

**DEPOSITION SUMMARY**

of

**JOHN DOE**

January 1, 2015

John Doe vs. Peter L. Smith

Case No.: 14A-5555

**NOTE:** To protect the parties' privacy, names, numbers, dates, addresses, and locations have been changed in this summary.

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## DEPOSITION SUMMARY

of

**JOHN DOE**

April 7, 2015

John Doe vs. Peter L. Smith

Case No.: 14A-2210-3

PAGE:LINE		EXHIBIT/ SUBJECT	SUMMARY
6:4	13:18	Details of prior deposition and previous incidents of on-the-job injuries	JOHN DOE has been deposed before approximately in 2008. It was in connection with a situation at Kalamazoo Hospital. Mr. Doe was injured on the job and had to get legal help because they did not want to handle the workers' compensation correctly. Mr. Doe believes that the incident occurred in 2006, if he is not mistaken. He was working on an electrical fixture and got electrocuted, shocked or whatever. He was working at the main Doveus at Kalamazoo Hospital at that time. Mr. Doe suffered from the shock and had two broken ribs in that incident at Kalamazoo in approximately 2006. He injured his back in that on-the-job injury in 2006. Other than the incident at Kalamazoo in 2006, when Mr. Doe fell off the ladder, another time in Mr. Doe's life that he had been injured on the job was when he suffered a hernia injury; however, he cannot remember what the date was. It was an on-the-job injury. Mr. Doe was working with ABC Tools Incorporated [also referred to as "ABC" in the transcript] at that time. The incident that led Mr. Doe to have an injured hernia at ABC Tools occurred roughly in 1994.
13:19	18:25	Details of previous accidents	Mr. Doe agrees that the subject accident occurred on January 26, 2012. Mr. Doe had been involved in two motor vehicle accidents before that. The first accident occurred in Florida in 1974. Mr. Doe was not injured in that accident in 1974. Mr. Doe believes that the next accident occurred sometime in 1983. It occurred at the intersection of Chamber Road and Northside Highway in Clay County. Mr. Doe was not injured in that accident. No incident has occurred since January 26, 2012, where Mr. Doe had injured himself in some type of way, like a fall or some incident like that or any on-the-job injuries.



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19:1	26:20	Personal and address details and employment history	<p>Mr. Doe's date of birth is 3/25/1957. His address is 1234 Woodland Street, Bidwell, Georgia 30100. He has lived at that address for eight years. At present, Mr. Doe's wife, Karen Doe; Ms. Doe's father; Mr. Doe's daughter; son-in-law and grandson live with Mr. Doe at that address. Mr. Doe is employed with ABC Tools Incorporated in Kennesaw, Georgia. He runs a slitter machine at ABC Tools Incorporated. He is a machine operator there. At the time of the subject accident that occurred on January 26, 2012, Mr. Doe worked as a slitter for ABC Tools. At present and on January 26, 2012, Mr. Doe was working as a machine operator on a slitter for ABC Tools. His job duties have not changed since the subject accident. At present, Mr. Doe is able to perform all of his job duties at ABC Tools; however, he is a little slower than he used to be. Some of Mr. Doe's slowing down in his work is because he does not want to reinjure anything if he can possibly help it and he has been successful in not reinjuring anything. Mr. Doe originally started working for ABC Tools in April 1981, then he left in 2000 and then went back in 2010 to work for them. The reason Mr. Doe left his job at ABC Tools in 2000 was that he went to work for Clay County Board of Education. He worked there with the sixth, seventh and eighth grade special ed as a paraprofessional or a teacher's aide. He worked for Garrett Middle School located in Bidwell. Mr. Doe left his job as a paraprofessional because he just felt the need to expand and he was attending school for early childhood at that time. He attended the Chattahoochee school for early childhood. It was a vocational tech school; they keep changing the name. Mr. Doe attended the Chattahoochee early childhood school in Paulding County; however, he did not obtain a certificate or degree from Chattahoochee. Since 1981, when Mr. Doe was working with ABC Tools, besides working for ABC Tools, the Clay County Board of Education and Kalamazoo, Mr. Doe has also worked with Wynn Electric. It was an electrical company and Mr. Doe delivered things for them for a while. Mr. Doe thinks that he worked for Wynn Electric from sometime</p>



