

MAUDEVA LEE ROBINSON vs. MINNI P. GLASS

Docket No.: 04-2276 CA 30; FJVR Reference No. 06:8-42

Verdict Date: **April** 18, 2006; Publication Date: **August** 2006

TOPIC: Motor Vehicle Accident - Intersection Collision - Running Stop Sign

RESULT: \$ 8,225.40 for Plaintiff. (verdict)

(\$ 6,115.40 - past medical expenses; \$ 2,110 - lost earnings).

JUDGMENT: For the Defendant on April 18, 2006 (after \$ 10,000 PIP set-off).

STATE: Florida

COUNTY: Miami-Dade

JUDGE: Kevin M. Emas

PLAINTIFF PROFILE: Age: 27

Sex: Female

Occupation: Waitress

PLAINTIFF ATTORNEY: Russell M. Thompson, Davie

DEFENDANT ATTORNEY: Daniel J. **Santaniello** and Angelina C. Capece of **Luks, Santaniello**, et al., Ft. Lauderdale

CAUSE OF INJURY: On April 20, 2003, Plaintiff alleged that she was traveling south at the intersection of N.W. 9th Avenue and N.W. 12th Street in Florida City when her vehicle was struck by Defendant's vehicle. Plaintiff contended that Defendant was the sole cause of the accident through her negligence by entering the intersection against a stop sign for her direction of travel. Defendant testified that she approached the intersection, stopped at the stop sign for her direction of travel, looked both ways, and proceeded through the intersection wherein her vehicle was struck by Plaintiff's vehicle.

NATURE OF INJURY: Permanent injuries to right arm and shoulder (dominant right hand). Dr. Lang treated Plaintiff for possible rotator cuff and permanent supraspinatus tendinosis to the shoulder, as well as neck and back injuries. Dr. Fernandez opined that Plaintiff sustained a permanent injury to the shoulder, neck, and back and assigned Plaintiff a 6% permanency rating to the body as a whole. Dr. Fernandez also opined that Plaintiff's positive MRI revealed permanent damage to the shoulder. Plaintiff's medical expenses totaled \$ 17,463. Plaintiff claimed lost wages of approximately \$ 8,000.

PLAINTIFF EXPERT WITNESSES: Daniel R. Fernandez, D.C., Chiropractic, Homestead (video depo)
Elliott Lang, M.D., Orthopedic Surgery, Miami

DEFENDANT EXPERT WITNESSES: Salvador Ramirez, M.D., Orthopedic Surgery,
Miami

DEFENDANT'S ATTORNEY'S COMMENTS: The jury found in favor of Plaintiff as to liability finding that Defendant was negligent in causing this accident and answered "no" to the issue of permanency.