

Top NYS Court Pain & Suffering Personal Injury Verdicts & Improper Anchoring (2010-Present)¹

(\$ millions)

Plaintiff	Index No.	Summation Anchor	Runaway Verdict	Reduced Award	Reduction	% change	Subsequent History
Perez	158373/2013	\$85.0	\$85.75				post-trial motion pending
Liciaga	513495/2016	\$69.0	\$69.0	\$16.0	-\$53.0	-77%	trial court <i>remitter</i> ; appeal pending
Jones	31649/2011	\$60.0	\$20.0				post-trial motion pending
Redish	310294/2011	\$40.0	\$90.0	\$30.0	-\$60.0	-67%	trial court <i>remitter</i> ; appeal pending
Sipher	160740/2015	\$40.0	\$85.0	\$9.5	-\$75.5	-89%	high-low settlement of aggregate damages (\$12M total with \$2.5M stipulated as economic loss)
Taylor	350150/2011	\$28.0	\$43.0	\$2.0	-\$41.0	-95%	high-low settlement of aggregate damages
Hedges	101854/2012	\$58.0	\$37.0	\$17.0	-\$20.0	-54%	trial court <i>remitter</i> ; appeal pending
C.L.C. Jr.	51356/2014	\$25.0	\$20.0	\$9.0	-\$11.0	-55%	trial court <i>remitter</i> to \$9M followed by settlement with \$7M stipulated as compensation for pain and suffering and lost wages
Leo	117294/2008	\$40.0	\$15.5	\$8.0	-\$7.5	-48%	1st Dep't <i>remitter</i>
Kurtaj	117469/2008	\$35.0	\$31.5	\$9.5	-\$22.0	-70%	1st Dep't <i>remitter</i>
Klupchak	110617/2009	\$64.0	\$32.0	\$29.0	-\$3.0	-9%	high-low settlement of aggregate damages (future medicals asserted of over \$22M)
Zhou	1229/2014	\$130.0	\$18.0	\$2.2	-\$15.8	-88%	2d Dep't <i>remitter</i>
Bakhayokho	15944/2011	\$45.0	\$25.8	\$3.5	-\$22.3	-86%	settlement post-verdict for aggregate damages
Tirpack	13824/2012	\$32.5	\$32.5				confidential settlement during post-trial motion
Stolowski	8850/2005	\$83.0	\$50.0				settlement with City for \$7M aggregate plus confidential settlement with building owner
Cool	8850/2005	\$36.0	\$35.0				settlement with City for \$7M aggregate plus confidential settlement with building owner
Harding	10708/2008	\$20.5	\$20.5				settlement amount unknown
Lin	24253/2008	\$55.0	\$62.0	\$6.0	-\$56.0	-90%	settlement for aggregate damages
Beloyianis	14121/2004	\$80.0	\$40.0	\$9.1	-\$30.9	-77%	trial court <i>remitter</i> to \$9.1M for pain and suffering followed by settlement (future medicals awarded of \$2.5M)

¹A number of verdicts have been omitted due to the inability to track down the pertinent anchoring information. If you possess any information regarding compensatory personal injury verdicts since 2010 that you believe fits the parameters of this study (or supplements or corrects the data as listed), please contact the authors of this article, as we are continuously adding to the study as we receive information, and will publish an updated and revised study, including annually each Spring in the NYLJ for the bench and bar.

Top NYS Court Pain & Suffering Personal Injury Verdicts & Improper Anchoring (cont.)

(\$ millions)

Plaintiff	Index No.	Summation Anchor	Runaway Verdict	Reduced Award	Reduction	% change	Subsequent History
Lee	306089/2011	\$20.0	\$22.0	\$4.0	-\$18.0	-82%	trial court <i>remitter</i> to \$4M, followed by settlement
Sims	15519/2010	\$30.0	\$16.5	\$13.8	-\$2.7	-16%	settlement for aggregate damages
Miller	190087/2014	\$35.0	\$25.0	\$9.0	-\$16.0	-64%	trial court <i>remitter</i> , affirmed by 1st Dep't
Applewhite	22234/1998	\$65.0	\$65.0	\$25.0	-\$40.0	-62%	settlement post-verdict for aggregate damages (\$100M verdict for future medical expenses plus \$6.6M for lost wages)
Galette	28327/2010	\$93.0	\$58.0	\$12.1	-\$45.9	-79%	settlement for aggregate damages (future medicals awarded of \$4M)
Andino	26798/2004	\$30.0	\$23.6	\$3.3	-\$20.3	-86%	1st Dep't <i>remitter</i>
Pope	23626/2004	\$40.0	\$80.0	\$14.9	-\$65.1	-81%	settlement post-verdict for aggregate damages (\$31M verdict of future medical expenses plus \$10M for lost wages)
Debes	12033/2004	\$20.0	\$77.0				settlement in bankruptcy
Turturro	37657/2005	\$25.0	\$21.0	\$10.0	-\$11.0	-52%	2d Dep't <i>remitter</i>
Barnhard	2368/2005	\$33.0	\$33.0	\$12.0	-\$21.0	-64%	4th Dep't <i>remitter</i>
Savillo	114418/2007	\$35.0	\$35.0				settlement amount unknown
Falcone	27399/2007	\$26.0	\$35.4	\$6.0	-\$29.4	-83%	2d Dep't <i>remitter</i>
SUM		\$1,478.0	\$1,304.0	\$260.9	-\$687.4		
MEDIAN		\$40.0	\$35.0			-77%	