
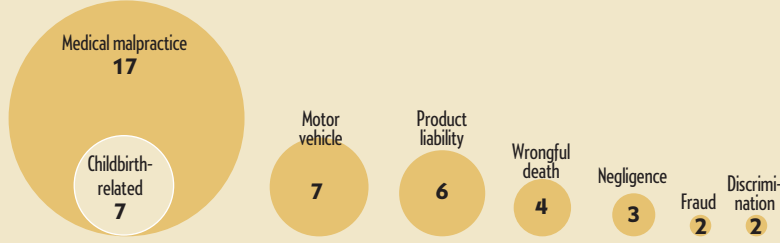


# CRAIN'S LIST ILLINOIS' LARGEST VERDICTS AND SETTLEMENTS IN 2004

Ranked by amount

Amount (millions)	Settlement/ Verdict	Type	Court	Date announced	Lead plaintiffs attorney(s)	Firm	Lead defense attorney(s)	Firm	Judge																		
<b>\$60.0</b>	Settlement	Products liability	Madison Co. Circuit Court	7/2/04	Stephen M. Tillery	Korein Tillery LLC	Jeff Kindler	Pfizer Inc.'s general counsel, New York	Nicholas T. Byron																		
<p>► <b>Class of Plaintiffs v. Pfizer Inc.</b> Pfizer Inc. represented Type 2 diabetic drug Rezulin as safe after FDA research found it was not.</p>																											
<b>\$52.0</b>	Verdict	Criminal practice	U.S. District Court, Northern District of Illinois	12/8/04	Stephen J. Landes	Wildman Harrold Allen & Dixon LLP	John M. Beal	John M. Beal, Attorney at Law	Arlander Keys																		
 <p>► <b>Boim v. Quranic Literacy Institute et al.</b> Hamas' domestic supporters must pay \$156 million to slain teen's family. Chicago jury awarded \$52 million to the family of David Boim, a U.S. citizen who was murdered by Islamic militants while living in Israel in 1996. Pursuant to the Anti-Terrorism Act, Judge Arlander Keys tripled the damages to produce a total award of \$156 million. First private party suit against domestic supporters of terrorism.</p>																											
<b>\$40.0</b>	Settlement	Fraud	Cook Co. Circuit Court	3/26/04	Robert Kelter; Peter S. Lubin	Citizens Utility Board; Law Offices of Peter S. Lubin	Leslie M. Smith	Kirkland & Ellis LLP	Peter Flynn																		
<p>► <b>Erikson et al. v. Ameritech Corp.</b> Voicemail subscribers claimed Chicago-based Ameritech Corp. hid charges in this multi-state case. Illinois attorney fees would total \$1.2 million.</p>																											
<b>\$38.3</b>	Verdict	Motor vehicle	Cook Co. Circuit Court	3/26/04	Kevin P. Durkin	Clifford Law Offices	C. Barry Montgomery	Williams Montgomery & John Ltd.	Daniel M. Locallo																		
<p>► <b>Yoder v. Ferguson</b> Multi-vehicle accident resulted in death of 4-year-old son and injuries to father, mother and 2-year-old son. Mother sued numerous parties, including her husband, who was the driver.</p>																											
<b>\$35.0</b>	Settlement	Medical malpractice	Cook Co. Circuit Court	2/20/04	Kevin G. Burke	Burke Mahoney & Wise	Eric Quandt; Robert L. Nora	Pugh Jones Johnson & Quandt P.C.; McBreen Kopko McKay & Nora	Dennis J. Burke																		
<p>► <b>Arkebauer v. Lojeski et al.</b> Anesthesiologist failed to respond to multiple calls and pages resulting in delayed childbirth. Child has cerebral palsy and spastic quadriplegia.</p>																											
<b>\$32.0</b>	Verdict	Medical malpractice	Cook Co. Circuit Court	10/21/04	Kevin G. Burke	Burke Mahoney & Wise	Brian T. Henry	Pretzel & Stouffer Chartered	James McCarthy																		
<p>► <b>Campbell v. Rush-Prudential HMO Inc. et al.</b> Doctor's failure to do C-section resulted in child's severe brain damage. Dr. Mary Ann Dean-Onayemi, HMO and St. Francis Hospital in Blue Island paid plaintiff a total of \$34 million.</p>																											
<b>\$30.0</b>	Verdict	Medical malpractice	Cook Co. Circuit Court	2/24/04	Timothy W. Heath	Hegarty & Health	Jeremy Eisenstein	Law Office of Mark T. Neil	James M. Varga																		
<p>► <b>Shahid v. Home Care Home Health Agency</b> Family blamed baby's death on failure to timely test blood samples. According to plaintiff's attorney, this is the largest total verdict for a baby's death in Illinois.</p>																											
