

Personal Injury | Wrongful Death | Auto Accidents | Product Liability | Premises Liability

R E C E N T N O T E W O R T H Y C A S E S

Firm Settles Surgery Case for \$250,000 Bodily Injury (BI) Policy Limits of At-Fault Driver

Firm Stresses the Importance of Buying Uninsured/Underinsured (UM/UIM) Auto Insurance

We had the privilege of representing Captain “L” for injuries she sustained as a result of a 2017 crash when a negligent driver forcefully rear-ended her vehicle causing **\$7,814.51 in property damage**. Below are photographs of the



accident scene - including our client’s vehicle and the negligent driver’s vehicle.

Our client Captain “L” is

a 32 year-old retired, Honorably Discharged, decorated veteran of the U.S. Army who now, proudly works as a Physician’s Assistant (P.A.) in private practice. In 2018, she client underwent an **anterior, C5-6 artificial disc replacement surgery to fix a cervical disc herniation with right upper extremity radiculopathy** (numbness and tingling in her right, DOMINANT hand) from this heavy, rear-end collision.

ATTORNEYS ON CASE



Jason J. Guari



Scott B. Perry

ESTIMATE TOTALS

Category	Basis	Rate	Cost \$
Parts			3,769.73
Body Labor	37.0 hrs @	\$ 45.00 /hr	1,665.00
Paint Labor	13.6 hrs @	\$ 45.00 /hr	612.00
Mechanical Labor	15.6 hrs @	\$ 85.00 /hr	1,326.00
Frame Labor	4.0 hrs @	\$ 45.00 /hr	180.00
Paint Supplies	13.6 hrs @	\$ 25.00 /hr	340.00
Miscellaneous			164.53
Other Charges			3.50
Pre-Tax Discount		-3.6 %	-290.19
Subtotal			7,770.57
Sales Tax	\$ 7,770.57 @	7.0000 %	543.94
Grand Total			8,314.51
Deductible			500.00
CUSTOMER PAY			200.00
INSURANCE PAY			7,814.51

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More Results Inside

- Failure to Yield - Dangerous Commercial Drivers
- Fall at Mall Results in Total Knee Replacements to Both Knees

Fall at Mall Results in Total Knee Replacements to Both Knees

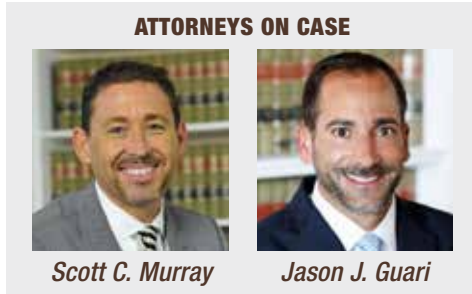
Scott C. Murray and Jason J. Guari represented a woman in her 50s, Mrs. K., who slipped and fell when she encountered

coffee spilled on the floor near a trash receptacle at the mall. The coffee was virtually impossible to detect against the similar, colored, marble floor as seen below:

Mr. Murray and Mr. Guari argued that since the coffee was cold and the trash receptacle overflowing, the mall had plenty of time before the fall to clean up the spill had it monitored the area more closely to keep the floor clear of potential

slipping hazards. **The firm immediately requested any surveillance video** that may have captured the fall which was later produced during litigation; so, there was no question regarding the accident facts.

During the fall, Mrs. K landed hard on her knees and **aggravated a long standing, pre-existing condition in both of her knees.** Before the fall, she had always been able to manage her knee pain through injections, medications, and activity restriction. She had no intention of ever undergoing a knee replacement surgery while in



her 50s, hoping that she would not have to have them revised in her lifetime; however, after the fall, she was unable to walk more than a few feet without experiencing excruciating pain, and she knew she had seriously aggravated her knees.

