

VerdictSearch

Top Texas
Verdicts

of 2011

Top 25 Texas Verdicts in 2011

Rank	Case	Date	Court	Headlines	Attorneys	Expert Witness	Total
14	Patti J. Wagner, as guardian of Jenny Ann Wagner, an incapacitated adult v. Four J's Community Living Center Inc., Anthonia Uduma, Godfrey Uduma and Amuche Chinelo Udemezue	10/21/2011	Harris County	Two residents of special care facility were trapped during fire	Tiffany Harvey of counsel to Shelton Sparks & Associates L.L.P.; Shelton Sparks, Houston, TX of Shelton Sparks & Associates L.L.P.; L. Lee Thweatt, Houston, TX of Terry & Thweatt, P.C.	Kevin Kern, The Center in Houston, Assisted Living Standards of Care, Houston, TX	\$14,101,700.00
15	State of Texas v. Jubilee Financial Solutions, L.P., The Credit Card Solution, Jubilee Financial Management, LLC, Robert M. Lindsey, and Freedom From Debt Alliance	4/21/2011	Harris County	Defendants marketed illegal 'debt invalidation' programs, state claimed	Rick Berlin, Houston, TX of Assistant Attorney General, Consumer Protection and Public Health Division; Scot Clinton, Houston, TX of Assistant Attorney General, Consumer Protection and Public Health Division		\$13,800,000.00
16	Jordan VanDusen v. Aspen Square Management and Longhorn Bentley LLC, d/b/a Longhorn Landing Apartments	1/24/2011	Travis County	Man, 23, dove into shallow pool at apartment and broke his neck	Sean Breen, Austin, TX of Howry Breen & Herman; Jay Warren, Austin, TX of Howry Breen & Herman	David Feltoon, Ph.D., Clinical Psychology, Austin, TX; Mary Anastasia Gonzales, M.D., Physical Medicine, Austin, TX; T. Walter Harrell, Ph.D., MediSys Rehabilitation Inc., Life Care Planning, Austin, TX; Richard N. Hinrichs, Ph.D., BTI Consultants, Diving, Phoenix, AZ; Christopher Lakso, Legal Technology Consulting Inc., Animation/Computer Animation, Phoenix, AZ; John M. Trapani, Ph.D., Economics, New Orleans, LA; Kim W. Tyson, Tyson & Associates Inc., Aquatics, Pflugerville, TX	\$12,393,542.00
17	Brady Foret v. Stewart & Stevenson LLC and T.K. Stanley Inc.	8/4/2011	Harris County	Derrick worker suffered brain injury in fall when mast collapsed	Mark T. Murray, Houston, TX of Stevenson & Murray; John W. Stevenson, Jr., Houston, TX of Stevenson & Murray	Terry Kennedy Arnold, R.N., Life Care Planning, Houston, TX; Bradley Bartholomew, M.D., Neurosurgery, Metairie, LA; Francisco Godoy, P.E., Mechanical, Houston, TX; Viola G. Lopez, LPC, CRC, Vocational Rehabilitation, Houston, TX; Thomas Mayor, Ph.D., Economics, Houston, TX; Larry Pollock, Ph.D., Neuropsychology, Houston, TX	\$10,702,449.53
18	Augusta Jackson as wrongful death beneficiary of Michael Skorpenske v. Maurice S. Conte, Melissa Martin and Michael J. Kabzinski individually and d.b.a. Family Medi-Clinic and Family Medi-Clinic	1/18/2011	Harris County	Doctor prescribed fatal dose, combo of painkillers, family claimed	Tommy R. Hastings, The Woodlands, TX of Hastings Law Firm; Joe B. Stephens, Houston, TX of Stephens Law Firm	Michael Dominguez, M.D., General Practice, San Antonio, TX	\$10,700,000.00



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for past medical expenses, and roughly \$2 million for future pain and mental anguish and past and future disfigurement. Plaintiffs' counsel also asked the jury to award \$1 million in punitive damages as to Four J's, and \$3 million in punitives as to Anthonia Uduma. The defense did not call to the stand any witnesses to testify regarding the extent of Wagner or James's injuries.