<b>\$27.0</b>	Settlement	Motor vehicle	McHenry Co. Circuit Court	2/2/04	Robert Zaideman	Zaideman & Esrig P.C.	George Brant; Glen Amundsen	Union Pacific Railroad Co.; O'Hagan Smith & Amundsen	Michael Sullivan																		
<p>► <b>Schneider v. Union Pacific Railroad Corp., et al.</b> Seven children were killed and 21 were injured when the school bus they were in was hit by a Metra commuter train in 1995. Union Pacific owned and operated train.</p>																											
<b>\$23.3</b>	Verdict	Medical malpractice	Lake Co. Circuit Court	3/25/04	Terrence S. Carden III	Deratany & Carden	David C. Hall	Hall Prangle & Schoonveld LLC	Stephen Walter																		
<p>► <b>Jones v. Provena St. Therese Medical Center</b> Provena St. Therese Medical Center staff's failure to inform physician of irregular fetal heart rate and delays in delivery resulted in boy's brain damage and cerebral palsy.</p>																											
<div data-bbox="1165 1537 1981 1835"> <p><b>MOST COMMON CASE TYPES</b></p>  <table border="1"> <caption>MOST COMMON CASE TYPES</caption> <thead> <tr> <th>Case Type</th> <th>Count</th> </tr> </thead> <tbody> <tr> <td>Medical malpractice</td> <td>17</td> </tr> <tr> <td>Childbirth-related</td> <td>7</td> </tr> <tr> <td>Motor vehicle</td> <td>7</td> </tr> <tr> <td>Product liability</td> <td>6</td> </tr> <tr> <td>Wrongful death</td> <td>4</td> </tr> <tr> <td>Negligence</td> <td>3</td> </tr> <tr> <td>Fraud</td> <td>2</td> </tr> <tr> <td>Discrimination</td> <td>2</td> </tr> </tbody> </table> </div>										Case Type	Count	Medical malpractice	17	Childbirth-related	7	Motor vehicle	7	Product liability	6	Wrongful death	4	Negligence	3	Fraud	2	Discrimination	2
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<b>\$21.1</b>	Verdict	Pharmacy negligence	Cook Co. Circuit Court	8/10/04	Gilbert J. Ross and David B. Selig	Sussman Selig & Ross	William V. Johnson	Johnson & Bell Ltd.	Dennis J. Burke																		
<p>► <b>Gerhke v. Walgreen Co.</b> Misfilled prescription left 7-month-old girl a spastic quadriplegic.</p>																											
<b>\$17.0</b>	Verdict	Medical malpractice	Cook Co. Circuit Court	9/9/04	James T. Ball	Law Offices of James T. Ball	Joan Powell and Virginia Cooper	Cook County State Attorney's Office	James M. Varga																		
<p>► <b>Stanley v. Cook County Hospital</b> Doctor discontinued clot-preventing drug Heparin, resulting in fatal embolism.</p>																											
<b>\$15.8</b>	Verdict	Motor vehicle	Cook Co. Circuit Court	8/3/04	Shawn S. Kasserman	Corboy & Demetrio P.C.	C. Barry Montgomery	Williams Montgomery & John Ltd.	Daniel J. Kelley																		
<p>► <b>Fears v. Mosley et al.</b> Female passenger was hit by a semi-truck at age 19, resulting in brain damage and paralysis. Only the driver of vehicle she was in was found at fault.</p>																											
<b>\$15.0</b>	Settlement	Medical malpractice	Cook Co. Circuit Court	4/26/04	Kevin G. Burke	Burke Mahoney & Wise	Brian C. Fetzer	Johnson & Bell Ltd.	Kathy M. Flanagan																		
<p>► <b>Duvall v. Evanston Northwestern Healthcare Corp.</b> Fetus had signs of low oxygen, but nurse took no action, resulting in brain damage to child.</p>																											
<b>\$12.5</b>	Verdict	Medical malpractice	Cook Co. Circuit Court	6/22/04	Barry D. Goldberg	Goldberg & Goldberg	David C. Hall	Hall Prangle & Schoonveld LLC	Thomas L. Hogan																		
<p>► <b>Garcia v. Edward Hospital and Dr. John Rigali</b> Hospital staff did not respond to non-reassuring fetal heart rate, resulting in brain damage and cerebral palsy.</p>																											
