

EA12-005

CHRYSLER

12-13-2012

Enclosure 3 – Public

Subject Vehicles

Lawsuits and Claims

Jeep Grand Cherokee (ZJ, WJ)

█ v. Chrysler Group LLC

Vehicle Inspection  
2006 Chevrolet Equinox  
Kennedale, Texas  
May 29, 2010

DAG

DYNAMIC ANALYSIS GROUP LLC

1440 Lake Front Circle, Suite 130  
The Woodlands, Texas 77380



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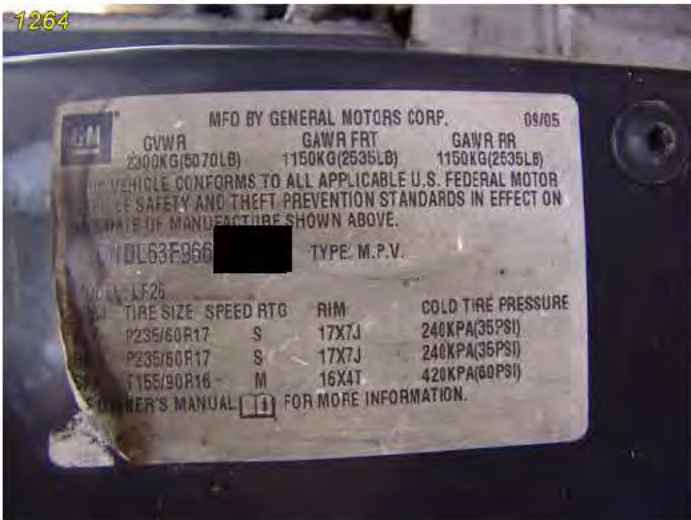
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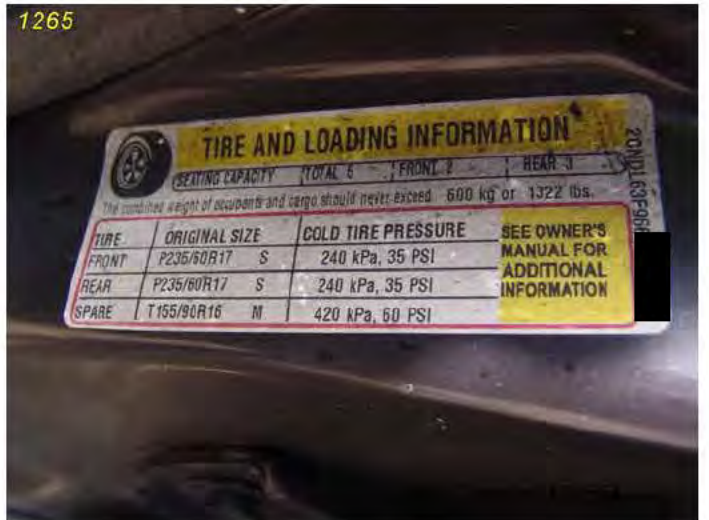
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**DYNAMIC ANALYSIS GROUP LLC**





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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC

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DYNAMIC ANALYSIS GROUP LLC

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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC





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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC

█ v. Chrysler Group LLC

Vehicle Inspection  
2004 Jeep Grand Cherokee 4x2  
Lancaster, Texas  
June 25, 2010

DAAG

DYNAMIC ANALYSIS GROUP LLC

1440 Lake Front Circle, Suite 130  
The Woodlands, Texas 77380



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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC





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DYNAMIC ANALYSIS GROUP LLC

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DYNAMIC ANALYSIS GROUP LLC



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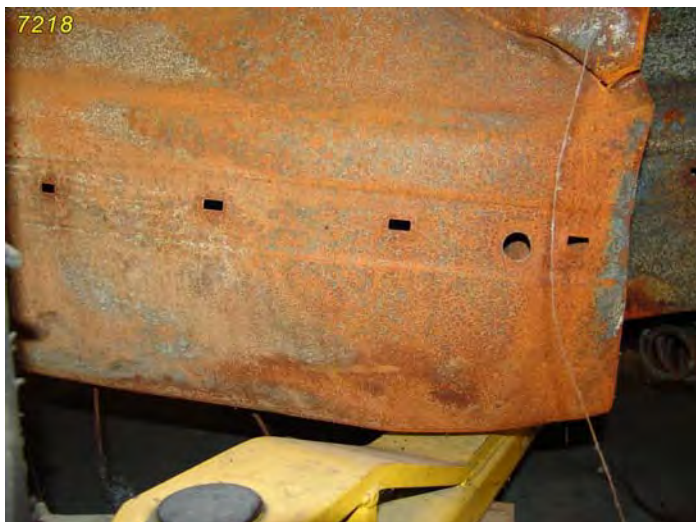
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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC





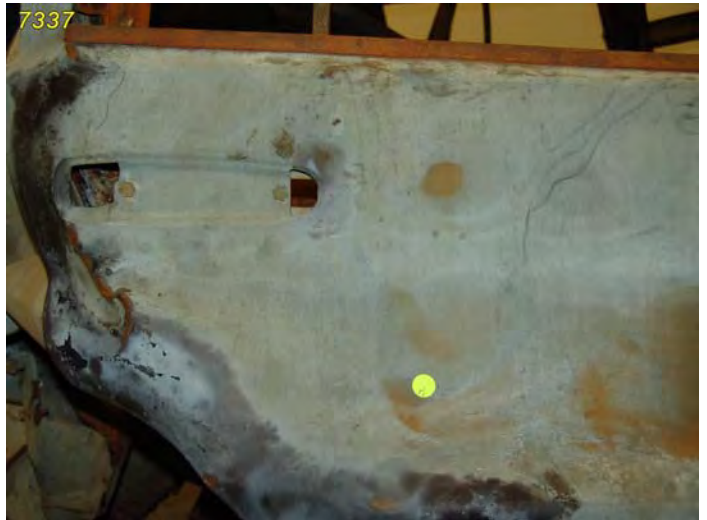
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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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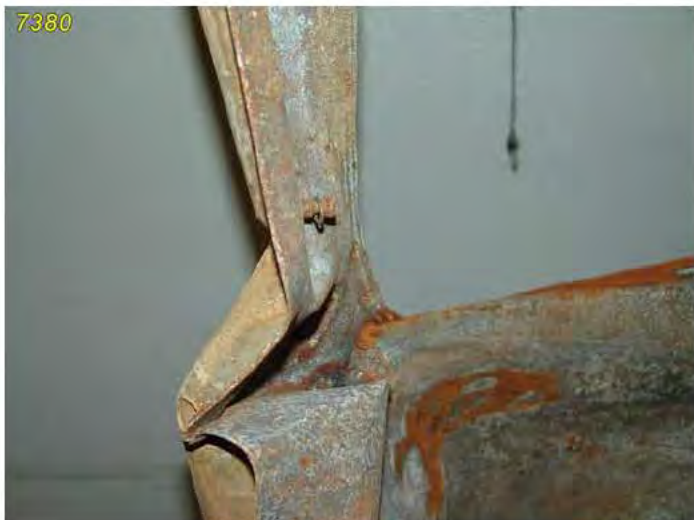
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DYNAMIC ANALYSIS GROUP LLC





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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC





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EA12-005- Chrysler -021655

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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC

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DYNAMIC ANALYSIS GROUP LLC

05- Chrysler -0216



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DYNAMIC ANALYSIS GROUP LLC

EA12-005- Chrysler -021662





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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



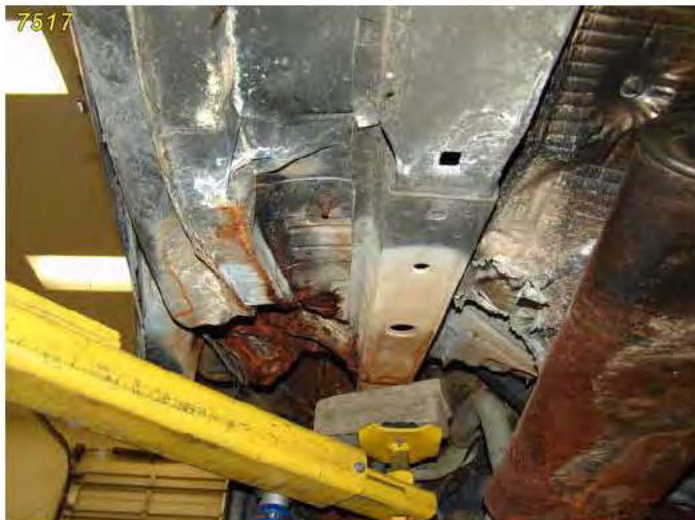
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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC





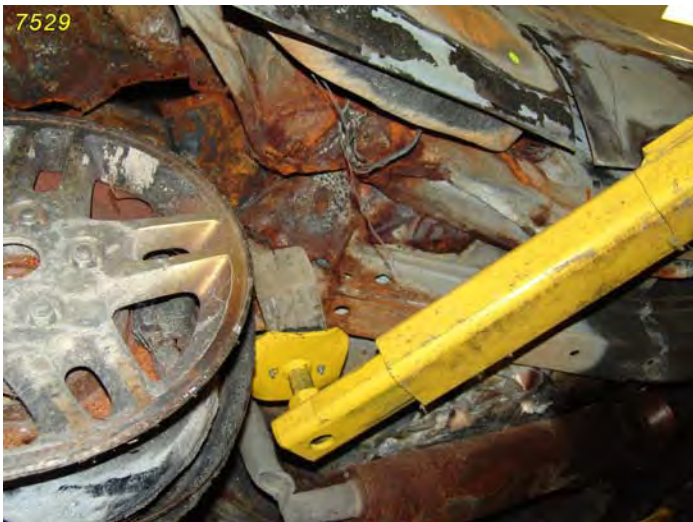
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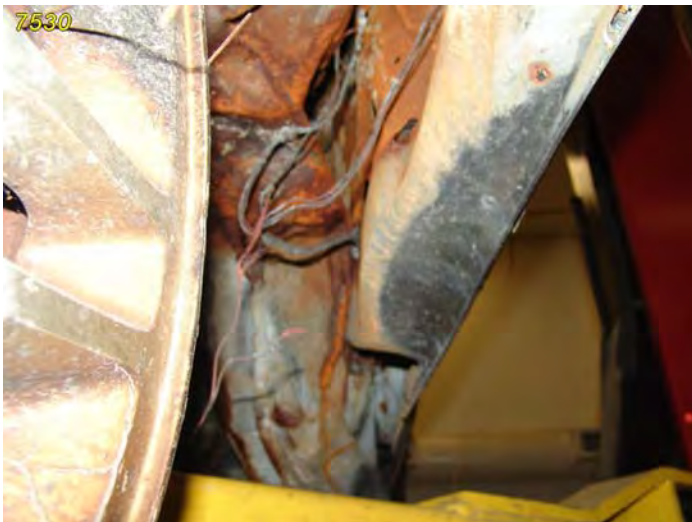
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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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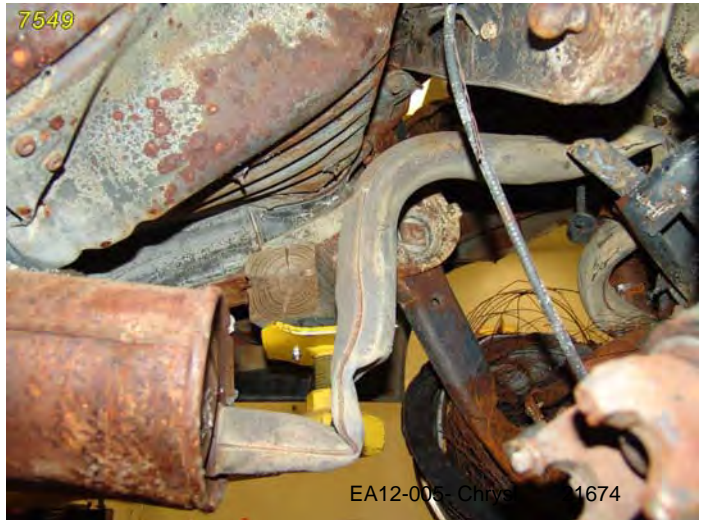
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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC





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DYNAMIC ANALYSIS GROUP LLC



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DYNAMIC ANALYSIS GROUP LLC



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EA12-005- Chrysler -021681

██████████ v. Chrysler Group LLC

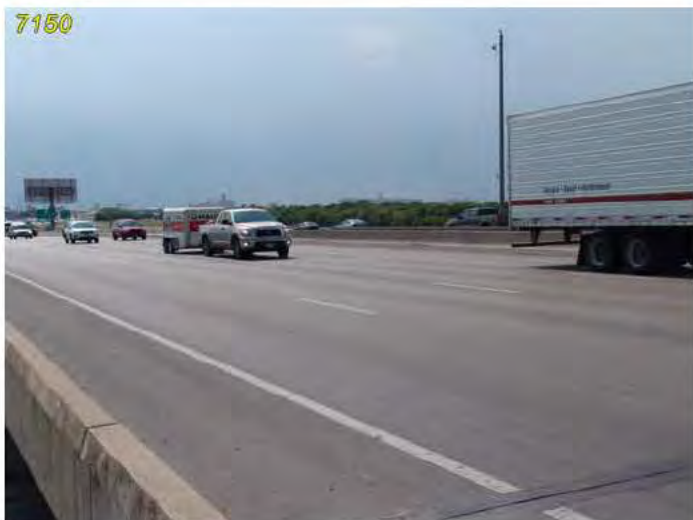
Scene Inspection  
Tarrant County, Texas  
June 24, 2010

DAAG DYNAMIC ANALYSIS GROUP LLC  
1440 Lake Front Circle, Suite 130  
The Woodlands, Texas 77380

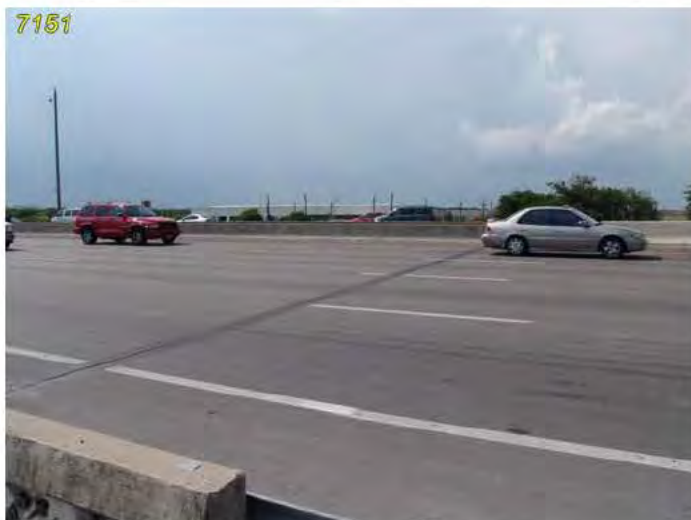


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DYNAMIC ANALYSIS GROUP LLC

EA12-005- Chrysler - 021942



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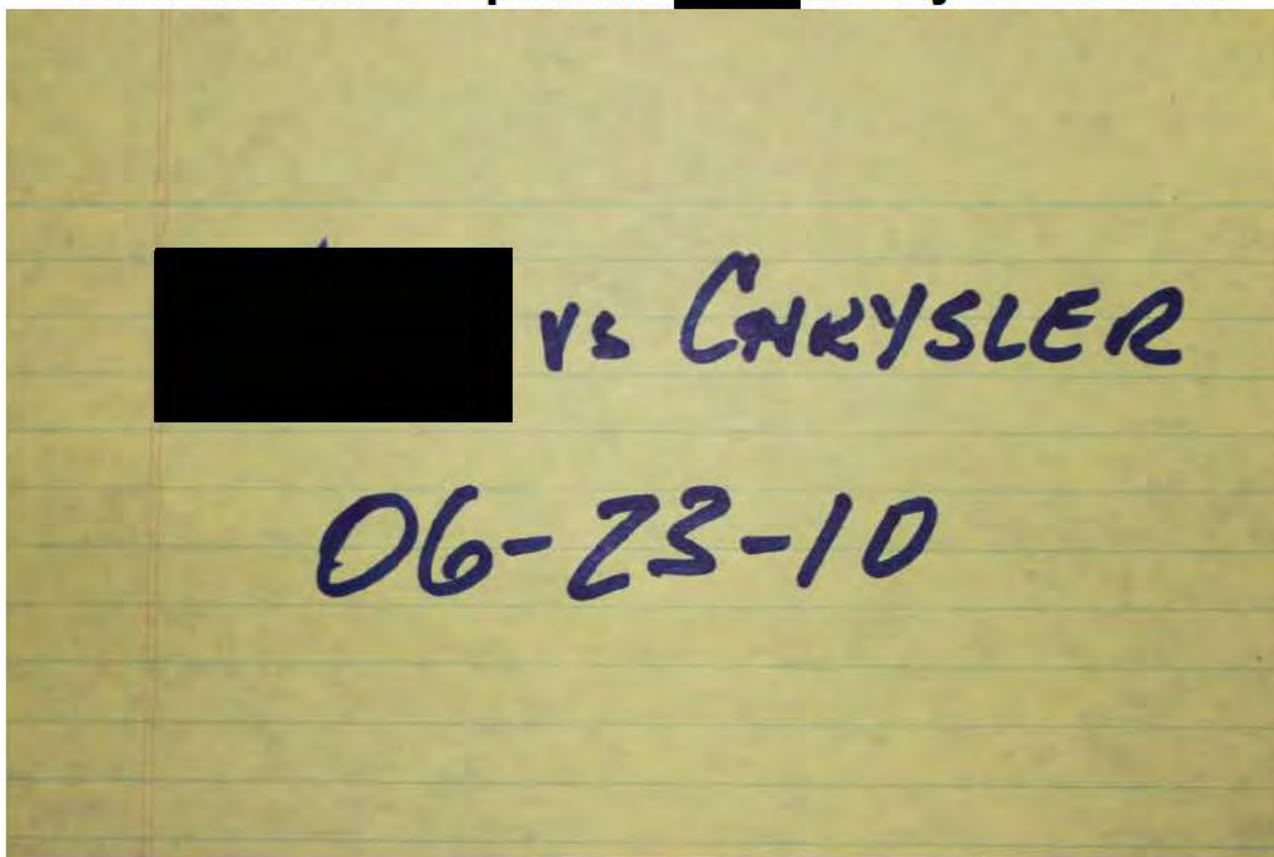
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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021945

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021947

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021948

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021949

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021950

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021951

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021952

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021953

**Accident Vehicle Inspection** [REDACTED] **vs Chrysler 06-23-10**



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EA12-005- Chrysler -021954



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021955

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021956

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



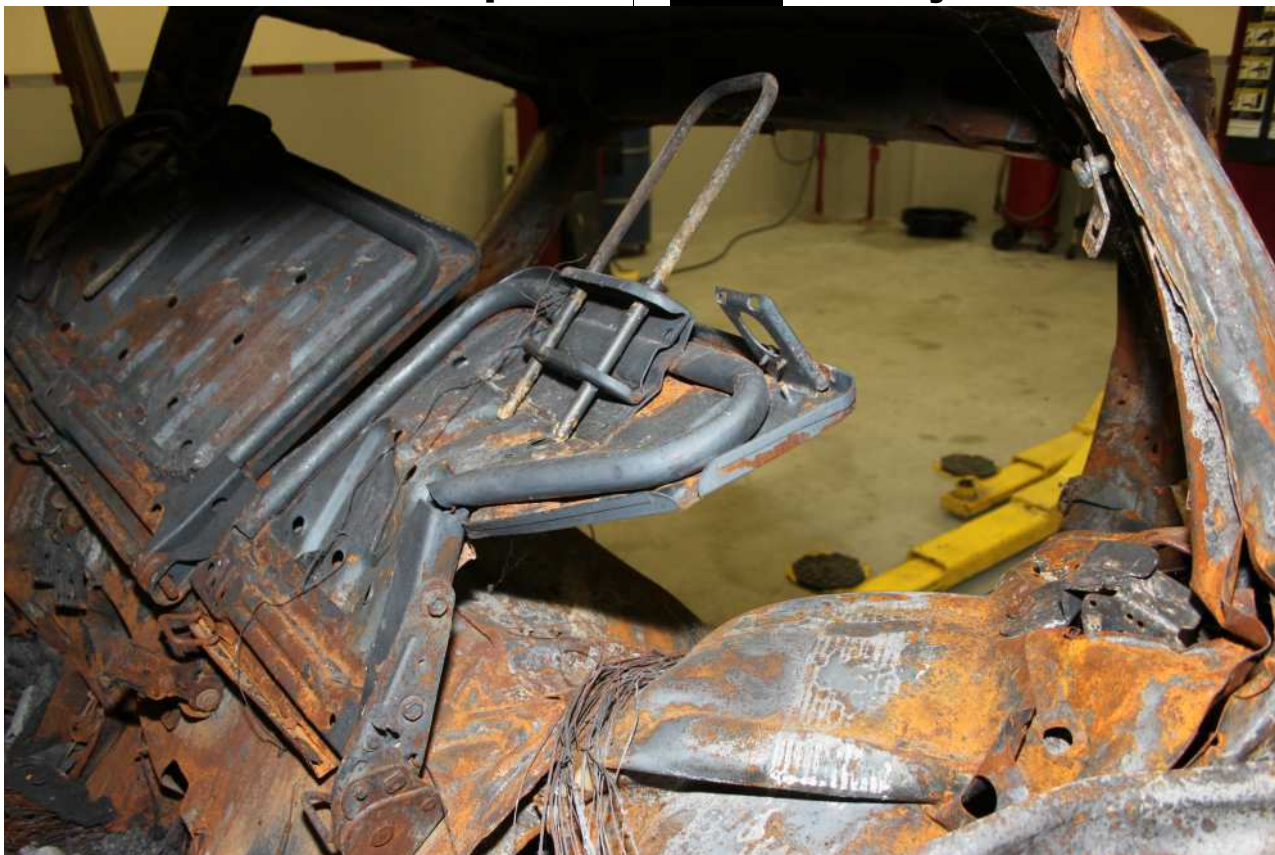
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EA12-005- Chrysler -021957

**Accident Vehicle Inspection** [REDACTED] **vs Chrysler 06-23-10**



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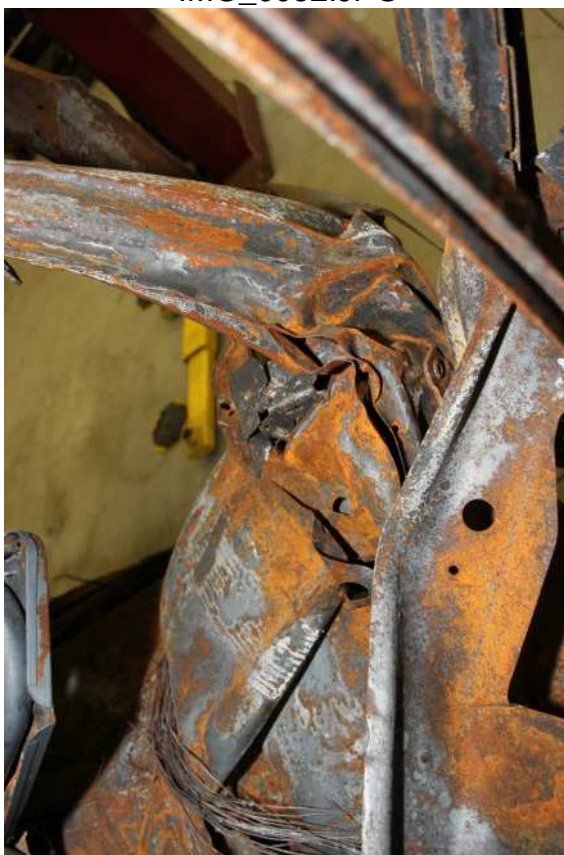
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EA12-005- Chrysler -021958

