

# TOP 30 VERDICTS IN 2013

#	CASE	DATE	VENUE	TYPE OF ACTION	PLAINTIFF'S COUNSEL	AMOUNT
1	Assenzio v. A.O. Smith Water Products, Co.	Jul 23	New York Supreme	Failure to Warn: Men's cancer stemmed from exposure to asbestos, suit alleged	Daniel P. Blouin, Adam R. Cooper, Danny R. Kraft, Jr., Daniel Horner & Kyle A. Shamburg, New York, NY of Weitz & Luxenberg, PC	\$190,000,000
2	In Re Vitamin C Antitrust Litigation	Mar 14	U.S. District Court, EDNY	Price Fixing: Chinese manufacturers fixed vitamin's price, class claimed	William A. Isaacson, Washington, DC of Boies, Schiller & Flexner LLP; Michael D. Hausfeld, Washington, DC of Hausfeld LLP; James T. Southwick, Houston, TX of Susman Godfrey LLP	\$162,300,000
3	Reilly v. Ninia	Apr 16	Suffolk Supreme	Nurse's inaction led to infant's brain damage, suit alleged	Thomas A. Moore & Judy A. Livingston, New York, NY of Kramer, Dillof, Livingston & Moore	\$130,000,000
4	Leser v. U.S. Bank National Association	Jan 14	U.S. District Court, EDNY	Bank denied having forged signature of loans' guarantor	Stephen R. Stern & Mark W. Geisler, Melville, NY of The Law Offices of Stephen R. Stern, P.C.	\$38,289,576
5	Peraica v. A.O. Smith Water Products	Mar 01	New York Supreme	Failure to Warn: Insulation's asbestos caused mesothelioma	Adam R. Cooper & Danny R. Kraft, Jr., New York, NY, and Jerry Kristal, Cherry Hills, NJ of Weitz & Luxenberg, P.C.	\$35,000,000
6	Andino v. Mills	Mar 22	Bronx Supreme	Passenger: Motorist didn't yield to police vehicle	Paul D. Dansker, New York, NY of Dansker & Aspromonte Associates; Jonathan D. Shramko, New York, NY	\$31,000,000
7	Tomita Technologies USA, LLC v. Nintendo Co. Ltd.	Mar 13	U.S. District Court	Infringement: Nintendo device copied 3D technology	Joseph Diamante, Ian G. DiBernardo & Kenneth L. Stein, New York, NY of Stroock & Stroock & Lavan LLP	\$30,200,000
8	Sence v. Atoyntan	Nov 15	Kings Supreme	Failure to Communicate: Nurse ignored report of infant's jaundice, parents claimed	Thomas A. Moore, New York, NY of Kramer, Dillof, Livingston & Moore	\$24,813,260
9	Bajramaj v. Ciminello Industrial Property Associates, LLC, et al.	Jul 02	Bronx Supreme	Labor Law: Defective saw and a partial collapse of an excavation	Alan M. Shapey, New York, NY of Lipsig, Shapey, Manus & Moverman, PC	\$20,026,366
10	Reyes v. Children's Rescue Fund	Jul 18	Bronx Supreme	Tot's fall caused damage of brain, mother claimed	Thomas P. Giuffra & Jeremy A. Hellman, New York, NY of Rheingold, Valet, Rheingold, McCartney & Giuffra LLP	\$20,000,000
11	Estate of Rhoades v. State of New York	Sep 30	Court of Claims, Syracuse	Roadways: Sloppy plow work led to fatal highway accident, estate alleged	Arthur W. Wentlandt, Syracuse, NY of Mackenzie Hughes LLP	\$14,797,889
12	Benjamin v. Shapiro	Feb 08	Nassau Supreme	Doctors' delay caused severe, permanent damage	James R. Duffy & James LiCalzi, Uniondale, NY of Duffy & Duffy, Esqs.	\$14,160,732
13	Michalski v. Montefiore Medical Center	Nov 19	Bronx Supreme	Failure to Monitor: Nurse abandoned man suffering cardiac arrest, suit alleged	Laurence M. Deutsch, New York, NY, trial counsel to Steven E. North, PC	\$12,192,000
14	Lemon v. N.Y.C.T.A.	Apr 24	Bronx Supreme	Question of Lights: Bus driver ignored red light, caused crash, plaintiff claimed	Scott H. Seskin, New York, NY of Frank & Seskin, LLP; Joshua D. Pollack, Mineola, NY of Kramer & Pollack, LLP	\$12,000,000
