

THE NEW YORK JURY VERDICT REPORTER

VI/11-31

GLASS DOOR ACCIDENT - ARM, WRIST, AND HAND INJURIES

Irma Davila by m/n/g Nancy Davila v. Morfor Realty Corp. 18866/86 4-day trial Verdict 10/27/88
Judge Gerald S. Held, Kings Supreme

VERDICT: Pltf.'s verdict on liability. Subsequently settled for \$180,000.

Pltf. Atty: Harry I. Katz, Fresh Meadows

Deft. Atty: Stewart Beilly of Shapiro, Shiff, Beilly, Rosenberg & Fox, Manhattan

Facts: Pltf., age 11 at the time of the accident, was being chased in the courtyard of her apartment complex by an older boy. She was attending a party at the manager's residence at the time. She put her hand through the glass door of the manager's residence. Pltf. contended that the door was open, but that at such an angle that it was caused to shatter when she touched it. Pltf. also contended that Deft. was negligent for failing to have safety glass installed. Deft. argued that Pltf. was totally liable for the incident. Injuries: laceration of the right (dominant) forearm and wrist with tendon damage extending to the hand resulting in minimal loss of use of the pinky finger; ulnar nerve damage requiring surgery. Pltf. Experts: Stanley Fein, P.E., engineer, Plainview; Dr. Manuel Hovian, treating surgeon, Queens.