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021959

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021960

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021961

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021962



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021963

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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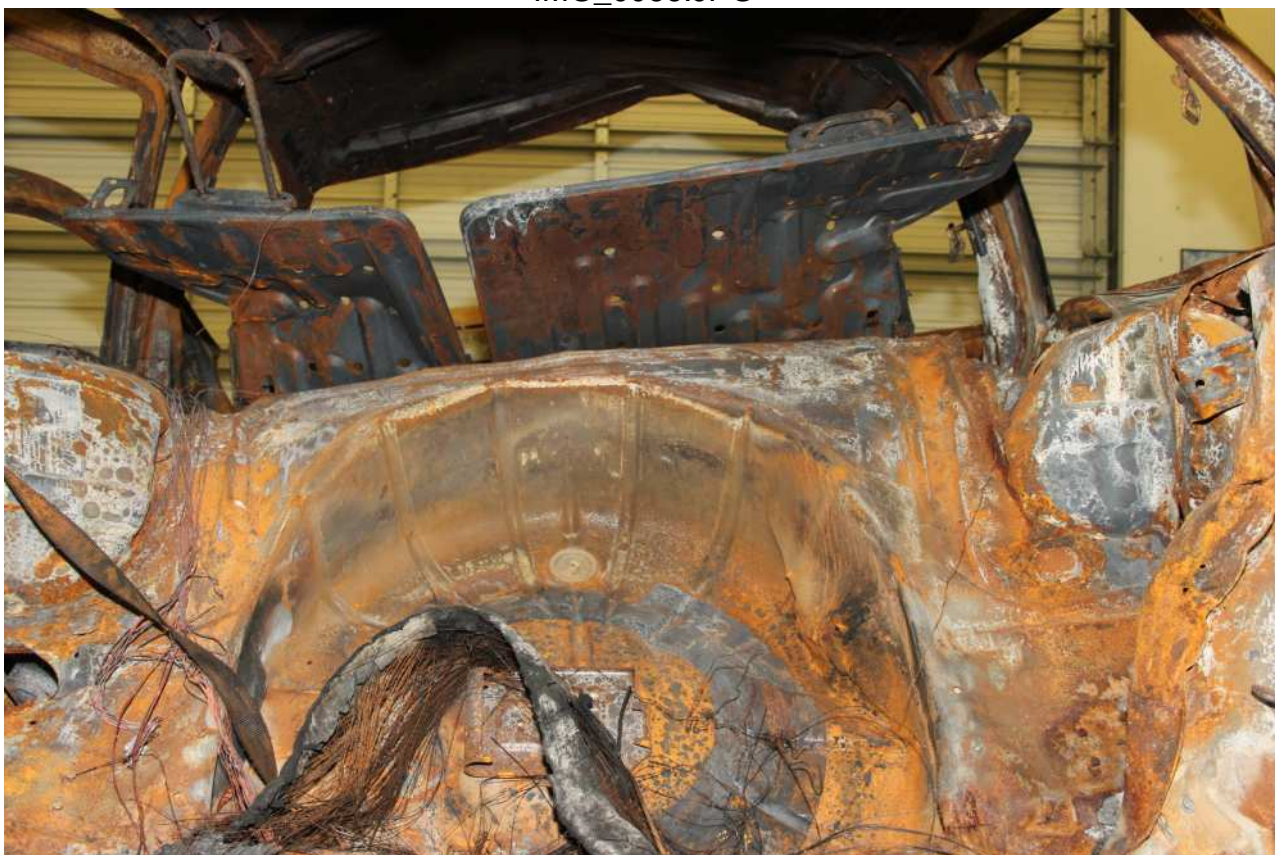


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**Accident Vehicle Inspection** [REDACTED] **vs Chrysler 06-23-10**



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EA12-005- Chrysler -021966

**Accident Vehicle Inspection** vs **Chrysler 06-23-10**



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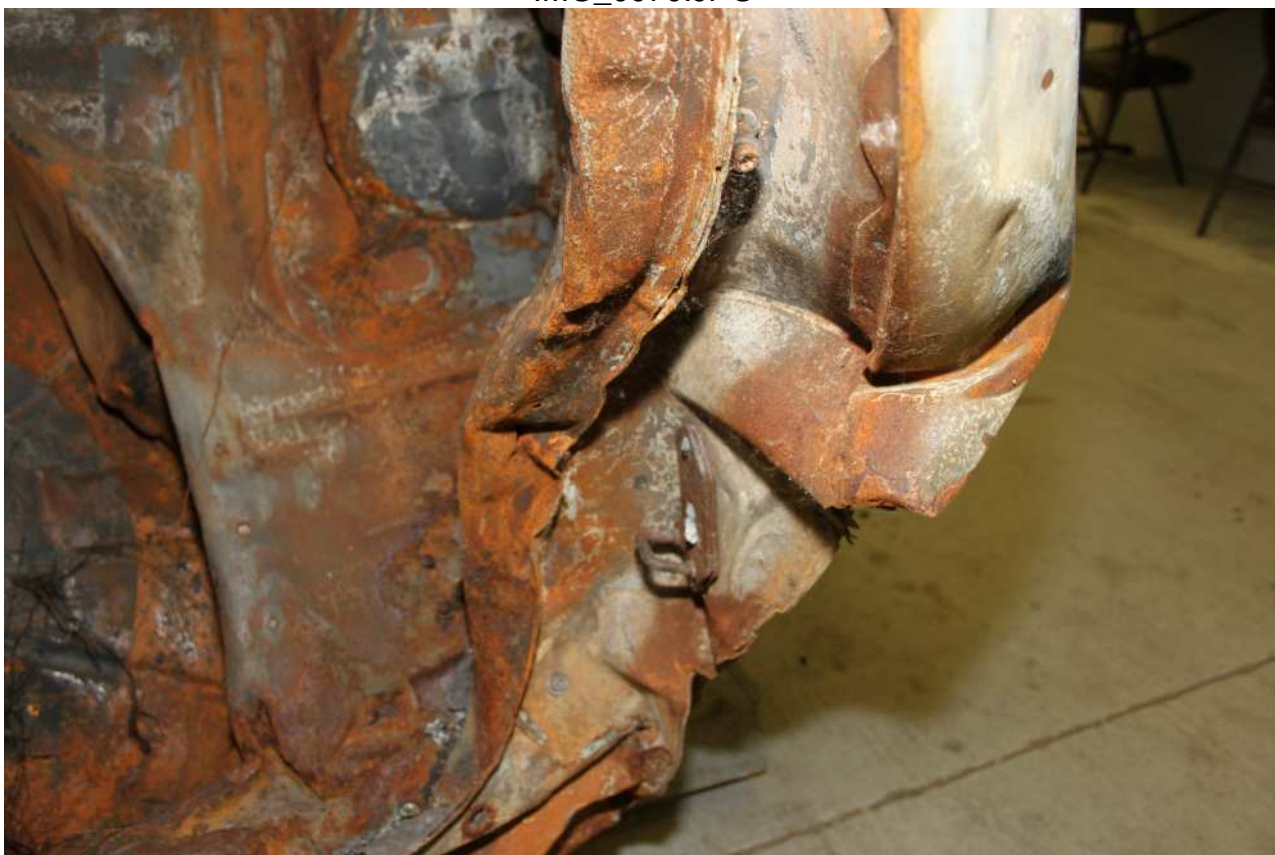
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EA12-005- Chrysler -021967

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021968

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021970



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021971

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021973

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021974

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021975

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



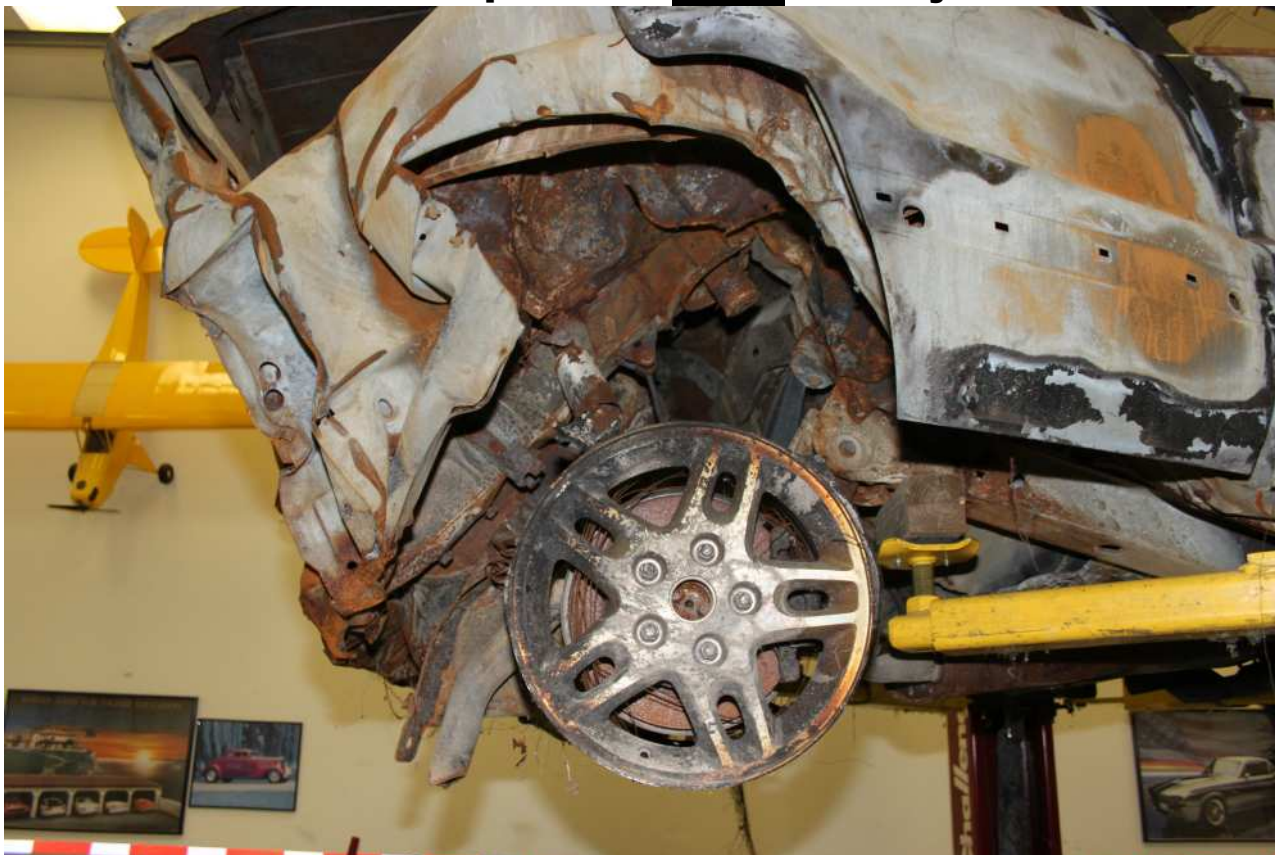
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EA12-005- Chrysler -021977

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021978



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



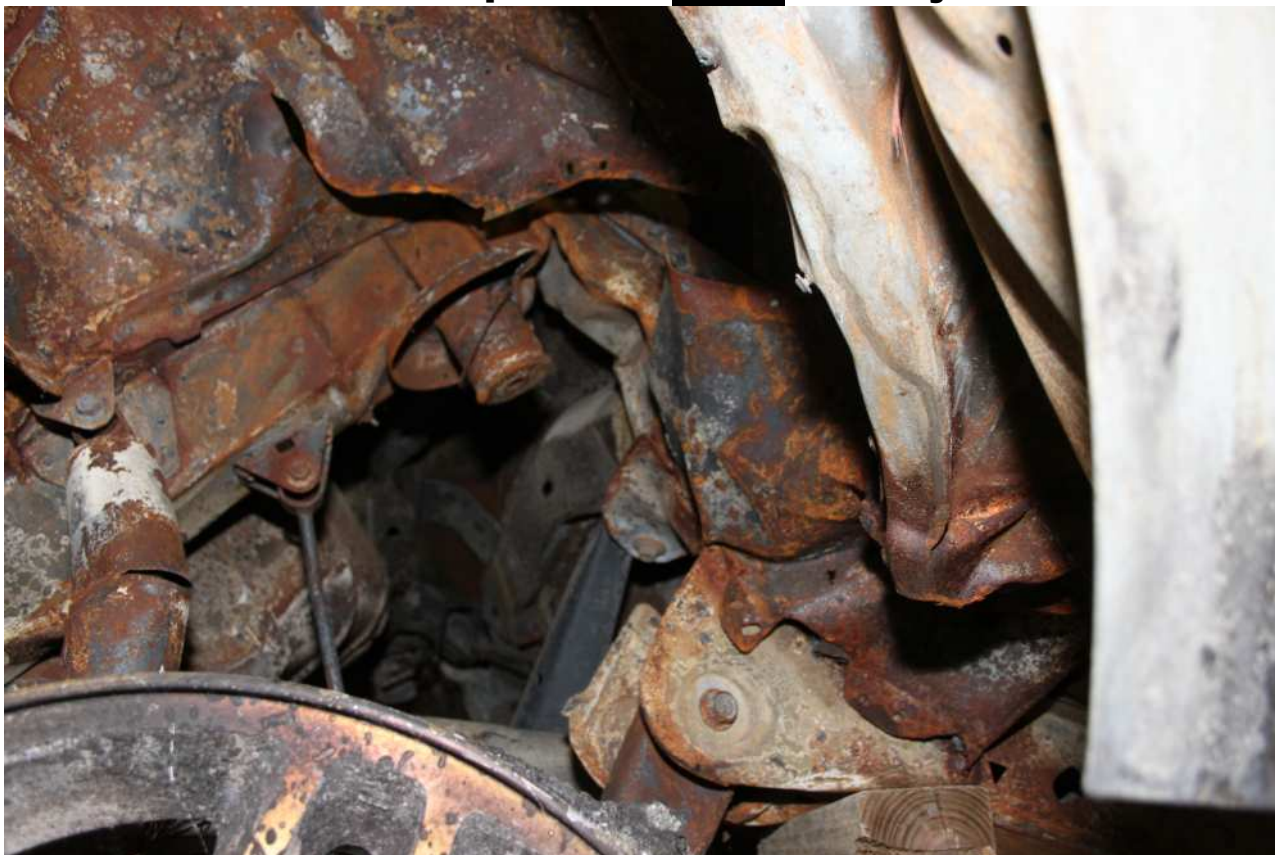
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EA12-005- Chrysler -021979

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021980

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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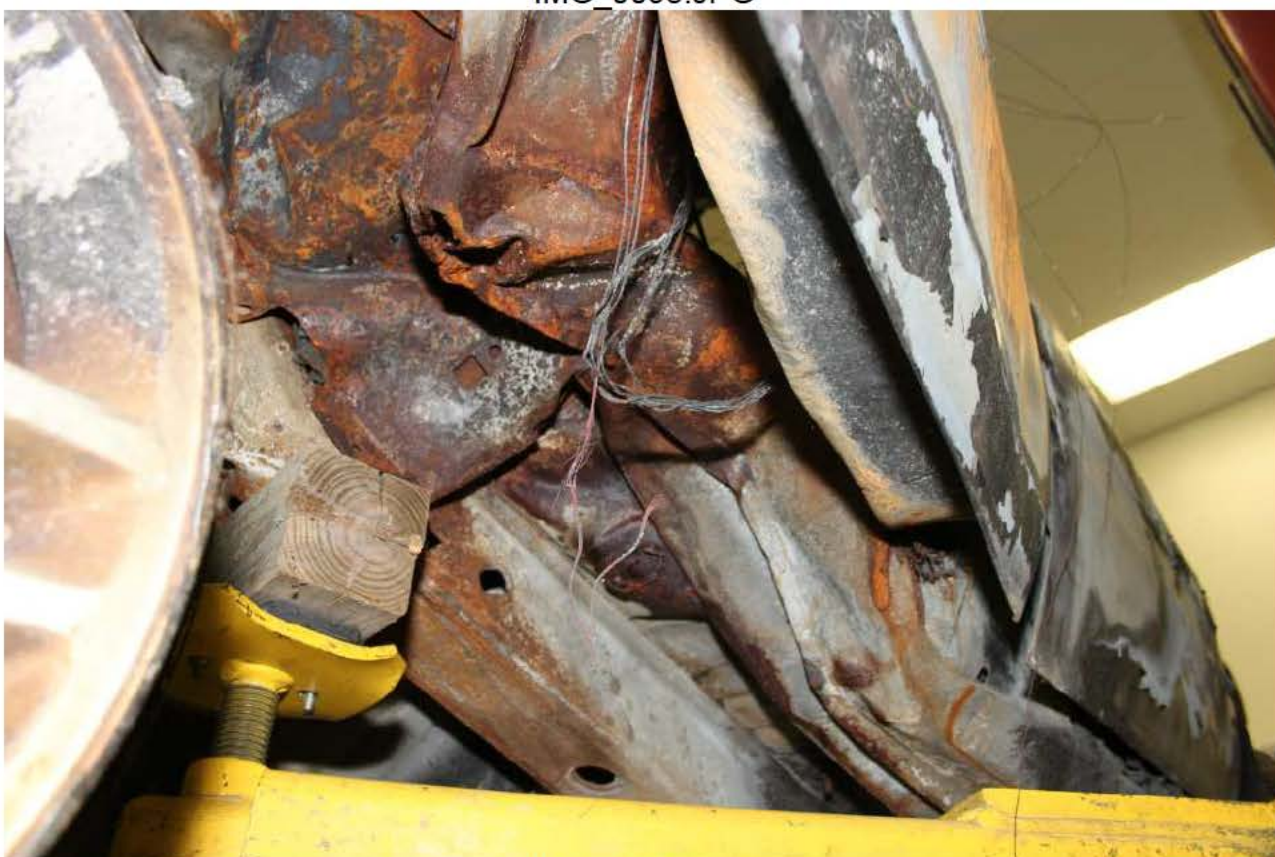
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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



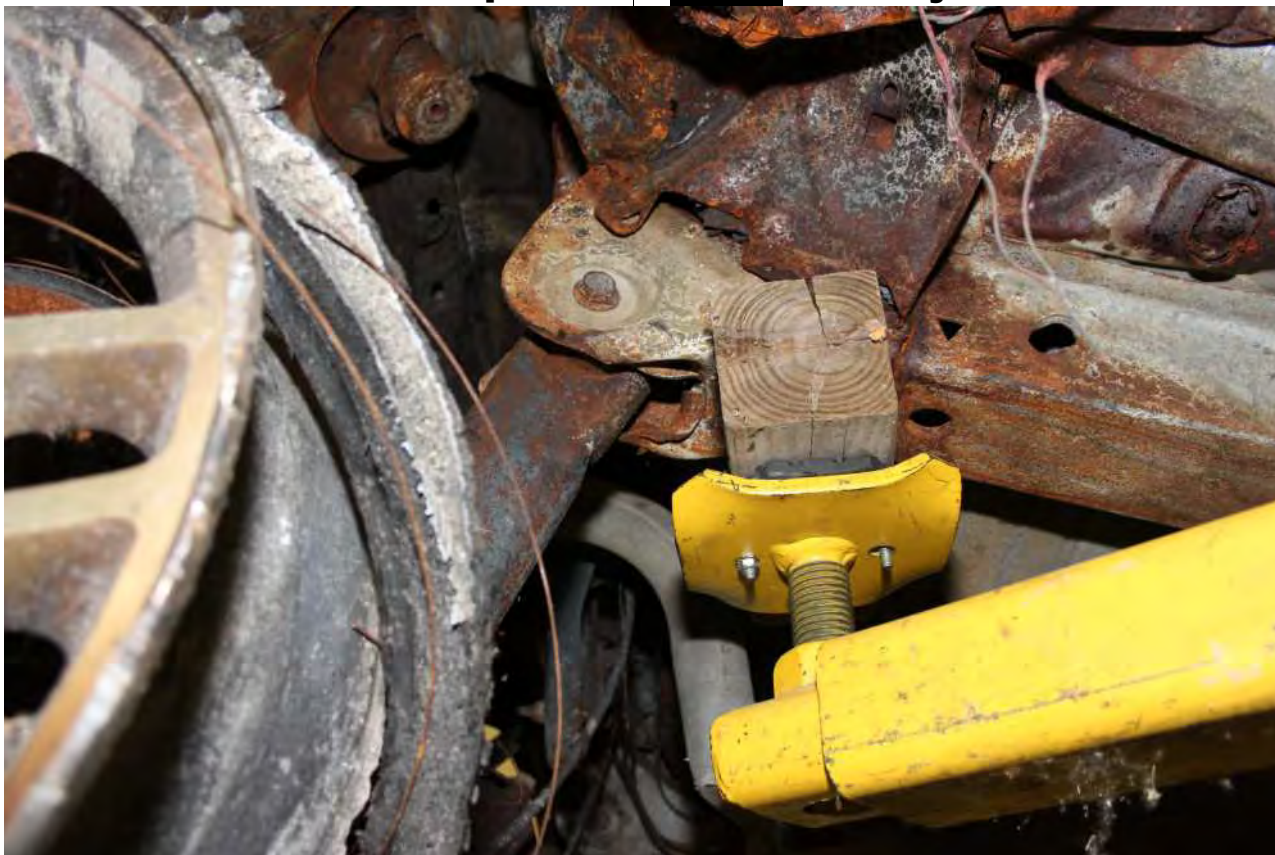
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EA12-005- Chrysler -021982

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021983

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021984

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021985

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021986



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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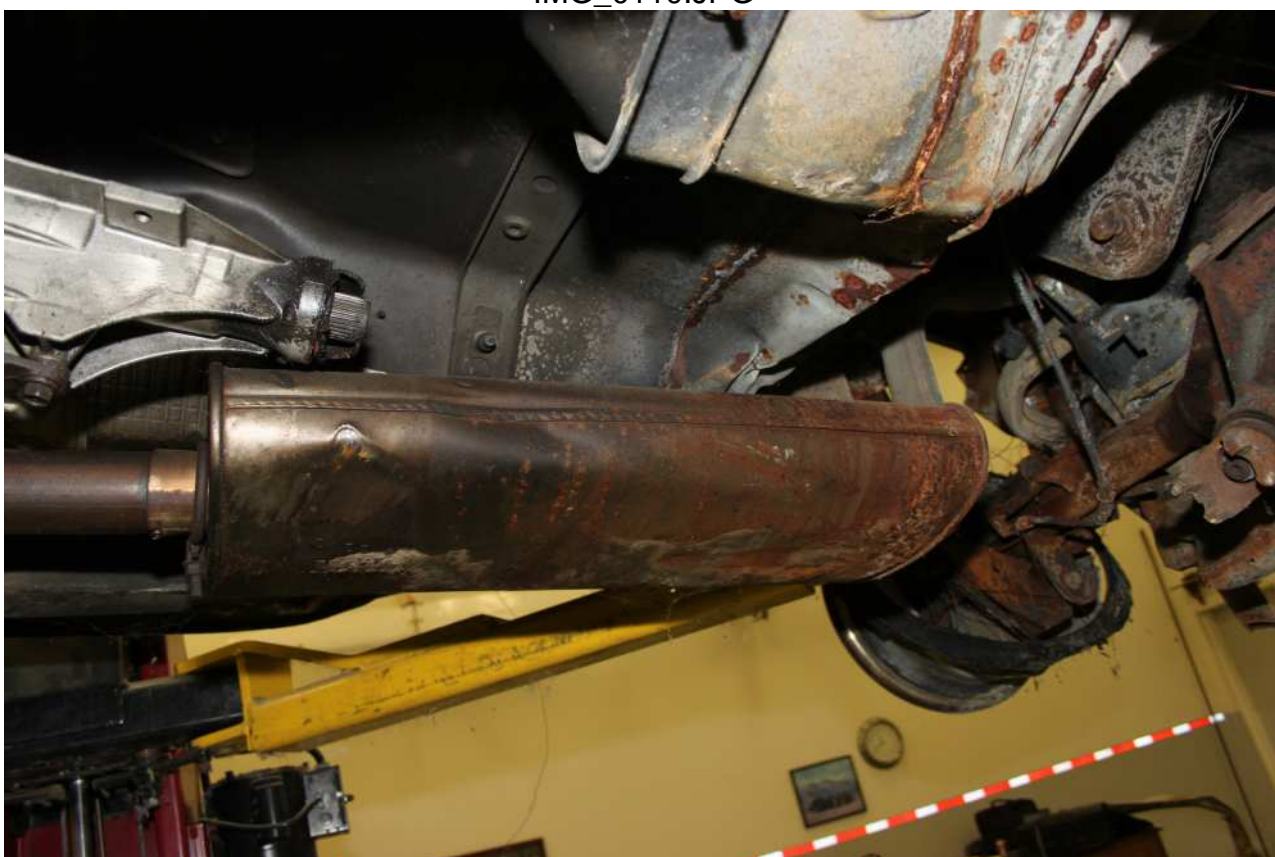
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**Accident Vehicle Inspection** vs **Chrysler 06-23-10**



