

DOCKET NO. HHD-CV-06-5001779-S: SUPERIOR COURT
JOHN M. ZMIJEWSKI : JD OF HARTFORD
VS. : AT HARTFORD
TW CONSTRUCTION, LLC AND : JANUARY 23, 2008
ANTHONY B. WILLIAMS

ARBITRAL AWARD

After hearing the parties on Friday, January 23, 2009,
I find the following facts:

1. On or about December 20, 2003, Plaintiff John Zmijewski was driving his car south bound on Washington Street, Hartford near its intersection with Jefferson Street.

2. On or about December 20, 2003, Defendant T W Construction, LLC, was the owner of a truck being driven in the same direction by Defendant Anthony B. Williams.

3. Defendant Anthony B. Williams was the agent, servant or employee of Defendant T W Construction, LLC, and was operating the truck with permission from Defendant T W Construction, LLC.

4. Plaintiff was operating his vehicle in the right hand lane and Defendant Anthony B. Williams was operating the truck in the left hand lane when Defendant Williams crossed the dotted white line, side swiping Plaintiff's vehicle and forcing it onto the sidewalk.

5. For the purposes of this hearing, Defendants are not contesting liability.

6. Plaintiff's car suffered approximately \$1,600.00 in damages, which were paid from a collateral source.

7. Plaintiff suffered medial injuries to his back and incurred approximately \$15,000.00 in medical expenses, all of which were proximately cause by Defendants.

8. Plaintiff John Zmijewski suffered permanent injuries to his back as a result of Defendants' actions.

Judgment shall enter in favor of Plaintiff John Zmijewski and against Defendants for \$20,000.00.

Dated at Meriden, Connecticut on this 23rd day of January, 2009.

Houston Putnam Lowry
Arbitrator

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was mailed on this 23rd day of January, 2009 to:

Thomas J. Mullins, Esq.
Thomas J. Mullins, LLC
Five Grand Street
Hartford, CT 06103

Joseph Gersten, Esq.
Law Office of Mark S. Gilcreast
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Houston Putnam Lowry