

# PREMISES LIABILITY

*Plaintiff v. Versailles at Wellington Association*

**Defense Verdict**



**LUKS, SANTANIELLO**  
**PETRILLO, COHEN & PETERFRIEND**

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Plaintiff Counsel: Morgan & Morgan

***Defense Verdict – Trip and Fall – Morgan & Morgan – Plaintiff demanded Approx. \$600K***

On September 26, 2024, Managing Partners Frank Sato and William Peterfriend obtained a complete defense verdict in a premises liability matter styled *Plaintiff v. Versailles at Wellington Association*. The Plaintiff claimed she tripped and fell on a raised sidewalk located within her community. The Plaintiff subsequently claimed she suffered a partial rotator cuff tear in her right arm. At trial, Plaintiff's liability expert testified that the sidewalk violated various building codes. Her orthopedic surgeon testified she would need surgery to her right shoulder. During closing arguments, Plaintiff demanded close to \$600,000 for her pain and suffering, after dropping her past and future claim for medical bills. The defense was able to have Plaintiff admit on cross examination that the only reason for her trip and fall was that she wasn't watching where she was walking. The defense was also able to show that her conditions pre-dated the date of the fall. The jury returned a verdict finding no negligence.