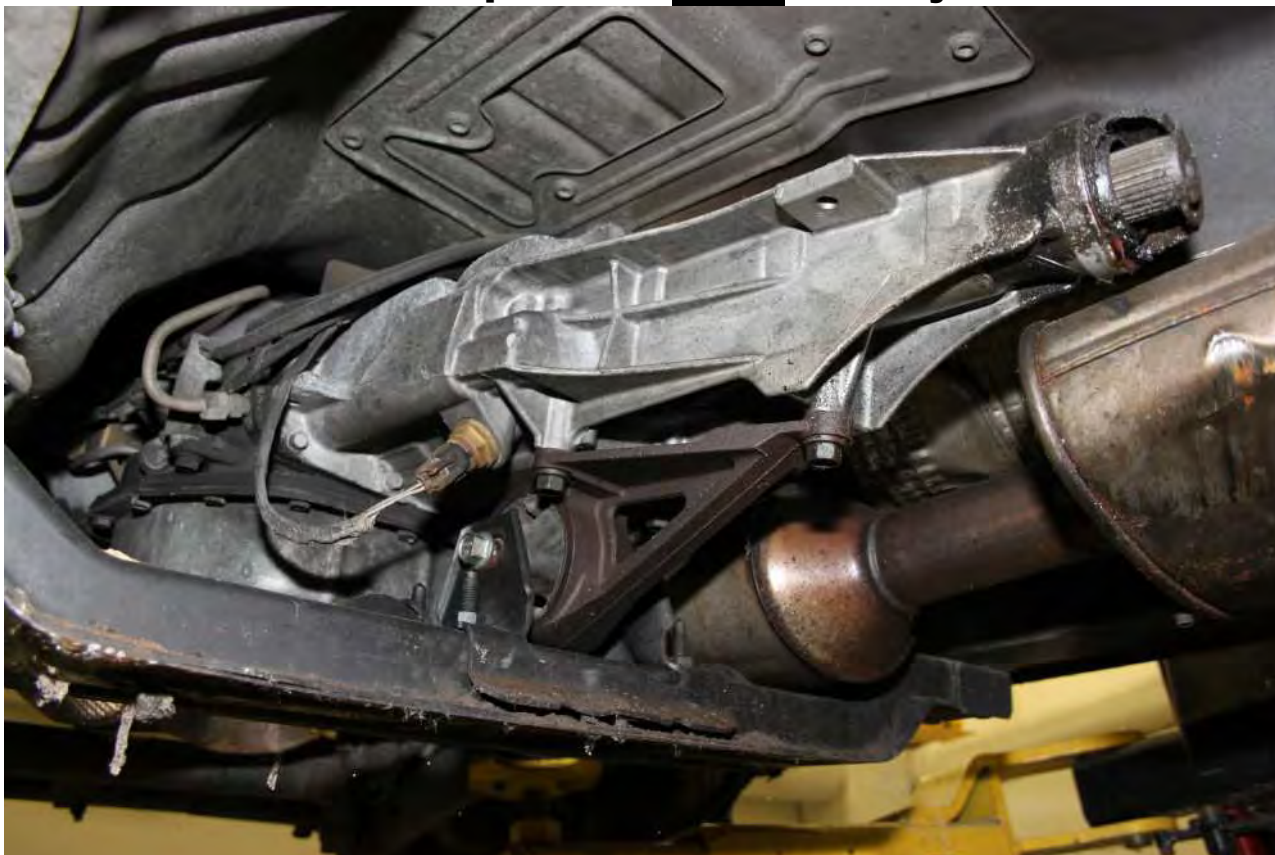
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EA12-005- Chrysler -021988

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021989

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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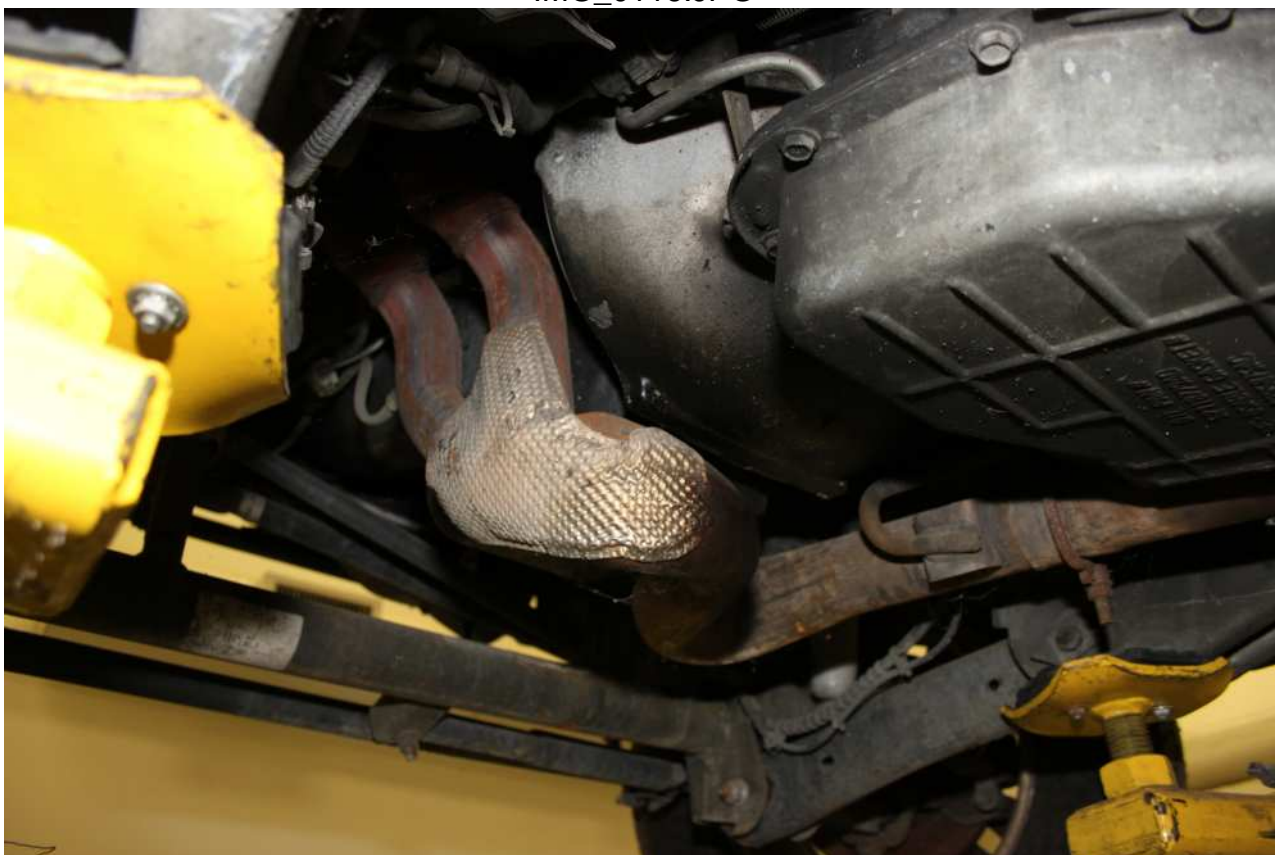
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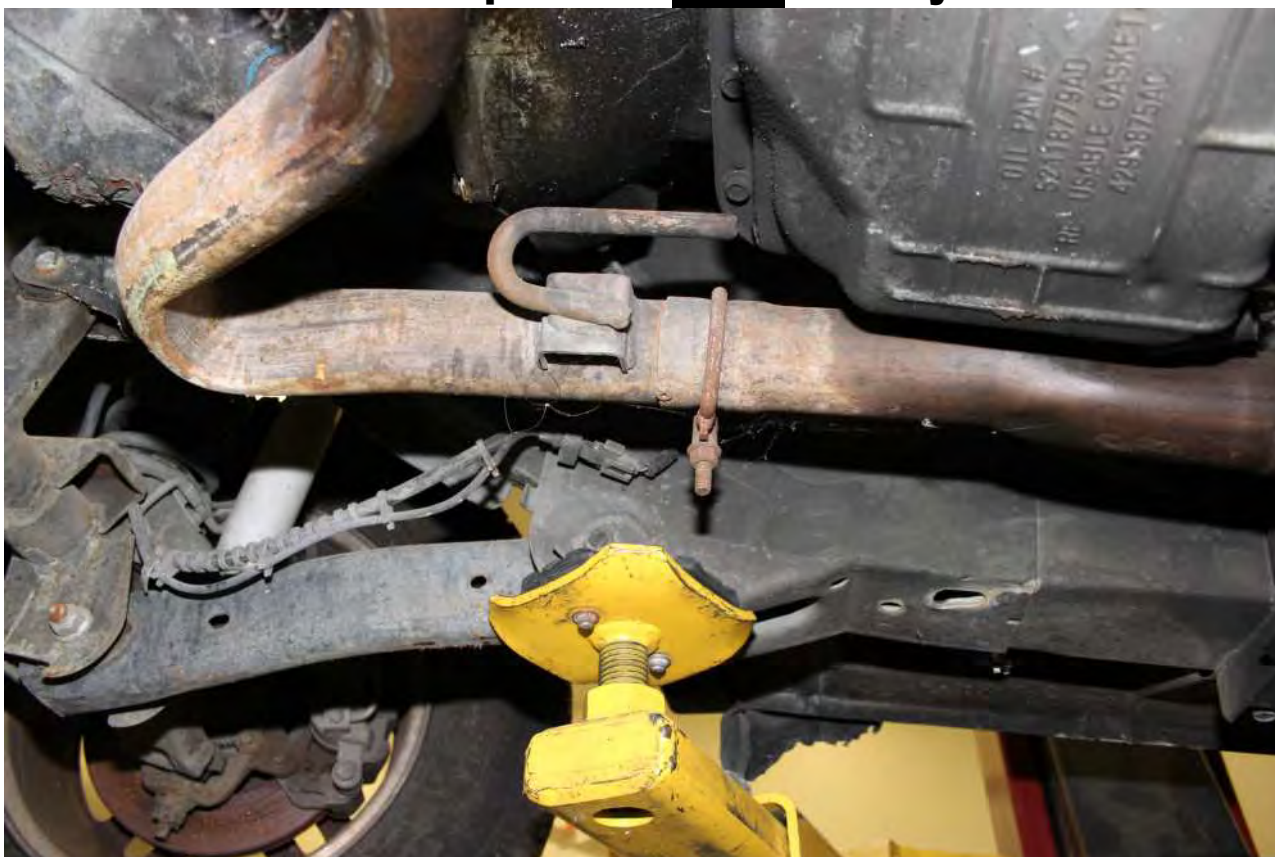
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EA12-005- Chrysler -021991

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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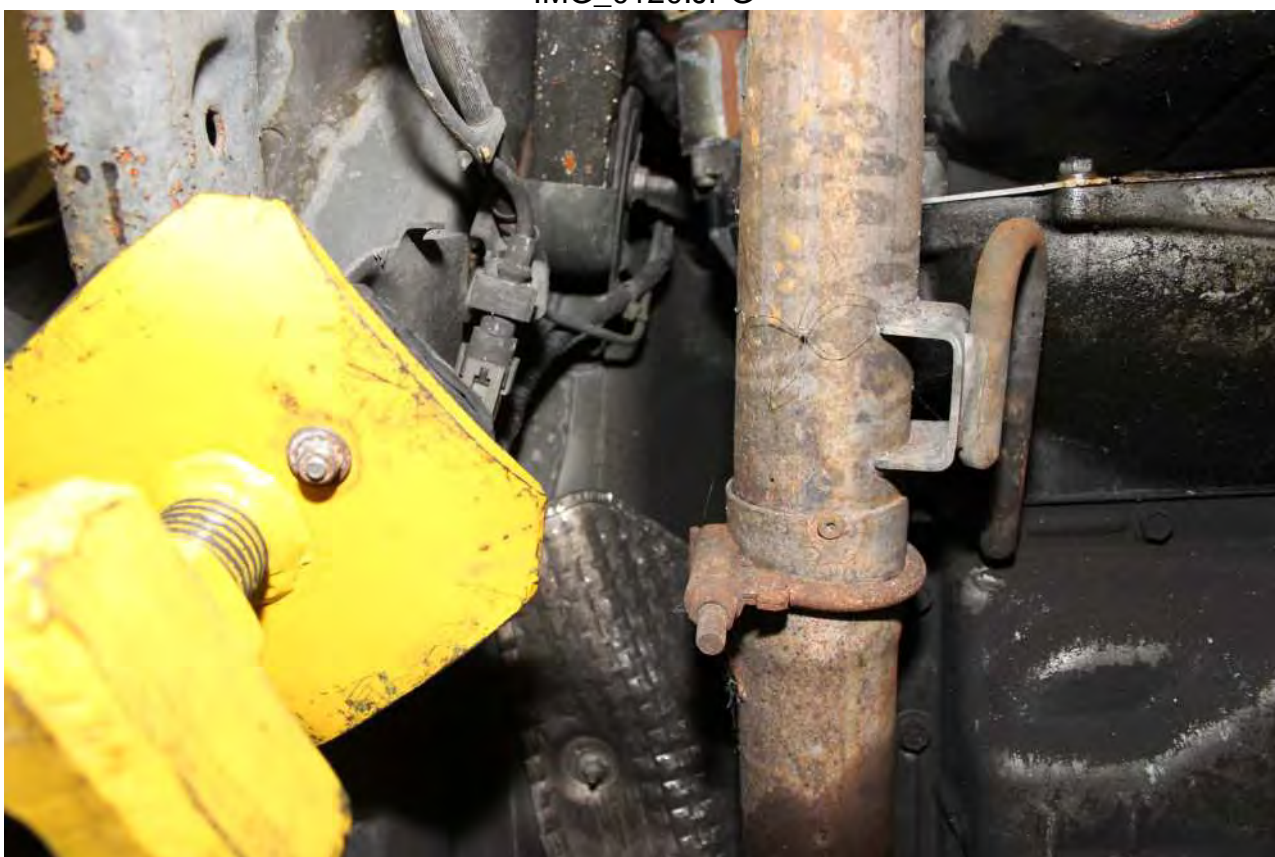


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**Accident Vehicle Inspection** vs **Chrysler 06-23-10**



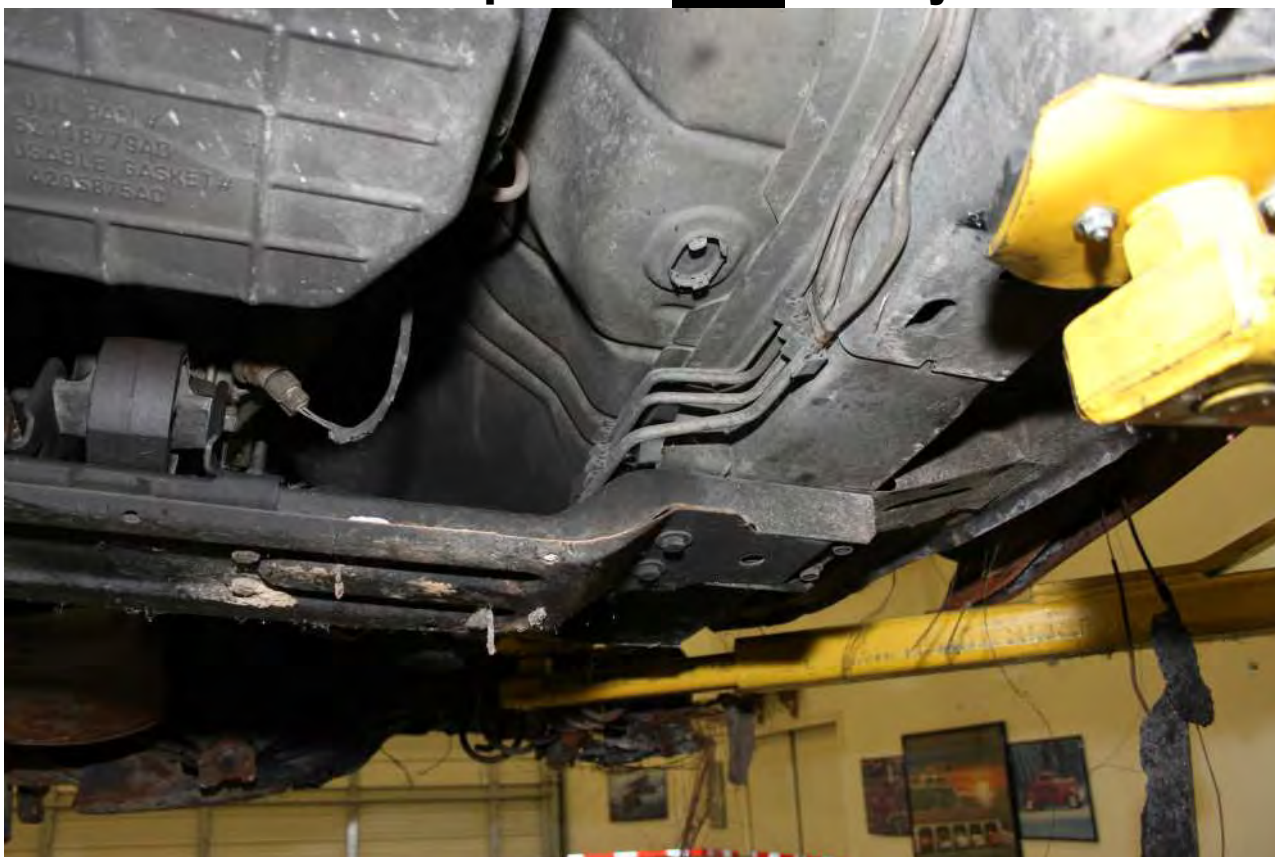
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EA12-005- Chrysler -021993

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021994



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021995

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021996

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



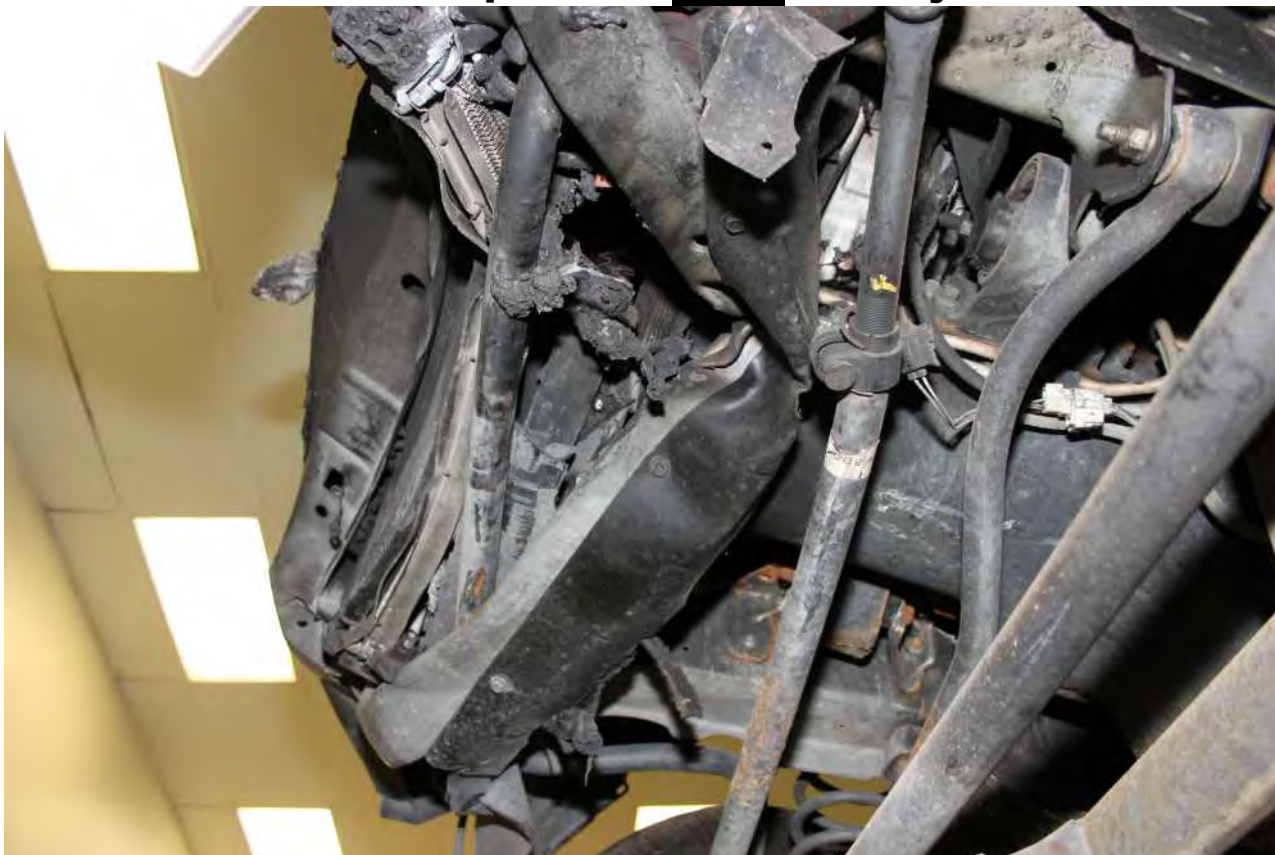
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EA12-005- Chrysler -021997

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -021998

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



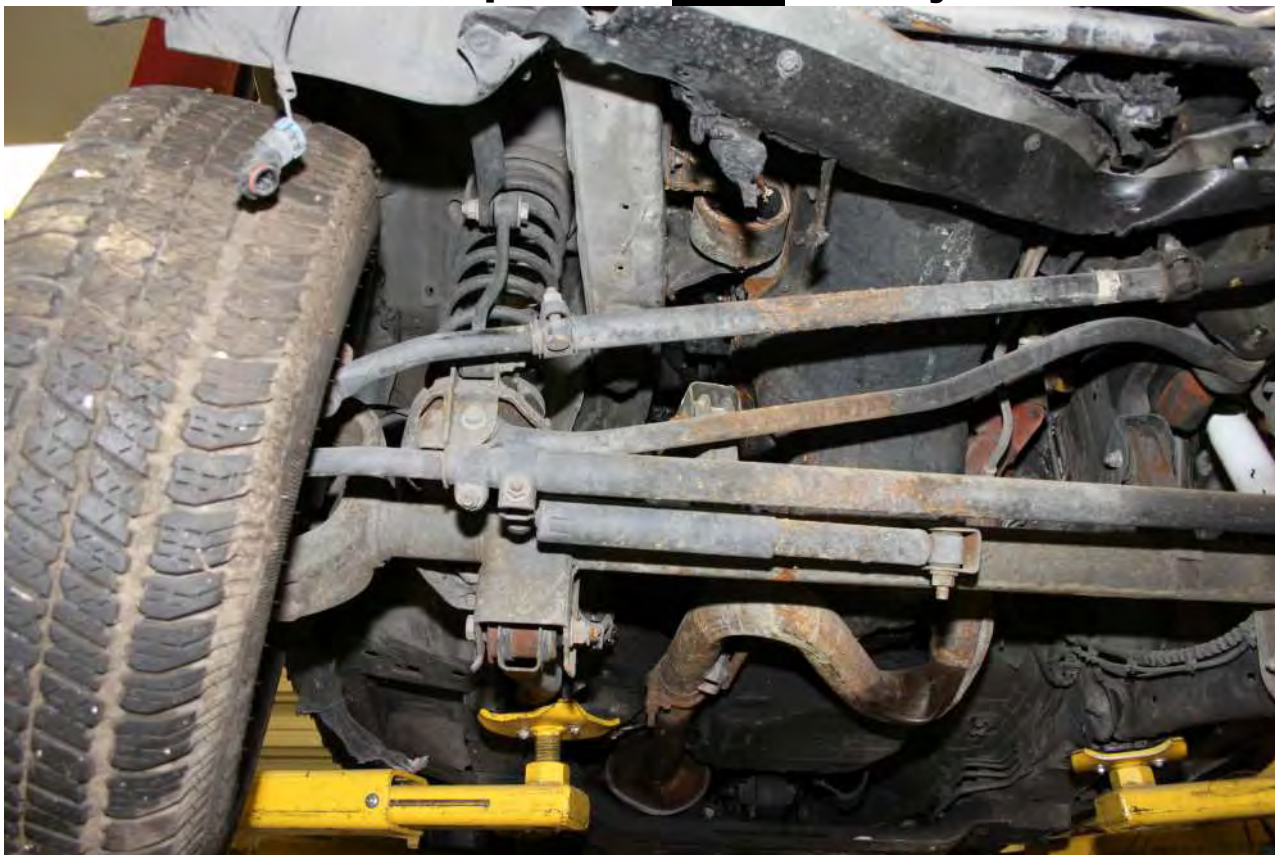
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EA12-005- Chrysler -021999

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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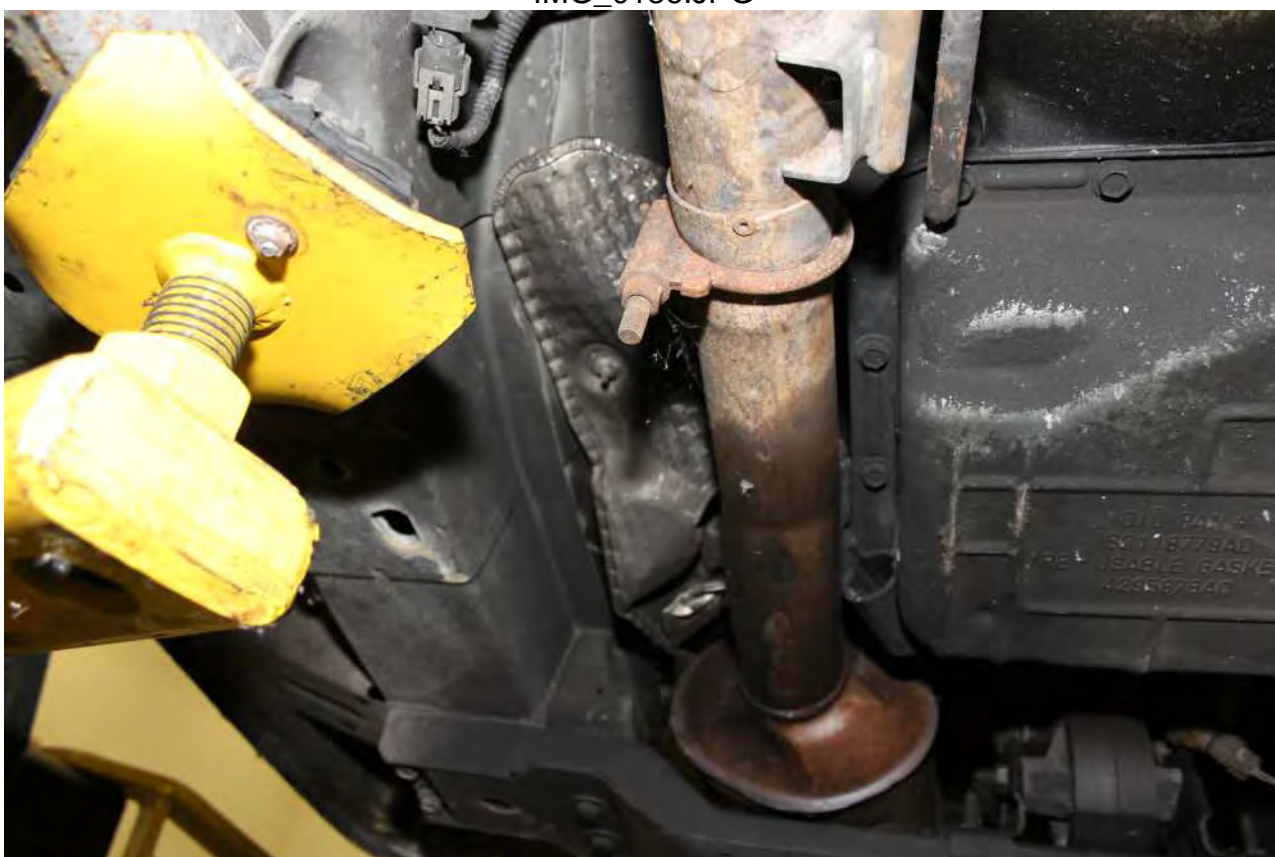
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EA12-005- Chrysler -022000