15	Mouta v. Essex Market Development LLC	Apr 19	Bronx Supreme	Labor Law: Two-story fall caused lasting brain injury	Andrew W. Siegel, New York, NY of Siegel & Coonerty, LLP	\$11,965,800
16	Ferguson v. GreenPoint Financial Corp.	Nov 01	Kings Supreme	Negligent Repair and/or Maintenance: Apartment's manager ignored lead-based paint	Thomas P. Giuffra & Jeremy A. Hellman, New York, NY of Rheingold, Valet, Rheingold, McCartney & Giuffra LLP	\$11,000,000
17	Nudelman v. Costco Wholesale Corp.	Aug 23	U.S. District Court	Shopper injured by runaway cart on store's escalator	Michael B. Ronemus, New York, NY of Ronemus & Vilensky LLP	\$9,903,825
18	Howell v. New York City Transit Authority	May 17	Bronx Supreme	Subway station's platform gap too wide, injured rider claimed	Janet L.H. Smitelli, Rockville Centre, NY of Davidson & Cohen, P.C.	\$9,000,000
19	Epshteyn v. Branchinelli	Sep 25	Kings Supreme	Dangerous Condition: Homeowner didn't warn of attic's hazard, repairman claimed	Paul J. Edelstein & Daniel Thomas, New York, NY of The Edelsteins, Faegenburg & Brown LLP, New York, NY, trial counsel to Boris Zivotov, Esq., PC	\$8,979,045
20	Estate of Santiago v. City of New York	Jul 05	Bronx Supreme	Prisoner Suit: Prison guard ignored inmate's fatal arrhythmia	Michael J. Kuharski, Staten Island, NY of Kuharski, Levitz and Giovinazzo	\$8,150,000
21	Estate of Nicanor v. Cabatic	Jul 19	Queens Supreme	Misdiagnosis: Doc mismanaged child's developing diabetes, suit alleged	Paul A. Hayt & Gary B. Pillersdorf, New York, NY of Gary B. Pillersdorf & Associates, P.C.	\$8,000,000
21	Thomas v. Estate of Seastres-Ahmed	Feb 27	Kings Supreme	Failure to Monitor: Doctor's inaction led to infant's palsy	Kwama Vanderpuye, New York, NY of trial counsel to The Cochran Firm, Paul B. Weitz and Associates	\$8,000,000
22	Kempisty v. 246 Spring Street, LLC.	Mar 06	New York Supreme	Labor Law: Carpenter claimed foot injury ended career	David H. Perecman & Steven M. Weinstein, New York, NY of The Perecman Firm, PLLC	\$7,986,909
23	Morse v. Spitzer	Feb 12	U.S. District Court	Fraud charges were based on falsified evidence	Jon L. Norinsberg, New York, NY of Law Offices of Jon L. Norinsberg, Esq.	\$7,724,936
24	Call v. NYC Transit Authority	May 03	Bronx Supreme	Bus: Plaintiff: Back injuries result of bus accident	Norman Robert Gershon, North Salem, NY	\$7,500,000
25	Li v. Chacon	Oct 21	New York Supreme	Right Turn: Deliveryman lost leg after being struck	Adam E. Deutsch, Benedict P. Morelli & David Sirotkin, New York, NY of Morelli Ratner, P.C.	\$7,217,999
26	Gregware v. City of New York	Apr 15	New York Supreme	Roadways: Workers didn't warn of road's lane closings	Ben B. Rubinowitz & Peter J. Saghir, New York, NY of Gair, Gair, Conason, Steigman, Mackauf, Bloom & Rubinowitz	\$7,125,000
27	Tao v. LifeStar Response Corp.	May 01	Kings Supreme	Multiple Impact: Girl broke heel, hip, leg in parkway pileup	Douglas E. Hoffer, New York, NY of Dansker & Aspromonte Associates	\$6,623,000
28	Li v. Utopia, LLC.	Aug 09	Queens Supreme	Labor Law: Three-story fall ended career, laborer claimed	Arthur L. Salmon, III, New York, NY of Morelli Alters Ratner PC	\$6,475,000
29	Ranieri v. Community OB/GYN Associates	Jun 19	Orange Supreme	Failure to Treat: Doc's inaction allowed permanent injury	Mark L. Bodner, New York, NY of Mark L. Bodner, P.C.; Charles E. Luceno, New York, NY of trial counsel, Mark L. Bodner, P.C.	\$6,000,000
30	Patterson v. Montefiore Medical Cntr.	May 24	Bronx Supreme	Failure to Monitor: Splint's over-use caused permanent damage	Brian M. Brown, New York, NY of Zaremba Brownell & Brown PLLC	\$5,700,000

