

The Tennessee Jury Verdict Reporter

The Most Current and Complete Summary of Tennessee Jury Verdicts

May, 2006

Statewide Jury Verdict Coverage

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Unbiased and Independently Researched Jury Verdict Results

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Civil Jury Verdicts

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Auto Negligence - A teenager was injured on the way to school when a fellow student ran a stop sign and crashed into her

Whitwell v. Bray, CT-001374-03

Plaintiff: Michelle Howard-Flynn, Memphis and Robert D. Flynn, *Spicer Flynn & Rudstrom*, Memphis

Defense: Melanie M. Stewart, *Stewart & Wilkinson*, Memphis

Verdict: \$205,000 for plaintiff

County: **Shelby**

Judge: John R. McCarroll
2-8-06

On the morning of 10-26-01, Jennifer Whitwell, then age 17, was on the way to Germantown High School. She traveled on Isleworth Drive. At the same time, a fellow student, Laura Bray, was also

heading to the high school after attending an early morning Bible study.

Bray approached Isleworth on Eggleston Road – Bray believed the intersection was a four-way stop. She stopped and then started forward. Bray fully expected Whitwell to stop. As it was not a four-way stop, Whitwell didn't stop and a moderate collision resulted. Fault was no issue.

Whitwell has since treated for low-back pain and a soft-tissue ankle injury. She has also reported psychiatric symptoms – they included sleeplessness, anxiety and depression. In this lawsuit, Whitwell sued Bray and sought money damages. Bray, now a student at BYU, defended the case and minimized the claimed injury.

Tried on damages only, Whitwell took

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