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WEEKLY

Motorcyclist had leg amputated after collision

Plaintiff hit vehicle as it pulled out of parking lot



Morry S. Cole

BY DONNA WALTER

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A motorcyclist whose leg had to be amputated after a collision with another vehicle has agreed to settle his claims against the defendant for \$3 million.

The identities of the plaintiff and the defendant are confidential.

Neither the plaintiff's lawyer, Morry S. Cole, nor the defendant's lawyer, Gerard T. Noce, would say whether the defendant was an individual or a corporation.

According to information submitted by Cole and verified by Noce:

A St. Louis County resident pulled out of a parking lot directly into the path of the plaintiff's motorcycle as he traveled down a major St. Louis arterial road. The plain-

tiff tried to avoid a collision but couldn't. The plaintiff smashed into the side of the defendant's car, shattered the side glass and flew over the car to the pavement. The plaintiff suffered extensive orthopedic injuries and was knocked unconscious. His pelvis was smashed, his wrist was broken, and his right leg was so terribly injured as to require surgical amputation below the knee. The defendant contended that the plaintiff failed to keep a careful lookout, swerve, slacken speed and/or drove at an excessive speed.

The plaintiff incurred \$200,000 in lost wages and \$800,000 in past and future medical expenses.

Former St. Charles County Circuit Judge Ellsworth Cundiff mediated the dispute. **MO**

\$3 Million settlement

MOTOR VEHICLE COLLISION

■ **Venue:** St. Louis County Circuit Court

■ **Case Number/Date:** Confidential/March 15, 2013

■ **Mediator:** Elsworth Cundiff

■ **Special Damages:** \$200,000 lost wages; \$800,000 past and future medical expenses

■ **Insurer:** Confidential

■ **Caption:** Confidential vs. Confidential

■ **Plaintiff's Attorney:** Morry S. Cole, Gray, Ritter & Graham, St. Louis

■ **Defendant's Attorney:** Gerard T. Noce, HeplerBroom, St. Louis