# TOP 30 SETTLEMENTS IN 2013

#	CASE	DATE	VENUE	TYPE OF ACTION	PLAINTIFF'S COUNSEL	AMOUNT
1	Gardener v. City of New York & Gardener v. State of New York	Jan 2	Bronx Supreme	Car crash killed six; inadequate median barrier blamed	Jeff S. Korek of Gersowitz, Libo & Korek, P.C.; Eric J. Buckvar, New York, NY of Buckvar & Buckvar, Robert Harnick, New York, NY of Harnick & Harnick	\$22,194,000
2	Rutland v. State of New York	June 5	Court of Claims, Rochester	Motor Vehicle: Road's defect led to paralyzing neck injury, bicyclist claimed	Victor L. Mazzotti, Albany, NY of Martin, Harding & Mazzotti, LLP	\$13,000,000
3	Alpirez v. WBB Construction Inc.	Dec 4	New York Supreme	Demolition: Large falling pipe struck Plaintiff in the head causing fall from 12 ft scaffold.	Marc J. Rothenberg, Esq., of The Rothenberg Law Firm LLP	\$11,500,000
4	Li v. Chacon	Oct 21	New York Supreme	Right Turn: Deliveryman lost leg after being struck	Adam E. Deutsch, Benedict P. Morelli & David Sirotkin, New York, NY of Morelli Ratner, P.C.	\$7,217,999
5	Figueroa v. NYCH & HC	Jan 14	Bronx Supreme	Child's apnea led to hypoxia, damage of brain, suit alleged	Robert J. Genis, Bronx, NY of Sonin & Genis	\$7,000,000
6	Estate of Mata v. Woodbourne Arboretum Inc.	Mar 5	Suffolk Supreme	Bystander killed during workers' repair of irrigation device	Robert S. Kelner, Gerard K. Ryan, Jr. & Gail S. Kelner, New York, NY of Kelner & Kelner	\$7,000,000
7	Dolan v. New York Presbyterian Hospital	June 3	New York Supreme	Hoisting accident caused spine, shoulder injuries	Kenneth Sacks & Daniel Weir, New York, NY of Sacks & Sacks, LLP	\$6,350,000
8	Gallagher v. Resnick	Aug 14	Kings Supreme	Masonry supplier fell off roof	David H. Mayer, New York, NY of Sacks & Sacks LLP	\$6,200,000
9	Stallone v. Plaza Construction Corp.	May 9	New York Supreme	Accidents: Crane's ladder slippery and dangerous	David H. Perecman & Adam M. Hurwitz, New York, NY of The Perecman Firm, PLLC; Paul W. Cutrone, Douglaston, NY of Law Offices of Paul W. Cutrone	\$6,000,000
10	Chan v. Railex LLC	Jan 17	Kings Supreme	Improper loading of truck led to paralyzing injury, worker alleged	William J. Ryan, New York, NY of Lurie, Ilchert, MacDonnell & Ryan LLP	\$6,000,000
11	Marca v. Andrew James Interiors	Dec 5	Queens Supreme	Intoxicated bicyclist struck by van. Police report adverse to plaintiff.	Kenneth Wilhelm, New York, NY of Law Office of Kenneth A. Wilhelm	\$5,600,000
12	Hodor v. Kooyker	May 30	New York Supreme	Speeding: Motorist not mindful of wet road, injured passenger claimed	Paul J. Edelstein & Glenn K. Faegenburg, Brooklyn, NY of The Edelsteins, Faegenburg & Brown LLP; Judah Z. Cohen, New York, NY of Judah Z. Cohen, PLLC; Daniel A. Thomas, New York, NY of Daniel A. Thomas, P.C.	\$5,500,000
13	Aguilar v. Alonzo	April 25	Kings Supreme	Trucker's inattentiveness led to fishtailing, accident, suit alleged	Sharon A. Scanlan, Newburgh, NY of Jacoby & Meyers; Lorenzo J. Tasso, Long Island City, NY	\$5,000,000
14	Estate of Burgio v. Leroy Holding Co. Inc.	May 7	Niagara Supreme	Tired trucker crossed line, caused fatal crash, suit alleged	John J. Fromen, Jr., Buffalo, NY of John J. Fromen Attorneys At Law, P.C.	\$5,000,000
15	Muriqi v. Charmer Industries Inc.	Apr 16	Bronx Supreme	Workplace Safety: Fall through shelf caused disabling injuries	Scott Occhiogrosso & Daniel P. O'Toole, New York, NY of Block, O'Toole & Murphy, LLP	\$4,650,000
