

JACKSON COUNTY, MISSOURI - INDEPENDENCE

Wayman v. HealthSouth Corp.

Docket #: 0716CV31153

Judge: Michael Manners Div. 2

Plaintiff's Attorney: Grant L. Davis and Shawn G. Foster (Davis, Bethune & Jones)

Defendant's Attorney: W. James Foland and Kyle N. Roehler (Foland, Wickens, Eisfelder, Roper & Hofer)

Type of Claim: Auto accident, rear end collision. Plaintiff, female age 23 at the time of the accident, was stopped for a red light in Blue Springs when Defendant's employee rear-ended Plaintiff's vehicle. Plaintiff was taken by ambulance to the emergency room complaining of neck and back pain. Ten months after the accident Plaintiff underwent cervical fusion and brought suit for injuries sustained in the accident. Defendant stated the last complaint of neck pain cited in Plaintiff's medical records was nine days after the accident and maintained the injuries were not caused by the collision.

Damages Alleged: Neck pain and low back pain radiating into left leg resulting in single level fusion of C5-6; and bulging disc at L3-4 -- not operated (\$94,000 medical expenses; and \$4,300 lost income).

Plaintiff's Experts: Anthony Gunn, M.D. (family practitioner); and Craig Lee, M.S., P.T. (physical therapist); and videotape depositions of Paul Arnold, M.D. (neurosurgeon), George Edwards, M.D. (pain management expert), Stephen Reintjes, M.D. (neurosurgeon) and John McMillan, M.D. (radiologist).

Defendant's Experts: Deposition of Paul Olive, M.D. (orthopedic surgeon) (Springfield, MO).

Demand Before Trial: \$1,000,000.

Offer Before Trial: \$350,000.

Verdict: \$2,500,000 for Plaintiff.