

CASE INFORMATION SHEET
FLORIDA LEGAL PERIODICALS, INC.
P.O. Box 3370, Tallahassee, FL 32315-3730
(904) 224-6649/(800) 446-2998 * FAX (850) 222-6266

COUNTY AND COURT:

SEMINOLE COUNTY CIRCUIT COURT

NAME OF CASE:

SVITLANA V. DROZDOVSKA,

Plaintiff,

v.

SEMINOLE COUNTY, FLORIDA,

Defendant.

CASE DOCKET NO.: 12-CA-4717-14-K **JUDGE:** Jessica Recksiedler

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

David B. Russell
Pappas & Russell, P.A.
213 Silver Beach Ave.
Daytona Beach, FL 32118

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

David R. Kuhn
Rissman, Barrett, Hurt,
Donahue, McLain & Mangan, P.A.
201 E. Pine Street
15th Floor
Orlando, FL 32801

AGE/SEX/OCCUPATION OF PLAINTIFF OR DECEDENT:

58-years old/female/unemployed

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

N/A

DATE, TIME AND PLACE OF ACCIDENT OR OCCURRENCE:

January 30, 2012 at 9:00 a.m. on a sidewalk adjacent to Lake of the Woods Blvd. in Casselberry, Florida.

CAUSE OF INJURY:

Ms. Drozdovska tripped on a cracked sidewalk.

NATURE OF INJURY:

Right knee, partial torn meniscus

PLAINTIFF'S EXPERT WITNESSES:

David Petersen, M.D.
Orthopedic surgeon

Dr. Petersen performed surgery on October 24, 2012 to repair Ms. Drozdovska's right meniscus. He testified the January 30, 2012 fall caused the knee injury. He also recommended a partial right knee replacement surgery in the future.

DEFENDANT'S EXPERT WITNESSES:

Craig Jones, M.D.
Orthopedic surgeon

Dr. Jones testified that surgery was the result of degeneration changes and not trauma. He did not believe Ms. Drozdovska would need any future surgery for her right knee.

CHECK APPROPRIATE SPACE: √ Verdict

DATE OF VERDICT:

May 10, 2017

VERDICT:

Defense Verdict

COMPARATIVE NEGLIGENCE:

N/A

JUDGMENT:

Motion for final judgment filed on May 23, 2017

DATE OF JUDGMENT:

Pending

DEFENDANT'S OFFER:

\$50,000 proposal for settlement

PLAINTIFF'S DEMAND:

No formal settlement demand was ever made. At trial plaintiff asked the jury to award payment of medical bills, past and future, of \$250,000 and an unspecified amount for pain and suffering.

ATTORNEY'S COMMENTS:

The County had inspected portions of the subject sidewalk in February 2009 and determined that repairs were needed. However, the County argued that the area where plaintiff fell was not the same area that had been inspected three years earlier.

The County's position was that the cracks in the sidewalk were so open and obvious that plaintiff's own inattentiveness was the sole cause of her fall.

Submitted by: David R. Kuhn **Date:** May 26, 2017

Firm: Rissman, Barrett, Hurt,
Donahue, McLain & Mangan, P.A.

Address: 201 E. Pine Street
Suite 1500
P.O. Box 4940
Orlando, FL 32802-4940

Telephone: (407) 839-0120

Fax: (407) 841-9726

DRK/cmd