

The Mississippi Jury Verdict Reporter

The Most Current and Complete Summary of Mississippi Jury Verdicts

August 2024

Statewide Jury Verdict Coverage

15 MSJVR 8

In This Issue

Hinds County

Truck Negligence - \$1,626,613 p. 1

Federal Court - Gulfport

Casino Assault/False Imprisonment -
Defense p. 3

Lee County

Breach of Non-Compete Agreement -
\$608,333 p. 5

DeSoto County

Breach of Contract - \$40,811 p. 6

Notable Tennessee Verdict

Memphis, Tennessee

Disability Discrimination -
\$138,624 p. 7

Notable Louisiana Verdict

Shreveport, Louisiana

Medical Malpractice - Defense
verdict p. 8

Notable Kentucky Verdict

(Involving Mississippi Counsel)

Salyersville, Kentucky

Products Liability - Defense verdict p. 10

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.

Truck Negligence - The plaintiff was struck by the defendant in a “dually” Ford F-350 (he was hauling three vehicles on a trailer) which resulted in a rotator cuff tear that was later surgically repaired – this Jackson jury found the defendant solely at fault and awarded the medicals as claimed of \$50,457 and \$1,576,154 more in non-economic damages

Day v. Double H Transport, 19-233

Plaintiff: Rocky Wilkins, William A. Graves and John A. Waits, *Morgan & Morgan*, Jackson

Defense: Joe S. Deaton, III and R. Jason Canterbury, *Deaton & Berry*, Flowood

Verdict: \$1,626,613 for plaintiff

Court: **Hinds**

Judge: James Bell (Special)

Date: 7-17-24

Teka Day, then age 42 and a manager at a Wendy’s restaurant, was driving at 11:00 in the morning in Jackson. She traveled on High Street near its intersection with Monroe Street after pulling from the restaurant. She was in the left lane. Next to her in traffic in the right lane was Howard Harris.

Harris was driving a “dually” Ford F-350 truck that had a trailer. The trailer was

hauling three vehicles. Harris had planned to make a left turn onto Monroe. He signaled a lane change and began to move from the right lane to the left lane. As Harris did so he struck Day’s 2012 Hyundai sedan. It was a moderate impact. Day would recall the crash was very loud and that she was jolted by it.

The police came and investigated. Day did not report an injury at the scene. There was enough damage to her Hyundai that it could not be driven. Day simply walked to her nearby Wendy’s restaurant. However she was shaken by the impact and left work early. She recalled having shoulder pain.

Day first treated 11 days later when she presented to the ER at UMMC. She complained of pain in her shoulder. She was then referred to Dr. Chad Hosemann, Orthopedics. Hosemann treated her for nearly a year with conservative care.

Ultimately Hosemann performed a shoulder surgery. He had expected to find a low-grade partial rotator cuff



The plaintiff’s vehicle after the crash