

DOCKET NO. CV-02-0815123-S : SUPERIOR COURT
STACI L. DAVIS : JD OF HARTFORD
VS. :
GERMAINE R. HENDERSON : MAY 23, 2003

ARBITRAL AWARD

After hearing the parties on Friday, May 23, 2003, I find the following facts:

1. Plaintiff Staci Lynn Davis was driving easterly in the right hand lane of Burnside Avenue, East Hartford, Connecticut on October 1, 2000 at approximately 11:30 a.m. in a 1995 Plymouth Voyager van.

2. At the time, Defendant Germaine R. Henderson was driving her 1994 four door Ford Taurus easterly in the left hand lane on Burnside Avenue, East Hartford, Connecticut.

3. While driving, the left rear door of Defendant Germaine R. Henderson's car opened.

4. Defendant Germaine R. Henderson tried to pull off the road to the right into the parking lot at 1069 Burnside Avenue, but did not notice Plaintiff Staci Lynn Davis' car was to her right and slightly behind her.

5. Plaintiff Staci Lynn Davis honked her horn and braked sharply, but was unable to avoid the collision.

6. The right side of Defendant Germaine R. Henderson's car struck the left front quarter-panel of Plaintiff's car.

7. In her statement, Defendant Germaine R. Henderson admitted the accident was her fault.

8. At the time of the accident, Plaintiff Staci Lynn Davis was not wearing her seatbelt.

9. The total damage to Plaintiff Staci Lynn Davis' van was \$780.27, based upon the estimate submitted into evidence.

10. There was no evidence presented about the amount of damage to the Ford Taurus.

11. Plaintiff's child (who was also in the van) was not injured.

12. Plaintiff Staci Lynn Davis did not feel the effects of the accident until approximately one week later.

13. One week later, Plaintiff Staci Lynn Davis began to feel pain in her neck and upper back.

14. For approximately two months, Plaintiff Staci Lynn Davis treated herself with:

- a. Hot bath soaks;
- b. Cold compresses;
- c. Aleve (an "over the counter" pain medication);
- d. Heating pad; and
- e. Lying down frequently.

15. Plaintiff Staci Lynn Davis felt her condition was getting worse and consulted a chiropractor she used in the past, Connecticut Valley Chiropractic, LLC.

16. Eventually, Plaintiff Staci Lynn Davis consulted Dr. Thomas Steven, an orthopedist.

17. Plaintiff Staci Lynn Davis was eventually awarded a three percent (3%) permanent partial disability to the spine.

18. Plaintiff Staci Lynn Davis's life expectancy is presently 50 years.

19. Plaintiff Staci Lynn Davis incurred the following medical expenses related to this injury:

a.	CT Valley Chiropractic	\$ 2,069.40
b.	Medical Imaging Center	99.00
c.	Dr. Thomas Stevens	619.00
d.	Manchester Memorial Hosp.	1,101.00
e.	Manchester Radiologists	294.00
f.	HealthSouth Physical	444.00
	<u>TOTAL</u>	<u>\$ 4,626.40</u>

20. Plaintiff Staci Lynn Davis had no lost wages and has no diminished earning capacity.

21. Plaintiff Staci Lynn Davis suffered damages amounting to \$15,000 as a result of Defendant's actions.

22. The undersigned has not considered any collateral source issues.

Judgment shall enter in favor of Plaintiff Staci Lynn Davis against Defendant Germaine R. Henderson for \$15,000.00, plus costs to be taxed.

Dated at Meriden, Connecticut on this 23rd day of May, 2003.

Houston Putnam Lowry
Arbitrator

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was mailed on this 23rd day of May, 2003 to:

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