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



IMG\_0136.JPG



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EA12-005- Chrysler -022001

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



IMG\_0138.JPG



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**Accident Vehicle Inspection** vs **Chrysler 06-23-10**



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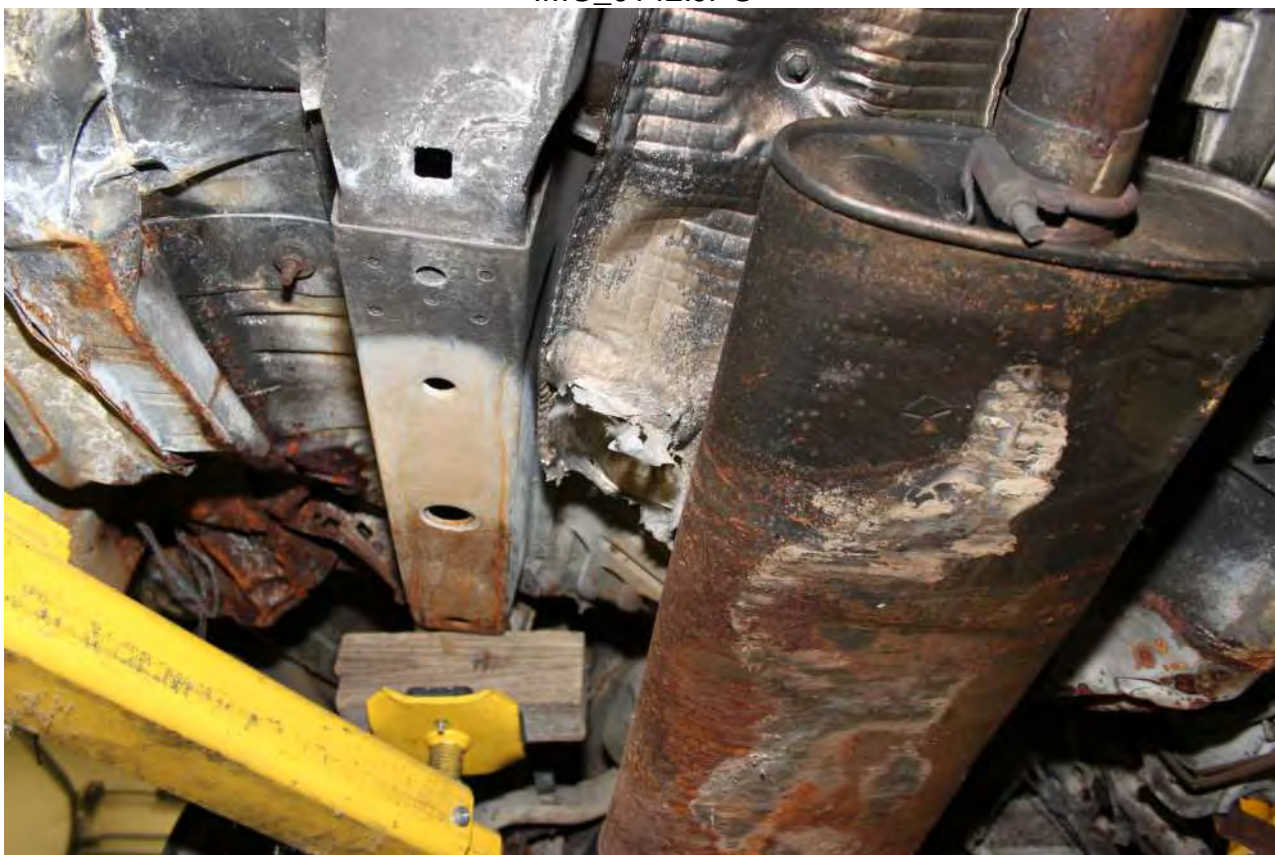
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EA12-005- Chrysler -022003

**Accident Vehicle Inspection** [REDACTED] **vs Chrysler 06-23-10**



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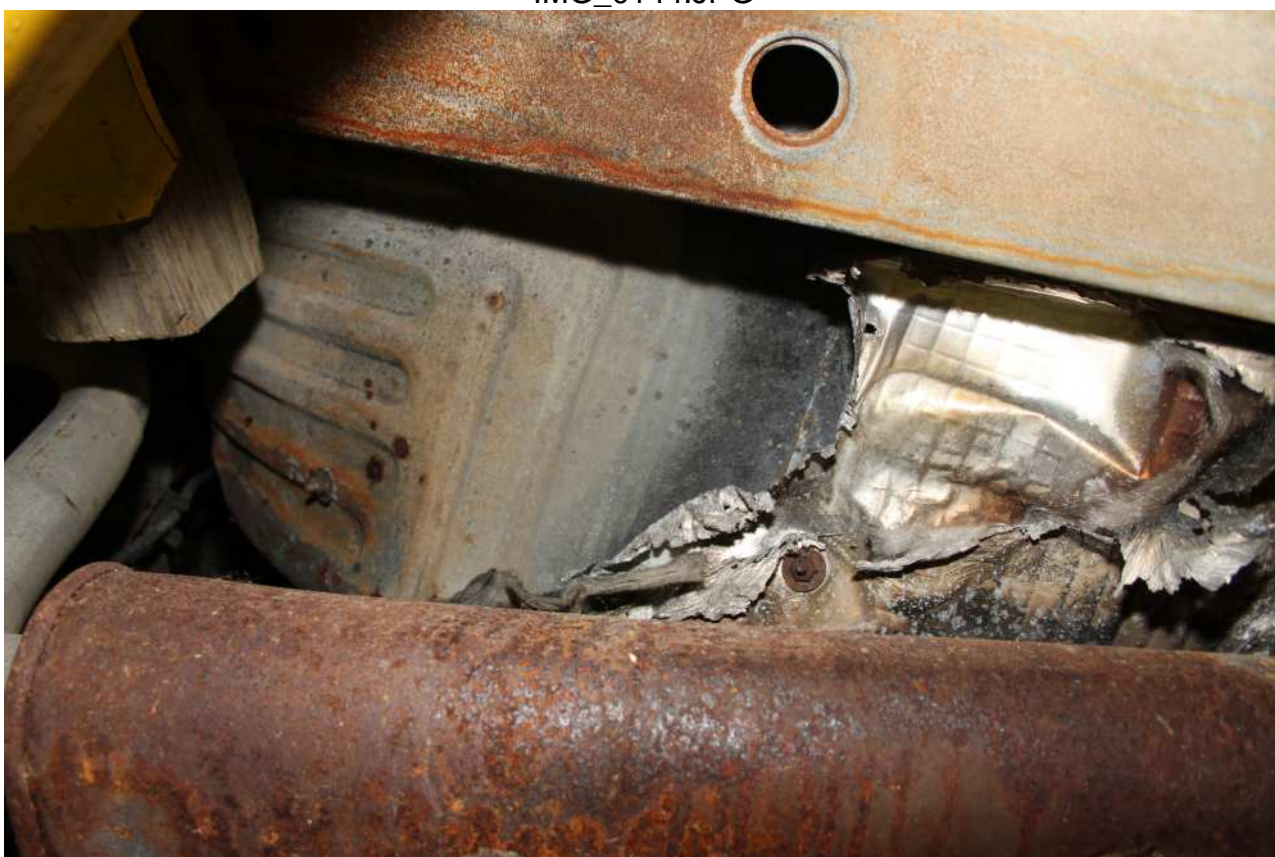
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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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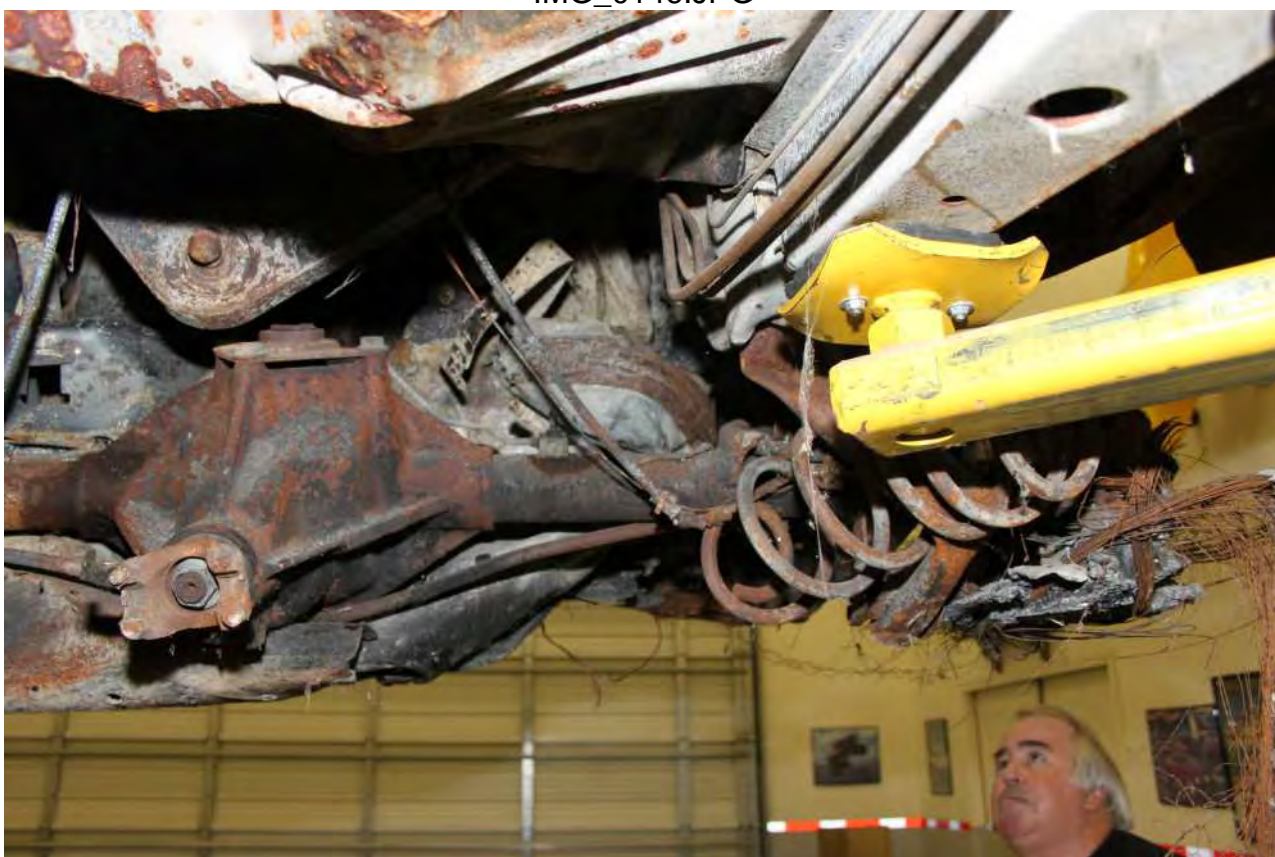


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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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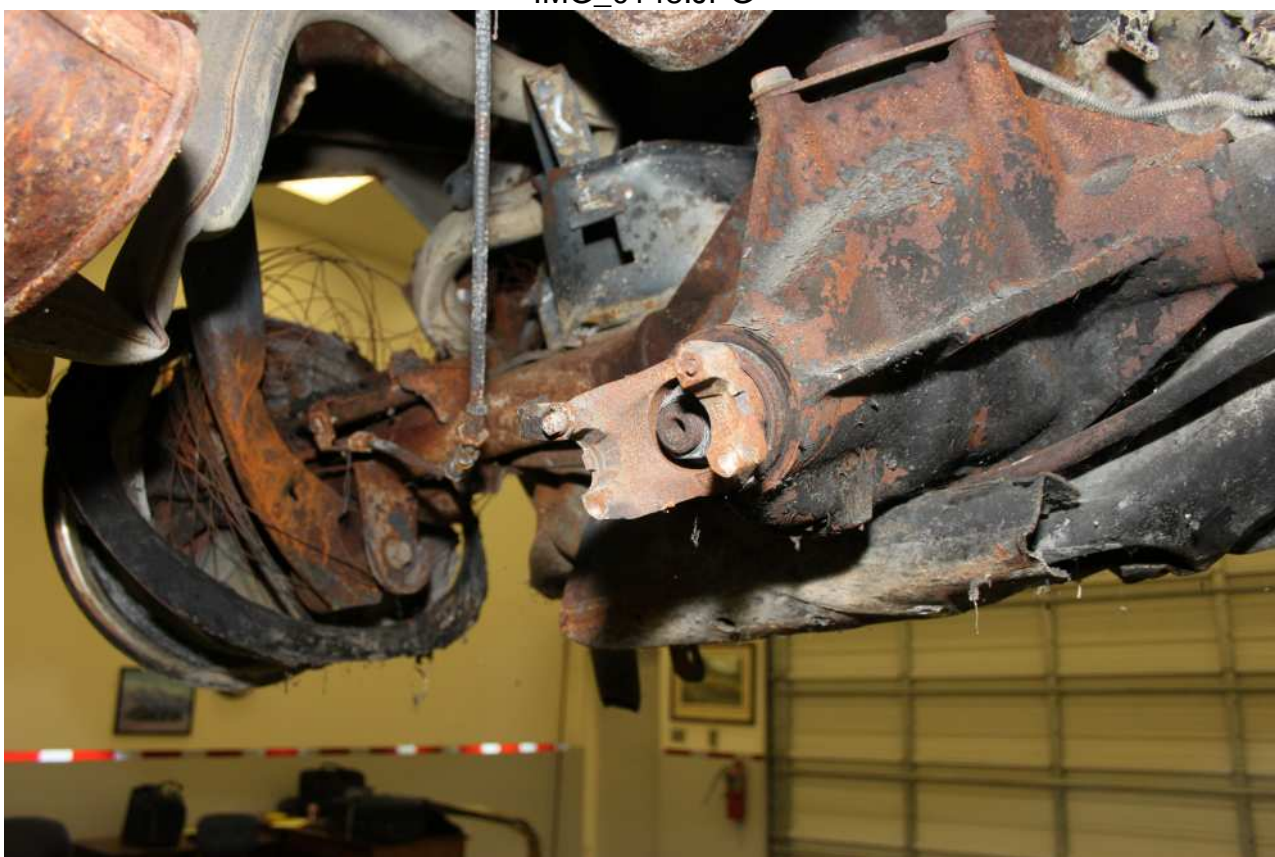
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EA12-005- Chrysler -022006

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



IMG\_0148.JPG



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EA12-005- Chrysler -022007

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



IMG\_0150.JPG



IMG\_0151.JPG

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



IMG\_0152.JPG



IMG\_0153.JPG

EA12-005- Chrysler -022009

**Accident Vehicle Inspection** vs **Chrysler 06-23-10**



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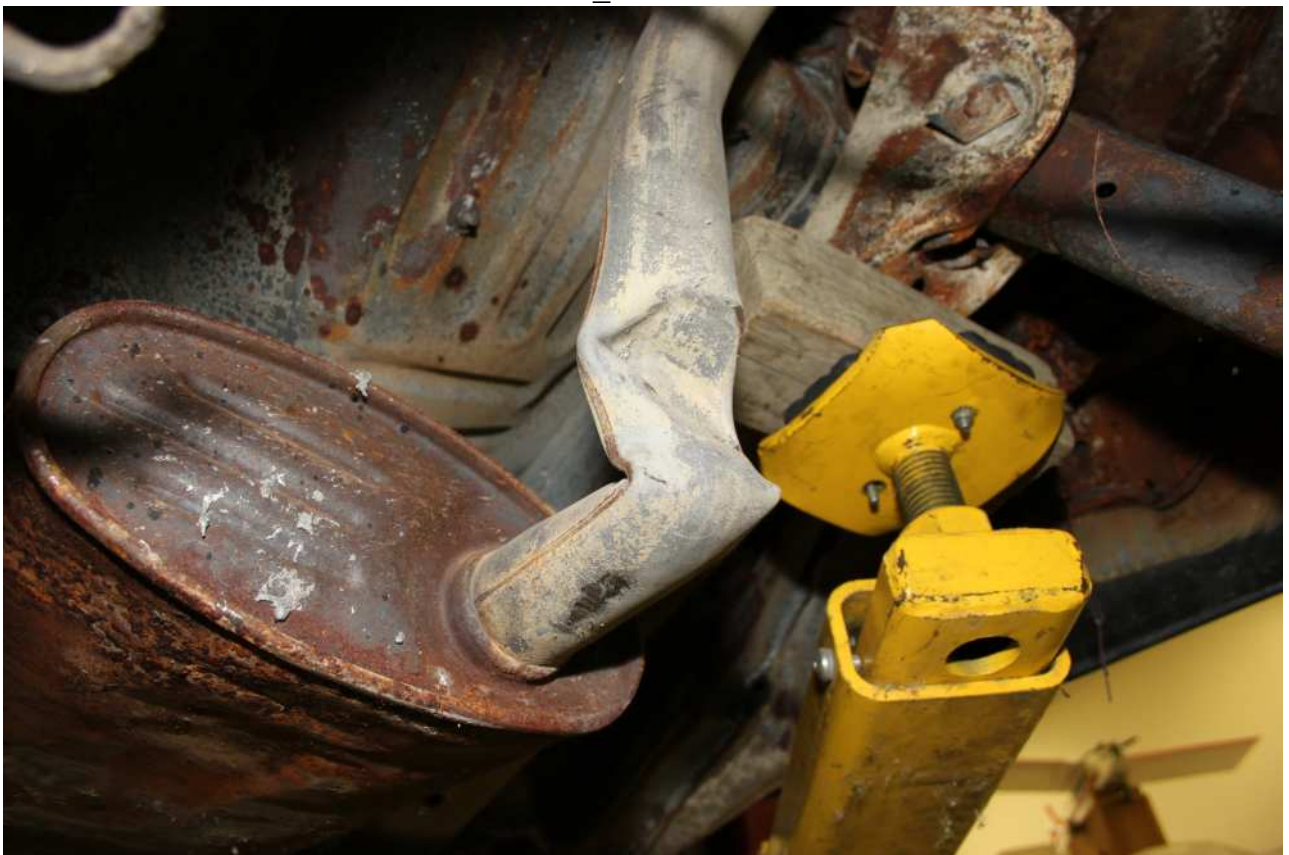
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**Accident Vehicle Inspection** [REDACTED] **vs Chrysler 06-23-10**



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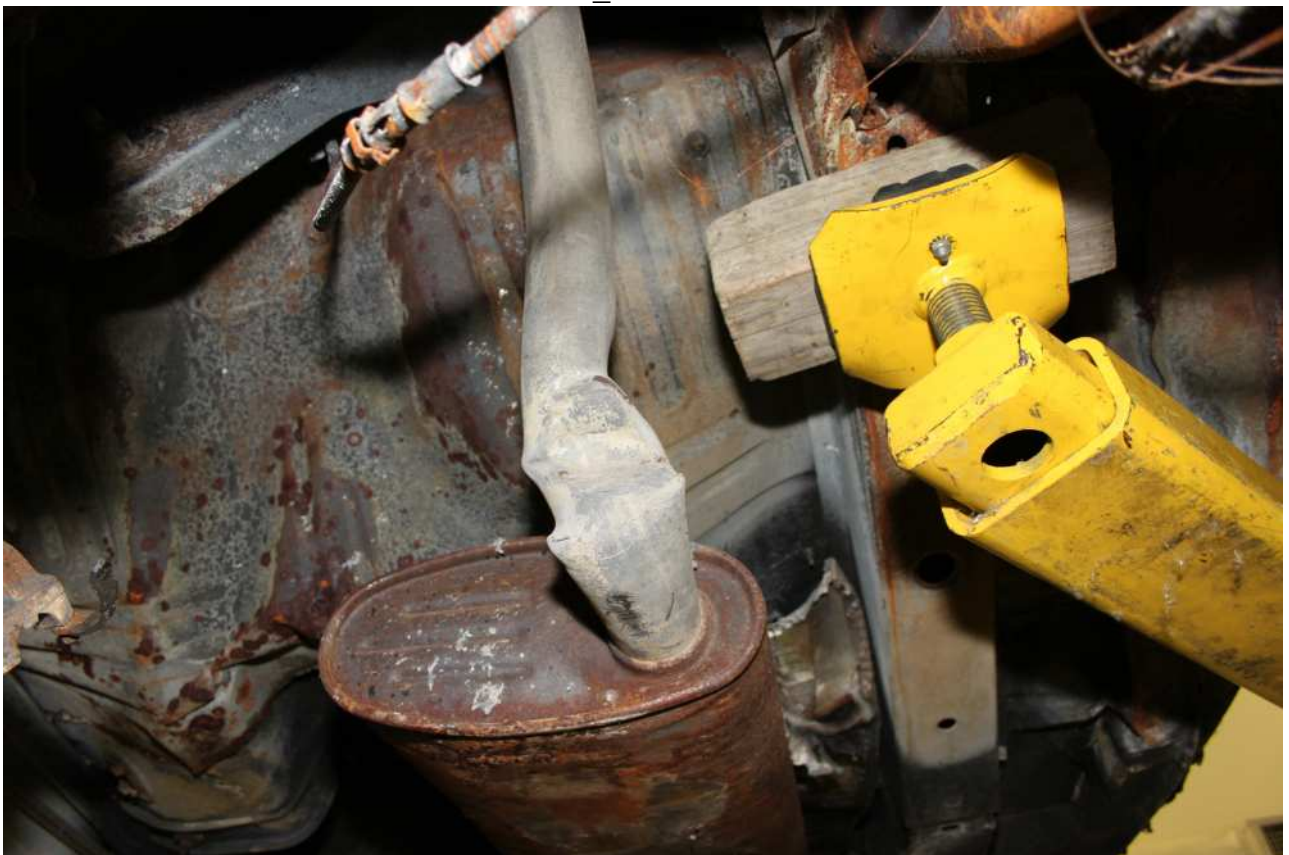
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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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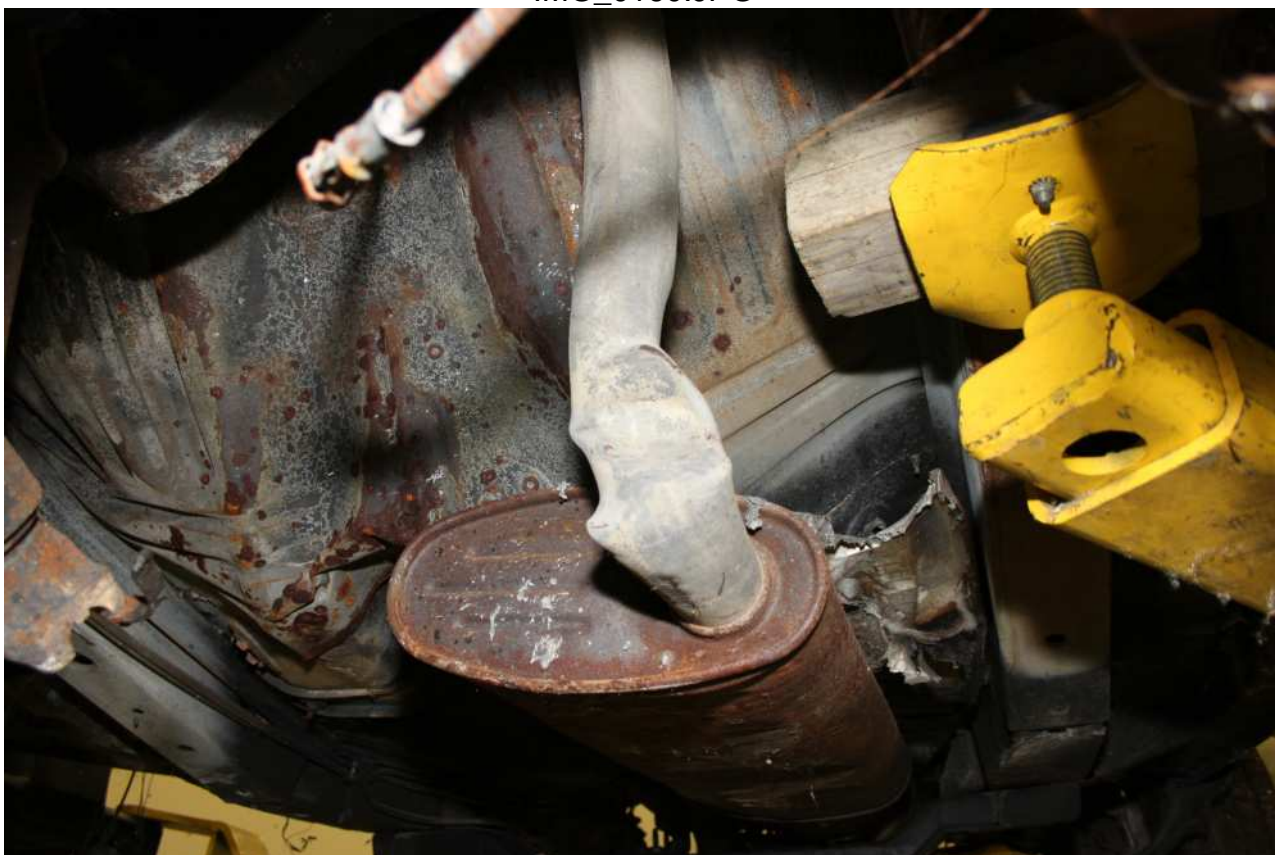
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**Accident Vehicle Inspection** [REDACTED] **vs Chrysler 06-23-10**