16	Cruz-Acosta v. 15 Fort Washington Avenue Housing Development Fund Corp.	Jan 16	Bronx Supreme	Proper equipment would have prevented fall, worker claimed	Jacob Oresky, Bronx, NY of Jacob Oresky & Associates, PLLC	\$4,500,000
17	Geiger v. Consolidated Edison Co. of New York Corp.	Mar 1	New York Supreme	Worker fell out of truck, injured brain, spine, shoulder	David H. Mayer & Kenneth Sacks, New York, NY of Sacks & Sacks	\$4,300,000
18	Wallner v. County of Ulster	July 31	Ulster Supreme	County, town ignored recurrent road hazard, plaintiff claimed	Terrence E. McCartney, New York, NY of Rheingold, Valet, Rheingold, McCartney & Giuffra LLP	\$4,000,000
19	Young v. Singh	Feb 1	Queens Supreme	Samaritan hurt when train hit and toppled disabled rig	Stephen J. Murphy & Christina Mark, New York, NY of Block O'Toole & Murphy, LLP	\$3,925,000
20	Clarke v. AKHK Brooklyn Restaurant, LLC	Dec 3	Kings Supreme	Plaintiff injured shoulder and neck after falling off scaffold.	David H. Perecman, New York, NY of The Perecman Firm, PLLC	\$3,600,000
21	Camacho v. Salem	May 1	Dutchess Supreme	Developmental delays and autism spectrum disorder.	Brian Brown, New York, NY of Zaremba Brownell & Brown PLLC	\$3,500,000
21	Hadden v. Boxberger	Jan 7	Ulster Supreme	Roofer claimed icy conditions necessitated scaffold or harness	Joseph E. O'Connor, Kingston, NY of Mainetti, Mainetti & O'Connor, P.C.	\$3,350,000
22	Mejias v. Ceva Logistics U.S. Inc.	Oct 5	Queens Supreme	Trucking: Makeshift fix of truck's lift gate led to accident	Jonathan S. Damashek, New York, NY of Hecht Kleeger & Damashek, PC	\$3,050,000
23	Diaz v. City of New York	July 23	Bronx Supreme	Speeding: Plaintiff claimed she was struck by speeding police vehicle	Steven Smedresman, New York, NY of Law Office of Steven Smedresman P.C. and Alan R. Chorne, Esq., New York, NY	\$3,000,000
24	Berisha v. 1957 Bronxdale Corp.	Mar 7	Bronx Supreme	Apartment: Toddlers burned by water falling off unsecured stove, plaintiff alleged	Ylber Albert Dauti, New York, NY of The Dauti Law Firm, P.C.	\$3,000,000
25	Sanchez v. Lonero Transit Inc.	April 9	Bronx Supreme	Broadside: Vehicular accident caused spinal injury	Daniel P. O'Toole & Frederick C. Aranki of Block, O'Toole & Murphy, LLP, New York, NY, trial counsel to Elliot Ibraimoff & Associates, P.C., Forest Hills, NY	\$2,925,000
26	Hajjar v. RFR/SF 17 State Street LP.	Oct 21	Kings Supreme	Building's owners, managers ignored leaks, janitor claimed	Ronald W. Gill, Brooklyn, NY of Fortunato & Fortunato, PLLC	\$2,850,000
27	Anton v. West Manor Construction Corp.	July 17	Bronx Supreme	Plumber hit by falling block	Jacob Oresky, Bronx, NY of Jacob Oresky & Associates, PLLC	\$2,650,000
28	Ellerbe v. Port Authority of New York and New Jersey	Feb 4	New York Supreme	Poorly secured ladder caused accident, worker claimed	Joseph P. Carfora (lead), New York, NY of Sacks & Sacks, LLP; David H. Mayer, New York, NY of Sacks & Sacks, LLP; Kenneth Sacks, New York, NY of Sacks & Sacks, LLP	\$2,500,000
29	Amparo v. Romo Associates	May 6	Bronx Supreme	Apartment's lead-based paint poisoned child, parent claimed	Philip Monier, III, New York, NY of Levy Phillips & Konigsberg, L.L.P.	\$2,500,000
30	Soto v. Otis Spunkmeyer Inc.	Oct 1	Bronx Supreme	Car crash caused disabling injury of neck, plaintiff claimed	Spencer H. Herman, Kew Gardens, NY of Law Offices of Spencer H. Herman, P.C., Kew Gardens, NY, trial counsel, Koenigsberg & Associates, P.C., Brooklyn, NY	\$2,450,000