Verdict Information: The jury found that the negligence of Four J's and Anthonia Uduma — but not of the resident who allegedly started the fire — had proximately caused Wagner and James' injuries. Liability was apportioned at 60 as to Four J's and 40 as to Uduma. The jury awarded \$14,101,700. At the time of the accident, Four J's was covered under an insurance policy featuring \$1 million worth of coverage per injured party and \$3 million per injurious incident. There is a declaratory judgment action pending in federal court in Houston regarding Four J's' insurer's decision to deny coverage on the ground of failure to timely file a notice of claim. Plaintiffs' counsel plan to pursue attachments as to Four J's and Uduma, who reportedly owns and operates roughly three dozen other facilities throughout Texas. Estate of Tanya James \$10,100 Personal Injury: Past Medical Cost \$6,000,000 Personal Injury: Past Pain and Suffering Jenny Ann Wagner \$91,600 Personal Injury: Past Medical Cost \$4,000,000 Personal Injury: Past Pain And Suffering \$1,500,000 Personal Injury: Future Pain And Suffering \$1,500,000 Personal Injury: Past Disfigurement \$1,000,000 Personal Injury: Future Disfigurement

Post-Trial: The defense has a motion pending in which it seeks a Chapter 74 cap on the non-economic damages awarded by the jury.

Editor's Comments: This report is based on court documents and on information that was provided by plaintiffs' and defense counsel.

CASE #15 Consumer Protection

Defendants marketed illegal 'debt invalidation' programs, state claimed

Verdict: (P) \$13,800,000.00

Case Type: Consumer Fraud

Case: *State of Texas v. Jubilee Financial Solutions, L.P., The Credit Card Solution, Jubilee Financial Management, LLC, Robert M. Lindsey, and Freedom From Debt Alliance*, No. 2009-43253

Venue: Harris County District Court, 215th, TX

Judge: Steven Kirkland

Date: 04-21-2011

PLAINTIFF(S) Attorney:

- Rick Berlin; Assistant Attorney General, Consumer Protection and Public Health Division; Houston, TX, for State of Texas
- Scot Clinton; Assistant Attorney General, Consumer Protection and Public Health Division; Houston, TX, for State of Texas

Expert:

None

DEFENDANT(S) Attorney:

- Rodney Brisco; Brisco & Associates; null, null, for Freedom From Debt Alliance
- Robert Lindsey; Pro Se; null, null, for Robert M. Lindsey

Expert:

None

Facts: The plaintiff is the state of Texas. Robert M. Lindsey operates and owns a business known as the Credit Card Solution located in Houston. Jubilee Financial Solutions L.P. was formed in April 2009 to do the business of The Credit Card Solution. Jubilee Financial Management LLC is the general partner of Jubilee Financial Solutions. The state sued Jubilee Financial Solutions, The Credit Card Solution, Jubilee Financial Management, Lindsey, and Freedom From Debt Alliance. Freedom From Debt Alliance was a successor corporation the defendants used to continue selling their product. The plaintiff charged that the defendants marketed illegal "debt invalidation" programs to consumers all across the country. The defendants allegedly promised a consumer's credit card debt could be reduced to zero, and customers would see a positive increase in credit scores. The defendants claimed they would sue debt collectors. As a result of the lawsuits, collectors would settle the cases and pay thousands in damages, reduce the consumer's debt to zero, and the consumer would be marked paid as agreed at the credit bureau. Consumers were required to pay a fee before any work began. The defendants countered they were protected by First Amendment rights, free speech under the Texas Constitution, discharge in bankruptcy, failure to join third parties and reliance under the Texas Deceptive Trade Practices Act.

Injury: The plaintiff asked for an unspecified award.

Verdict Information: The jury found that all four defendants violated both the Texas Deceptive Trade Practices Act and the Texas Credit Services Act. The jury also found that Lindsey and The Credit Card Solution violated the Texas Business Opportunity Act. The jury returned with a \$13.8 million dollar verdict for the state of Texas.

Editor's Comments: The information in this report was gleaned from court documents and provided by plaintiff's counsel. Defendant counsel for Freedom From Debt Alliance could not be contacted, and defendant Robert M. Lindsey was not asked to participate.