<b>\$12.4</b>	Verdict	Medical malpractice	Cook Co. Circuit Court	7/8/04	Melanie K. Fairman and Robert J. Pavich	Monico Pavich & Spevack	Jennifer A. Lewis	Lewis & Gellen	Carol P. McCarthy																		
<p>► <b>Madalinski v. St. Alexius Medical Center</b> Woman died due to an undiagnosed ruptured pancreatic cyst, just hours after giving birth.</p>																											

# CRAIN'S LIST ILLINOIS' LARGEST VERDICTS AND SETTLEMENTS IN 2004

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Amount (millions)	Settlement/ Verdict	Type	Court	Date announced	Lead plaintiffs attorney(s)	Firm	Lead defense attorney(s)	Firm	Judge
\$11.4	Settlement	Medical malpractice/ Products liability	Cook Co. Circuit Court	5/3/04	Alice Dolan	Cogan McNabola & Dolan LLC	Eric Quandt	Pugh Jones Johnson & Quandt P.C.	Richard B. Berland
<p>► <b>Graves v. Northwestern Memorial Hospital</b> Medical device broke during surgery, which rendered patient quadriplegic. Patient died from complications related to the injury to spinal cord. Patient's widow sued Northwestern and surgeons who performed surgery. They in turn sued the manufacturers and distributors of the device.</p>									
\$10.5	Settlement	Motor vehicle	Sangamon Co. Circuit Court	4/14/04	Thomas F. Londrigan	Londrigan Potter & Randle P.C.	Andrew Kopon	Cremer Kopon Shaughnessy & Spina LLC	Patrick Kelley
<p>► <b>Heitman v. Hurst and Landmark Ford Inc.</b> Three college students on their way to do volunteer work were killed by drunk driver in company car. Two other students injured.</p>									
\$10.3	Settlement	Product liability	St. Clair Co. Circuit Court	11/23/04	David A. Nester	Nester & Constance P.C.	Elizabeth B. Herrington, John Doyle	McDermott Will & Emery LLP	Michael J. O'Malley
<p>► <b>Mink v. Maytag Corp.</b> Maytag's Neptune front-load washing machines defective and produced foul odors. Plaintiffs' counsel estimates class comprises approximately 1.9 million people. Total repair and reimbursement costs are \$2 million.</p>									
\$10.0	Settlement	Workplace safety	Cook Co. Circuit Court	12/10/2004	Robert J. Bingle; Brian Murphy; James L. Farina	Corboy & Demetrio P.C.; Hofeld & Schaffner; Hoey & Farina PC	John P. Lynch Jr.	Cremer Kopon Shaughnessy & Spina LLC	Lynn M. Egan
<p>► <b>Henry, et al. v. Burlington Northern and Santa Fe Railroad Co. et al.</b> Three men were killed by electrocution in 1999 while stacking railcar containers on the job.</p>									
\$9.3	Verdict	Medical malpractice	Cook Co. Circuit Court	10/20/04	Bruce R. Pfaff	Pfaff & Gill	Richard H. Donohue	Donohue Brown Mathewson & Smyth	Thomas R. Chiola
<p>► <b>Okaro v. Edgewater Medical Center</b> Patient died from injury sustained in unneeded surgery.</p>									
\$7.0	Settlement	Medical malpractice	Cook Co. Circuit Court	11/15/04	Barry R. Chafetz	Corboy & Demetrio	Chad M. Castro	Anderson Bennett & Partners	Donald O'Connell
<p>► <b>Hurtado v. Pradeep Nagaraju M.D.</b> Overcorrection of patient's sodium led to coma and eventual death.</p>									
\$6.2	Verdict	Medical malpractice	Cook Co. Circuit Court	10/8/04	James T. Ball	Ball & Jennings	Aiju C. Thevatheril and Lawrence Helms	Swanson Martin & Bell	Dennis J. Burke
<p>► <b>Villagomez v. Northwestern Memorial Hospital</b> Infant's defects blamed on Northwestern Memorial Hospital doctors' inattention to fetal distress.</p>									
\$6.0	Verdict	Sexual abuse	St. Clair Co. Circuit Court	9/30/04	Bruce N. Cook	Cook Yursa Bartholomew Brauer & Shevlin	John L. Gilbert	Hinshaw & Culbertson LLP	Michael O'Malley
