

# **Wrongful Death, Failure to Keep Lookout**

North Carolina Academy of Trial Lawyers Trial Briefs

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## **\$1,750,000.00 Settlement**

Douglas B. Abrams and Margaret S. Abrams, both of Raleigh, and Aram Scheffrin of Providence, Rhode Island, report a favorable settlement for the estate of a 67-year-old man who was struck by a commercial vehicle as he stood outside his vehicle in a line of traffic caused by an obstruction.

The man, who died from his injuries about two months after the accident, is survived by his wife of 47 years, seven children, and many grandchildren and great-grandchildren. He was retired at the time of the collision, and his pension benefits ceased at his death.

His estate sued the driver and owner of the commercial vehicle that struck him, alleging he had failed to keep a proper lookout and had negligently operated his vehicle.

Plaintiff also sued the party that had negligently created the obstruction in the road.

Plaintiff utilized accident research specialist Mike Sutton, a mediation tape by Ivi Bilich, and exhibits by Mark Valentine. The case settled at mediation for \$1.75 million.