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			maybe in the end of 2000 into 2001; however, he is not positively sure of that.
26:21	29:22	Reference to accident report, time of occurrence of subject accident and education details	Mr. Doe did not lose any wages from ABC Tools as a result of the subject accident on January 26, 2012. According to the accident report, the accident would have occurred on a Friday because it was Thursday when Mr. Doe left for work; therefore, it would have been the early morning of Friday. The accident report mentions the time of the accident as a little bit after midnight; therefore, the accident would have probably occurred at 12:15 a.m., 12:30 a.m., in that range. Mr. Doe grew up in Florida. He graduated from Stevenson Junior/Senior High in Green County, Florida in 1976. Mr. Doe served in the military from June 1967 until December 1980. He served in the United States Navy. He was an aviation structural mechanic in the military. He was honorably discharged.
29:23	37:8	Subject accident details	At the time of the subject accident on January 26, 2012, Mr. Doe was going to his house. He was leaving work to go home. He had gotten off at his normal time from ABC Tools and was alone in his truck. In regard to how the subject accident occurred, Mr. Doe remembers heading down Old 41 and right at the intersection at McCollum there, he had a green light and he remembers coming to the green light. There was a vehicle coming from the other direction, the headlights of that vehicle were coming into Mr. Doe's lane and the next thing that happened was Mr. Doe got hit. Mr. Doe was trying to get far over to the right because the other vehicle was coming at him and Mr. Doe felt that he was going to get hit head-on; therefore, he was trying to swerve as far as he could without hitting the curb. Mr. Doe's truck did not hit the curb until the other vehicle hit him and kind of spun him. After the other vehicle hit Mr. Doe's truck, Mr. Doe's truck did two 360s and hit back into the curb. The airbag in Mr. Doe's truck did not deploy. The vehicle that hit Mr. Doe's truck was a Infiniti Q45. Mr. Doe was driving a Chevy X18 Quad Cab. Mr. Doe's truck came to rest at some point. After that, Mr. Doe remembers getting out of his truck. It was pretty beaten up and Mr. Doe remembers looking over where the driver of the other



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			vehicle was, and the other driver was kind of like with his hands over his head, which Mr. Doe surmised was because the airbags of that vehicle had deployed. Mr. Doe was able to get out of his truck without any type of assistance. He was not bleeding anywhere on his body. The police arrived at the scene of the subject accident pretty quickly. It is fair to say that the extent of what Mr. Doe could testify about how the driver of the other vehicle behaved, appeared, after the accident was just seeing that the police were making him do the sobriety tests; that is the extent of it. The driver of the other vehicle that hit Mr. Doe's truck was arrested at the scene of the accident.
37:9	39:16	Defendant's Exhibits 1 - 7 and reference to Defendant's Exhibit 8	[Defendant's Exhibit 1, Photocopy of photograph, is marked for ID.] [Defendant's Exhibit 2, Photocopy of photograph, is marked for ID.] [Defendant's Exhibit 3, Photocopy of photograph, is marked for ID.] [Defendant's Exhibit 4, Photocopy of photograph, is marked for ID.] [Defendant's Exhibit 5, Photocopy of photograph, is marked for ID.] [Defendant's Exhibit 6, Photocopy of photograph, is marked for ID.] [Defendant's Exhibit 7, Photocopy of photograph, is marked for ID.] Defendant's Exhibits 1 through 7 are photocopies of photographs. Defendant's Exhibits 1, 2, 3 and 4 truly and accurately depict what the outside and the inside of Mr. Doe's truck looked like after the accident, realizing that it does not show the underneath damage. Mr. Doe thinks that the other vehicle that had hit his truck looked worse than how it is shown in Defendant's Exhibits 5, 6 and 7. When the wrecker pulled up the other vehicle, Mr. Doe remembers the person throwing one of the front wheels of the vehicle up on the truck when they pulled it up on the wrecker. Defendant's Exhibit 8 shows what the outside of the passenger side of Mr. Doe's truck looked like after the accident.
39:17	47:18	Defendant's Exhibits 8 - 18	[Defendant's Exhibit 8, Photocopy of photograph, is marked for ID.] [Defendant's Exhibit 9, Photocopy of photograph, is marked for ID.] [Defendant's Exhibit 10, Photocopy of photograph, is marked for ID.] [Defendant's Exhibit 11, Photocopy of photograph, is marked for ID.] [Defendant's Exhibit 12, Photocopy of