<p>► <b>Lindsey Smith v. Steven Smith</b> Father sexually abused daughter 16 years ago.</p>									
\$5.7	Settlement	Banking	U.S. District Court, Northern District of Illinois	7/13/04	Burtis M. Dougherty	U.S. Department of Justice	Jonathan S. Feld	Katten Muchin Zavis Rosenman	Samuel Der-Yeghiayan
<p>► <b>U.S. v. First American Bank</b> Regulators claimed bank in Carpentersville engaged in redlining.</p>									
\$5.0	Settlement	Medical malpractice	Cook Co. Circuit Court	1/20/04	Peter D. Hoste, Tom Leahy	Leahy & Hoste	Jody Pabst, Lawrence Helms	Swanson Martin & Bell	Richard B. Berland
<p>► <b>Bugner v. Unnamed Hospital</b> Patient showed change in vital signs at 10 a.m., first intervention at 5 p.m. Died the next morning.</p>									
\$4.8	Verdict	Wrongful death	Mercer County Circuit Court	2/2/04	Matthew S. Miller, Richard J. Prendergast	Richard J. Prendergast Ltd.	Martha Shaff, Roger Lathrop	Neuman & MacMahon	Mark A. Vandewiele
<p>► <b>Kemerer v. Illinois Power Co.</b> Man cleaning church killed when ladder touched electrical lines.</p>									
\$4.5	Settlement	Motor vehicle	Cook Co. Circuit Court	11/15/04	Daniel M. Kotin	Corboy & Demetrio P.C.	Edward C. Snow	Chicago Transit Authority's legal department	Diane Larsen
<p>► <b>Wawdiwala v. Chicago Transit Authority</b> Mother watched as bus ran over her child's head.</p>									
\$4.0	Settlement	Medical malpractice	Cook Co. Circuit Court	11/2/04	Kevin G. Burke	Burke Mahoney & Wise	Brian T. Levin	Lewis & Gellen	Donald Devlin
<p>► <b>Hashmi v. Swedish Covenant Hospital et al.</b> Delayed C-section caused child's death.</p>									
\$4.0	Settlement	Products liability	Madison Co. Circuit Court	12/10/04	Michael R. Bilbrey	Bilbrey & Hylla P.C.	George Keiser	Burroughs Hepler Broom MacDonald Hebrank & True LLP	Dan Stack
<p>► <b>Lindau v. A.W. Chesterton Inc. et al.</b> Painter exposed to asbestos at job site, now suffers from a cancer caused by exposure to asbestos.</p>									
\$3.9	Verdict	Intellectual property	U.S. District Court, Northern District of Illinois	2/25/04	William H. Frankel	Brinks Hofer Gilson & Lione	David N. Makous	Lewis Brisbois Bisgaard & Smith LLP	John W. Darrah
<p>► <b>Aero Products International Inc. and Chaffee v. Intex Recreation Corp.</b> Aerobed mattress' One Touch technology patent, trademark was infringed.</p>									
\$3.5	Settlement	Government	U.S. District Court, Northern District of Illinois	4/10/04	John J. Perconti	Levin & Perconti	Nikki Calvano	Assistant U.S. attorney	Blanche Manning
<p>► <b>Benton v. U.S.</b> Delay for an MRI at Hines VA Hospital in Maywood led to permanent paralysis of 46-year-old man's lower extremities. Patient sued U.S. under Federal Tort Claims Act.</p>									
\$3.0	Verdict	Wrongful death	Effingham Co. Circuit Court	9/17/04	Brent D. Holmes, Fred Johnson	Heller Holmes & Associates P.C.	Thomas C. Hofbauer	McCoy & Hofbauer S.C.	Michael Kiley
<p>► <b>Miller v. Effingham Equity Inc. and Todd Voelker</b> High school senior killed by farm vehicle with steering problem.</p>									

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Amount (millions)	Settlement/ Verdict	Type	Court	Date announced	Lead plaintiffs attorney(s)	Firm	Lead defense attorney(s)	Firm	Judge
\$3.0	Verdict	Negligence	Cook Co. Circuit Court	11/23/04	Jeffrey J. Kroll	Clifford Law Offices	D. Patterson Gloor; Matthew J. Gehring	Cassiday Schade & Gloor LLP; Perkins Coie LLP	Cheryl A. Starks
▶ <b>Hannon v. Evans Scholars Foundation</b> Northern Illinois University student died when another student threw cinder block off balcony.									
