



Personal Injury | Wrongful Death | Auto Accidents | Premises Liability | Product Liability

R E C E N T   N O T E W O R T H Y   C A S E S

# After Tragic, Fatal Pedestrian v. Tractor-Trailer Crash – Murray Guari Settles Claim For Confidential Amount

Partners Scott Murray and Scott Perry had the privilege of representing the mother of a young woman who was tragically killed by a tractor-trailer as she crossed the street in the crosswalk.

When our firm received the phone call, we quickly went into evidence gathering and preservation mode, including obtaining security surveillance from local businesses, documenting physical evidence on the roadway, obtaining the dashcam video of a motorist traveling behind the tractor-trailer, and personally visiting the scene.

In addition to the negligence of the tractor-trailer driver, early scene investigation revealed additional defendants whose conduct contributed to the incident due to on-going road construction at the intersection. Through forensic analysis, we determined that the crosswalk signal displayed a “WALK” signal when it should have displayed a “DON’T WALK” sign. As you can see below in the dashcam screenshot taken at the time of the accident, the pedestrian signal displayed a white walking figure when compared to similar photo taken at a later time.



Screenshot from Dashcam video taken at time of accident



Similar photo taken at a later time

Sadly, the faulty signal gave our client’s daughter a “WALK” signal when the signal timing

sheet required the pedestrian crosswalk signal to display a “DON’T WALK” signal, resulting in her entering the crosswalk, thinking it was safe, only for the truck driver to come around the corner too fast and strike her.

While nothing can bring our client’s daughter back, all responsible parties were held financially accountable.

**When injured through the fault of another, it is important to have a team, like those at Murray Guari, who will fight for you and leave no avenue of recovery unexplored. ■**

## ATTORNEYS ON CASE



Scott C. Murray



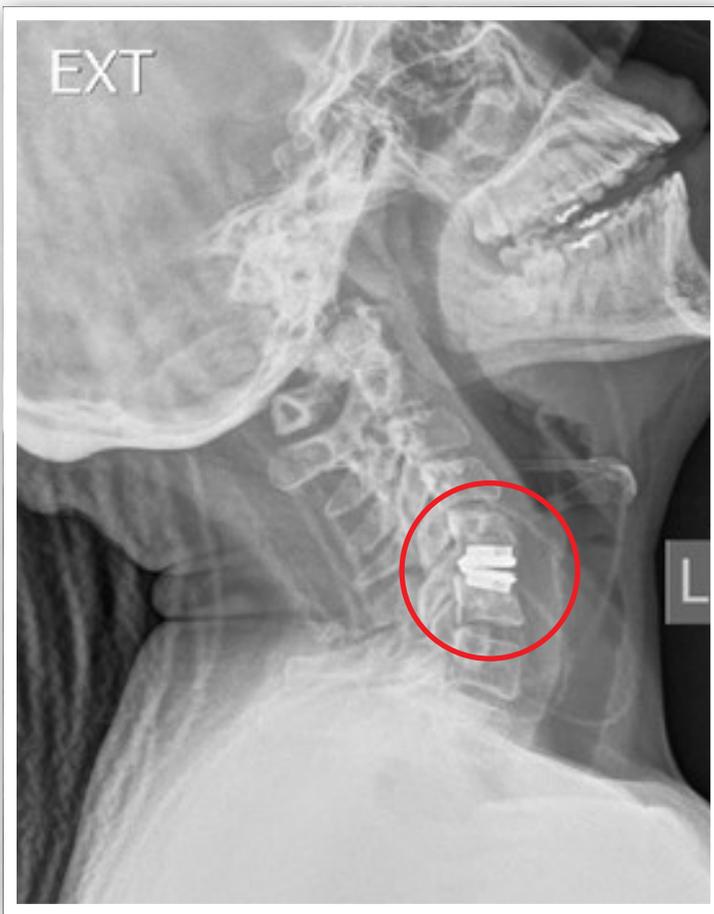
Scott B. Perry

## More Results Inside

- Murray Guari Holds Commercial Carrier Responsible for Driver’s Failure to Follow Safety Guidelines
- Apartment Complex Refuses to Engage in Negotiations, Lawsuit Ensues – Murray Guari Resolves Claim and Makes Complex Safer
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# Murray Guari Holds Commercial Carrier Responsible for Driver's Failure to Follow Safety Guidelines – \$587,500 Settlement

Attorneys Jason J. Guari, Esq., and Keith R. Hedrick, Esq., recently resolved a claim for our client, a thirty-four (34) year old mother of five (5), who was injured in a motor vehicle crash in March of 2019. The accident occurred when she was driving three (3) of her young children to day care and a commercial bucket truck violated her right-of-way by attempting to make a right turn, ultimately crashing into her driver's side rear quarter panel. Our client felt immediate pain in her neck and transported herself to the hospital.



