

ney, the defendant spent time on himself. The court held that stment account was not for the f Rosta.

a three-day trial, the court ul-ruled that the transfer of the the TD Ameritrade account was arceny or embezzlement and the to Rosta occurred at the moment ls were transferred to that ac-ie court ruled that the defendant sta \$2,644,500, and found that to be nondischargeable under 11 523(a)(4).

urt also awarded prejudgment on the date, and in the amount transfer into the TD Ameritrade The court additionally awarded ctive trust for the benefit of the s on a property owned by the de- on which he had made payment TD Ameritrade account.

Resolved: Dec. 1, 2015

Settlement: Verdict

Amount: \$2,644,500

Attorneys for plaintiff: Nathan D. Baney, Fairfax; Petersen, Fairfax

Attorneys for defendant: Bennett Brown, Fairfax; M. O'Donnell, Alexandria

Plaintiff's expert: Michael J. Kresslien

Resolved, hit shoulder



TRICHILO **CAMPBELL**

of approximately \$850,000

ing oil enclosure, plaintiff fell and struck the asphalt in a hard impact.

Plaintiff sought medical care the next morning. She was ultimately diagnosed and treated for numerous ongoing injuries, including her right knee, left elbow

Type of action: Personal injury – premises liability

Injuries alleged: Injuries to the right knee, left wrist, left elbow, left shoulder and neck

Name of case: Tlockowski v. Memorial Holdings, LLC

Court: Roanoke Circuit Court

Case no.: 13000826-00

Tried before: Jury

Judge: Charles Dorsey

Date resolved: Dec. 11, 2015

unsafe condition with foreseeable risk.

The parties tried the case before a jury between Dec. 9 and Dec. 11, 2012. The parties settled the case on the morning of Dec 11, just before closing arguments.

[15-T-209]

Special damages: Medical expenses (past and future) and lost wages of \$195,000-\$232,000

Verdict or settlement: Settlement

Amount: \$450,000

Attorneys for plaintiff: Devon J. Munro and C. Richard Cranwell, Roanoke

Attorney for defendant: Thomas Counts, Roanoke

Plaintiff's experts: Dr. Robert Widmeyer; Dr. Delmas Bolin; Frankie Atkins

Defendant's expert: Dr. William Andrew

Ball broke through protective screen, struck plaintiff's face

\$195,000 Settlement

The plaintiff suffered a displaced right zygomatic fracture and non-displaced mandibular fracture when a baseball pitcher's protective screen failed to protect him from a line drive baseball hit by a batter. After throwing approximately 20 pitches to his son, a baseball tore through the netting of the screen and struck the plaintiff directly in the face just below his right eye. The protective screen was brand new, having just been purchased two days prior to the acci-



TRICHILO

dent from a local sporting goods store. The injury occurred during plaintiff's first use of the product.

The plaintiff underwent open reduction fixation surgery and incurred medical expenses of \$35,404.37. Product reviews disclosed prior complaints about the product that potentially subjected the defendant sporting goods store to treble damages and attorney's fees. The case was settled after suit was filed, but prior to the date that responsive pleadings were due.

[15-T-206]



CAMPBELL

Type of action: Personal injury, products liability

Injuries alleged: Multiple fractures to the right side of the face and jaw, surgery that included insertion of two plates into face, continuing partial numbness on one side of mouth

Court: Fairfax County Circuit Court

Date resolved: Nov. 24, 2015

Special damages: Medical expenses - \$35,404.37; loss of wages - \$3,805.80

Demand: \$350,000

Offer: \$100,000

Verdict or settlement: Settlement

Amount: \$195,000

Attorneys for plaintiff: Benjamin J. Trichilo and Angela G. Campbell, Fairfax

Plaintiff's expert: Michael D. Leshner, professional engineer, Elkton, Maryland