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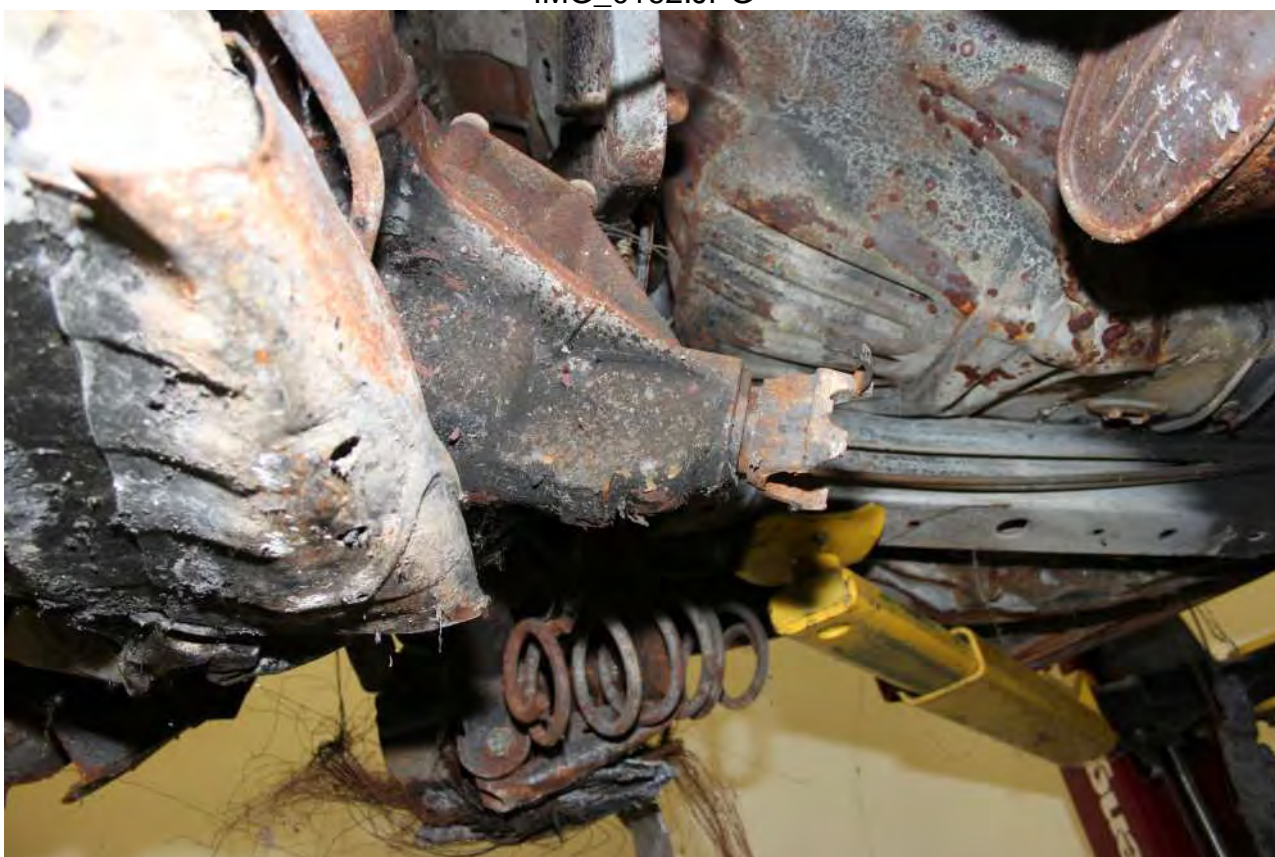
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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022014

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



IMG\_0164.JPG



IMG\_0165.JPG

**Accident Vehicle Inspection** vs **Chrysler 06-23-10**



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EA12-005- Chrysler -022016

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



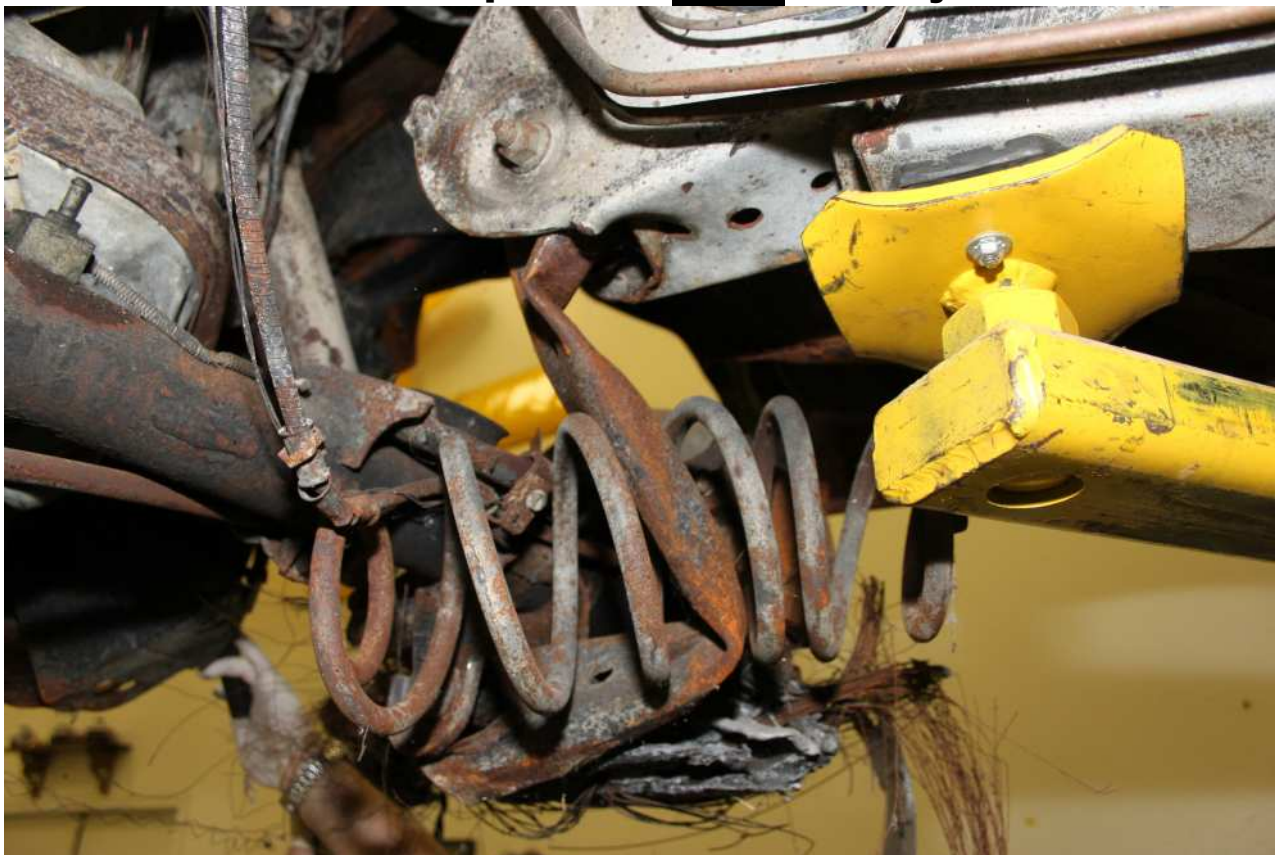
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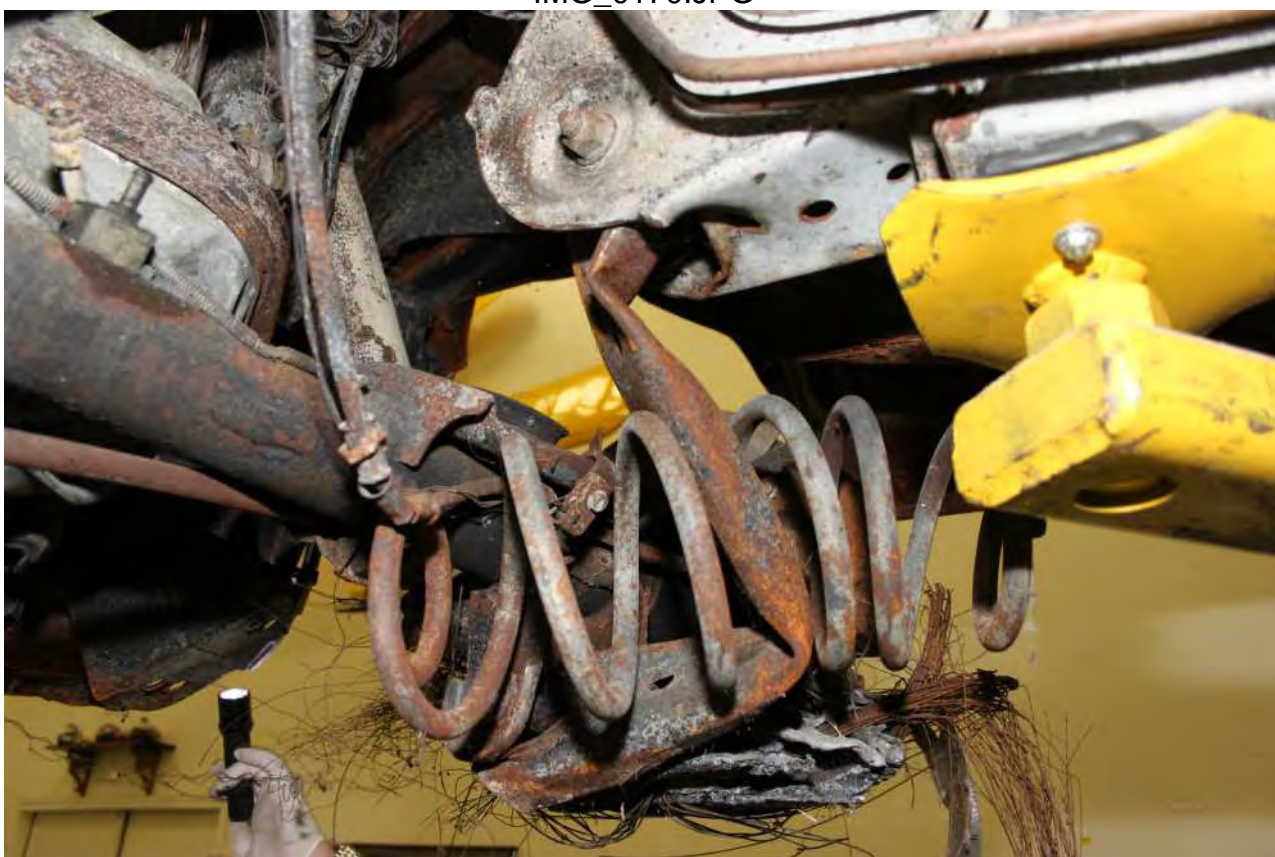
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EA12-005- Chrysler -022017

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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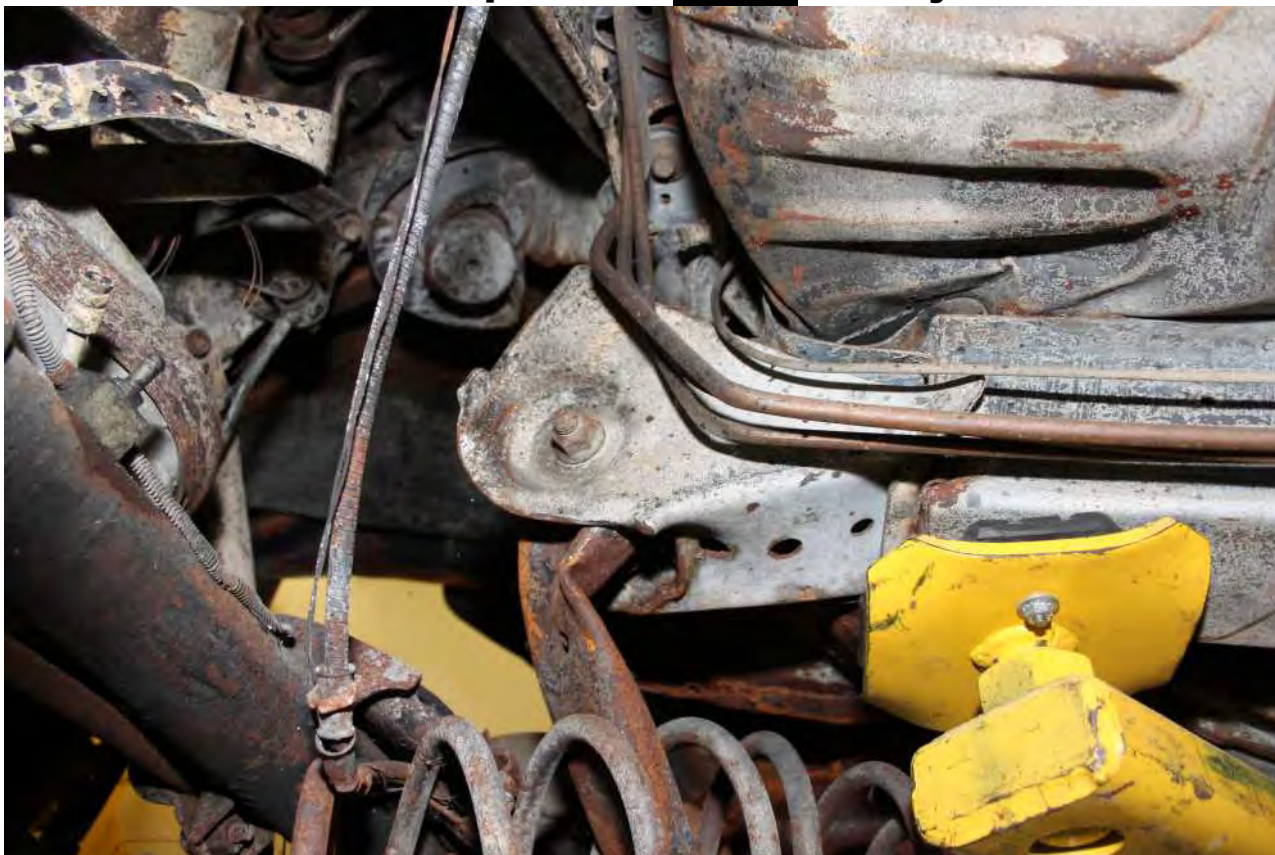


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EA12-005- Chrysler -022018



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



IMG\_0172.JPG



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**Accident Vehicle Inspection** vs **Chrysler 06-23-10**



IMG\_0174.JPG



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EA12-005- Chrysler -022020

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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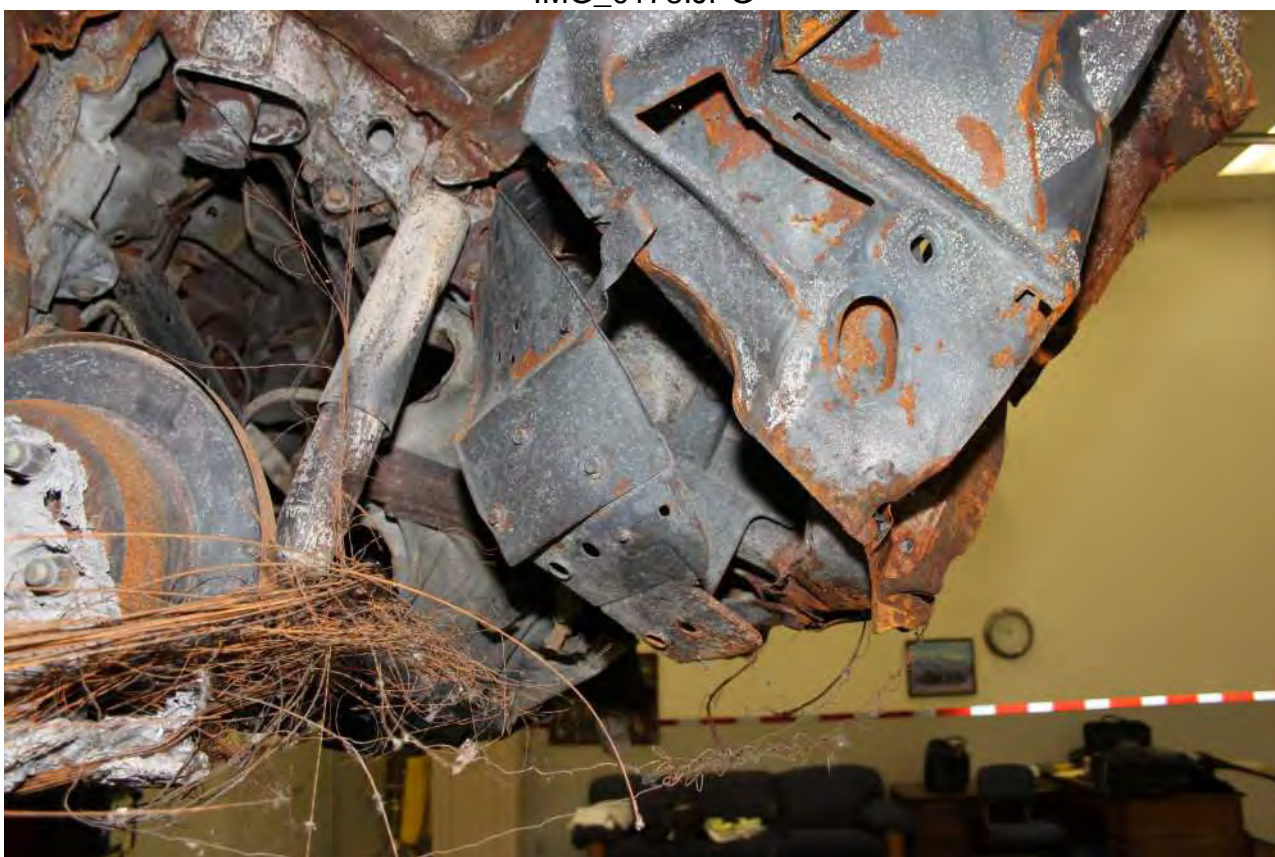
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EA12-005- Chrysler -022021

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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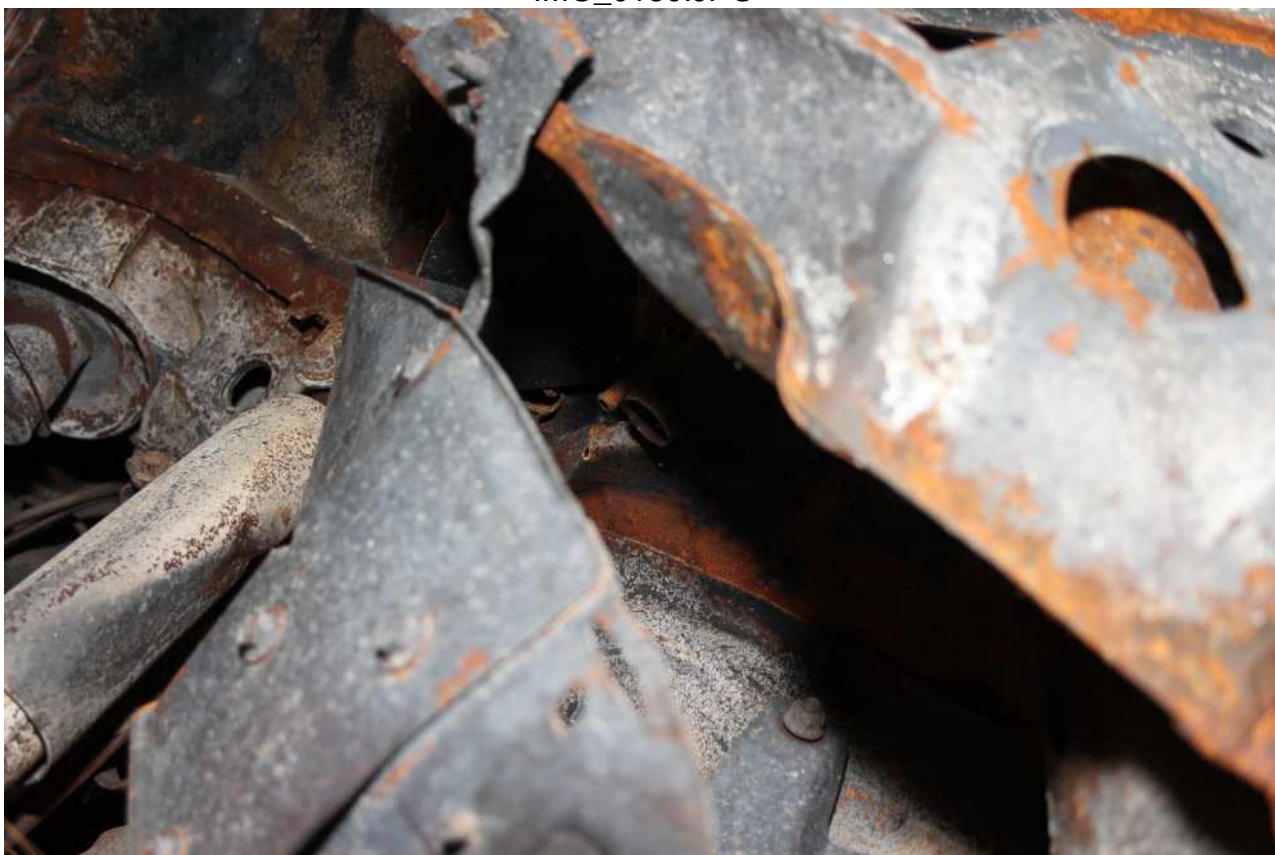
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EA12-005- Chrysler -022022

