

Court of Claims of Ohio

The Ohio Judicial Center
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Columbus, OH 43215
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SCOTT E. LEWIS, et al.

Case No. 2005-01455

Plaintiffs

Judge J. Craig Wright

v.

JUDGMENT ENTRY

OHIO DEPARTMENT OF
TRANSPORTATION, et al.

Defendants

{¶1} On October 30, 2006, this case came to trial on the issues of liability and damages. At the commencement of the proceedings, the court was informed that the parties had reached a settlement agreement regarding all claims that were asserted by Scott E. Lewis and that defendants have stipulated that they are liable for the injuries that Jennifer Elliston-Lewis sustained as a result of the January 27, 2003, motor vehicle collision.¹ The case proceeded to trial to determine the nature and extent of the damages directly and proximately caused by defendant's negligence.

{¶2} Plaintiff testified that she sustained injuries to her face, shoulders, neck and knees as a result of a motor vehicle accident on January 27, 2003. Plaintiff was initially prescribed both a muscle relaxer and pain medication to treat her injuries. When plaintiff continued to experience pain in her right knee she was referred to an orthopedic surgeon who performed surgery. Plaintiff testified that her condition has improved, however, she continues to experience occasional knee pain after extended periods of walking.

{¶3} Based upon plaintiff's testimony and the information contained in the medical records, the court finds that plaintiff's total damages in this case amount to \$19,000 which include, but are not limited to past and future pain and suffering, physical impairment and interference with plaintiff's ability to perform usual activities.

¹For the purposes of this decision, "plaintiff" shall refer to Jennifer Elliston-Lewis.

Case No. 2005-01455	- 2 -	JUDGMENT ENTRY
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{¶4} Accordingly, judgment is hereby rendered in favor of plaintiff in the amount of \$19,025 which includes the \$25 filing fee paid by plaintiffs. Court costs are assessed against defendant. The clerk shall serve upon all parties notice of this judgment and its date of entry upon the journal.

J. CRAIG WRIGHT
Judge

cc:

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AMR/cmd

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