CASE #16 Premises Liability

Man, 23, dove into shallow pool at apartment and broke his neck

Verdict: (P) \$12,393,542.00

Case Type: Swimming Pool, Recreation - Swimming Pool, Premises Liability - Apartment, Negligence - Negligence Per Se

Case: *Jordan VanDusen v. Aspen Square Management and Longhorn Bentley LLC, d/b/a Longhorn Landing Apartments*, No. D-1-GN-09-001608

Venue: Travis County District Court, 53rd, TX

Judge: Orlinda Naranjo

Date: 01-24-2011

PLAINTIFF(S) Attorney:

- Sean Breen; Howry Breen & Herman; Austin, TX, for Jordan VanDusen
- Jay Warren; Howry Breen & Herman; Austin, TX, for Jordan VanDusen

Expert:

- David Feltoon Ph.D.; Clinical Psychology; Austin, TX called by: Sean Breen, Jay Warren
- Mary Gonzales M.D.; Physical Medicine; Austin, TX called by: Sean Breen, Jay Warren
- T. Harrell Ph.D.; Life Care Planning; Austin, TX called by: Sean Breen, Jay Warren
- John Trapani Ph.D.; Economics; New Orleans, LA called by: Sean Breen, Jay Warren
- Kim Tyson; Aquatics; Pflugerville, TX called by: Sean Breen, Jay Warren
- Richard Hinrichs Ph.D.; Diving; Phoenix, AZ called by: Sean Breen, Jay Warren
- Christopher Lakso; Animation/Computer Animation; Phoenix, AZ called by: Sean Breen, Jay Warren

DEFENDANT(S) Attorney:

- Jeff Ray; Ray, Valdez, McChristian & Jeans; El Paso, TX, for Longhorn Bentley LLC, Aspen Square Management

Expert:

- Farhad Madani; Pools; Austin, TX called by: Jeff Ray
- Robert Bux M.D.; Toxicology; Colorado Springs, CO called by: Jeff Ray
- Stephen Horner Ph.D.; Economics; Corpus Christi, TX called by: Jeff Ray
- Donna Johnson; Rehabilitation Counseling; Corpus Christi, TX called by: Jeff Ray
- James McElhaney Ph.D., P.E.; Biomechanics; Durham, NC called by: Jeff Ray
- Roger Nightingale Ph.D.; Biomechanical; Durham, NC called by: Jeff Ray
- John Reid Ph.D.; Psychology/Counseling; San Antonio, TX called by: Jeff Ray
- Richard Senelick M.D.; Physical Rehabilitation; San Antonio, TX called by: Jeff Ray

Insurer: Lexington Insurance Co. for both defendants (policy limit \$1 million)
St. Paul Fire & Marine Insurance Co. for both defendants (policy limit \$25 million)
American International Specialty Lines Insurance Co. for both defendants (policy limit \$25 million)

Facts: On the night of June 11, 2005, plaintiff Jordan VanDusen, 23, a computer consultant and musician, was at a party at Longhorn Landing Apartments, an Austin apartment complex managed by Aspen Square Management Austin. VanDusen was a former resident of the complex, which caters to college students. He and other partygoers were drinking. At around 2 a.m., VanDusen and some friends entered one of the complex's two swimming-pool areas, which were open 24 hours a day, seven days a week. VanDusen attempted a shallow "racing dive" into the pool, but the water level was 18 inches low, resulting in a steeper angle of entry. He hit his head on the bottom and broke his neck. He is paralyzed. When filled to normal level, the pool was between 3 feet, 6 inches deep and 4 feet, 6 inches deep. It was low that night because of a pool equipment problem. The complex had added water to the pool on June 10. At about 10 p.m. on June 11, security guard Amanda Walker came on duty and noticed that the

