

2007 WL 4823453 (Ill.Cir.)

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WEST'S JURY VERDICTS - ILLINOIS REPORTS

Auto Insurer Recoups \$8.9K from Accident at Dundee, Columbia

Circuit Court of Illinois, Sixteenth Judicial Circuit, Kane County.

State Farm Mut. Auto. Ins. Co. v. Troncoso

Type of Case:

Insurance • Subrogation
Insurance • Automobile policy
Vehicle Negligence • Motor Vehicle v. Motor Vehicle
Vehicle Negligence • Intersection
Vehicle Negligence • Excessive Speed
Vehicle Negligence • Inattention
Vehicle Negligence • Lane Change
Vehicle Negligence • Left Turn
Personal Property • Damage Personal Property

Specific Liability: Inattentive motorist negligently turned left in front of another driver, causing damages paid by the other driver's insurer

General Injury: Monetary damages

Jurisdiction:

State: Illinois
County: Kane

Related Court Documents:

Plaintiff's complaint: [2006 WL 5309932](#)
Defendant's answer: [2007 WL 4792217](#)

Case Name: State Farm Mutual Automobile **Insurance** Company, as subrogee of Karin Alters v. Anahi Troncoso

Docket/File Number: 06 ARK 587

Settlement: Plaintiff, \$8,900.00

Settlement Range: \$1 - 49,999

Settlement Date: Dec. 14, 2007

Judge: [Richard J. Larson](#)

Attorneys:

Plaintiff: [Harry Ray Chiles Jr.](#), Chiles & Associates, Wheaton, Ill.
Defendant: [Jon R. Parrillo](#), Parrillo, Weiss & O'Halloran, Chicago, Ill.

Trial Type: Settlement

Breakdown of Settlement:

\$8,900.00 to plaintiff in settlement proceeds

Summary of Facts:

Karin Alters drove a 2005 Toyota Solara south on Dundee near its intersection with Columbia in Elgin, Ill., in September 2005. At the same time Anahi Troncoso was driving a 1995 Chevrolet Blazer south on Dundee near the same intersection. Alters, insured by State Farm, claimed Troncoso turned left in front of her at the intersection, causing a collision. Alters claimed \$13,642.35 in damages.

State Farm paid the claim and then, exercising its subrogation rights, sued Troncoso in Kane County Circuit Court hoping to recoup its payout. The plaintiff alleged the defendant made an improper left turn, failed keep a proper lookout and failed to yield the right-of-way.

Troncoso admitted turning left in front of Alters and admitted making contact but denied negligence. The defendant asserted Alters was the one who failed to keep a proper lookout and failed to reduce speed and/or change direction to avoid a collision.

The parties agreed to a settlement, with the plaintiff receiving \$8,900. Judge Richard J. Larson dismissed the claims with prejudice Dec. 14, 2007, and indicated the court would retain jurisdiction to enforce the settlement.

Court: Circuit Court of Illinois, Sixteenth Judicial Circuit, Kane County.

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