jury Awards Man Injured In Auto ***Accident*** $80,000

**Result:** $80,000 plaintiff verdict

**Injury:** Herniated disc at L4-5

**Court:** N.J. Super., Bergen Co.

**Judge:** Mark A. Russello

**Plaintiff Profile**

Mahmoud Agha

**Defendant Profile**

Valerie M. Feiner, Barbara A. Delillo, Laura Sabagh, Jamil Sabagh

**Plaintiff Counsel**

Edward P. Capozzi, Jaloudi, Jaloudi & Capozzi, Fort Lee, N.J

**Defendant Counsel**

Charles E. Powers Jr., Harwood Lloyd, Hackensack, N.J

**Case Summary**

**Claim:** Vehicular negligence, vicarious liability

**Background:** Sources told Mealey Publications that on Sept. 1, 2003, Mahmoud Agha was a passenger in a vehicle driven by Laura Sabagh and owned by Jamil Sabagh when it was rear-ended on Route 46 in Elmwood Park, N.J., by a ***car*** driven by Valerie M. Feiner and owned by Barbara A. Delillo.Agha suffered a herniated disc at L4-5, sources said. He claimed that he experienced pain every day at work as a jeweler when he had to lean over the display counter, sources said.Agha sued Feiner, Delillo and the Sabaghs on July 13, 2004, in the Bergen County, N.J., Superior Court.

**Other:** The trial last six days, and the jury deliberated for four hours, sources said.Immediately after the trial, on Oct. 10, 2006, the defense filed a motion of appeal; the matter is pending, sources said.Sources said a nonbinding arbitration award of $35,000 was presented and rejected by the plaintiffs.Sources said that during the trial, an interpreter for Agha was needed.

**Defense:** Allegations denied; questioned if there was an injury and if it met the requirements of New Jersey's verbal threshold statute

**Plaintiff Expert(s)**

Adam Awari, D.C., chiropractor, Paterson, N.J. Thomas Ragukonis, M.D., pain management, Paramus, N.J

**Defendant Expert(s)**

Douglas M. Noble, M.D., neuroradiology, Oradell, N.J. Joseph Wilner, M.D., neurologist, Englewood, N.J

**Key Related Documents**

Order of judgment available.Document #99-070305-255R.

Complaint available.Document #99-070305-256C.

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LexisNexis Jury Verdicts and Settlement Report

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