water level was low. The apartment manager was still on site at this time. At about 1:25 a.m., Walker and another guard walked by the pool and again noted that it was low, and alerted a supervisor. The supervisor called all emergency contacts for the management company, and according to the plaintiff, no one responded. Several Aspen Square employees lived at the complex. The property owner was Longhorn Bentley. VanDusen sued Aspen Square and Longhorn Bentley for premises liability, arguing that, by common law and statute, the pool should have been closed because of the water level. VanDusen had been in the pool more than a hundred times and had safely performed many dives there, as had many others, including employees of the complex. VanDusen acknowledged a momentary lapse in judgment, that he should not have dived into the pool that night, and that he regrets not noticing that the water level was low before diving. Aspen Square Management, which was operating 80 properties nationwide, had no written risk management policy or written safety policies for its pools, its most dangerous amenity. According to the plaintiff, Longhorn Landing allowed and encouraged drinking in and around the pool, and its pool safety man was unaware of applicable laws and codes. VanDusen also argued that the complex's local emergency call system and personnel were inadequate and that, the weekend before the incident, an on-call worker ignored three emergency calls. The security guards did not have authority to use the locks that were resting on the gates or the "pool closed" signs that were in a nearby shed, the plaintiff argued. According to the plaintiff, no one employed by the complex knew of the incident, and the pool remained open until Monday, June 13. Plaintiffs' counsel said they argued for 75 percent fault on the defendants. Defense counsel said plaintiffs' counsel argued for 80 to 90 percent fault on the defendants. The defendants denied the allegations and argued that Jordan was at fault. They noted that, about 45 minutes after the incident, Jordan's blood alcohol level was .09 and that he was aware of the numerous, conspicuous "no diving" signs around the pool. Also, according to the defense, an employee did respond to a 1:25 a.m. emergency page, though not till after VanDusen's injury. Plaintiff's counsel said the defendants were never able to identify the employee. The defendants were treated as a single entity ("Aspen") in the jury charge. The jury questions were: 1. Whether VanDusen was negligent; 2. Whether Aspen was negligent per se for failing to maintain the water at the required level, failing to maintain pool equipment as required, failing to provide the required lighting, or failing to close the pool if required; 3. Whether Aspen was otherwise negligent; 4A. Comparative responsibility between Aspen for negligence per se only and VanDusen; 4B. Comparative responsibility between Aspen for other negligence only and VanDusen; and 5. Damages

Injury: VanDusen broke his neck and is permanently paralyzed from the neck down. He was hospitalized from June 12 to July 5 and was immediately diagnosed as a quadriplegic. Initial findings showed a C4 fracture with C4-on-C5 subluxation. He underwent a fusion of C4 and C5 and returned to the intensive care unit. He then underwent

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a tracheotomy tube placement, PEG tube placement and several bronchoscopies. He was then transferred to The Institute for Research and Rehabilitation in Houston from July 5 to Aug. 22 and underwent physical, occupational, and speech therapies. He also attended the RAPS session for spinal cord education. At discharge, he was sitting for four hours twice a day at 80 degrees. When his insurance company dropped coverage, he transferred to a New York hospital and obtained Medicaid and Medicare benefits. He spent Aug. 22 to Sept. 23 at one New York hospital and Sept. 23 to Nov. 23 at Mount Sinai Medical Center. He experienced increasing episodes of autonomic dysreflexia, headaches, and severe pain. Bladder and bowel management was ongoing. He also developed a stage IV decubitus ulcer. VanDusen continued to be hospitalized off and on as needed for various medical complications relating to quadriplegia, including severe pain, decubitus ulcers, and respiratory illnesses. He requires round-the-clock care. At the time of the incident, his attorneys said, VanDusen was a successful musician, with a promising life ahead of him, and he was active, successful, ambitious, and engaged in building a productive future. He sought past and future medical bills, lost earning capacity, disfigurement, physical impairment, and pain and suffering, and he asked the jury for a total of \$25,000,000, including \$1.5 million in past medical. His attorneys reported that the life care plan was \$10 million, and defense counsel reported that it was \$11.3 million.

Verdict Information: The jury found the defendants negligent and, as to the water level alone, negligent per se. The jury also found VanDusen negligent. The first comparative fault question was answered 49 percent for the defendants for negligence per se only, and 51 percent for VanDusen. The second comparative fault question was answered 51 percent for the defendants for other negligence only, and 49 percent for VanDusen. The jury found damages of \$12,393,542. As requested by the plaintiff's attorneys, the court entered judgment against the defendants jointly and severally in the amount of \$6,636,709.25, which is the sum of 51 percent of the damages and prejudgment interest. The defendants plan to appeal.

Jordan VanDusen \$1,500,000 Personal Injury: Past Medical Cost \$4,645,789 Personal Injury: Future Medical Cost \$286,000 Personal Injury: Past Physical Impairment \$1,714,000 Personal Injury: Future Physical Impairment \$195,947 Personal Injury: Past Lost Earnings Capability \$1,051,806 Personal Injury: FutureLostEarningsCapability \$143,000 Personal Injury: Past Pain And Suffering \$857,000 Personal Injury: Future Pain And Suffering \$286,000 Personal Injury: Past Disfigurement \$1,714,000 Personal Injury: Future Disfigurement

Editor's Comments: This report is based on information that was provided by plaintiff's counsel and defense counsel.

