

DOCKET NO. CV-00-0597643-S : SUPERIOR COURT
ELEONORA KISILIS : JD OF HARTFORD
VS. :
JACQUES E. MENDELSON, ET AL : AUGUST 14, 2001

ARBITRAL AWARD

After hearing the parties on August 10, 2001, I find the following facts:

1. Plaintiff Eleonora Kisilis's 1992 Toyota was struck on April 6, 1998 by Defendant Jacques E. Mendelsohn's 1990 Volvo, driven by his 17 year old daughter, Defendant Dana S. Mendelsohn.

2. For the purposes of this arbitration only (and not for trial), Defendants do not contest liability.

3. Plaintiff's head, neck, and knees (*inter alia*) were injured in the accident. Plaintiff had a pre-existing

medical condition,¹ which was permanently aggravated by the accident.

4. Plaintiff was taken to the Hartford Hospital emergency room by American Medical Response of Connecticut, incurring costs of \$363.00.

5. Plaintiff incurred \$317.09 in costs treating at Hartford Hospital.

6. Plaintiff incurred \$615.00 in costs treating with Dr. Robert Rothenberg of the Avon Medical Group.

7. Plaintiff incurred \$1,120.00 in costs treating with HealthSouth f/k/a Physical Therapy & Sports Medicine Associates of Avon.

8. Plaintiff incurred \$192.00 in costs treating with Judith K. Abraham (a registered physical therapist).

9. Plaintiff incurred \$550.00 in costs treating with Gerald J. Becker of Orthopedic Associates of Hartford, P.C.

¹ Degenerative disc disease involving C5-6.

10. Plaintiff incurred \$208.20 in costs (after taking into account her discount of \$184.75) to replace her eyeglasses.

11. Plaintiff incurred \$140.00 in costs to make her insurance co-payments.

12. Plaintiff has suffered a ten percent (10%) permanent partial disability of her cervical spine from the accident.

13. Plaintiff was on the "fast track" at Pratt & Whitney Aircraft immediately prior to the accident. However, she had not been promised any particular position by any particular date at any particular salary.

14. If Plaintiff has become a director at Pratt & Whitney, she would have made a minimum of \$140,000 per year.

15. Plaintiff has transferred to Hamilton Sunstrand, which removed her from this fast track. She transferred

because her accident related injuries made it difficult for her to travel as required in her Pratt & Whitney job.

16. Plaintiff was making \$92,000 per year at the time of the accident. She presently makes \$95,000 per year.

17. In light of the foregoing facts, the economic damage to Plaintiff's career is too speculative for the court to award compensation.

18. Plaintiff has suffered a total of \$30,000.00 in damages after considering all collateral sources.

Plaintiff shall recover damages on her complaint from both defendants in the amount of \$30,000.00 plus costs to be taxed.

Dated at Meriden, Connecticut on this 14th day of August, 2001.

Houston Putnam Lowry
Arbitrator

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was mailed on this 14th day of August, 2001 to:

Gwen B. Dreilinger, Esq.
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