

Appendix

New York Labor Law reported verdicts 2018-2020

Verdicts 2018			
Amount (actual)	Venue	Plaintiff's firm	Facts/injuries
\$9,865,776 (\$6.6 million future loss of earnings – 24 years)	Supreme Court, Kings County	Sacks and Sacks L.L.P	<ul style="list-style-type: none"> •38-year-old union laborer •Struck by steel beam while hoisted •Several fibula/tibia fracture - ORIF, rod screws, arthritis
\$1,845,000 (\$6.6 million stipulated damages)	US District Court, Southern District	Ginarte Gallardo Gonzalez & Winograd, LLP	<ul style="list-style-type: none"> •37-year-old roofer •Fall from ladder •Blindness one eye, brain damage, cervical fusion, meniscectomy and lumbosacral disc herniations, knee fracture with surgery
\$15,228,000 (\$1.5 million future loss of earnings)	Supreme Court, Kings County	Law Offices of Lawrence P. Biondi	<ul style="list-style-type: none"> •50-year-old union carpenter •Fall from scaffold •Cervical disc herniations, lumbar disc bulges, and elbow injuries; cervical corpectomy, lumbar discectomy and fusion, spinal cord stimulator
\$2,959,251 (\$700,000 future loss of earnings)	Supreme Court, Queens County	Siegel & Coonerty, LLP	<ul style="list-style-type: none"> •40-year-old laborer •Fall from scaffold – 15 feet •Compression fracture, discectomy, facial fractures, cervical and lumbosacral disc herniations, head injuries
\$5,246,000 (\$450,000 future loss of earnings)	Supreme Court, Bronx County	Simonson, Hess & Leibowitz, PC	<ul style="list-style-type: none"> •40-year-old laborer •Struck by tractor trailer and fell into a trench lumbosacral disc herniation and Failed Back Syndrome, spinal cord stimulator
\$3,044,038 (\$693,000 future loss of earnings)	Supreme Court, New York County	H. Fitzmore Harris, PC	<ul style="list-style-type: none"> •52-year-old union carpenter •Struck by falling planks while hoisted •Shoulder SLAP lesion, cervical disc herniations with fusion, post-concussion syndrome



Appendix: New York Labor Law reported verdicts 2018-2020 (continued)

Defense verdict	Supreme Court, Kings County	Gorayeb & Associates, PC	<ul style="list-style-type: none"> •56-year-old plumber •Fall from ladder with hip labrum tear and lumbosacral disc herniations
\$20,341,845 ((\$1.8 million future loss of earnings)	Supreme Court, Kings County	Law Offices of Lawrence P. Biondi	<ul style="list-style-type: none"> •42-year-old laborer •Fall from ladder •Tear of ACL, decompression surgery, discectomy, meniscectomy, spinal cord stimulator
\$2,920,000 (no details regarding loss of earnings)	Supreme Court, Queens County	Schwartzapfel Lawyers PC	<ul style="list-style-type: none"> •46-year-old union carpenter •Trip and stumble (no fall) on platform •Shoulder glenoid labrum partial tear, bicep tear with surgery, lumbosacral disc herniations, lumbar fusion
\$3,400,000 (no details regarding loss of earnings)	Civil Court, Kings County	Law Office Stefano A. Filippazzo, PC	<ul style="list-style-type: none"> •61-year-old laborer •Struck by falling plank and fell from scaffold trip Finger crush injury with amputation of finger, knee injury and shoulder tendon tear
\$22,000,000 (no details regarding loss of earnings, \$4 million to wife for derivative claim)	Supreme Court, Queens County	Kelner & Kelner	<ul style="list-style-type: none"> •56-year-old mason •Fall from scaffold - 25 feet •Skull fracture, brain damage, compression fractures of lumbar and thoracic disc fractures, subdural hematoma requiring a tracheostomy, seizures, sever tongue laceration, feeding tube, resides assisted living facility
\$1,962,636 ((\$170,000 future loss of earnings – 5 years)	Supreme Court, Richmond County	The Orlow Firm	<ul style="list-style-type: none"> •37-year-old laborer •Fall from roof - 10 feet •Wrist fracture with ORIF and rotator cuff tear with surgery

