

VIRGINIA LAWYERS WEEKLY

Friday, January 18, 2008

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From the January 21, 2008 Virginia Lawyers Weekly.

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Verdicts & Settlements

Breast implants damaged in Interstate 95 crash

\$200,000 Settlement

Plaintiff slowed for traffic in her 2000 Ford truck on southbound Interstate-95 before the defendant, who was driving a 1999 Freightliner Classic tractor trailer at 50 mph, rear-ended another vehicle and then rear-ended plaintiff's truck. Plaintiff's vehicle was then pushed into another vehicle at an angle. Plaintiff's truck was totaled and almost unrecognizable.

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Plaintiff sustained a cervical and low back strain, lacerations to her head that which required sutures and resulted in a faded scar, headaches, dizziness, short term memory loss, pain in her left elbow, bruising to both knees and to her head and chest.

Plaintiff had seven physical therapy sessions on her neck but her most significant injury was leaking breast implants and asymmetry of her breasts from the accident, which resulted in the surgical removal of her existing breast implants (which she

had for fifteen years without problems) and insertion of new implants (reconstructive breast surgery).

Plaintiff also claimed some physical limitations in her ability to work out and lift weights. No quantifiable lost wage claim was submitted.

Type of Action: Personal Injury

Injuries Alleged: Leaking breast implants, chest, head lacerations/scar, knees, neck strain, lower back strain, left elbow, headaches

Name of Case: T.M. vs. Tony Bass

Date: Dec. 21, 2007

Verdict/Settlement: Settlement

Amount: \$200,000

Special Damages: \$46,861 medical bills, no lost wage claim

Experts: Bruce Freedman, M.D., Martin Morse, M.D.

Insurer: Occidental Fire & Casualty Company

Plaintiff's Attorney: Brandon Gladstone, Springfield

[08-T-011]

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