

The Mississippi Jury Verdict Reporter

The Most Current and Complete Summary of Mississippi Jury Verdicts

March 2014

Statewide Jury Verdict Coverage

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Civil Jury Verdicts

Timely coverage of civil jury verdicts in Mississippi including court, division, presiding judge, parties, case number, attorneys and results. Notable results from the southern region, including Memphis and New Orleans, are also covered.

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Uninsured Motorist - The plaintiff suffered both a shoulder and disc injury when struck by a Gulfport police vehicle (determined to be uninsured by statute) – the jury's verdict exceeded the UM policy limits, the plaintiff having since argued the verdict should be for the full sum (\$229,400 less a prepayment) and not the \$100,000 policy limits

Dey v. State Farm, 1:12-332

Plaintiff: Mariano J. Barvie, *Hopkins Barvie & Hopkins*, Gulfport

Defense: John A. Banahan and Matthew E. Perkins, *Bryan Nelson Schroeder Castigliola & Banahan*, Pascagoula

Verdict: \$229,400 for plaintiff

Federal: **Gulfport**

Judge: Halil S. Ozerden

Date: 2-5-14

It was 10-7-09 and Daniel Dey, then age 42 and a U.S. Customs employee,

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The MSJVR 2013 Year in Review
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The 2013 Year in Review has just been published and at 250 pp. bound, it is our most ambitious project yet in Mississippi. It includes comprehensive analysis of every reported civil jury verdict from 2013, but more than that it sorts the raw verdicts in more than twenty reports on all sorts of patterns, trends and categories. It also sorts the data over three years.

The Book is available either in print or a PDF (Adobe) format. [The PDF version is fully searchable with Adobe.] Each version of the 2013 Book sells for \$200.00.

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Case Style _____

Jurisdiction _____ Case Number _____

Trial Judge _____ Date Verdict _____

Verdict _____

For plaintiff _____ (Name, City, Firm)

For defense _____ (Name, City, Firm)

Fact Summary _____

Injury/Damages _____

Submitted by: _____

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Insurance Contract - A church linked sanctuary damage to an intense thunderstorm – its insurer denied the claim and suggested it was a design problem – in a mixed verdict this federal jury found for the church on the contract claim, but rejected bad faith

Friendship Baptist Church v. Church Mutual Insurance, 2:12-235

Plaintiff: Lawrence C. Gunn, Jr. and Mark E. Norton, Bryan Nelson,

Hattiesburg
Defense: Walter H. Boone and Edderek L. Cole, *Forman Perry Watkins Krutz & Tardy*, Jackson
Verdict: For plaintiff
Federal: **Hattiesburg**
Judge: Keith Starrett
Date: 2-14-14

The Friendship Baptist Church in Collins, MS was struck in the Spring of 2012 by a series of thunderstorms. They were described as intense

microburst storms that featured strong vertical winds. Following the storms church officials noted a crack in the sanctuary ceiling. Engineers indicated the premises were unsafe.

The church was insured at relevant times by Church Mutual Insurance. A claim was promptly made for coverage, the cost of the repair being estimated at \$170,884. The insurer denied the claim.

Church Mutual relied on an

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