

# WASHINGTON

## DEFENSE VICTORY IN UIM CASE



**G**rant Lingg and Scott A. Samuelson prevailed on a two-week Zoom jury trial in King County Superior Court (Seattle) in March/April 2021. This was a UIM case involving a rear end collision in which the plaintiff claimed to have suffered a Traumatic Brain Injury, resulting in intractable headaches, speech impediments, behavioral changes, and other cognitive deficits. Liability was not contested. Plaintiff asked the jury to award \$1.6 Million Dollars in damages at closing argument.

The jury determined that the plaintiff was entitled to only \$40,000.00 in total damages, which was offset by \$33,666.00 for the tortfeasor's policy limits and PIP payments made by the carrier. The final judgment of \$8,333.00 was significantly less than the amount offered by the insurer prior to trial.



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