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022023

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



IMG\_0182.JPG

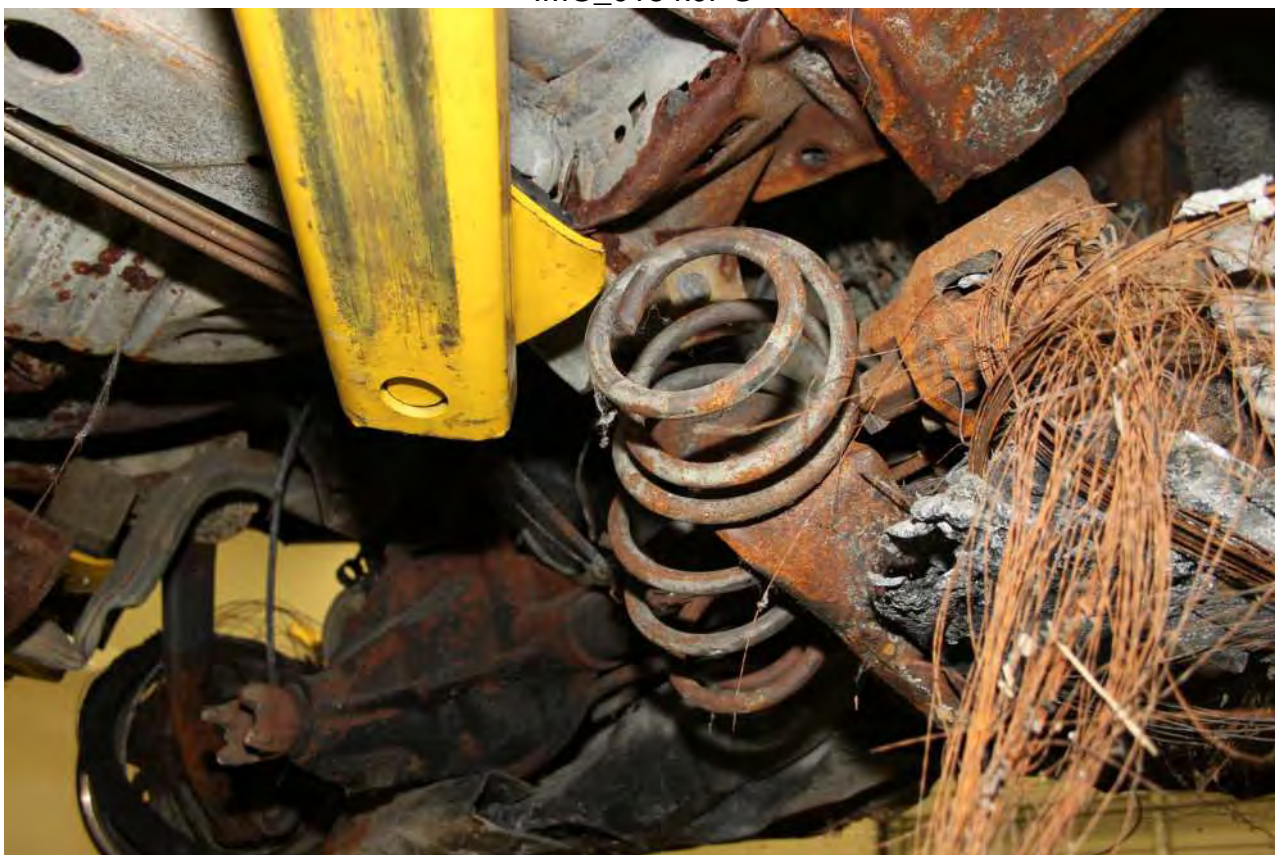


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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



IMG\_0186.JPG



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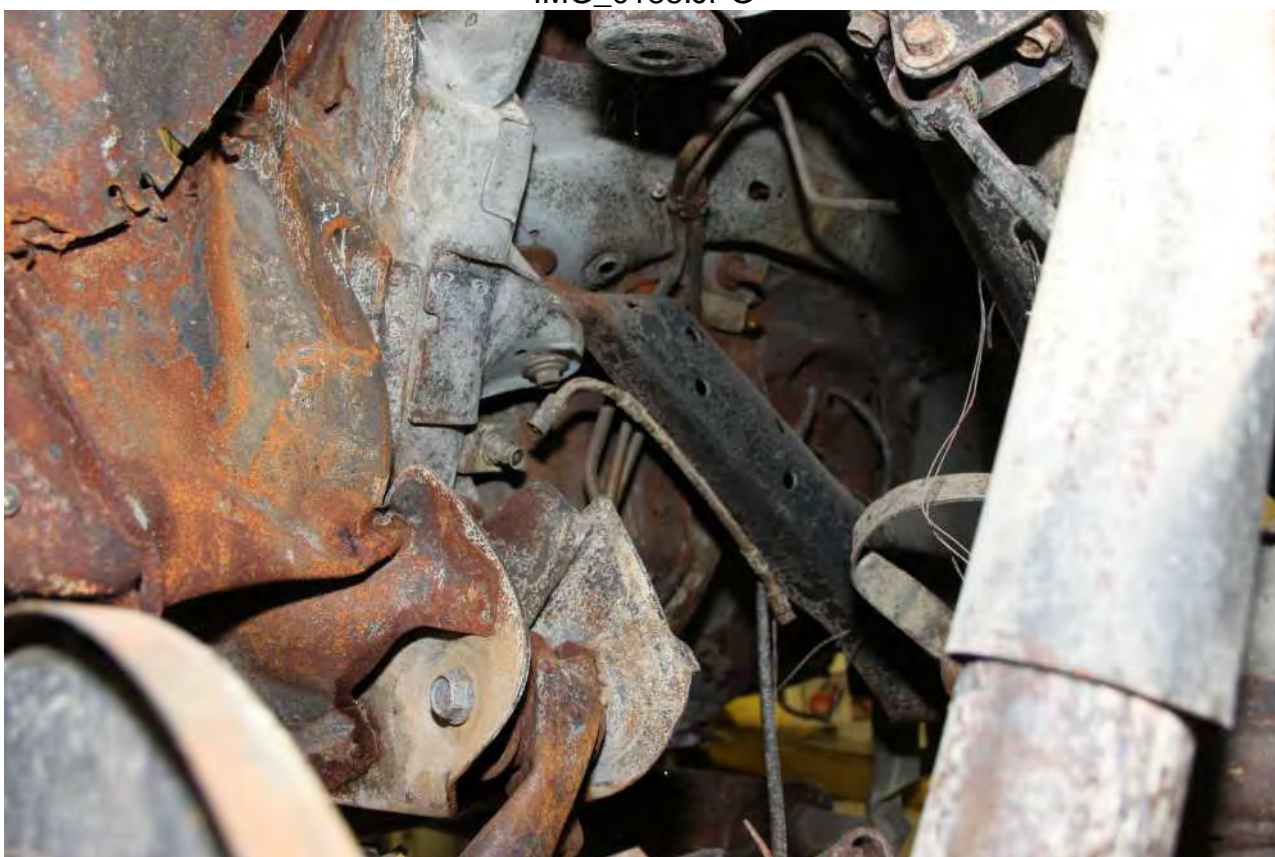
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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



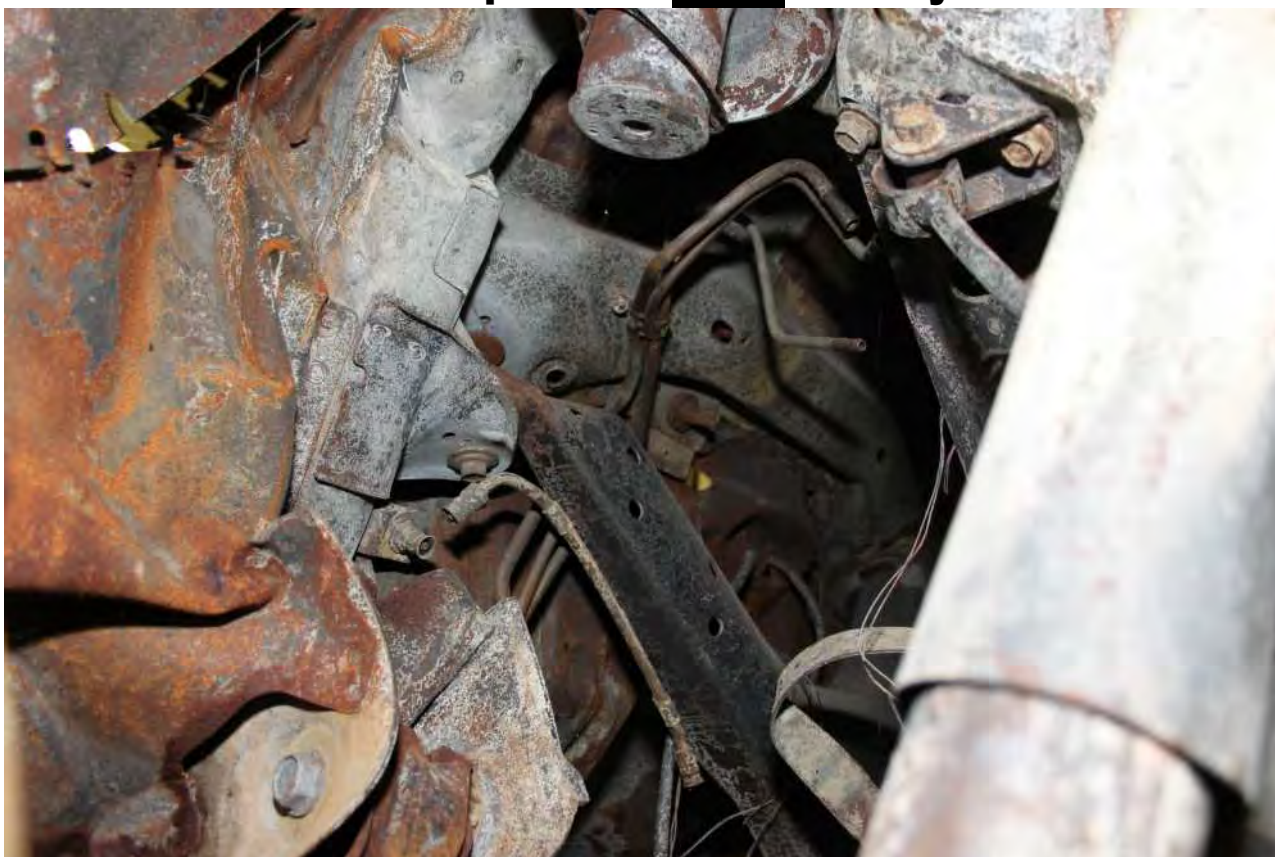
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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



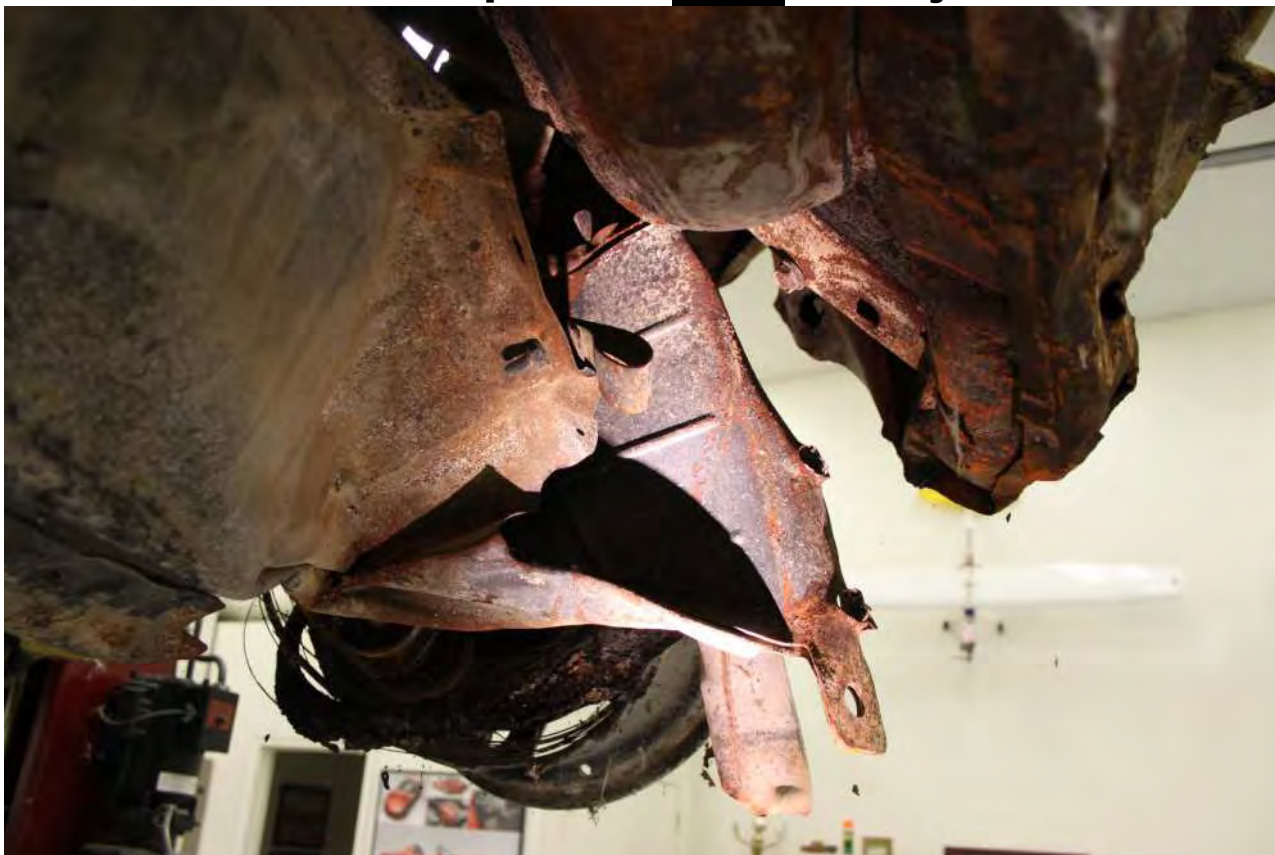
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EA12-005- Chrysler -022028

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022029

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022030

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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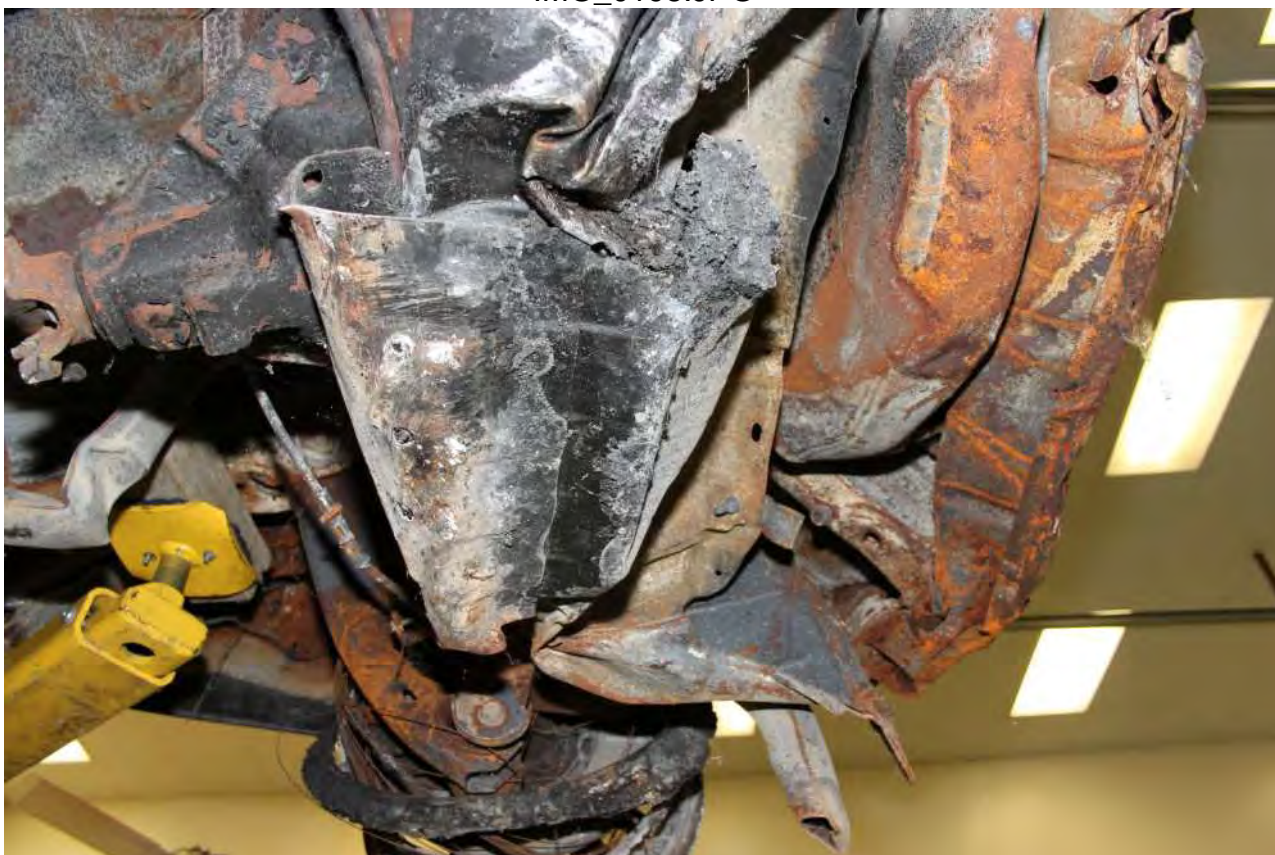
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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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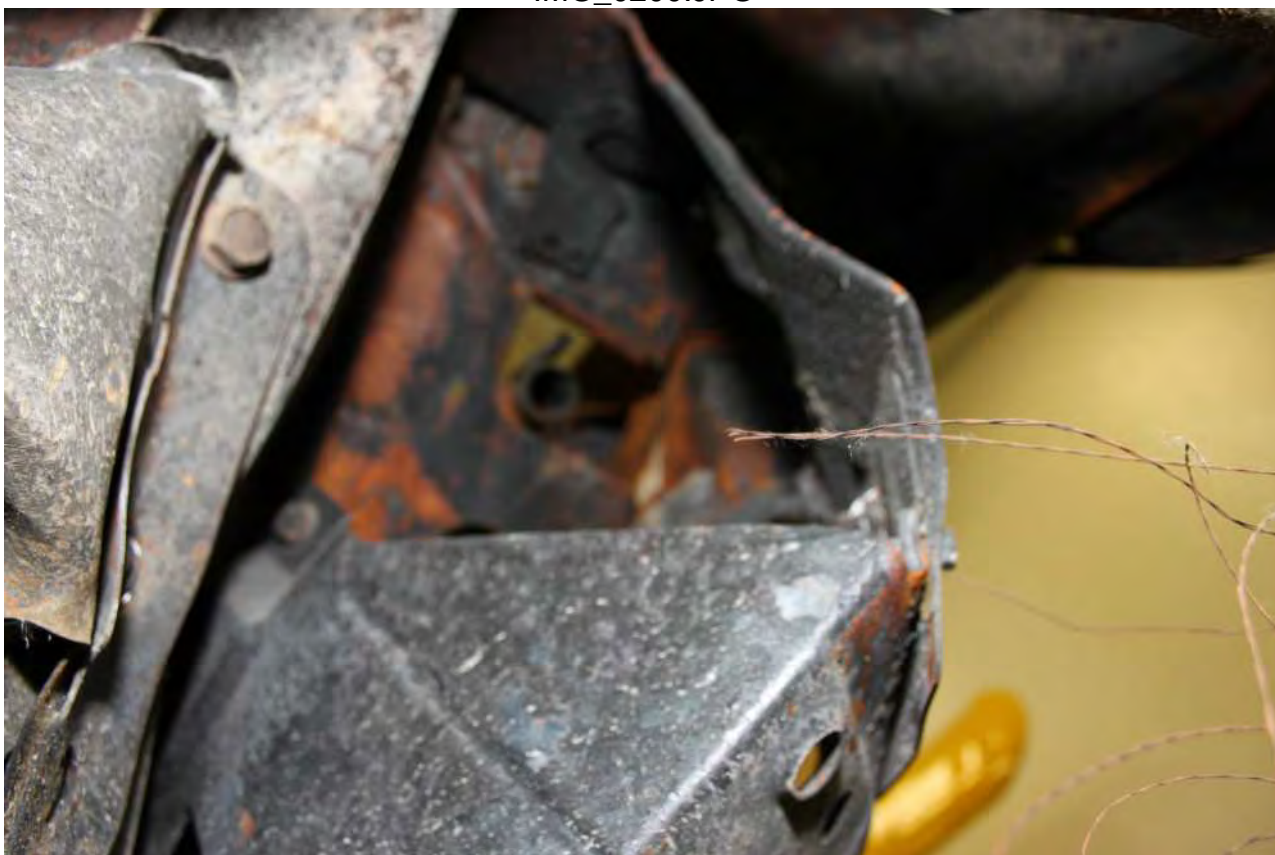
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EA12-005- Chrysler -022032

**Accident Vehicle Inspection** [REDACTED] **vs Chrysler 06-23-10**



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EA12-005- Chrysler -022033

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



IMG\_0202.JPG



IMG\_0203.JPG

EA12-005- Chrysler -022034



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



IMG\_0204.JPG



IMG\_0205.JPG

EA12-005- Chrysler -022035

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



IMG\_0206.JPG



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EA12-005- Chrysler -022036

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



IMG\_0208.JPG



IMG\_0209.JPG

EA12-005- Chrysler -022037

**Accident Vehicle Inspection** [REDACTED] **vs Chrysler 06-23-10**



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EA12-005- Chrysler -022038

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022039

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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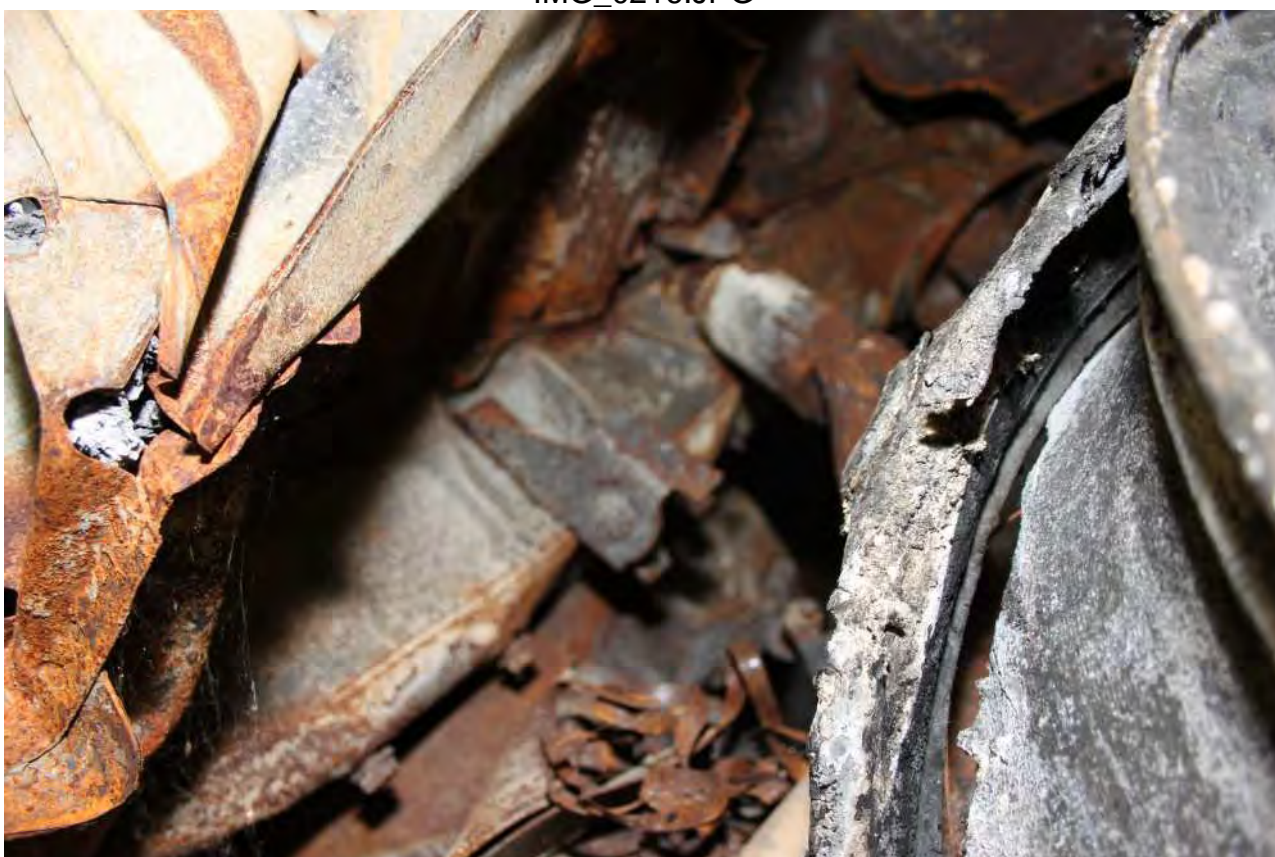
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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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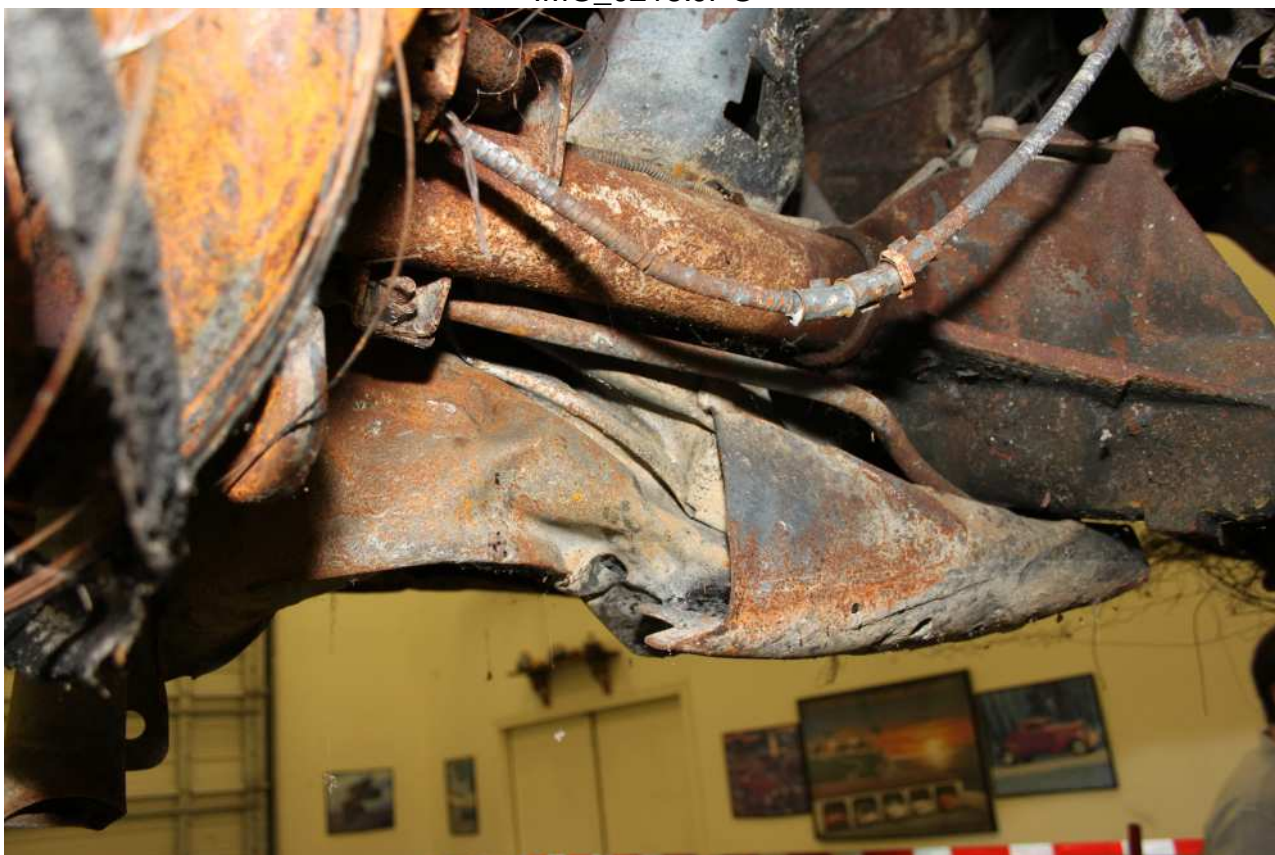
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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022042





