
1/24/06 - Judge CARMINE CORNELIO -
CV 2004-6155 - GUERENA (Douglas R. Zanes,
a sole practitioner) v MUNZAR (Douglas W.
Glasson of Law Offices of Edythe H. Kelly &
Associates) - PERSONAL INJURY - INTER-
SECTION - CONTROLLED - STOP SIGN -
PEDESTRIAN/AUTO COLLISION. *Case being
tried on appeal of an arbitration finding. Case
also being tried as a Shortrial. Additionally,
case being tried on comparative fault. Plntf,
female, a minor, alleged that, as she crossed
Fifth Street, in a crosswalk, at Arcadia Avenue,
Dfnt, operating a 2004 Mini Cooper, failed to
yield the right-of-way from a stop sign, negli-
gently executed a right turn, and struck Plntf.
Dfnt, female, admitted negligence, but argued
causation. Dfnt alleged she did not see any*

pedestrians, when she stopped for the stop sign. Dfnt also alleged that, as she began her turn, she noticed two pedestrians, one on each side of her vehicle, with Plntf on the right side. Additionally, Dfnt alleged she did not strike Plntf with the front of her vehicle, but the right side of her vehicle may have struck Plntf. Dfnt argued Plntf was comparatively at fault. Plntf alleged she sustained severe injuries, including cervical, thoracic, and lumbar strains and sprains, with residual pain; plus severe bruises of the elbow and knee. Dfnt disputed the nature, extent, and severity of Plntf's alleged injuries. Prayer: Just and reasonable compensatory damages; plus an unspecified amount for medical expenses. (Carrier: State Farm Insurance.) One day trial. By stipulation, four jurors deliberated. Jury out less than one hour. AWARDED PLNTF \$5,000 COMPENSATORY DAMAGES. UNANIMOUSLY. (Found Dfnt to be one-hundred percent at fault.)
