

Case Description: Motor Vehicle/Pedestrian Collision

Pedestrian: 26 year old male

Driver: 25 year old male

Alleged Injuries: Fatality

Settlement: \$100,000.00

FACTS OF CASE:

In the early morning of October 10, 2010, at approximately 3:30 a.m., two friends, both male, in their mid-20's, were returning home after attending a birthday celebration in Washington, D.C. They had taken the metro that night. As they exited the White Flint metro station, they proceeded to cross Rockville Pike. Suddenly and without warning, a 2010 Acura TSX, traveling at a high rate of speed, violently crashed into both pedestrians.

After the collision, the driver of the vehicle got out of his car and walked over to one of the bodies lying in the street. He picked up the arm of one of the pedestrians and then dropped it on the pavement. He returned to his vehicle and left the scene. However, his vehicle was so badly damaged – the horn was blaring and fluid was leaking – he was only able to drive about a quarter of a mile then parked his car.

As he attempted to flee the area, a witness who had heard the screeching of tires and a loud thud, observed the driver leaving the scene. The witness followed him and convinced him to return to the scene.

When the EMS arrived, they found that one of the pedestrians had died as a result of his injuries. The other pedestrian was still alive. They provided advanced life support and

transported him to a local hospital. Unfortunately, the pedestrian passed away reroute to the hospital.

The bodies of the two pedestrians were transported to the Office of the Chief Medical Examiner in Baltimore, Maryland. Following the post mortem examination, the cause of death was due to multiple injuries.

When the police arrived at the scene, they spoke to the driver and detected a strong odor of alcohol on his body and breath and had him undergo a series of DUI tests. When he couldn't perform them, the driver was placed under arrest. The driver agreed to take a breathalyzer test. The results showed a Blood Alcohol Content of 0.13. The driver was charged with 9 separate offenses, two of which he pled guilty.

The final police report showed that at the time of the collision, the driver of the Acura was driving under the influence of alcohol at the rate of 76 mph. He was found to be responsible for the collision. Had he been driving his vehicle at the posted speed of 40 mph, the collision of October 10, 2010, would not have occurred.

When the case went to trial, the driver of the 2010 Acura TSX received two 10-year jail terms with eight of those years suspended, for killing the two pedestrians, while driving drunk.

The case was settled for the maximum amount of the insurance policy.