IMG\_0220.JPG



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EA12-005- Chrysler -022043

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



IMG\_0222.JPG



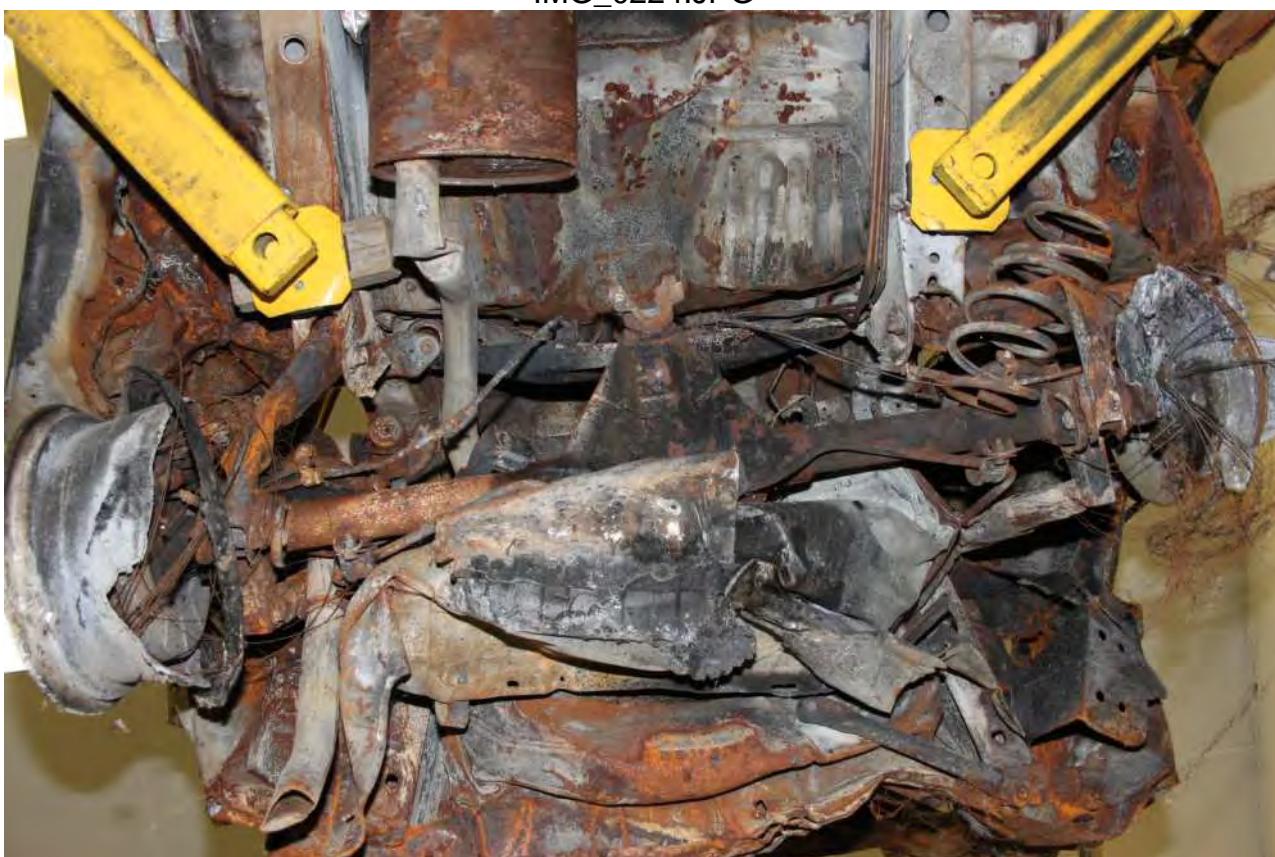
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EA12-005- Chrysler -022044

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



IMG\_0226.JPG



IMG\_0227.JPG

**Accident Vehicle Inspection** [REDACTED] **vs Chrysler 06-23-10**



IMG\_0228.JPG



IMG\_0229.JPG

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



IMG\_0230.JPG



IMG\_0231.JPG

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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IMG\_0233.JPG

**Accident Vehicle Inspection** [REDACTED] **vs Chrysler 06-23-10**



IMG\_0234.JPG



IMG\_0235.JPG



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



IMG\_0236.JPG



IMG\_0237.JPG

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



IMG\_0238.JPG



IMG\_0239.JPG

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022053

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



IMG\_0242.JPG



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



IMG\_0244.JPG



IMG\_0245.JPG

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



IMG\_0246.JPG



IMG\_0247.JPG

EA12-005- Chrysler -022056

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



IMG\_0248.JPG



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



IMG\_0250.JPG



IMG\_0251.JPG



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



IMG\_0252.JPG



IMG\_0253.JPG

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**

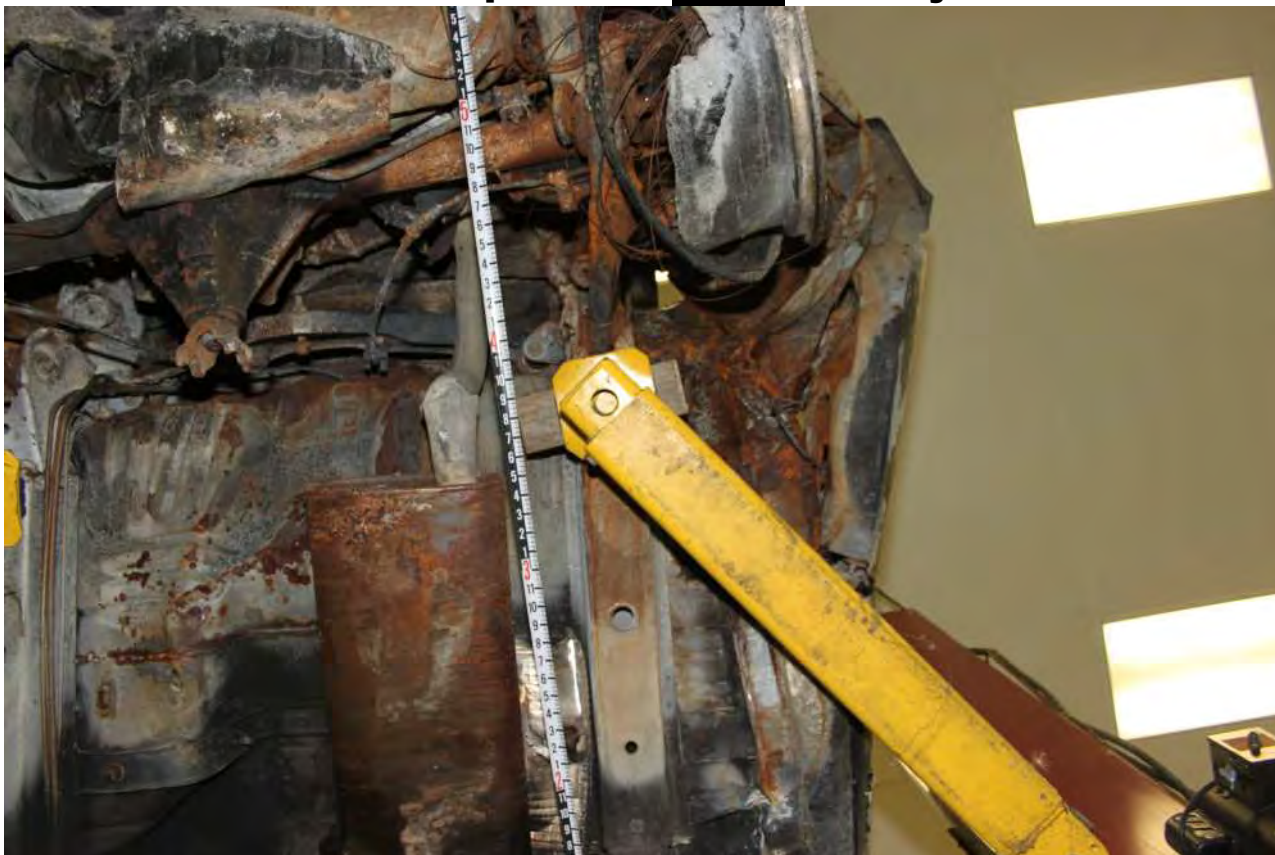


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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**

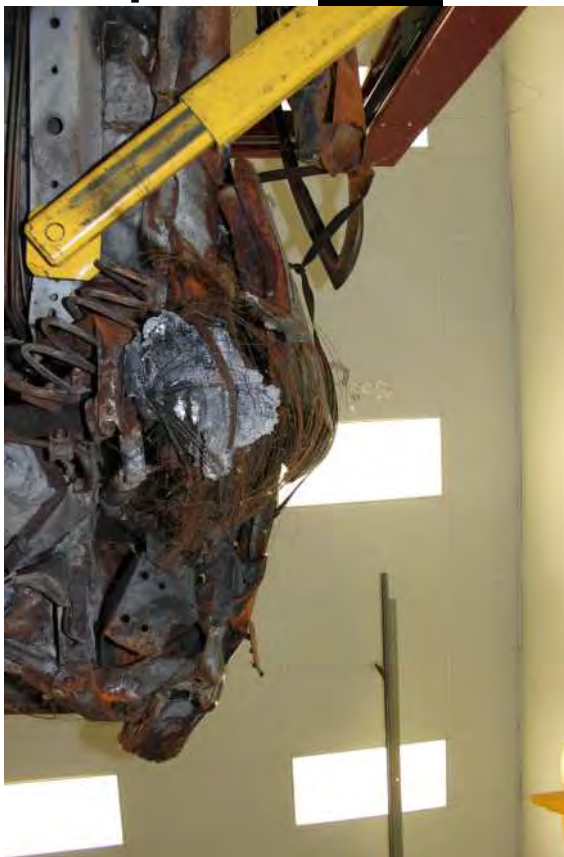


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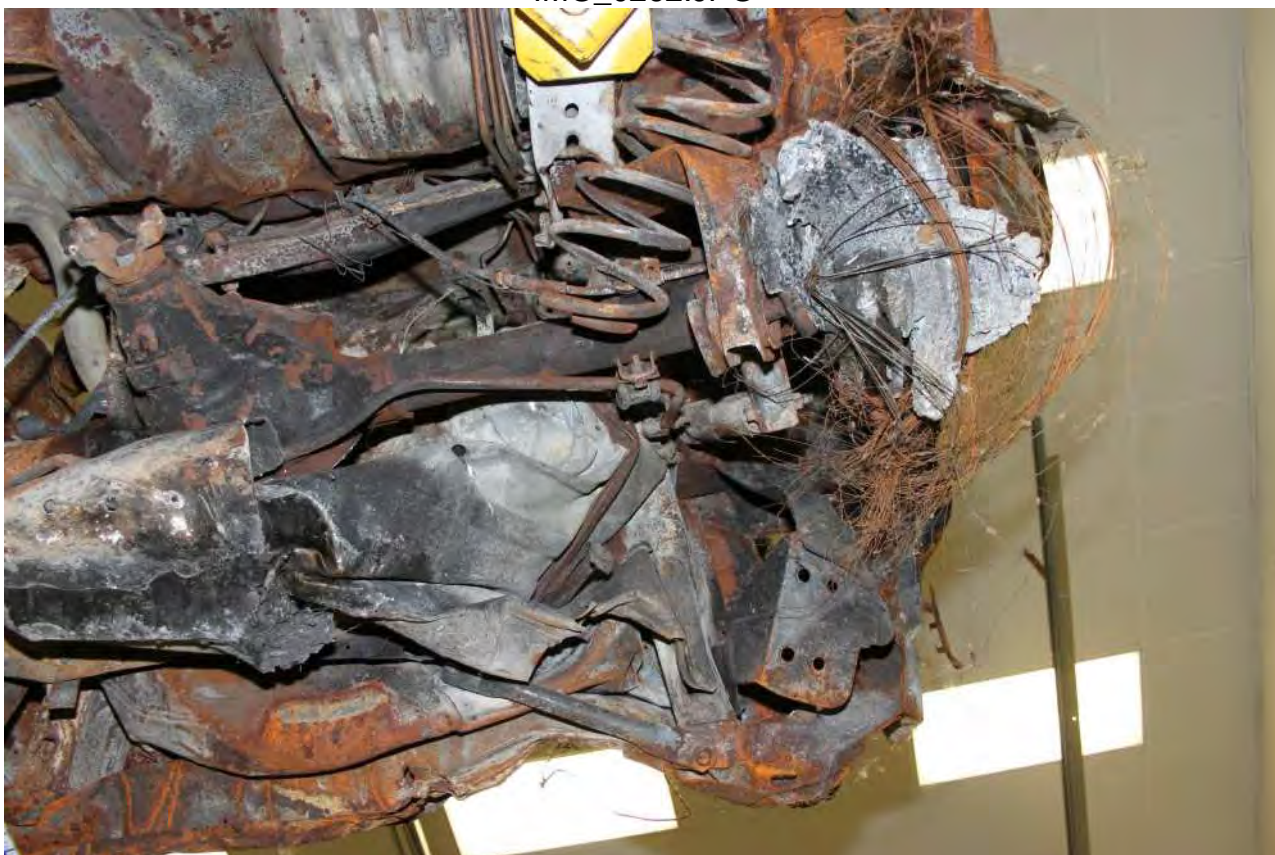


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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022064

**Accident Vehicle Inspection** [REDACTED] **vs Chrysler 06-23-10**



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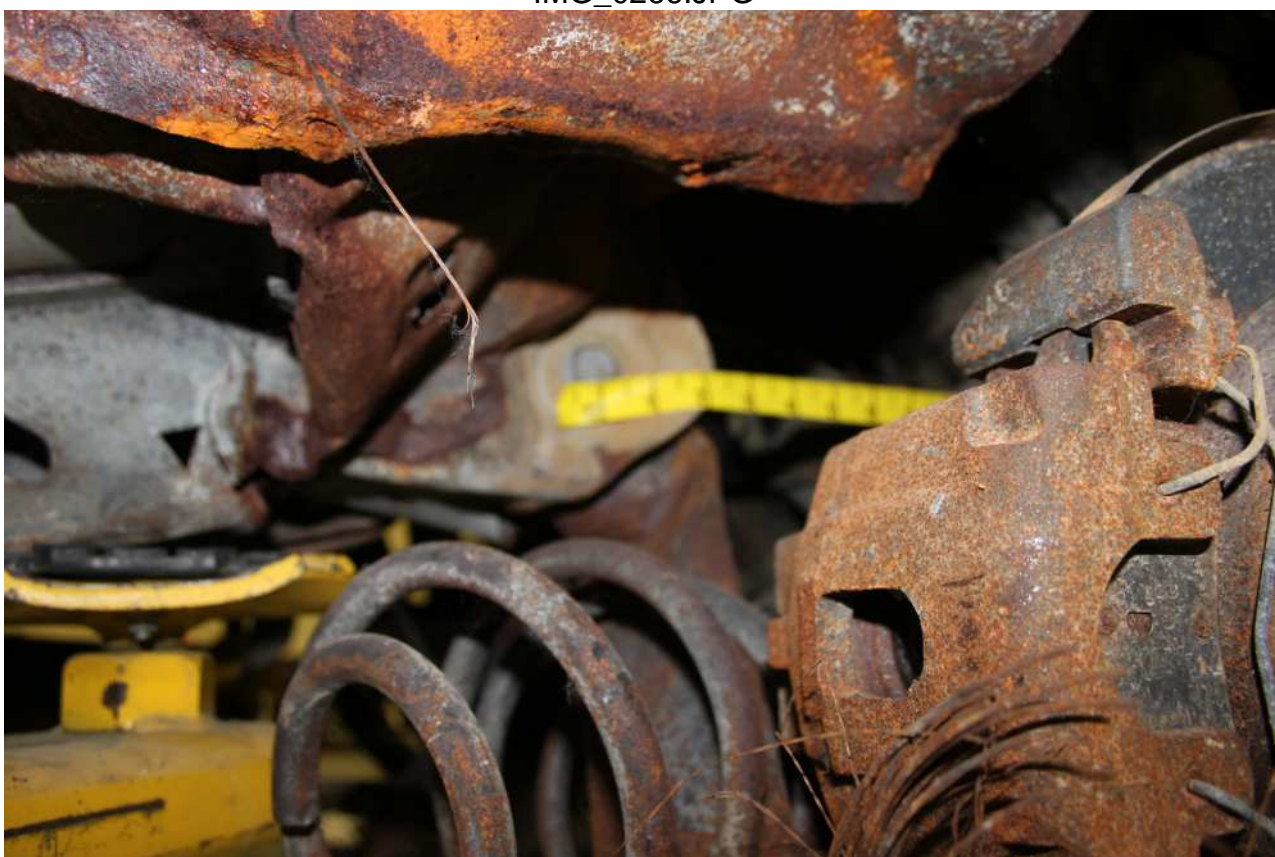
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EA12-005- Chrysler -022065

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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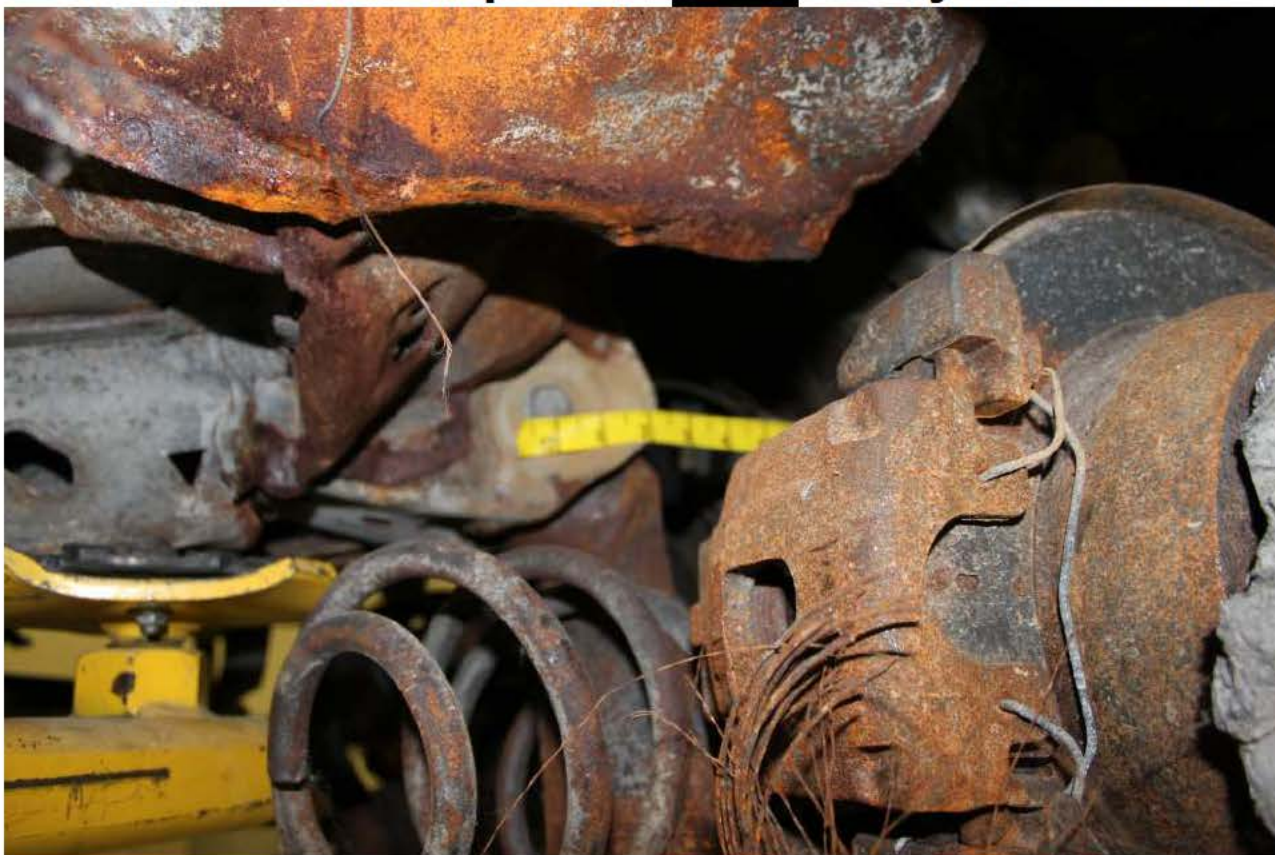


