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On Friday, November 9, 2012, Vance Dawson and Steve Burres of our firm obtained a dismissal with prejudice in the Guillen case for Mai So Vang and Vang Xiong in Orlando, Orange County, Florida on behalf of State Farm.

The case arose out of an automobile accident that occurred on July 24, 2002 at the intersection of Primrose Drive and Robinson Street in Orlando. Plaintiff, Jose Guillen, was eastbound in the left lane of Robinson Street. Defendant, Mai So Vang, was northbound in the right lane of Primrose Drive. The Defendant's vehicle hit the Plaintiff's vehicle broadside on the passenger side. A dispute existed as to who had the green light.

As a result of the accident, Jose Guillen alleged he sustained injuries to his neck, back, right wrist, right knee, along with the development of carpal tunnel syndrome, all of which caused Mr. Guillen to seek early retirement from the U.S. Marine Corps. However, the major thrust of Mr. Guillen's claimed injuries were to his right wrist and right knee. Mr. Guillen had surgery on his right wrist in October 2003 and arthroscopic surgery on his right knee in November 2003.

Mr. Guillen was deposed twice, once in June 2007 and again in July 2012. In his depositions, he claimed that injuries from the accident caused him to be unable to carry objects with his right hand, such as furniture and boxes, and he could no longer salute properly which caused him to seek early retirement from the Marines. However, unbeknownst to Mr. Guillen, Defendants had surveillance of Mr. Guillen in July 2007 moving into another residence. He was lifting and carrying heavy furniture and boxes up and down stairs in excess of 45 minutes, utilizing his right hand with ease.

Defendants served Requests for Admission to Plaintiff with the surveillance video attached. Plaintiff admitted in his responses that it was, indeed, Mr. Guillen depicted on the surveillance

lifting the heavy furniture and boxes. Steve Burres drafted a Motion to Dismiss for Fraud arguing that Mr. Guillen was not telling the truth and misleading the court in his depositions regarding the extent of his alleged injuries.

The motion was argued by Vance Dawson before the Honorable Judge Walter Komanski. Judge Komanski agreed that Mr. Guillen had misled the court concerning the extent of his injuries and granted Defendants' Motion to Dismiss for Fraud with prejudice. Judge Komanski also awarded attorney's fees and costs against Mr. Guillen associated with his fraud upon the court.



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