

ELECTRONICALLY FILED

NO. 21-CI-001263

JEFFERSON CIRCUIT COURT
DIVISION THREE (3)
JUDGE MITCH PERRY

KARENA PATTERSON

PLAINTIFF

v.

DEFENDANTS' TRIAL MEMORANDUMSTANSBURY ELECTRIC CO., LLC
and
BRADLEY C. STANSBURY

DEFENDANTS

** ** * * **

Come the Defendants, Bradley Stansbury and Stansbury Electric Co., LLC by and through counsel, and offer the following Trial Memorandum as required by the Court's Pre-Trial Order.

This matter arises from a motor vehicle accident occurring on June 17, 2020, in Jefferson County, Kentucky. Defendant Bradley Stansbury was operating an automobile behind Plaintiff Karena Patterson. Mr. Stansbury rear-ended the Plaintiff's vehicle at a very low rate of speed. He has admitted fault for the accident and has elected to try this case on the issues of causation and damages only. Additionally, his employer has been sued for vicarious liability. Prior claims for negligent credentialing and punitive damages have been dismissed.

Counsel for the Defendant suggested to Plaintiff's counsel that the parties stipulate that the records obtained by subpoena be deemed authentic and that portions of the records be used as exhibits in lieu of entire sets of records. Counsel anticipates that the parties will agree to these stipulations. Counsel also anticipates stipulating to the amount of past wage loss and past medical expenses while asking the jury to determine if any of those are related.

The Defendants do not anticipate any other complex issues of law arising throughout the course of the trial. Jury instructions should be straightforward, and all anticipated evidentiary

issues will be addressed in various motions in limine. The undersigned is of the opinion that all motions in limine could adequately be addressed by the Court at the final pre-trial conference.

As for case scheduling, the undersigned has a trial scheduled the week before this trial which is scheduled to end on the same day this trial is scheduled to begin. The undersigned does not believe that case will settle. This trial is currently scheduled for 3 days, with the first day beginning at 1 PM. In the event that counsel's first trial is not postponed, he respectfully asks this Court to push this trial back to the morning of the second day to allow counsel to complete both trials. The undersigned believes even with that late start that the trial could be completed in the time originally allotted by the Court.

SEWELL & NEAL, PLLC

/s/ Charles A. Walker

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CERTIFICATE OF SERVICE

I do hereby certify that a copy of the foregoing was served electronically this 22nd day of August 2022 to:

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/s/ Charles A. Walker

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