

MAY 2002

UNDERINSURED MOTORIST ARBITRATION - KING COUNTY

CONFIDENTIAL V. CONFIDENTIAL

Date of Arbitration: 4/4/02 (1%-day arbitration)

Plff Atty: Scott M. Donaldson (Kenmore)

Def. Atty: Naomi Berkowitz of Bonneville, Viert, Morton &
McGoldrick (Tacoma)

Insurance Co.: Kemper (American Motorists Insurance)

Plff Med.: John Olson MD (Pain Specialist-by video deposition)
Edmonds; Richard Serossi MD (Physiatrist) Seattle;
Daniel Weakly MD (Family Practice) Edmonds; Matthew
Waldron DC (Chiropractor) Edmonds, all live testimony

Def. Med.: Barbara Jessen MD (Neurologist-live testimony) Everett

Arbitrator: Mark Honeywell; Michael T. Watkins; John W. Schedler

INTERSECTION COLLISION--ADMITTED LIABILITY NECK & BACK INJURIES

8/29/98 - Plff, female age 52. Plff was a passenger in a van that was T-boned on the driver's side by a drunk driver that ran a red light in Yakima, Washington.

Injuries: Neck and back injuries. Neck resolved; low-back intermittent daily pain caused by either S-1 nerve root irritation or sacroiliac joint ligament damage or facet joint injury. Nature and extent of injuries disputed. Permanency disputed.

Specials: Med. \$35,000; Lost Wages - waived.

Settlement: Demand: \$250,000. Offer: \$35,000.

AWARD: PLAINTIFF AWARD for \$225,000.