

VERDICT: Defense, coliseum slip & fall, brain.

A 9-3 Billings jury found that Jerry Hanson & Associates, MetraPark, and Yellowstone Co. were not negligent in connection with a slip & fall by Barbara Marshall at Billings MetraPark 1/15/99.

It was disputed whether Marshall fell because of ice. She contended that Defendants were negligent in their care of the premises and failed to warn of unsafe conditions.

Marshall, 75, suffered severe & permanent brain injury including substantial intracerebral & subdural hemorrhage. She incurred \$67,000 medicals. She was hospitalized to 1/27 and then placed in nursing home care until 2/22.

Plaintiff's expert: neurosurgeon Robert Wood, Billings.

Defendants' experts: none.

Demand, \$40,000 at settlement conference without resolution of medical liens; offer, \$20,000 conditioned on full release of medical liens. Jury request, \$300,000; jury suggestion, \$0. Mediator, Mark Parker.

Jury deliberated 1 hour 2nd day; Judge Todd.

Marshall v. Hanson & Associates, MetraPark, and Yellowstone Co., Yellowstone DV 99-0962, 7/31/01.

Dane Schofield (Peterson & Schofield), Billings, for Marshall; James Halverson (Herndon, Sweeney & Halverson), Billings, for Defendants (RSKCo).