CASE #17 Workplace

Derrick worker suffered brain injury in fall when mast collapsed

Verdict: (P) \$10,702,449.53

Case Type: Oil Field, Slips, Trips & Falls - Fall from Height, Workplace Safety, Negligence - Negligent Assembly or Installation

Case: *Brady Foret v. Stewart & Stevenson LLC and T.K. Stanley Inc.*, No. 2009-80709

Venue: Harris County District Court, 80th, TX

Judge: Paul Clote

Date: 08-04-2011

PLAINTIFF(S) Attorney:

- Mark T. Murray; Stevenson & Murray; Houston, TX, for Brady Foret
- John W. Stevenson Jr.; Stevenson & Murray; Houston, TX, for Brady Foret

Expert:

- Terry Arnold R.N.; Life Care Planning; Houston, TX called by: Mark Murray, John Stevenson
- Francisco Godoy P.E.; Mechanical; Houston, TX called by: Mark Murray, John Stevenson
- Viola Lopez LPC, CRC; Vocational Rehabilitation; Houston, TX called by: Mark Murray, John Stevenson
- Thomas Mayor Ph.D.; Economics; Houston, TX called by: Mark Murray, John Stevenson
- Larry Pollock Ph.D.; Neuropsychology; Houston, TX called by: Mark Murray, John Stevenson
- Bradley Bartholomew M.D.; Neurosurgery; Metairie, LA called by: Mark Murray, John Stevenson

DEFENDANT(S) Attorney:

- Kent M. Adams; Lewis Brisbois Bisgaard & Smith LLP; Houston, TX, for Stewart & Stevenson LLC
- David A. Oubre; Lewis Brisbois Bisgaard & Smith; Beaumont, TX, for Stewart & Stevenson LLC

Expert:

- Tim Popik; Engineering; Houston, TX called by: Kent Adams, David Oubre

Facts: On Jan. 10, 2009, plaintiff Brady Foret, 23, a derrick hand for Key Energy Services, was working on a Wilson Rig 65 in Golden Meadow, La. Foret was 80 feet above the ground while harnessed to the rig's 112-foot mast on its platform. The mast is the part of the rig that moves the drill pipe up and down. The mast experienced a catastrophic collapse, and Foret fell. He struck the ground and parts of the falling mast struck him once he was on the ground. He sustained multiple severe injuries. In summer 2008, Key Energy had sent the rig to Stewart & Stevenson for refurbishment of the rig's mast. The refurbishment took place in Odessa. Key Energy paid nearly \$100,000 for disassembly, inspection, repair, maintenance, reassembly, reinspection and certification of the mast. When that work was finished, the rig was sent back to Key Energy. The rig was not used until January 2009, when it was transported to the drill site in Golden Meadow. It was rigged up using equipment provided by Stewart & Stevenson. The collapse occurred on the third day of use. Foret sued Stewart & Stevenson for failing to perform its work properly and failing to include the proper number of safety pins for rigging up the mast. There was another defendant, T.K. Stanley, a company that did site preparation, but it was dropped from the case long before trial. The only defendant at the time of trial was Stewart & Stevenson. Foret claimed that, when Stewart & Stevenson returned the

rig to Key Energy, it included only two safety pins, rather than four. Also, Foret argued that Stewart & Stevenson was to certify the mast for hook weight of 300,000 pounds, and the mast fell during normal operations with less than 200,000 pounds on the hook. Foret's counsel argued that at least 90 percent of the fault was Stewart & Stevenson's. The defense maintained that Key Energy failed to align the rig properly at the drill site and that, ultimately, the mast collapsed because the rig fell off the main beam. Key Energy was designated as a responsible third party.