Appendix: New York Labor Law reported verdicts 2018-2020 (continued)

Verdicts 2019			
Amount (actual)	Venue	Plaintiff's firm	Facts/injuries
\$13,650,000 (\$100,000 future loss of earnings, \$10 million punitive award for defective lift)	Supreme Court, Kings County	Law Office of Yuriy Prakhin, PC	<ul style="list-style-type: none"> •72-year-old handyman •Scissor lift platform fell 25 feet •Ankle and shoulder tears with surgery, complex regional pain syndrome/RSD, ambulation difficulties, need for assisted living
\$3,587,064 (no loss of earnings)	Supreme Court, Bronx County	Jaroslawicz & Jaros LLC	<ul style="list-style-type: none"> •43-year-old laborer •Fall from scaffold - 6 feet •Thoracic fractures, cervical disc herniations and shoulder fracture with surgery, lumbar microdiscectomy
\$3,500,000 (\$878,800 future loss of earnings)	Supreme Court, Bronx County	Wolf & Fuhrman, LLP	<ul style="list-style-type: none"> •28-year-old laborer •Fall from A-frame ladder •Lumbosacral disc herniation and wrist fracture with ORIF, wrist fusion, loss of use of hand
Defense verdict	Supreme Court, Kings County	Bader & Yakaitis, LLP	<ul style="list-style-type: none"> •53-year-old laborer •Trip and fall on debris •Knee medial and lateral meniscus tears with surgery
Defense verdict	Supreme Court, Nassau County	Grey & Grey, LLP	<ul style="list-style-type: none"> •52-year-old laborer •Fall from ladder - 8 feet •Biceps tendon tear and shoulder tears with surgery, decompression surgery
\$10,000,000 (\$11,300,000 with pre-trial settlement, no loss of earning details)	Supreme Court, Queens County	Wingate, Russotti, Shapiro & Halperin, LLP	<ul style="list-style-type: none"> •52-year-old laborer •Struck by falling object •Cervical and lumbosacral disc herniations, cervical fusion, lumbar fusion, contusion to head
\$6,771,818 (\$569,454 future loss of earnings)	Supreme Court, Kings County	Lipsig, Shapey, Manus & Moverman, PC	<ul style="list-style-type: none"> •30-year-old carpenter •Fall from scaffold - 6 feet •Shoulder glenoid labrum tear with surgery and cervical disc herniation with fusion, discectomy



Appendix: New York Labor Law reported verdicts 2018-2020 (continued)

Defense verdict	Supreme Court, Kings County	Ginsburg & Misk LLP	<ul style="list-style-type: none"> •34-year-old steamfitter •Trip and fall on stairway with shoulder SLAP tear arthroscopic surgery
Defense verdict	Supreme Court, Bronx County	Law Offices of Michael S. Lamonsoff, PLLC	<ul style="list-style-type: none"> •30-year-old laborer •Fall through hole in floor with lumbosacral disc herniation, discectomy
\$101,799,768 (\$5.2 million loss of earnings – 43 years)	Supreme Court, New York County	Morelli Law Firm, PLLC	<ul style="list-style-type: none"> •30-year-old graphic designer (240(1)) •Fall from truss - 10 feet •Brain damage, epilepsy, skull fracture, cervical fractures, cranial infection, seizures, hematoma tracheotomy, TBI, skull fracture, cervical fractures, 40% removal of skull, cranioplasty, loss of cognitive function

Verdicts 2020			
Amount (actual)	Venue	Plaintiff's firm	Facts/injuries
Defense verdict	Supreme Court, Ulster County	Mainetti & Mainetti, PC	<ul style="list-style-type: none"> •52-year-old contractor •Fall from height with lumbar and thoracic fractures, foot and wrist fractures