X-ray of our client's Cervical Spine Following her Disc Replacement Surgery

After unsuccessful conservative treatment and a course of injection therapy, our client decided to undergo an Artificial Disc

Replacement with insertion of an artificial disc at C5-6. Our client reported a 90% improvement in her pain following the surgery and other medical procedures, with complete resolution of the neurological complaints.

During pre-suit negotiations (*and being represented by another law firm*) our client was offered \$1,750 to settle her claim. When Mr. Guari and Mr. Hedrick took over the case, the firm immediately filed a lawsuit, as it was clear that the insurance company was not attempting to fairly compensate our client for her injuries. During the deposition of the Defendant Driver, he admitted that he failed to follow CDL Safety Guidelines when operating his vehicle and causing this crash. **At Court Ordered Mediation and just prior to trial, Mr. Guari and Mr. Hedrick successfully resolved our client's claim for \$587,500. ■**

## ATTORNEYS ON CASE



Jason J. Guari



Keith R. Hedrick

# Apartment Complex Refuses to Engage in Negotiations, Lawsuit Ensues – Murray Guari Resolves Claim for \$300,000 and Makes Complex Safer

Partners Jason Guari and Scott Perry had the privilege of representing a client who tripped and fell while visiting a friend due to a lack of maintenance creating a dangerous tripping hazard.

This trip and fall should never have occurred, because the unsafe conditions – created by the apartment complex – were so egregious that it should never have been allowed to exist. The complex allowed the walkway’s concrete slabs to have over a nearly two-inch difference in height and for the overhead pathway lights to be inoperable. When our client walked through the area at night, she had no way to ever see that the walkway was not even. As a result, she tripped and fell and suffered a broken wrist and a low back injury.

When the insurance company for the apartment complex refused to engage in settlement discussions, Murray Guari

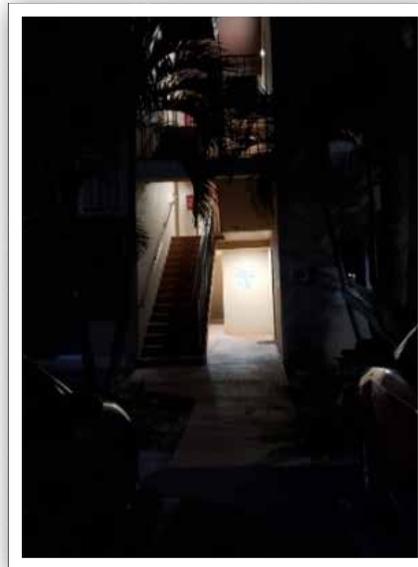
filed suit to hold the apartment complex and its management company responsible.

Ultimately, our attorneys

demonstrated the negligence of the defendants regarding the extremely dangerous condition and the risk for the defense to push this matter to trial, resulting in a **\$300,000** settlement for our client and her family. Now, because the condition has been fixed, the apartment complex is safer for residents and visitors.

Important lesson: if you or a loved one falls due to a dangerous condition and are **injured**, immediately take photographs of the condition that caused the fall.

**When injured through the fault of another, it is important to have a team, like those at Murray Guari, who refuse to back down when the insurance companies fail to act fairly towards our clients. ■**



*Disclaimer: Each case is unique, and the results in one case do not necessarily indicate the quality or value of another case.*

# Property Owner/Property Manager Fails to Warn A/C Repair Man about Raccoon Infestation - \$80,000 Settlement

Our client was climbing down a fixed ladder, after repairing the A/C unit on the roof of a commercial building, when raccoons aggressively approached and startled him, causing him to fall more than 10 feet to the ground and onto his back, injuring his spine.

Despite a long history of the property being overrun with unwanted raccoons, the property owner/property manager failed to warn our client of this potentially dangerous situation and put him in harm's way – especially as he climbed the ladder to and from the roof.

After the fall, our client required medical treatment, including physical therapy to help alleviate his low back injury.

*Florida law requires property owners and/or those in control of the property to warn third parties who they*

*invite onto their premises of potentially dangerous conditions that they know about or should have known about.*

## ATTORNEYS ON CASE



Jason J. Guari



Keith R. Hedrick

Partner Jason J. Guari, Esq., and Associate Keith R. Hedrick, Esq., resolved our client's case for \$80,000, representing damages sustained by our client including medical bills, lost wages, and pain and suffering. ■



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## Murray Guari Trial Attorneys PL

Personal Injury | Wrongful Death | Auto Accidents | Premises Liability | Product Liability

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