

Expert physicians hired by the plaintiff had drastically different opinions. They opined Mr. G's form of cancer was curable had it been caught in time. They further stated that Mr. G would have survived his bout with cancer if his doctors had initiated care following his 1994 x-ray, and that he was curable even following the x-rays taken in 1995.

The x-ray report was highlighted, "Please read this immediately."

Attorneys Greg Barnhart and John Shipley represented Mrs. G, who was referred by attorney Jay M. Wasserman of Ft. Lauderdale. All of the defendants disputed liability and causation throughout the pendency of the case. On the morning of trial, however, the case was settled with all the defendants for a confidential sum. ■

Delivery Driver Ignores Signs, Strikes Pedestrian

On Dec. 6, 1999, Arnold Doe got off work and rode a local bus home. He got off the bus at approximately 7:30 p.m., and walked down a residential street. While walking, Mr. Doe was struck from behind by a delivery truck. Local fire rescue found Mr. Doe had suffered multiple trauma, including fractures of both legs, deep abrasions to his chest and abdomen, and significant burns. Mr. Doe was transported by trauma hawk to a nearby hospital. The next morning, Mr. Doe passed away.

Near the residential street where Mr. Doe was struck down, is a delivery truck yard. The city had posted large "no through trucks" signs to discourage trucks from using this area. Apparently there were problems in the past with delivery trucks using the street to avoid traffic and save time.

The delivery truck driver failed to comply with the signs in an effort to save time. In addition to this violation, the driver failed to observe Mr. Doe, who in fact was a very large man. The truck had traveled 70 feet after impact with Mr. Doe. The accident was investigated by the Florida Highway Patrol.

Attorney Earl Denney represented Mr. Doe's only surviving, 20-year-old son, who lived in another state. Years earlier, Mr. Doe had sustained a head injury and was disabled. He worked in a protected area of Goodwill Industries. Under these circumstances, there were limited economic damages. Furthermore, under Florida's Wrongful Death Statute, family members can recover minimal damages due to mental pain and suffering, and loss of support of service.

Mr. Denney ultimately resolved the case on behalf of the surviving son, for \$400,000. This recovery was an outstanding amount, considering the economic loss and Florida's statute. ■

Attorneys Selected as Top Lawyers



Chris Searcy



Jack Scarola

Chris Searcy and **Jack Scarola** were listed in *Miami Metro Magazine's Legal Guide* as Top Lawyers in South Florida.

Approximately 5,000 lawyers in the area were asked to recommend the top five lawyers in a particular field or area of practice. Of those attorneys recommended, 240 were selected for this first edition.

The purpose of the *Legal Guide* is to list the names of the area's highly recommended lawyers and law firms. This first edition was designed to help individuals who are faced with the difficult decision of hiring an attorney in a time of need. ■

