
1/22/10 - Judge STEPHEN C. VILLARREAL -
 CV 2006-2965 - LINDEN dba SPECIALIST
 PLUMBING (Albert H. Hartwell, Jr., a sole
 practitioner) v SPAETH (Douglas W. Glasson of
 Barassi, Curl & Abraham, P.L.C.) -
 PROPERTY DAMAGE - FREEWAY MISHAP -
 REAREND. *Case being tried on Dfnt's appeal
 of Plntf's \$10,000 arbitration award.* Plntf,
 male, age 31, a plumber, alleged that, as his
 employee was operating Plntf's 1983 work truck,
 westbound on Interstate 10, near Prince Road,
 Plntf's work truck was rear-ended by Dfnt, who
 was operating a 2002 Toyota Camry. Dfnt,
 female, age 31, denied liability, advancing the
 defense that a speeding motorist pulled in front
 of Dfnt and slowed, which caused her to
 execute a lane change to avoid a collision,
 where she lost control of her vehicle, swerved
 to the right, struck the rear of Plntf's
 vehicle, left the roadway, then struck a
 tree. Dfnt argued she was presented with a
 sudden emergency. Prayer: Just and reasonable
 compensatory damages for lost income due to
 damage to work truck; plus an unspecified
 amount for property damage. (Carrier: State
 Farm Insurance.) Three day trial. Jury out
 less than thirty minutes. FOUND FOR DFNT.
 COUNT UNKNOWN.