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			<p>photograph, is marked for ID.] [Defendant's Exhibit 13, Photocopy of photograph, is marked for ID.] [Defendant's Exhibit 14, Photocopy of photograph, is marked for ID.] [Defendant's Exhibit 15, Photocopy of photograph, is marked for ID.] [Defendant's Exhibit 16, Photocopy of photograph, is marked for ID.] [Defendant's Exhibit 17, Photocopy of photograph, is marked for ID.] [Defendant's Exhibit 18, Photocopy of photograph, is marked for ID.] Defendant's Exhibits 9 through 18 are just additional photographs of the defendant's car. Mr. Doe did not have any broken bones from the accident of January 26, 2012. At the scene of the subject accident, when Mr. Doe was standing outside his car, seeing the police take the defendant through the sobriety tests, Mr. Doe was feeling stiff from his shoulders down to his back. Mr. Doe did not tell the police officer that he was injured anywhere. Mr. Doe told the officer that Mr. Doe was a little stiff. Mr. Doe had just been spun around and he could tell that he had been shaken back and forth. The police told Mr. Doe that he could walk down to the Subway and make a phone call or they could call a cab. At that time, Mr. Doe was pretty upset and he just said that he would take a walk. Mr. Doe ended up going to the Subway and then, he made a phone call to his wife and she called his son. Mr. Doe's son, Burdette [full name not mentioned], and Ms. Doe picked Mr. Doe up from the Subway.</p>
47:19	52:19	Injuries sustained from subject accident	<p>As a result of the subject accident of January 26, 2012, Mr. Doe's shoulders were really stiff and he injured his neck, back and his legs were somewhat bothering him, and he was having a hard time walking. The parts of Mr. Doe's body that he believes he injured in the subject accident would have been his left and right shoulder, his neck, back and his left and right leg. Those were all the parts of Mr. Doe's body that he believes that he injured in the accident. Mr. Doe went for treatment for eight weeks for his left and right shoulder; however, even after the eight weeks of treatment, his left and right shoulder still bother him on and off. Mr. Doe remembers hitting the driver's side door at the inside of the truck from the spinning around</p>





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			and swinging at the time of the impact; however, there was nothing on the right side to hit. Mr. Doe had his shoulder and lap belt on and it caught him. It is fair to say that all of Mr. Doe's body parts that he believes were injured in the accident where he felt some pain or discomfort improved over the course of his treatment that lasted eight weeks; however, after that point in time, all of those parts of his body have improved but not totally resolved. Mr. Doe never got prescribed any type of prescription pain medication or muscle relaxer after the accident of January 26, 2012. Mr. Doe is still having issues mainly with his leg every couple of weeks. His right leg bothers him on and off more than anything really. His back and neck contribute to that. His shoulders are tense on and off and a lot of times, there is like a tension buildup.
52:20	60:16	Treatment details and reference to interrogatory responses	The interrogatory responses, which were the written questions to which Mr. Doe and his attorney provided the responses, list Dove Chiropractic, Dr. Suzanne Johnson Dove in Douglasville as the place where Mr. Doe went to get medical treatment after the subject accident of January 26, 2012. Mr. Doe did not have treatment anywhere other than Dove Chiropractic after the accident of January 26, 2012. Mr. Doe treated for about eight weeks at Dove Chiropractic after the accident and that improved all of the parts of his body, including his back; however, he still had some issues from time to time. Then at some point, Mr. Doe got an epidural in his back.
60:17	66:15	Effect of subject accident on life	In regard to how the subject accident of January 26, 2012, has affected Mr. Doe's life, if it did, Mr. Doe states that it had put him, kind of, in a financial bind for a while because he had to rent vehicles to get back and forth to work and he ended up selling a piece of property because he could not get to it anymore because he did not have his truck. Ms. Doe was really stressed out; however, she did not need to be because of her condition. Mr. Doe's truck was totaled in the subject accident. Only the USAA helped out Mr. Doe with the compensation for the damage to his truck. USAA paid Mr. Doe for the damage to his truck; they paid the truck off.





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66:16	76:10	Details of accident that occurred in 1991, 1992 and injuries sustained	In reference to some of Mr. Doe's medical records, where there is a note that mentions a cerebral hemorrhage, Mr. Doe states that it was from an automobile accident that occurred in 1991, 1992 on the Northside Highway and Carlton Road. Mr. Doe had a cerebral hemorrhage as a result of that accident and after that he had vertigo, which lasted for about two years. He was on medication for that. Mr. Doe started having high blood pressure problems after that accident. They figured that it might have started after that accident because it did not start until after that accident. Mr. Doe also suffered a separation of the AC joint in his right shoulder after the accident in 1991, when his vehicle was hit by the Weston County school bus, and it was also the 1991 accident where he suffered a cerebral hemorrhage. It is fair to say that Mr. Doe can still do all the activities that he did before January 26, 2012; however, he is somewhat slower or he does not do the activities at all because he does not want to injure himself.
	76:17		[Volume I adjourned.]

