

DOCKET NO: CV-98-0489468-S : SUPERIOR COURT
VICTOR GONZALES : JD OF NEW BRITAIN
VS. :
MARK A. SUTTON, ET AL : JUNE 1, 2001

ARBITRAL AWARD

This matter was heard by the undersigned as an arbitrator on or about May 25, 2001.

I find the following facts:

1. Plaintiff Victor Gonzales of 482 Lake Avenue #28, Bristol, Connecticut was driving a 1994 GMC van owned by Stephen Pontiac on Wolcott Street, Waterbury. At the time, Plaintiff was employed by Stephens Auto World to pick up and deliver auto parts. He was acting within the scope of his employment at all material times.

2. Defendant Regina A. Dionne of 484 Waterville Street, Waterbury, Connecticut was driving her 1990 Ford. Immediately prior to the accident, she was stopped behind another car.

3. Plaintiff Victor Gonzales stopped immediately

behind Defendant Regina A. Dionne.

4. Defendant Mark A. Sutton (driving a 1998 Mitsubishi owned by Defendant MMCA a/k/a Eastwood Autobody and Garage, Inc.) struck the rear of Plaintiff's van, driving Plaintiff into the rear of Defendant Regina A. Dionne's Ford.

5. Plaintiff incurred the following medical bills as a result of the accident:

Bristol Hospital	\$	222.00
Family Medical Group		558.00
Prescriptions		60.75
Radiological Associates		126.00
Rehab Dynamics (physical therapy)		558.00
Total		<u>\$ 1,524.75</u>

6. Plaintiff missed work from February 24, 1998 until March 24, 1998. This resulted in lost wages of \$903.00. This was proximately caused by the accident.

7. There was no evidence concerning Defendant Regina A. Dionne's negligence or other fault in this accident.

8. Plaintiff suffered a ten percent (10%) permanent partial disability of his neck from the accident. This interferes with his job as a carpenter, which entails looking up.

9. Plaintiff has suffered damages totaling \$22,125.00 because of Defendant Mark A. Sutton and Defendant MMCA a/k/a Eastwood Autobody and Garage, Inc.'s actions. This figure includes all medical expenses and lost wages.

10. There was no evidence Plaintiff was negligent in the operation of his vehicle.

Judgment shall enter in favor of Plaintiff against Defendant Mark A. Sutton and Defendant MMCA a/k/a Eastwood Autobody and Garage, Inc. for \$22,125.00 plus costs to be taxed.

Judgment shall enter in favor of Defendant Regina A. Dionne on Plaintiff's complaint.

Dated at Meriden, Connecticut on this 1st day of June, 2001.

Houston Putnam Lowry, Esq.
Arbitrator

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was mailed on this 1st day of June, 2001 to:

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