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Overhead door injures storage unit customer

\$160,000 Verdict

The plaintiff operated a car detailing business and rented a storage unit from the defendant for his business. On Aug. 25, 2006, when the plaintiff entered the door of his storage unit, the overhead door fell, struck him on the head, and knocked him unconscious.

Several weeks prior to this incident, the plaintiff and two of his employees had informed the defendant that the door was malfunctioning. The defendant sent a maintenance man to the unit who worked on the door and informed plaintiff that the door was fixed. An examination of the door after the accident revealed that the track stop on the right side of the door was not installed but was instead sitting on top of a crate inside the storage unit.

After the incident, the plaintiff suffered from severe headaches, neck pain, lower back pain, shoulder pain, blurry vision, tingling fingers, nausea, vomiting, dizziness and memory loss. He was diagnosed with an abrasion to the fore-



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head, a concussion with postconcussive syndrome, photophobia, torticollis and cervical and lumbar myalgia. However, the plaintiff made a remarkable recovery and had few ongoing complaints one year after the accident.

Prior to suit, the claim was denied by the defendant's insurance carrier.

[08-T-118]

Type of Action: Premises liability

Injuries Alleged: Concussion with postconcussive syndrome, cervical and lumbar myalgia.

Name of Case: Eric Plenn v. Huguenot-Robious Associates

Court: Chesterfield Circuit Court

Case No.: CL07-1520

Date: June 24, 2008

Verdict/Settlement: Settlement

Amount: \$160,000

Special Damages: \$21,697.85 medicals, \$64,438 lost wages

Insurer: Deans & Homer

Plaintiff's Attorneys: John Newby and Jay Tronfeld, Richmond