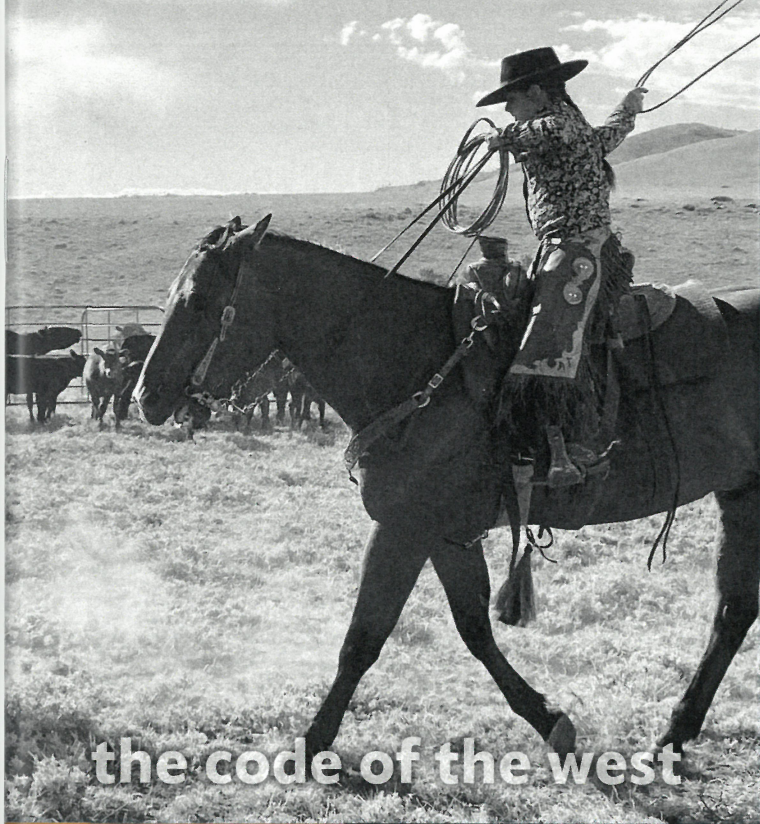


# THE COFFEE HOUSE

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MAY 2023





## Trucking Crash Resulting in Personal Injuries

### CASE

Boris Linnik and Olga Linnik v. Trans Quality, Inc., Mubarak B. Elnimari and Rock Transport

### COURT

U.S. District Court of Wyoming

### JUDGE

Hon. Nancy Freudenthal

### CASE NUMBER

20-CV-89-F

### VERDICT OR SETTLEMENT

Verdict at Default Judgment Hearing against Mubarak B. Elnimari and Rock Transport in the amount of \$2,033,011.00. Confidential Settlement with Trans Quality, Inc.

### FACTS

On February 15, 2018, at approximately 3:30 a.m., Defendant Martinez was driving a 2017 Freightliner tractor-trailer eastbound on I-80 in Carbon County, Wyoming on icy roadways. Defendant Martinez's vehicle slid and overturned and came to rest on its passenger side blocking all westbound lanes of the highway and part of the median. At the same time, Plaintiff was a passenger in a 2016 Freightliner tractor-trailer being driven by Vasiliy Sushch westbound on I-80 in Carbon County, Wyoming. Minutes later, Mr. Sushch collided with the trailer of Martinez's overturned truck. The collision caused Martinez's truck's trailer to detach from the tractor leaving the trailer halfway in the center median and halfway in the passing (left) lane, blocking the left lane. Martinez's tractor was at rest on the right (north) shoulder of the highway. Defendant Elnimari

was also traveling westbound on I-80 at an estimated 55 miles per hour in a 2009 Volvo tractor-trailer ("Elnimari's Truck"). Defendant Elnimari collided into the back of Sushch's Truck. Plaintiff was still in Sushch's Truck when Defendant Elnimari collided with it and Plaintiff Boris Linnik was injured.

### INJURIES

Spinal and Orthopedic Injuries

### PLAINTIFF'S AGE

41

### WORK

Truck Driver

### MEDICAL BILLS

Past: \$167,248.81. Future: \$402,000.00

### LOST WAGES

N/A

### PLAINTIFF'S ATTORNEYS

Grant H. Lawson, Dinah Y. Hammond

### DEFENDANT'S ATTORNEYS

James Worthen on behalf of Trans Quality

### PLAINTIFF'S EXPERTS

Adam Grill, Michael DiTallo, Molly Struble, Tyler Bowles, PhD

### DEFENDANT'S EXPERTS

Adam Michener, Bryan Castro, M.D.

## Motor Vehicle Crash

### CASE

Arturo Frias v. Bighorn Construction & Reclamation LLC et al.

### COURT

Laramie County District Court

### JUDGE

Hon. Thomas Campbell

### CASE NUMBER

2021-CV-200-015

### VERDICT OR SETTLEMENT

Confidential settlement

### FACTS

A newly hired Big Horn employee, Anthony, left his Douglas residence around 3:30 a.m., driving a company vehicle southbound on I-25, heading to a work project. Big Horn evidently was unaware his driver's license was suspended. Big Horn contended that Anthony was not authorized to drive the company vehicle, which was controverted by Anthony and by Mr. Frias.

The weather was freezing, snowing, with ice on I-25. An eyewitness said that Anthony passed him going at least 80 MPH near Chugwater. Not long after that, Anthony fell asleep at 80 MPH, and rear-ended the southbound vehicle of Mr. Frias, causing Mr. Frias' vehicle to enter the median and roll. Mr. Frias was incoherent at the scene, and his scalp was lacerated. He was transported to the CRMC, evaluated and discharged, then driven home to Wheatland. Upon fainting and showing other concussion symptoms later that evening, he was transported to the Platte County Memorial Hospital. He was discharged the next day. He was later evaluated and treated by neurologists, neuropsychologists and a life care planner, and by physicians. A FCE and other testing indicated that he would not be able to return to his construction work, and would have minimal job prospects. Lost past and future wages were estimated at \$969,300. Medical bills exceeded \$150,000.

### INJURIES

Altered mental status, closed head injury/concussion, back strain, fractured teeth.

### PLAINTIFF'S AGE

51 (at injury)

### WORK

Construction Laborer

### MEDICAL BILLS

\$150,000

### LOST WAGES

\$969,300 (past and future)

### PLAINTIFF'S ATTORNEYS

James E. Gigax

### DEFENDANT'S ATTORNEYS

John W. Fairless, Christopher R. Reeves

