

**The Kentucky Trial Court Review**  
**2005 Year in Review**  
**Table of Contents**

Using the 2005 Year in Review	p. i	The Sexual Harassment Report	p. 96
Definitions & Conventions	p. iii	<i>The Verdict Averages &amp; Ranges</i>	p. 101
		<i>Sexual Harassment Lawyers</i>	p. 103
<b><u>Summaries &amp; Totals</u></b>		False Imprisonment, Malicious Prosecution & Civil Rights Verdicts	p. 104
Combined Verdict Summary	p. 1	<i>1998-2005 Aggregate Totals</i>	p. 110
<i>2005 Totals</i>	p. 1	<i>Police versus Retail Defendants</i>	p. 112
<i>Percentage of Reported Verdicts</i>	p. 4	Employment Discrimination Verdicts	p. 114
<i>1998-2005 Totals</i>	p. 5	<i>Verdicts by Case Type</i>	p. 125
The Million Dollar Verdicts	p. 7	Assault Verdicts	p. 126
<i>2005 Million Dollar Cases</i>	p. 9	<i>Common Assault Themes</i>	p. 130
<i>Who's Repeated on the List</i>	p. 11	The Products Liability Report	p. 132
<i>1998-2005 Cases at a Glance</i>	p. 13	<i>Verdict Ranges</i>	p. 136
<i>The Jury Giveth - The Courts</i>		<i>Verdicts by Purported Defect</i>	p. 137
<i>Taketh Away</i>	p. 17	<i>Products Liability Attorneys</i>	p. 139
		Bad Faith Verdict Results	p. 140
<b><u>The Case Type Reports</u></b>		<i>Bad Faith Cases at a Glance</i>	p. 140
The Auto Negligence Report	p. 20	<i>Bad Faith Totals &amp; Averages</i>	p. 142
<i>The Largest Verdicts</i>	p. 24	<i>The Bad Faith Lawyers</i>	p. 143
<i>The Million Dollar Car Wreck</i>	p. 25	The Animal Cases	p. 144
The UIM-UM Report	p. 28	<i>98 to 05 Dogbite Verdict Results</i>	p. 147
<i>The Peculiar Case of Earle v. Cobb</i>	p. 30	<i>Animal Cases by Type</i>	p. 148
<i>UIM-UM Verdict Ranges</i>	p. 34	The Death Cases	p. 149
The Threshold Verdicts	p. 36	<i>Death Case Summary</i>	p. 149
<i>The Threshold Lawyers</i>	p. 37	<i>Death Cases at a Glance</i>	p. 150
<i>2005 Threshold Cases at a Glance</i>	p. 38	<i>Death Cases by Category</i>	p. 156
The Seat Belt Defense	p. 39	The FELA Report	p. 157
<i>Summary of the Seat Belt Defense</i>	p. 39	The Defamation Report	p. 160
<i>99-05 Cases at a Glance</i>	p. 40	<i>Defamation Totals - 98-05</i>	p. 163
The Slip and Fall Report	p. 44	<i>Defamation-Media Defendants</i>	p. 163
<i>Slip and Fall Verdict Ranges</i>	p. 47		
<i>Slip and Fall Verdicts at a Glance</i>	p. 49	<b><u>The Damage Reports</u></b>	
<i>Looking Deeper at the Slip and</i>		The 2005 Cumulative Injury Index	p. 164
<i>Fall Numbers</i>	p. 51	<i>Multipliers versus Suffering</i>	p. 167
<i>Slippery Stuff &amp; Falling Objects</i>	p. 54	<i>Using the Injury Multipliers</i>	p. 168
The Medical Negligence Report	p. 62	<i>2005 Injury Index Cases</i>	p. 169
<i>Med-Neg Table of Contents</i>	p. 62	Permanent Impairment Award Report	p. 173
<i>2005's Largest Verdicts</i>	p. 63	<i>Looking Deeper at the Averages</i>	p. 182
<i>2005 Cases at a Glance</i>	p. 65	<i>Impairment Verdict Ranges</i>	p. 183
<i>Medical Cases at a Glance 98-05</i>	p. 68	<i>Average Impairment Awards</i>	p. 185
<i>Non-Economic Damages Analysis</i>	p. 77	<i>How often is there an award?</i>	p. 186
<i>Verdicts by Case Type</i>	p. 79	The Loss of Consortium Report	p. 187
<i>Medical Verdict Ranges</i>	p. 80	<i>The KTCR Consortium Rule</i>	p. 189
<i>Medical Verdict Averages</i>	p. 83	<i>Consortium Verdict Ranges</i>	p. 190
<i>Fayette County Medical Verdicts</i>	p. 84	The Punitive Damages Report	p. 191
General Negligence Verdicts	p. 85	<i>Punitive Damage Verdict Ranges</i>	p. 193
		<i>Punitives &amp; the Drunk Driver</i>	p. 195
		<i>Punitive Awards at a Glance</i>	p. 196

## **Table of Contents, continued**

### **Miscellaneous Topics**

<b>The Most Prolific Attorneys</b>	p. 197
<b>The Most Prolific Law Firms</b>	p. 201
<b>Juries that Disdain Pain and Suffering</b>	p. 205
<b>Jury Questions in 2005</b>	p. 207
<b>The Attorney Cases</b>	p. 209
<i>Cases where attorneys were     litigants or parties</i>	
<b>Verdicts Revisited in 2005</b>	p. 214
<b>Civil Tort Opinion Summaries 2005</b>	p. 228
<i>Supreme Court Opinion Summaries</i>	p. 228
<i>Ct. of Appeals Opinion Summaries</i>	p. 245
<i>Discretionary Review Granted at     the Supreme Court in 2005</i>	p. 253
<i>Updating Pending Cases from 2004</i>	p. 258

### **The Index Reports**

<b>Verdicts by County</b>	p. 263
<b>Verdicts by Judge</b>	p. 304
<b>The 2005 Attorney Index</b>	p. 319
<b>The Historical Attorney Index</b>	p. 335

### **The Case Index**

<b>The Case Index Directory</b>	
<i>The Guide to the Case Index</i>	p. 393
<b>The Case Index</b>	
<i>Jefferson County</i>	p. 395
<i>Fayette County</i>	p. 443
<i>Northern Kentucky</i>	p. 460
<i>Purchase Region</i>	p. 471
<i>Pennyrile Region</i>	p. 481
<i>I-65 Corridor</i>	p. 489
<i>Boyd Region</i>	p. 504
<i>Near Mountain Region</i>	p. 512
<i>Far Mountain Region</i>	p. 528
<i>Central Kentucky Region</i>	p. 536
<i>South East Kentucky Region</i>	p. 554