\$3.0	Verdict	Medical malpractice	Cook Co. Circuit Court	6/3/04	Howard Schaffner	Hofeld & Schaffner	Aiju C. Thevatheril, Lawrence Helms	Swanson Martin & Bell	Randy A. Kogan
▶ <b>Janecek v. University of Chicago Hospital</b> Patient underwent surgery based on misdiagnosis of cancer. Injuries include choleretic diarrhea and severe gas.									
\$2.9	Verdict	Discrimination	U.S. District Court, Northern District of Illinois	8/4/04	Fay Clayton	Robinson Curley & Clayton P.C.	Sally J. Scott	Franczek Sullivan P.C.	James F. Holderman
▶ <b>Deirdre Pawell v. Metropolitan Pier and Exposition Authority</b> Navy Pier electrician claimed gender bias, harassment.									
\$2.7	Verdict	Negligence	Cook Co. Circuit Court	2/24/04	Clifford W. Horwitz, Jay R. Luchsinger	Horwitz Horwitz & Associates Ltd.	Steven C. Wolf	Wolf & Wolfe Ltd.	Richard J. Elrod
▶ <b>Larry West v. Select Erecting Inc.</b> Ironworker claimed injury on the job led to rotator cuff tear years later.									
\$2.7	Settlement	Wrongful death	Cook Co. Circuit Court	3/1/04	Paul P. Wolf	Mitchell Hoffman & Wolf LLC	Richard Jones	Ryan Smolens & Jones	Lynn Egan
▶ <b>Bledsoe v. City of Evanston Police Department</b> Panhandler claimed officer's neckhold left him quadriplegic. Loss of bodily functions and related functions below his neck led to his death two years later.									
\$2.7	Verdict	Wrongful death	Cook Co. Circuit Court	10/20/04	Charles A. Porretta	Latherow & Porretta	John C. Eggert	Gordon & Karr LLP	Edward R. Burr
▶ <b>Vinicky v. Savickas</b> Gold Coast Tavern customer fatally shot by patron who was ejected.									
\$2.6	Verdict	Workplace safety	Lake Co. Circuit Court	7/19/04	Mitchell B. Friedman, James J. Morici Jr.	Morici Figlioli & Associates	John P. Prusik	Prusik Selby Daley & Kezelis P.C.	Raymond J. McKoski
▶ <b>Kulasik v. Boller Construction Corp.</b> Bricklayer fell through gap between two scaffolds.									
\$2.5	Settlement	Discrimination	U.S. District Court, Northern District of Illinois	9/2/04	Ethan Cohen	Equal Employment Opportunity Commission	Michael A. Warner	Seyfarth Shaw LLP	Samuel Der-Yeghiayan
▶ <b>Equal Employment Opportunity Commission v. Carl Buddig &amp; Co.</b> Homewood-based meatpacking company hired few blacks, kept women at lower-paying jobs.									