Ms. K followed up with her knee surgeon who recommended bilateral knee replacement surgery. After much contemplation and discussions with her family, Ms. K decided to move forward with the bilateral knee replacements on May 27, 2015. **Total knee replacement surgery and especially bilateral total knee replacement surgery are extraordinarily painful, and the recuperation is long and tedious.** Below are photographs depicting the significant nature of this surgery:



Ms. K was hospitalized for three days and then transferred via ambulance to an inpatient rehabilitation center where she was admitted for another month. **After the rehab, she basically had no legs for a year.** She was initially in a wheelchair and graduated to a walker and was on a cane for another year. She basically lost two years of her life.

Initially, the Defendant denied the claim, but after filing the lawsuit and litigating the matter for nearly two years, Scott Murray and Jason Guari settled the claim before trial for a confidential amount. ■

Disclaimer: Each case is unique, and the results in one case do not necessarily indicate the quality or value of another case.

Failure to Yield - Dangerous Commercial Drivers - Case Settled

Attorneys Scott C. Murray and Keith R. Hedrick recently settled a disputed liability motor vehicle accident claim. Our client, a young woman, was traveling northbound in West Palm Beach, when a commercial box truck unexpectedly violated her right-of-way by attempting to make a left-turn across her lane of traffic. Unable to avoid the box truck, our client's vehicle crashed into the rear-end of the box truck. Our client's airbags deployed and her vehicle was ultimately declared a total loss.

The crash caused injuries to our client, including a substantial injury to her low back. After treatment consisting of MRIs, Physical Therapy, an epidural injection, and two rhizotomies, our client continued to have constant pain and discomfort in her low back. After her conservative treatment failed to produce long-term relief, an orthopedic surgeon recommended that our client undergo a lumbar microdiscectomy, a surgical procedure to her low back.

Despite the heavy impact and clear injuries to this young woman, the insurance company refused to offer a single dollar to compensate our client for the injuries and medical

bills caused by the negligence of their insured, requiring Murray Guari to file suit.

When Mr. Murray and Mr. Hedrick deposed the

driver of the box truck, he testified that our client had the right of way, he was unable to explain why he did not see her traveling in his direction, and he stated that he recently developed a need for wearing glasses while driving because he was having difficulty seeing long distances. Following the deposition, the insurance company was forced to re-evaluate their position on liability and ultimately decided to fairly compensate our client for her injuries related to the crash. It is important to have attorneys, like Murray Guari Trial Attorneys, who will file suit and fight for clients' rights. ■

ATTORNEYS ON CASE



Scott C. Murray



Keith Hedrick



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Continued from front

Inserted on the right is a photograph of Captain “L’s” neck post-surgery.

Prior to her surgery, Captain “L’s” right hand symptoms of numbness and tingling greatly affected her own ability to work as a P.A. because her main job responsibility was “closing” orthopedists’ surgeries – that is irrigating and suturing. Prior to this crash, Captain “L” took great pride in “closing” surgeries. Captain “L” worked her whole life to get to where she was prior to this crash. **Now, since her own successful surgery, she has regained her right hand dexterity and now enjoys the satisfaction of doing what she loves – helping people in the operating room.**

Thankfully, the at-fault driver’s insurance company realized the risk to its insured driver and tendered/paid the negligent driver’s auto policy limits of \$250,000 to Murray Guari Trial Attorneys on behalf of Captain “L.” However, **our client’s case had much more value** given Captain “L” injuries, medical treatment, permanent

injury, wage loss, pain and suffering, and loss of capacity to enjoy life.

Unfortunately, Captain “L” did not have Uninsured/Underinsured Motorist (UM/UIM) auto coverage in effect at the time

of this accident; so, there was no other recourse to fairly compensate her for her damages. (UM coverage contractually and legally “stands in the shoes” of the negligent driver allowing the injured party to make a UM claim against their own insurance company.) **UM insurance coverage is a must have.**

It is very important to purchase Uninsured/Underinsured Motorist (UM/UIM) automobile insurance coverage. We urge you to buy as much UM/UIM insurance coverage as you can afford! ■



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Murray Guari Trial Attorneys PL

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