

ARBITRATION - KING COUNTY

v.

Number: 92-2-20775-3

Plff Atty: Scott M. Donaldson (Seattle); Linda Thompson
Houck & Lancaster (Mercer Island).

Def. Atty: Ruth Robinson, City Attorney's Office

Plff. Med: Loren Engrav, MD (by report)

Arbitrator: Tim D. Wackerbarth, Lane, Powell, Spears Lubersky

INTERSECTION COLLISION WITH EMERGENCY AID UNIT

FACIAL LACERATIONS, FRACTURED NOSE

11/20/90 - Plaintiff, male age 25, elevator operator at the Smith Tower, was driving E/B on S. Washington, stopped at Yesler way 4-way stop controlled intersection with 3rd Ave. S. City Fire Dept. Aid unit on emergency aid run was N/B on 3rd. Articulated Metro bus was blocking E/B traffic or cleared to the south and blocking emergency driver's view of plaintiff. Impact sent unrestrained plaintiff into passenger window.

Injuries: Multiple lacerations to right side of face including eye area requiring approximately 60 stitches. Fractured nose. Most scars not visible after two years.

Specials: Med. \$1,514.38 (not disputed); Lost wages: \$1,382 (five plus weeks, disputed); City counterclaimed for \$3128.60 damage to emergency vehicle. Plaintiff was driving roommate's car which was totalled and is the subject of separate claim vs. city.

Award: Plaintiff awarded \$10,000 generals, plus \$1,514.38 medics. City \$2,000 wage loss; city fouled 75% liable; plaintiff 25%; Piet award ref **\$3,603.63** to plaintiff after offset for city's property **damage** (to be paid **by roommate's** insurer). (Trial **de novo not** requested by **either party.**)