Injury: Foret sustained a traumatic brain injury to the frontal lobe with loss of consciousness and a left frontal scalp hematoma. He sustained a right anterior mandible fracture with lateral displacement of posterior mandibular fragment and an oblique fracture of the ramus of the left mandible that required open reduction and internal fixation surgery with hardware implanted. He also sustained left eye swelling and damage to his vision. He sustained a left rotator cuff tendinosis. He sustained thoracic spinous process fractures at T4, T5, T6 and T7; disc extrusions at T5-6, T6-7 and T7-8; a disc protrusion at T8-9; and kyphosis. He sustained comminuted right rib fractures of the 1st, 2nd, 3rd, 4th, 5th, 6th, 7th, 8th, 9th, 10th, 11th and 12th ribs; comminuted left rib fractures of the 3rd, 4th, 5th, 6th, 7th, 8th and 9th anterior ribs. He sustained a comminuted right scapula fracture, a mediastinal hematoma, a right upper lobe pulmonary contusion and a large right tension hemopneumothorax. To his left leg he sustained a posterior cruciate ligament tear and an anterior shin laceration. After surgical repair of the jaw, Foret underwent multiple courses of physical therapy. He underwent neuropsychological testing on three separate occasions, and the test results indicated memory problems, vision problems, deficits in language, deficits in processing speed and deficits in executive function. He also claimed that he suffers from anxiety and worry. According to plaintiff's counsel, the damage model was driven by the traumatic brain injury. The MRI's of the brain were normal. The neuropsychologist described the MRIs as if they were a photo of a computer. It does not reveal if the software and hardware are working together. Neuro-psychological testing confirmed his injury. Foret's wife, Megan Forte, testified at trial. According plaintiff's counsel, she provided insight and candor into her husband's problems. He is slow to process information. He forgets because he has horrible short-term memory. Foret is not allowed to bathe their child because of his problems with attention to details. He forgets where he is going, or why he is going there. He leaves to go get milk and returns with soft drinks. To compound his problem, Brady knows that he is not the same. He is depressed, angry, anxious and frustrated by his inability to think, work and get along with others, she testified. Key Energy's workers' compensation carrier sent him to treat at Mentis Neuro Rehabilitation, a facility in Houston that specializes in caring for patients with traumatic brain injuries. After two weeks of intensive training at this facility, he was discharged, but still had severe neuropsychological deficits and claimed that he is unable to return to competitive employment. Past medical charges were about

\$120,000, which the workers' compensation carrier paid at a reduced cost of \$69,678.53. At the time of the incident, Foret was making \$53,000 a year. He claimed \$135,145 in past lost earnings. His attorneys argued for a range for each element of noneconomic damages. Foret claimed lost earnings, medical bills, pain and suffering, and physical impairment, all in the past and future. The defense argued that, physically, Foret's medical issues had substantially resolved. He did not require back surgery; he completed physical therapy without the need for additional procedures; and he was able to walk, drive a car, prepare meals and perform other everyday activities, such as shopping. The defense objected, on multiple grounds, to the life care plan and damages model that were used at trial. The objections were overruled.

Verdict Information: The jury found Stewart & Stevenson 85 percent and Key Energy 15 percent negligent. Foret's damages were \$10,702,449.53, the jury found. There will be no reduction for comparative fault. Brady Foret \$69,679 Personal Injury: Past Medical Cost \$647,636 Personal Injury: Future Medical Cost \$850,000 Personal Injury: Past Physical Impairment \$1,000,000 Personal Injury: Future Physical Impairment \$135,145 Personal Injury: Past Lost Earnings Capability \$2,000,000 Personal Injury: FutureLostEarningsCapability \$1,000,000 Personal Injury: Past Pain And Suffering \$5,000,000 Personal Injury: Future Pain And Suffering

Post-Trial: Stewart & Stevenson plans to appeal, should its motion for new trial be denied.

CASE #18 Medical Malpractice

Doctor prescribed fatal dose, combo of painkillers, family claimed

Verdict: (P) \$10,700,000.00

Case Type: Prescription and Medication, Negligence - Negligent Hiring, Negligence - Gross Negligence

Case: *Augusta Jackson as wrongful death beneficiary of Michael Skorpenske v. Maurice S. Conte, Melissa Martin and Michael J. Kabzinski individually and d.b.a. Family Medi-Clinic and Family Medi-Clinic*, No. 2009 41648

Venue: Harris County District Court, 234th, TX

Judge: Reece Rondon

Date: 01-18-2011

PLAINTIFF(S) Attorney:

- Tommy R. Hastings; Hastings Law Firm; The Woodlands, TX, for Augusta Jackson, Michael Skorpenske, Rachel Skorpenske, Rita Skorpenske, Harley Skorpenske
- Joe B. Stephens; Stephens Law Firm; Houston, TX, for Augusta Jackson, Michael Skorpenske, Rachel Skorpenske, Rita Skorpenske, Harley Skorpenske

Expert:

- Michael Dominguez M.D.; General Practice; San Antonio, TX called by: Tommy Hastings, Joe Stephens

