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Plaintiff awarded \$214,000 in automobile negligence case

Plaintiff was sitting at a stop sign at an intersection when defendant's car went off a side road and struck the plaintiff's vehicle. Plaintiff suffered a concussion, broken ribs, head lacerations, and contusions. Plaintiff underwent physical therapy for about a month and suffered from dizziness and headaches, attributed to post concussive syndrome. Defendant claimed he blacked out and could not recall the accident—the sudden illness defense. A jury instruction was given on this issue.

Type of Action — Negligence

Type of Injuries — Lacerations to head, broken ribs, post concussive syndrome

Name of Case — Mooney v. Neczyporuk

Court / Case No. — Fairfax County Circuit Court / L#212534

Judge or Jury — Jury

Name of Judge — M. Langhorne Keith

Special Damages — \$14,000

Awarded / Settled — Awarded

Amount — \$214,000

Plaintiff's Attorneys — Lawson D. Spivey III and Edward L. Weiner, Fairfax

Plaintiff's Experts — Dr. Richard Brenner, E/R physician, Fairfax

Insurance Carrier — Met Life

Highest Offer — \$40,000

Lowest Demand — \$60,000

[04-T-26]