



**Attorney for Plaintiff:**

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### **\$100,000 POLICY LIMITS RECOVERY**

### **Motor Vehicle Negligence – Parking Lot Collision – Plaintiff driver collides with defendant driver entering parking lot through exit driveway – Lumbar bulges – Cervical herniation – Tarsal tunnel syndrome.**

Monmouth County, New Jersey

The plaintiff driver, in her mid-20s, contended that the defendant negligently entered the parking lot through the exit only driveway as she was leaving the lot, causing the head-on crash. The plaintiff maintained that she suffered a cervical herniation, as well as bulges at L4-5 and L5-S1. The plaintiff maintained that the disc injuries were confirmed by MRI and that the plaintiff will suffer permanent symptoms. The plaintiff also maintained that she developed tarsal tunnel syndrome and underwent a left tarsal tunnel decompression and a left plantar fasciotomy in addition to a cortisone injection. The plaintiff maintained that despite the treatment, she will suffer permanent pain and limitations in the ankle area.

The defendant denied that the condition, diagnosed after an EMG that was taken six months after the collision, was causally related. The plaintiff maintained that she complained of pain and swelling shortly after the accident. The plaintiff's orthopedic surgeon contended that in view of this factor, and the absence of any trauma that might be

involved, it was clear that the plaintiff's position should be accepted. The defendant also maintained that the MRIs did not support the plaintiff's position regarding the alleged disc injuries.

The case settled prior to trial for the \$100,000 policy limits.

#### REFERENCE

Plaintiff's orthopedic surgical expert: Ian Hirsch, MD from Holmdel, NJ.

Oster vs. Baker. Docket no. MON-L-3568-12, 01-14.

Attorney for plaintiff: James J. Addonizio of Rudnick Addonizio Pappa Casazza, PC in Hazlet, NJ.