

CASE INFORMATION SHEET
FLORIDA LEGAL PERIODICALS, INC.
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COUNTY AND COURT:

Orange County, Circuit Civil

NAME OF CASE:

CHARLES MARTIN SHERIDAN,

Plaintiff,

v.

STATE FARM MUTUAL AUTOMOBILE
INSURANCE COMPANY,

Defendant

CASE DOCKET NO.: 2011-CA-015217-0 **JUDGE:** John M. Kest

PLAINTIFF(S) ATTORNEY(S)/TRIAL COUNSEL:

James G. Vickaryous, Esquire
James G. Vickaryous, P.A.
1515 International Parkway
Suite 2031
Lake Mary, FL 32746

DEFENDANT(S) ATTORNEY(S)/TRIAL COUNSEL:

F. Dean Hewitt, Esquire
Jeremy T. Palma, Esquire
Rissman, Barrett, Hurt,
Donahue & McLain, P.A.
201 E. Pine Street, 15th Floor
Orlando, FL 32801

AGE/SEX/OCCUPATION OF PLAINTIFF OR DECEDENT:

56-year old male/Unemployed

FOR WRONGFUL DEATH CASES, PLEASE GIVE AGE AND RELATIONSHIP OF SURVIVORS:

N/A

DATE, TIME AND PLACE OF ACCIDENT OR OCCURRENCE:

December 6, 2006 at approximately 8:15 a.m., at the intersection of Augusta National Drive and Hazeltine National Drive in Orlando, Florida.

CAUSE OF ACCIDENT:

Plaintiff, Charles Sheridan, brought an action against his insurer, State Farm Mutual Automobile Insurance Company, for benefits under his uninsured motorist policy. On the morning of December 6, 2006, an uninsured motorist, Antuan Fernandez, collided with Plaintiff, Charles Sheridan. Plaintiff contended that Fernandez was 100% at fault for the collision. State Farm contended that Charles Sheridan was 100% at fault for the collision.

Mr. Sheridan was traveling northbound on Augusta National Drive prior to the accident. Mr. Sheridan claimed that he entered into the median between the eastbound and westbound lanes of Hazeltine National Drive as Fernandez was traveling westbound on Hazeltine National Drive. Mr. Fernandez was traveling in the right/outside lane of Hazeltine National Drive.

Mr. Sheridan claimed that he was at a complete stop in the median when the accident occurred. Mr. Sheridan claimed that Mr. Fernandez veered from the right/outside lane of westbound Hazeltine National Drive, across the left/inside lane and into the median causing the impact. Mr. Fernandez claimed that his vehicle remained in the right/outside lane on Hazeltine National Drive until Mr. Sheridan drove directly into the path of Mr. Fernandez as Mr. Sheridan attempted to cross the intersection.

NATURE OF INJURY:

Not applicable as this was a bifurcated trial on the issue of negligence only.

PLAINTIFF'S EXPERT WITNESSES:

None.

DEFENDANT'S EXPERT WITNESSES:

Donald J. Fournier, Jr., P.E.
Forensic Engineering Technologies, LLC
255 Primera Boulevard
Suite 128
Lake Mary, FL 32746

The defense presented the testimony of Mr. Fournier at trial. Mr. Fournier testified that the Fernandez vehicle was in the right/outside lane on westbound Hazeltine National at the time of the impact. That opinion was based upon the post-impact travel path and final resting place of the Fernandez vehicle.

CHECK APPROPRIATE SPACE: √ Defense Verdict

DATE OF VERDICT:

October 15, 2013

VERDICT:

Defense verdict

COMPARATIVE NEGLIGENCE:

N/A

JUDGMENT:

For State Farm Mutual Automobile Insurance Company

DATE OF JUDGMENT:

Not yet entered

DEFENDANT'S OFFER:

On August 30, 2013, a Proposal for Settlement was sent to Plaintiff in the amount of \$15,000.

