

DOCKET NO. CV-01-0806046-S : SUPERIOR COURT
ALICIA HILL WILSON : JD OF HARTFORD
VS. :
ROGER CHALMERS : FEBRUARY 5, 2003

ARBITRAL AWARD

After hearing the parties on January 31, 2003, I find the following facts:

1. On Friday, March 19, 1999, Plaintiff Alicia Hill (now known as Alicia Hill Wilson) was a passenger of a 1985 Toyota Tercel driven by Sylvia Grant on Cottage Grove Road, in Bloomfield.

2. While the Toyota Tercel was stopped at a traffic light near the intersection of Blue Hills Avenue and Cottage Grove Road, it was struck from behind by a 1989 Mercedes Benz driven by Defendant Roger Chalmers.

3. While the impact was of fairly low force, it was sufficient to force the Toyota Tercel into the back of a

1995 Infiniti G20 immediately in front of the Toyota Tercel (which was also stopped at the light).

4. Plaintiff Alicia Hill Wilson was wearing a seat belt at the time of impact.

5. Plaintiff Alicia Hill Wilson struck the front seat during the accident and bounced back.

6. While the Toyota was totaled, the court understands the value of a 14 year old car (at the time of the accident) is fairly low.

7. Plaintiff Alicia Hill Wilson was taken the scene of the accident by ambulance. According to the ambulance report, she had no complaints (Plaintiff's Exhibit B).

8. After getting to the hospital, Plaintiff Alicia Hill Wilson complained of headaches.

9. Plaintiff Alicia Hill Wilson now has pain in her left leg, back and side. These pains have been diagnosed as sciatica.

10. Plaintiff Alicia Hill Wilson was discharged from the St. Francis Hospital emergency room the same day. There is no written discharge summary.

11. Plaintiff Alicia Hill Wilson had (and has) no insurance so she did not seek further medical treatment until September 1999.

12. Dr. Thomas Stevens MD ultimately gave her a ten percent (10%) permanent partial disability in her lumbar spine as a result of the accident.

13. Plaintiff Alicia Hill Wilson incurred the following medical expenses totaling \$3,669.35 in treating this matter:

a.	Thomas Stevens, MD	\$ 906.00
b.	St. Francis Emergency	142.48
c.	AMR of Connecticut	475.00
d.	Central CT Sports Center	600.00
e.	St. Francis MRI	794.87
f.	Radiology Associates	346.00
g.	Woodland Anesthesia	405.00

14. It was clear to the court that Plaintiff Alicia Hill Wilson was uncomfortable sitting in the witness chair (and at counsel table) for even the brief duration of this hearing (while admitting this was one of her better days).

15. Given the total facts and circumstances of this case, the court does not believe Plaintiff Alicia Hill Wilson was simply trying to run up medical treatment bills after engaging an attorney.

16. Plaintiff Alicia Hill Wilson's explanation that she didn't want to incur medical bills without being able to pay for them is believable.

17. Plaintiff Alicia Hill Wilson suffered no diminished earning capacity from the accident.

18. Plaintiff Alicia Hill Wilson claims to have missed work as a result of her injury, but the Farmington Club has no record of her attendance.

19. Rather than accept a guess Plaintiff Alicia Hill Wilson was unable to work for a month, it seems more likely than not she missed working the weekend of her injury.

20. Plaintiff Alicia Hill Wilson normally worked 20 hours a week at an hourly salary of \$7.50. This calculates to missing wages of \$150.00.

21. The court finds Plaintiff Alicia Hill Wilson has suffered damages \$34,000.00.

Judgment shall enter in favor of Plaintiff Alicia Hill and against Defendant Roger Chalmers for \$34,000.00, plus costs to be taxed.

Dated at Meriden, Connecticut on this 5th day of February, 2002.

Houston Putnam Lowry
Arbitrator

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was mailed on this 5th day of January, 2003 to:

Paul Littman, Esq.
Clayman, Markowitz, Tapper & Baram, LLC
Three Regency Drive
Bloomfield, Connecticut 06003-2331

Maria Roccapriore, Esq.
Reginier, Taylor, Curran & Eddy
CityPlace
Hartford, Connecticut 06103-3402

Houston Putnam Lowry