

TRIAL REPORT SERVICE

Dallas County Courts at Law

2006 Oak Trail Rowlett, TX 75088-5943 (214) 607-9862

MONTH ENDING 9/30/02

STYLE	APPEARANCES	ALLEGED INJURY	TYPE OF CASE	EXPERT WITNESSES	NEGOTIATIONS	VERDICT
CC-01-4787-A Gabriele Heuberger	P- Wade Barrow (Ben Abbott)	Soft tissue	Intersection collision.		Settlement demand N/A	Defense verdict (Unanimous). Jury found 25% negligence on Defendant and 75% negligence on Plaintiff. Damages: -0-.
vs.	J- Hon. Russell Roden			None		
Herbert Carlton and B.G. Distributrition Partners, Ltd. , d/b/a Republic Beverage Company	D- Lynn Fielder (Fisk & Fielder)				Settlement offer \$5,000	
CC-98-188868-A Karen Sue Stolte	P- Pro Se	Broken teeth; root canal	Product liability case. Plaintiff claimed she bit down on a piece of metal in a cookie.			Defense verdict (5-1-). Jury found no manufacturing defect in the cookie.
vs.	J- Hon. Russell Roden			None	None	
Wal Mart Stores, Inc.	D- Josh Westrom (Cowles & Thompson)					
CC-99-7249-B Martha Zamarripa	P- Garnet Britt Hendrix (Britt Hendrix)	Head; headaches	Intersection collision. Plaintiff's medical expenses were approximately \$3,000.		Settlement demand \$22,500 personal injury; \$7,500 property damage	Defense verdict (Unanimous). Jury found no negligence on Defendant.
vs.	J- Hon. John Peyton			None		
Shaylynn English	D- Dennis Conder (Stacy & Conder)				Settlement offer \$3,000	
CC-01-9438-C James Goggans	P- Stephen Hartman (Stephen Hartman)	Soft tissue	Collision occurring when Plaintiff Goggans was proceeding through green light and collided with Howard who had been waived through intersection by Defendant's funeral escort. Defendant was owner of funeral escort service.			Plaintiff verdict (Unanimous). Jury found negligence on Defendant. Damages to Goggans: \$5,635. Intervenor Howard recovered \$7,000.
I- Annette Howard	I- Raquel Jones (Paul Van Ness)				None	
vs.	J- Hon. Bob Jenevein					
Don Evans	D- Samuel Foutz (Samuel Foutz)					
CC-01-10660-C Kip Kugler	P- Kip Kugler (Kip Kugler)		T-bone collision. Tried on property damage only.		Settlement demand \$850	Plaintiff verdict (Unanimous). Jury found neglignce on Defendant. Damages: \$3,800.
vs.	J- Hon. Bob Jenevein			None		
Horn Jiin Wang	D- Kyle Miller (Amis & Bell) (Arlington)				Settlement offer None	

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CC-01-9716-D Barbara Donehue vs. Laurenwood Nursing and Rehabilitation	P- Anjel Avant (Kondos & Kondos) J- Hon. Bruce Woody D- Michael Stewart (Godwin Gruber)	Fractured elbow requiring surgery	Non-subscriber case. Plaintiff tripped and fell over 3 inch landscape lining on sidewalk.	None	Mediation	Plaintiff verdict (Unanimous). Jury found negligence on Defendant. Damages: \$25,000 past physical pain and mental anguish, \$5,000 future, \$230,000 past lost wages, \$5,000 past physical impairment, \$45,000 future, \$45,000 past medical care and \$1,000 disfigurement.
CC-01-9142-D Kimberly Wiseman vs. Maria Avila	P- Eric Martin (Ben Abbott) J- Hon. Bruce Woody D- Karen Kapela (John Stilwell)	Soft tissue	T-bone collision at intersection. Plaintiff's medical expenses were \$10,538,	None	Settlement demand \$8,651 Settlement offer \$5,400	Plaintiff verdict (5-1). Jury found negligence on Defendant. Damages: -0- past physical pain and mental anguish, \$500 future and \$10,538 past medical care.
CC-01-11330-D Sean T. Thorpe and Susan R. Bailey vs. Amy Garrett	P- John Wren (Ben Abbott) J- Hon. Bruce Woody D- Walter Corky Davis (Christine Duperroir)	Soft tissue shoulder neck and back (Sean); neck, back and shin (Susan)	Intersection collision. Bailey was a passenger in auto driven by Thorpe which collided with auto driven by Garrett. Plaintiffs' medical expenses were \$6,807 (Thorpe) and \$8,248 (Bailey).	None	Settlement demand \$7,000 by Thorpe \$9,500 by Bailey Settlement offer -0- to Thorpe \$9,000 to Bailey	Plaintiff verdict (Unanimous). Jury found 60% negligence on Defendant and 40% negligence on Plaintiff Thorpe. Damages to Thorpe: -0- past and future physical pain and mental anguish and medical care. Damages to Bailey: \$250 past physical pain and suffering, -0- future, \$512 past loss of earning capacity and \$1,686 past medical care.
CC-00-11878-E Kawana Cobb vs. Williams Fried Chicken, Inc. d/b/a Williams Chicken	P- Bill Lamoreaux (Bill Lamoreaux) J- Hon. Charles Stokes D- Randall Yazbeck (Randall Yazbeck)		Breach of employment contract. Plaintiff claimed she was told she would be awarded a car after one year and did not receive it.	None	Settlement demand \$25,000 Settlement offer \$7,000	Plaintiff verdict (Unanimous). Jury found failure to comply with contract, not excused. Damages: \$20,000 FMV of vehicle. Jury found intentional interference with contract by James May, owner of franchise. Compensation: \$14,300. Attorneys' fees: \$22,000 for trial, \$5,000 if appealed and \$5,000 if to Supreme Court.
CC-99-9042-E Maerene Crosby vs. Minyard Food Stores, Inc. d/b/a Sack N Save	P- Anjel Avant (Kondos & Kondos) J- Hon. Don Metcalf D- Jerry Fazio Jason Kipness (Owen Fazio)	Soft tissue neck, back and hip	Slip and fall on store mat.	P- Mark Rayshell, DC Chiropractor D- Jack Kern, MD Orthopedic Surgery		Plaintiff verdict (Unanimous). Jury found 50% negligence on Plaintiff and 50% negligence on Defendant. Damages: -0- past and future physical pain and mental anguish, loss of earning capacity, physical impairment and disfigurement and \$488 past medical care, -0- future.

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CC-99-10871-E Fernando Fernandez vs. Kenneth Koon and McGraw//Hill Companies, Inc.	P- Richard Danner (Richard Danner) J- Hon. Charles Stokes D- Dana Ryan Prichard Bevis (Larriet Thomas)	Closed head injury, hemmorhaging and memory loss	Rear-end collision. Plaintiff's medical expenses were \$14,333.	P- Kathy Toler, MD Neurology D- None	Settlement demand \$275,000 Settlement offer \$17,000	Defense verdict (Unanimous). Jury found Defendant 20% negligent and Plaintiff 80% negligent. Damages: \$200 past physical pain and mental anguish, -0- future, \$58 past loss of earning capacity, \$1.00 future, -0- past and future physical impairment, \$2,070 past medical care and -0- future.

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