\$2.4	Verdict	Products liability	Vermilion Co. Circuit Court	1/28/04	Michael Kaczmarek	Vaughn Cascino Law Offices Ltd.	Cameron D. Turner	Segal McCambridge Singer & Mahoney Ltd.	Craig H. DeArmond
▶ <b>Nolan v. Weil-McLain Inc. et al.</b> Plumber's estate blamed boilers for mesothelioma death.									
\$2.4	Verdict	Business law	U.S. District Court, Northern District of Illinois	7/8/04	Edward J. Manzke	Collins Law Firm	Brian I. Glicker	Glicker & Flaig	Elaine Bucklo
▶ <b>Surface Shields Inc. v. Polytak Protection System Inc.</b> Company bribed retailers to keep their business.									
\$2.3	Settlement	Medical malpractice	Cook Co. Circuit Court	12/10/04	Peter J. Flowers	Foote Meyers Mielke & Flowers LLC	Suzanne Favia Gillen	Mangan Langhenry Gillen & Lundquist	Richard J. Elrod
▶ <b>McGowan v. Merlo, Hosain and Sherman Hospital</b> Earlier colonoscopy would've revealed cancer. Patient's death could have been prevented, estate alleged.									
\$2.2	Settlement	Motor vehicle	Cook Co. Circuit Court	3/16/04	Howard Schaffner	Hofeld & Schaffner	Denis K. Sheehan, Thomas H. Ryerson	Clausen Miller P.C.	Irving Solganick
▶ <b>John Hobart v. Eric Rahn</b> Doctor claimed back injury from collision ended his career.									
\$2.2	Verdict	Defamation	Will Co. Circuit Court	3/30/04	Shelly B. Kulwin	Kulwin & Associates LLC	Daniel J. Kramer	Law Offices of Daniel J. Kramer	James Garrison
▶ <b>Sheryl Kuzma v. Yorkville National Bank et al.</b> Bank president repeated false allegations of bribery.									
\$2.2	Settlement	Premises liability	Cook Co. Circuit Court	9/2/04	Kenneth L. Cunniff, Michael G. Mahoney	Kenneth L. Cunniff Ltd; Burke Mahoney & Wise	John H. Ehrlich, Matthew A. Hurd	Corporation Counsel, City of Chicago Law Dept.	Kathy M. Flanagan
▶ <b>Rosa Herrera v. City of Chicago</b> City's failure to fix pothole blamed for fatal car crash.									
						<b>JUDGES WHO HANDLED MORE THAN ONE OF THE CASES</b> 			
\$2.1	Settlement	Products liability	Winnebago Co. Circuit Court	3/15/04	Lawrence J. Morrissey	Morrissey Law Offices	Jay S. Judge	Judge James & Kujawa	Janet Holmgren
▶ <b>Unique Russey v. Rockford Housing Authority</b> Stove toppled onto infant who had crawled inside.									
\$2.1	Settlement	Motor vehicle	Cook Co. Circuit Court	7/30/04	George F. LaForte Jr., Raymond E. Rossi	Bishop Rossi & Scarlati Ltd.	Gregory F. Kelly, Randall G. Talan; Scott R. Landa	Menges & Molzahn LLC; Ryan Ryan & Landa	Kathy M. Flanagan
▶ <b>Fogle v. Witvoet Trucking and Excavating Inc. and Robert Koch</b> Plaintiff claimed truck ran stop sign at T-intersection.									
\$2.0	Verdict	Fraud	Cook Co. Circuit Court	3/2/04	Hall Adams III	Law Offices of Hall Adams	Peter V. Bustamante	Law Offices of Peter V. Bustamante	Leonard L. Levin
▶ <b>Jane Doe v. Elizabeth Dilling</b> Parents of AIDS sufferer lied about son's condition to woman he slept with.									
\$2.0	Settlement	False arrest	Cook Co. Circuit Court	10/19/04	John L. Stainthorp, Janis M. Susler; G. Flint Taylor Jr.	People's Law Office	Brian L. Crowe, Michael P. Sheehan; Eileen E. Rosen	Shesky & Froelich Ltd.; City of Chicago Dept. of Law	Mary A. Mulhern
▶ <b>Parents v. Detectives James Cassidy and Alan Nathaniel, City of Chicago</b> Boy's murder confession fabricated, parents alleged. At the time they were the youngest juveniles ever charged with murder.									