DEFENDANT(S) Attorney:

- Gregory M. Heath; Houston, TX, for Melissa Martin, Family Medi-Clinic
- James M. Juranek; Juranek Law Firm, P.L.L.C.; Houston, TX, for Michael J. Kabzinski,

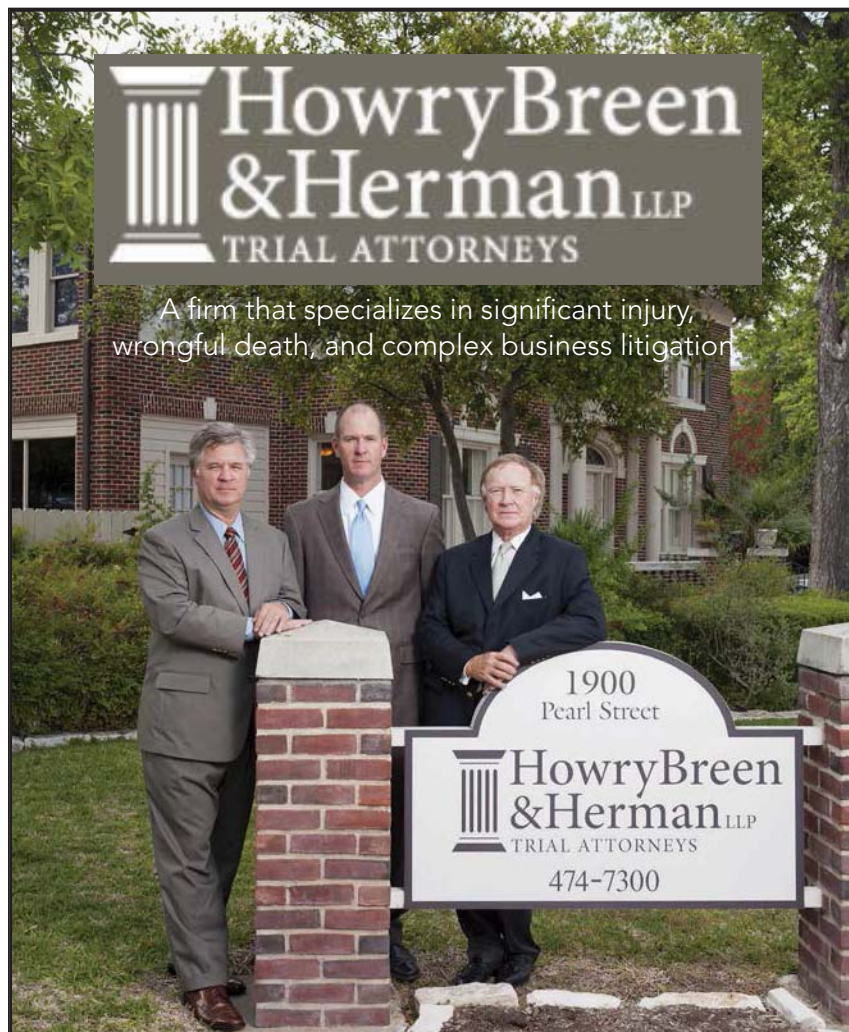
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Intentional Torts

No.	Case Name	Date	Court	Headline	Total	Attorneys
1	Colleen Middleton and Bobby Ray Middleton, individually and as representatives of the Estate of Robert Middleton, for and on behalf of all those entitled to recover for his death under the Texas Wrongful Death and Survival acts v. Don Wilburn Collins, a/k/a Donald Wilburn Collins	12/20/2011	Fayette County	Boy died 13 years after being doused in gasoline, set on fire	\$150,370,000,000.00	Ken Bigham, Schulenberg, TX of Ken Bigham Law Firm; Clif Alexander, Corpus Christi, TX of Sico, White, Hoelscher & Braugh LLP; Craig M. Sico, Corpus Christi, TX of Sico, White, Hoelscher & Braugh LLP
2	Wade Brady v. Leanne Klentzman and Carter Publications Inc., d/b/a The West Fort Bend Star Inc.	5/6/2011	Fort Bend County	Chief deputy's son claimed newspaper libeled him	\$1,080,000.00	Todd W. Mensing, Houston, TX of Ahmad, Zavitsanos & Anaipakos; Kinan H. Romman, Houston, TX of Ahmad, Zavitsanos & Anaipakos; John Zavitsanos, Houston, TX of Ahmad, Zavitsanos & Anaipakos
3	Christopher D. Wright v. Judson T. Weaver, Joe K. Weaver, Cathey T. Weaver, Bright Star Hospitality Inc., The Bright Star Lounge, The Days Inn, Harjeet Singh, The Texas Lounge Inc., Vikram Singh Cheema, U.S. Cheema Inc., 128 Texas LLC, and 1495JG Inc.	8/26/2011	Federal	Plaintiff dragged after he grabbed driver who spit on him	\$860,000.00	Michael F. Pezzulli, Dallas, TX of Pezzulli Barnes
4	Haroon Shaikh v. Manzoor Memon	9/14/2011	Harris County	Plaintiff claimed accusations of criminal activity were false	\$700,002.00	Howard R. King, Houston, TX of Law Offices of Howard R. King

