

# **Summary of Insurance Settlements Using DMX to Prove Ligamentous Injuries**

## **\$750,000 Settlement Report from EMC Insurance–2007**

The initial offer was \$35,000. The jury awarded \$750,000 based on the objective evidence provided by DMX technology.

## **\$440,000 Settlement Report from Allstate Insurance and State Farm Insurance–2007**

Claims for injuries following two rear-end motor vehicle accidents started with an offer of \$4,500 from Allstate and \$16,000 from State Farm. The total award against Allstate and State Farm was \$440,000 based on proof of injury via DMX.

## **\$285,000 Settlement Report from Lehigh County Court, Pennsylvania–2003**

The plaintiff had a DMX study, which showed permanent ligamentous damage to her cervical spine. Allstate's offer of \$20,000 to compensate the plaintiff for these injuries was rejected because the plaintiff requires ongoing care and treatment for her permanent injuries. The plaintiff's attorneys explained the permanent and progressive nature of ligamentous injuries, which cannot be repaired by surgical or medical intervention. After hearing testimony and seeing the DMX, the jury awarded the plaintiff \$285,000.

## **\$50,000 Settlement Based on Objective Evidence Provided by DMX**

Prior to the court date, there was a \$7,000 settlement offer. On the day of court, a representative of Farmers Insurance increased the offer to \$10,000. As a result of being able to demonstrate to the jury, via the DMX, the injury to the cervical spine, the jury returned a verdict of \$50,000.

## **\$42,223.50 Settlement Report from San Diego County–2002**

The damage to the car was only \$442. Accident reconstructionists hired by Farmers Insurance Company claimed that the collision was "below the threshold for injury" - the classic "no crash-no cash" position taken by many insurance companies in low speed accidents. The jury went into deliberation and came back with a verdict of \$42,223.50. The jury was polled after the verdict and asked why the judgment was above policy limits. Jurors stated that they made the award because they "could see the ligament injury with the DMX."

### **Allstate Verdict Awarded \$64,240 for Soft Tissue Injuries as a Result of a Low Speed Crash**

Initial settlement offer was \$800. The Allstate adjuster said they'd never pay the claimant more than \$2,000-3,000 for a claim like this. During the second day of the trial Allstate offered \$10,000 to settle. After seeing the DMX images and objective proof of injury, the jury awarded the injured claimant \$64,240 plus attorney fees.

### **Nationwide Insurance Pays \$620,000 for Ligamentous Injuries Based on Objective Evidence Provided**

#### **by Digital Motion X-Ray-2007**

The initial offer was \$45,000 before trial and \$100,000 at trial. The jury awarded the verdict of \$620,000 after seeing the critical evidence provided by DMX.

### **California Settlement Increases from \$45,000 to \$245,000 after DMX Proves Ligament Injuries**

DMX showed spinal instability via existence of ligament injuries at C1-C2 and C4-C5 of over 5mm-only seen on DMX technology.

### **USAA Insurance Policy Limits Settlement of \$20,000 Based on Objective Evidence Provided by DMX**

This cervical whiplash case involved a minor impact rear end collision. USAA offered \$0 because there was not significant physical damage to the vehicle. DMX helped prove the ligament injuries and the final settlement reached policy limits.

### **Settlement in Hillsborough County Florida Went From \$0 to \$25,000 with DMX**

Travelers Insurance paid Policy Limits based on Objective Evidence Provided by DMX technology.

### **\$200,000 Settlement Report from Hillsborough Circuit Court, Florida–2011**

With minimal property damage following a motor vehicle rear end crash. The Insurance company made no offer to settle. The plaintiff's attorney and expert witness presented objective evidence of ligament damage through the effective use of Digital Motion X-Ray which clinically matched the complaints and symptoms the Plaintiff was experiencing. The insurance company settled before trial for \$200,000.

### **\$1.7 Million Settlement after DMX Confirms Ligamentous Injury**

CNA offered the plaintiff \$62,500 to settle. On the courthouse steps just before the beginning of the trial, CNA offered \$850,000 to settle out of court. In this Circuit Court case of State Steel Company vs. Stuart Jensen, the jury awarded the plaintiff \$1.7 million.

### **\$1.6 Million Settlement Report from Court of Erie County, New York–2003**

After hearing testimony and seeing the DMX study, the jury awarded the plaintiff \$1.6 million for her injuries. Following the trial, the plaintiff's attorney said that without question the DMX study made a huge difference in the outcome of the trial.

### **\$262,500 Settlement Report from Indianapolis, Indiana–2003**

The initial settlement offer was less than \$25,000. After submission of the DMX clearly showing the severity of the injuries of the Plaintiff to the defense attorney and claim adjuster the final settlement was \$262,500.

### **\$150,000 Settlement Report from New Albany, Indiana–2003**

Settlement increased from less than \$10,000 to \$150,000 using DMX technology as critical evidence.

### **\$516,000 Settlement Report from Floyd County, Indiana–2003**

The Plaintiff had a DMX study proving serious injury to his spinal connective tissue, which the defense attorney referred to as a "minor soft tissue injury." The Defendant's final offer was \$12,000. After seeing the DMX and hearing testimony the jury awarded the Plaintiff \$516,000.

### **\$850,000 Settlement Report from Arapaho County, Colorado–2002**

The plaintiff had had an MRI and CT, which were both unable to detect the cause of injury; however, the DMX study found the cause of his ongoing headaches and neck pain.

### **\$750,000 Settlement Report from Los Angeles County Superior Court–2002**

Though her cervical fracture healed, the source of her ongoing pain was undiagnosed by conventional static imaging technology. Due to the objective proof of injuries verified by DMX, this claim settled at mediation in June 2002 for \$750,000.