

Superior Court, San Francisco County, California.

Liu vs. Juo

TOPIC:

Synopsis: Driver performs illegal U-turn, hits bicyclist  
Case Type: Vehicle Negligence; Bicycle; Vehicle Negligence; U-Turn

DOCKET NUMBER: 06449640

STATE: California  
COUNTY: San Francisco

Verdict/Judgment Date: February 21, 2008.

JUDGE: [Katherine Feinstein](#)

ATTORNEYS:

Plaintiff: [B. Robert Allard](#), Corsiglia, McMahon & Allard, San Jose.  
Defendant: [Steven C. Toschi](#), Toschi, Sidran, Collins & Doyle, Oakland.

SUMMARY:

Verdict/Judgment: Plaintiff  
Verdict/Judgment Amount: \$1,000,000

Range: \$1,000,000-1,999,999

Plaintiff was found 10 percent comparatively negligent for failing to use a headlight while riding a bike at night.

Trial Type: Jury  
Trial Length: 5 days.  
Deliberations: Not reported.  
Jury Poll: 10-2.

EXPERTS:

Plaintiff: David S. Burton, M.D., orthopedic surgeon, Santa Clara Valley Medical Center, San Jose, (408) 885-2335.; [Rajeev Kelkar](#), Ph.D., accident reconstructionist, San Francisco, (415) 823-3040.; [Ralph Kiernan](#), Ph.D., neuropsychologist, Menlo Park, (650) 324-8565.; [Malcolm Lawton](#), M.D., physiatrist, Santa Clara Valley Medical Center, San Jose, (408) 885-7145.; [Andrew M. O'Brien](#), C.R.C., vocational rehabilitation consultant, Sacramento, (916) 444-5933.; Erich S. Phillips, Ph.D., nighttime photographer, Piziali & Associates, San Carlos, (650) 802-5940.; Jagat Satia, M.D., pulmonologist, San Jose, (650) 358-2631.; Michael E. Solt D.B.A., economist, San Jose State University, San Jose, (408) 569-7971.  
Defendant: [Joanna L. Berg](#), Ph.D., psychologist, Oakland, (510) 601-9309.; Thomas Bowstead, M.D., internist/pulmonologist, Daly City, (650) 756-9766.; [Richard G. Dedo](#), M.D., orthopedic surgeon, The Orthopedic Group of San Francisco, Daly City, (415) 346-4400.; [James Y. Soong](#), M.D., neurologist, San Francisco, (415) 771-3040.; [Richard N. Stuart](#), Ph.D., accident reconstructionist, Danville, (925) 837-6921.

TEXT:

CASE INFORMATION  
FACTS/CONTENTIONS

According to Plaintiff: Plaintiff Hua Jin Liu, a 55-year-old cook at a local Chinese restaurant, had just gotten off work around midnight and was traveling west on his bicycle along the right or north side of Taraval Avenue toward his home in San Francisco. Plaintiff's bike was not equipped with an illuminating device, in violation of the Vehicle Code. Defendant Jian Xiong Juo, a matchmaker, was parked on the right or north side of Taraval, just east of 35th Avenue, when he attempted a U-turn across a double yellow line and struck and ran over plaintiff. Defendant argued that he was not responsible for the accident. Defendant further argued that plaintiff was comparatively negligent because he was not wearing a helmet and his bike was not equipped with a lighting device.

CLAIMED INJURIES

According to Plaintiff: Crushed rib cage (flail injury); bilateral pelvic fractures; multiple rib fractures; clavicle fracture; fracture of the right C7 transverse process; pulmonary injuries.

CLAIMED DAMAGES

According to Plaintiff: Not reported.

SETTLEMENT DISCUSSIONS

According to Plaintiff: \$468,000 firm offer.

COMMENTS

According to Plaintiff: Defendant's **insurance** carrier was State Farm.

Trials Digest, A Thomson/West business

San Francisco County Superior Court

9 Trials Digest 11th 29 (Cal.Superior), 2008 WL 496498

END OF DOCUMENT