Landlord and Tenant

No.	Case Name	Date	Court	Headline	Total	Attorneys
1	Ho Chang Lee v. Eun Bok Lee	5/25/2011	Harris County	Tenant claimed landlord overcharged him for rent	\$639,782.60	Kristopher K. Ahn, Houston, TX of Ahn Law Firm



Congratulations to Sean Breen

for receiving the

#1 Premises Liability Top TX Verdict of 2011

VanDusen v. Aspen Square Management

Travis County

\$12,393,542

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Austin, TX 78705
512-474-7300

www.howrybreen.com

Georgetown

116 West 8th Street, Ste. 206
Georgetown, TX 78626
512-868-9862

Premises Liability

No.	Case Name	Date	Court	Headline	Total	Attorneys
1	Jordan VanDusen v. Aspen Square Management and Longhorn Bentley LLC, d/b/a Longhorn Landing Apartments	1/24/2011	Travis County	Man, 23, dove into shallow pool at apartment and broke his neck	\$12,393,542.00	Sean Breen, Austin, TX of Howry Breen & Herman; Jay Warren, Austin, TX of Howry Breen & Herman
2	Glenn Goodwin, individually and on behalf of the estate of Melanie Therese Goodwin, and Peggy Goodwin, individually and on behalf of the estate of Melanie Therese Goodwin v. QuikTrip Corp.	9/29/2011	Denton County	Store blamed for encounter between murderer and victim	\$8,022,324.00	Matthew W. Bobo, Fort Worth, TX of Law Office of Matthew Bobo PLLC; Stan Broome, Irving, TX of The Broome Law Firm PLLC
3	Bennie C. Garcia v. Christus Spohn Health Systems d.b.a. Christus Spohn Hospital Corpus Christi-South	12/9/2011	Nueces County	Woman blamed automatic door for fall that fractured her hip	\$6,400,000.00	Rudy Gonzales, Jr., Corpus Christi, TX of Hilliard Munoz Gonzales; Robert C. Hilliard, Corpus Christi, TX of Hilliard Munoz Gonzales; John B. Martinez, Corpus Christi, TX of Hilliard Munoz Gonzales; Marion Reilly, Corpus Christi, TX of Hilliard Munoz Gonzales; Catherine Tobin, Corpus Christi, TX of Hilliard Munoz Gonzales
4	Christopher D. Gonzales v. The City of San Antonio, Ram Building Services LLC and Saeco Electric and Utility Ltd.	10/21/2011	Bexar County	Man sustained injury to penis when impaled by metal rod	\$5,530,708.88	Robert A. Allen, San Antonio, TX of Allen, Stein & Durbin; Katherine M. Willis, San Antonio, TX of Allen, Stein & Durbin
5	Elizabeth Helbing v. Union Pacific Railroad Co.	6/23/2011	Harris County	Girl paralyzed in fall from Union Pacific railroad bridge	\$3,588,893.14	Mark L. Hawkins, Austin, TX of Armbrust & Brown, LLP; J. Bruce Scrafford, Austin, TX of Armbrust & Brown LLP

Stevenson & Murray

ATTORNEYS AT LAW

CONGRATULATIONS

JOHN W. STEVENSON, JR. AND MARK T. MURRAY

for receiving the

#1 Workplace Safety Top Texas Verdict of 2011

#17 Overall Verdict

Brady Foret v. Stewart & Stevenson LLC
Harris County

\$10,702,449.53 Jury Verdict