

\$242,500 Award for a Motor Vehicle Accident

Denville, NJ

Christopher L. Musmanno, Esq., Chair of the Personal Injury Department and Certified Civil Trial Attorney with the law firm of Einhorn, Barbarito, Frost & Botwinick, PC in Denville, NJ, announces a \$242,500 settlement for a motor vehicle accident.

In January 2016, while in the course of his employment, plaintiff was the operator of a work truck when defendant crossed over the center line of the roadway, directly in front of Plaintiff's path of travel, violently striking Plaintiff's vehicle head-on. Plaintiff immediately sought treatment, complaining of pain to his neck.

Plaintiff had some prior history regarding his neck at the time of this accident. He was involved in a prior accident in July 2014 wherein he sustained a biconcave disc herniation with indentation of the ventral margin of the cord and proximal bilateral foraminal stenosis and thereafter underwent anterior cervical discectomy and fusion surgery at C5-6, in July 2015. However, his neck condition improved before the happening of this accident of January 2016. When Plaintiff's neck pain persisted, he returned to his neurosurgeon who recommended plaintiff undergo a posterior cervical fusion and in April 2016, plaintiff underwent application of cranial skull pins for traction; right iliac crest bone graft through a separate skin incision; C5-6 posterior cervical fusion; and C5-6 bilateral instrumentation with lateral mass screws and rods. Plaintiff thereafter consulted with his neurosurgeon post operatively, but no additional treatment was recommended.

Defendant possessed a policy with a limit of liability for bodily injury in the amount of \$250,000.00. The case settled at a Settlement Conference for the amount of \$242,500.00.