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EA12-005- Chrysler -022066



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022067

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**

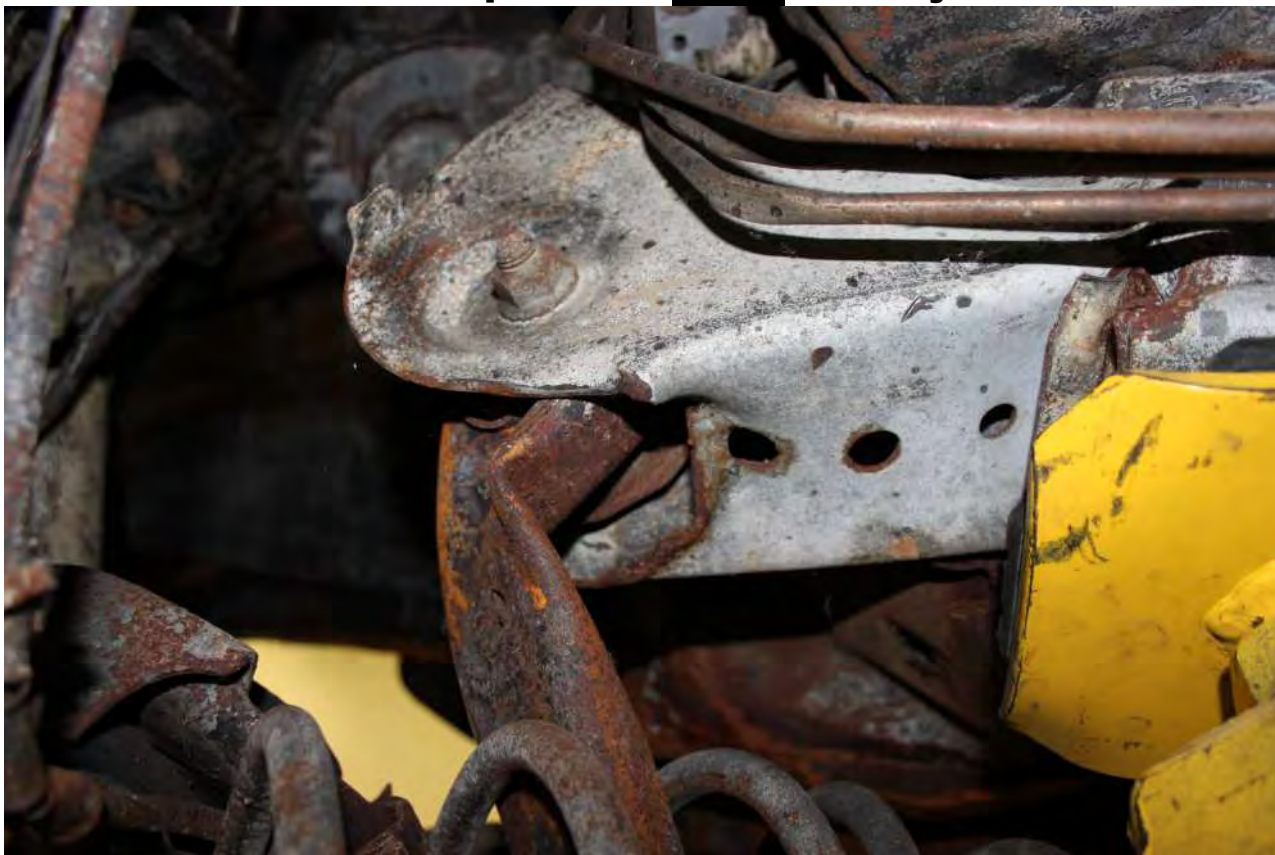


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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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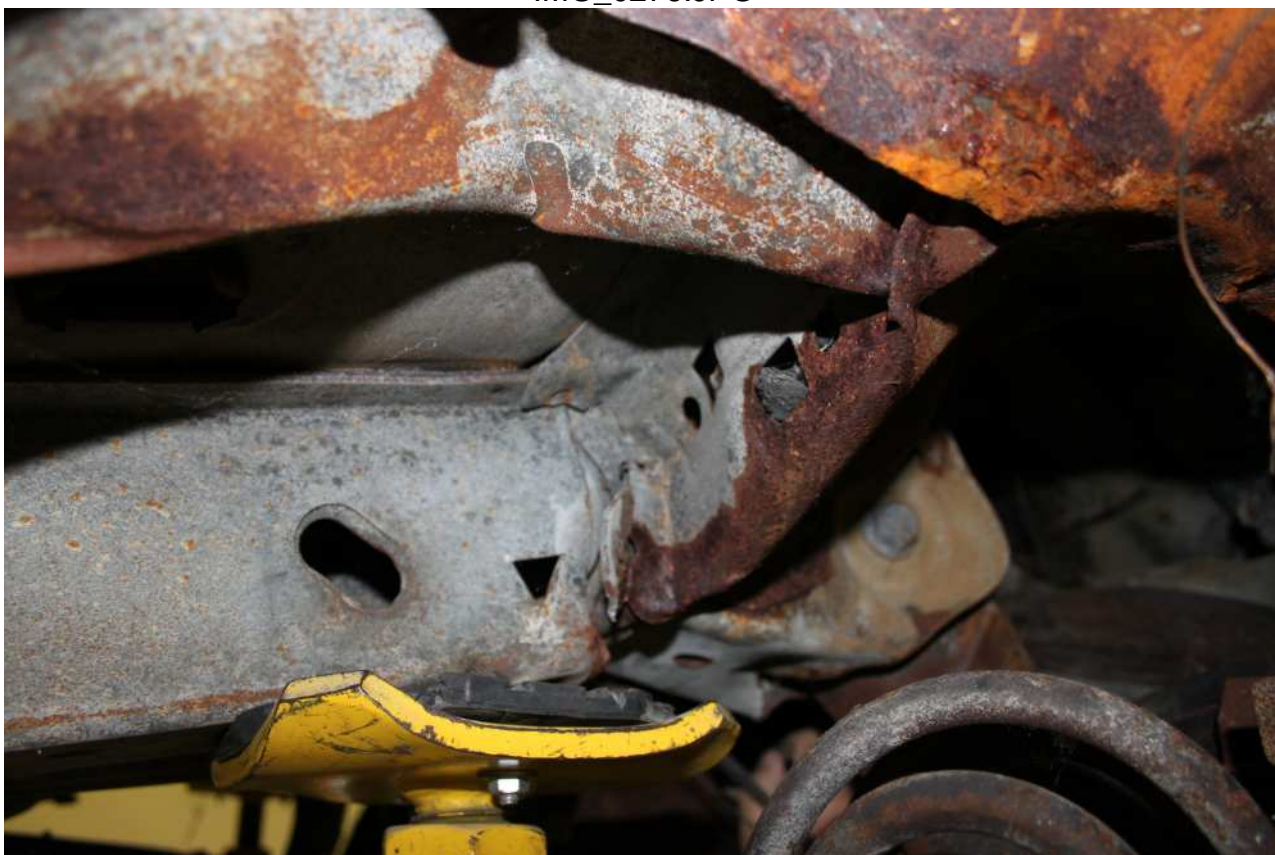


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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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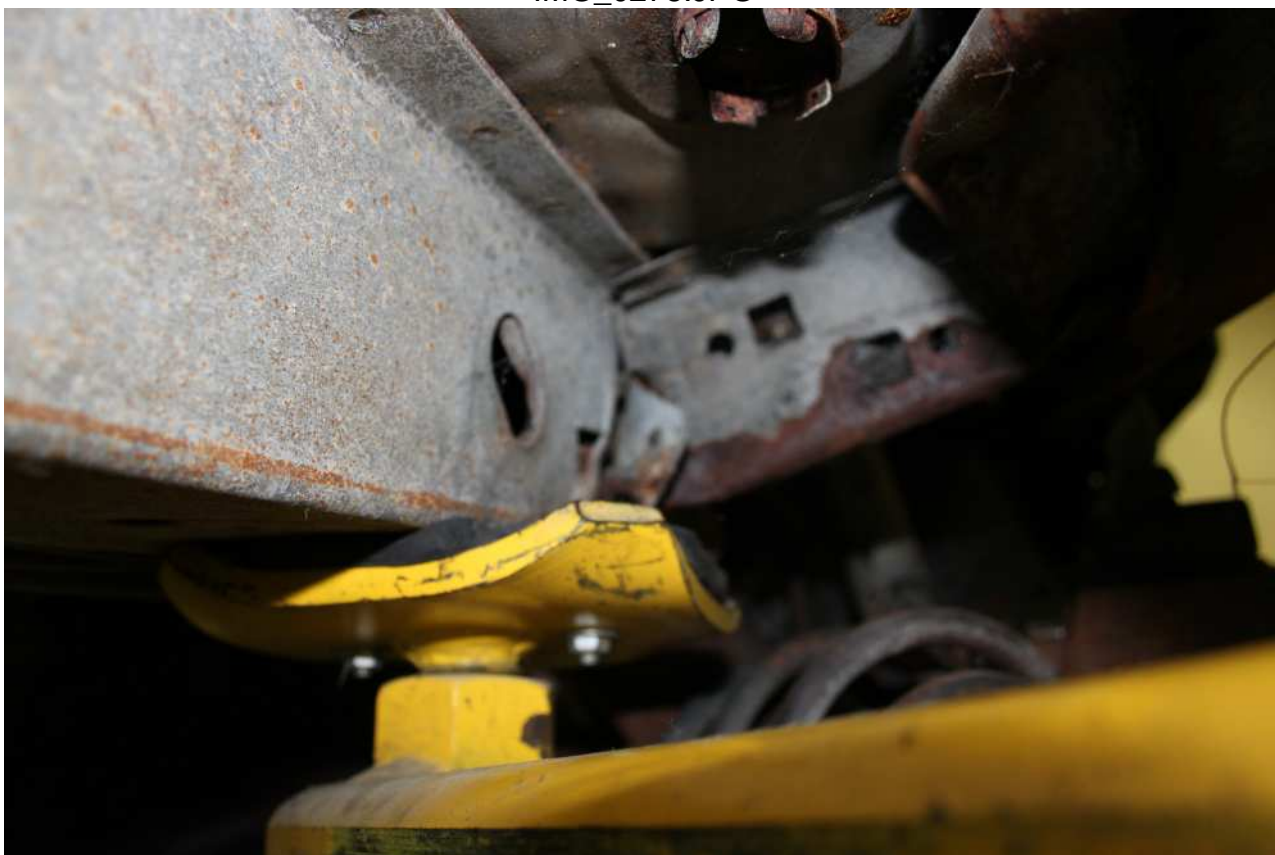


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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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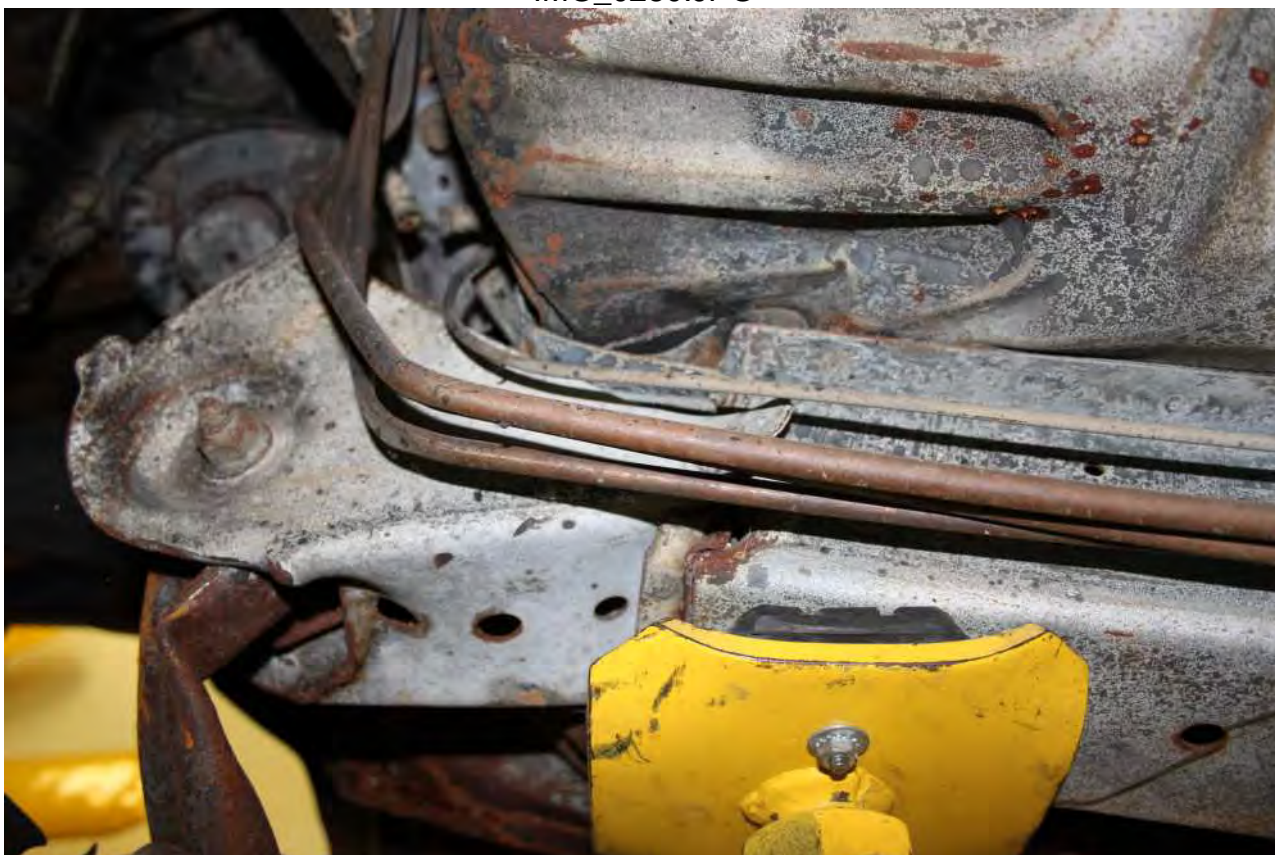


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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022073

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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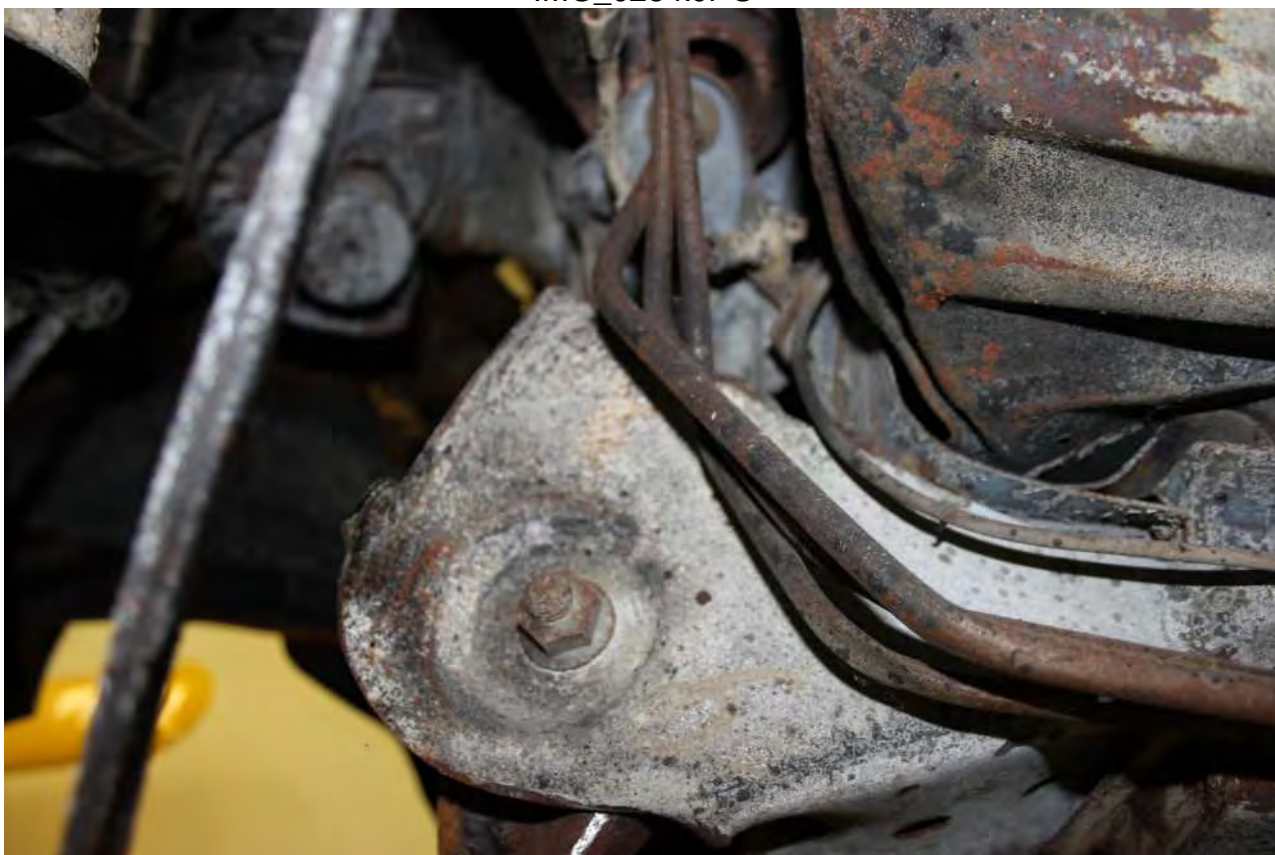
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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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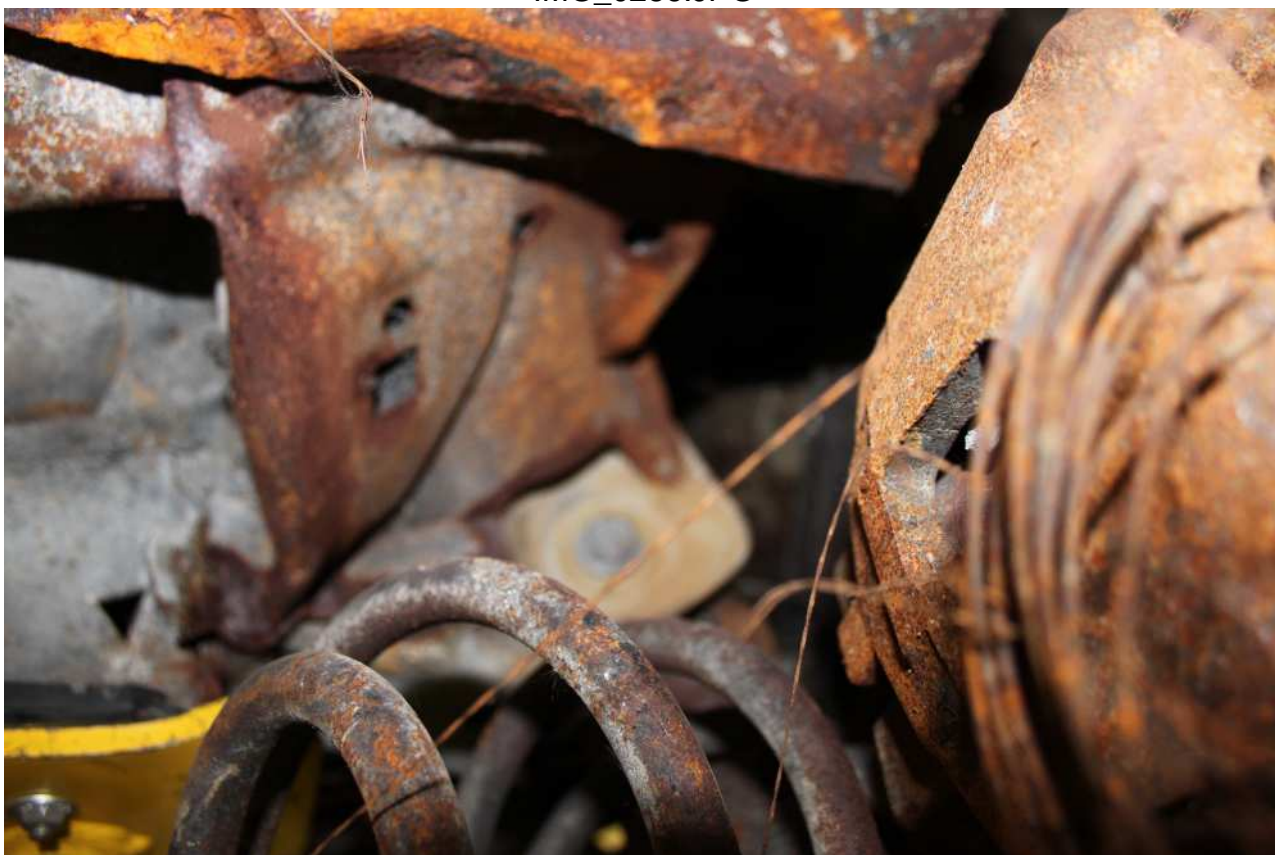
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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**

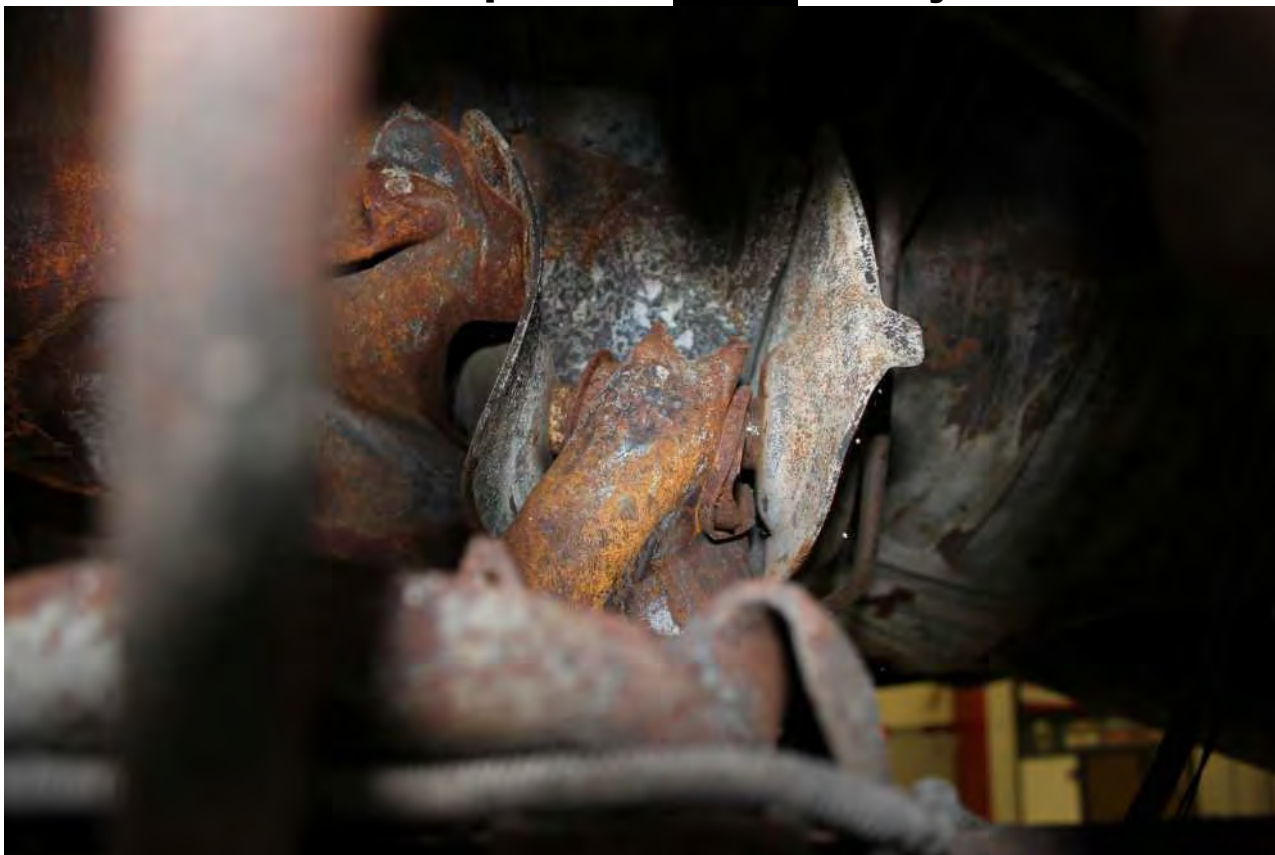


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**Accident Vehicle Inspection** [REDACTED] **vs Chrysler 06-23-10**



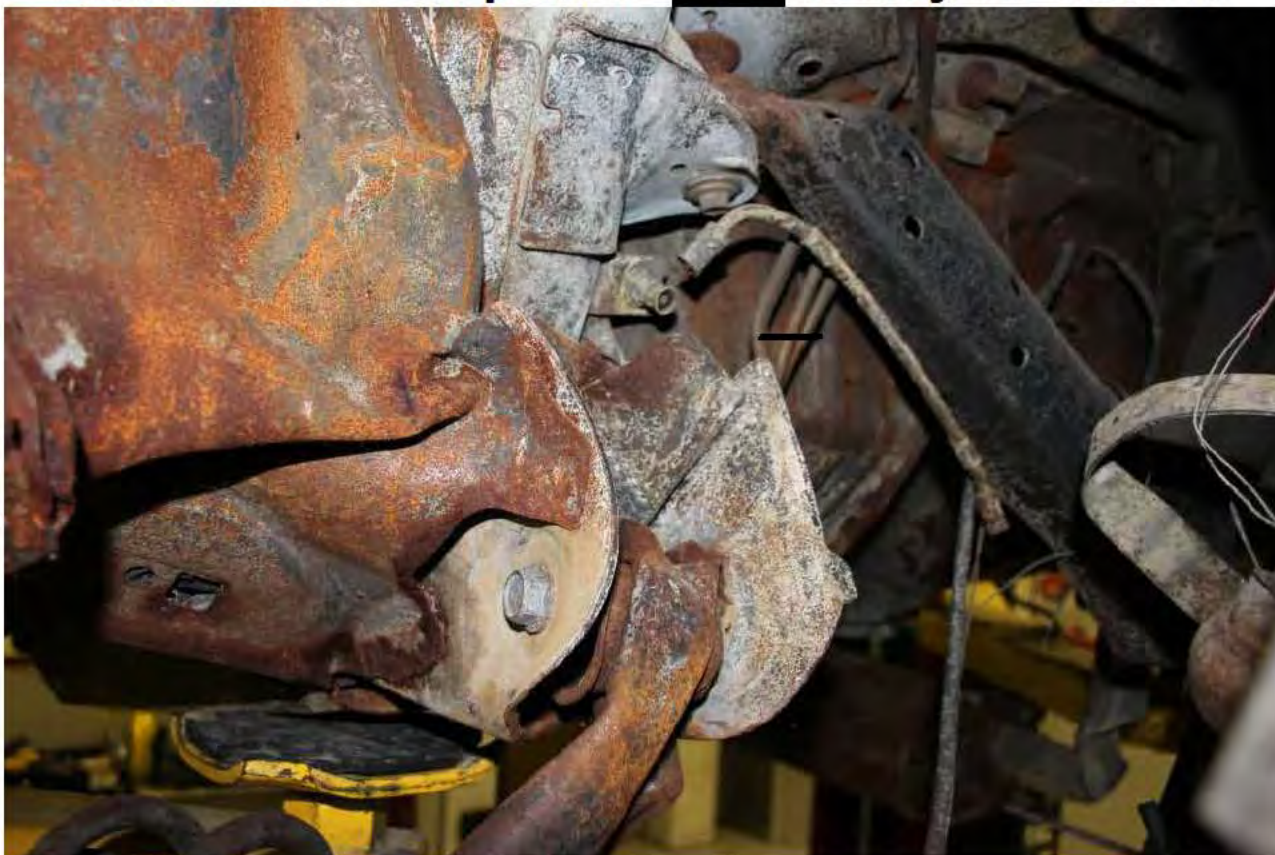
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EA12-005- Chrysler -022077

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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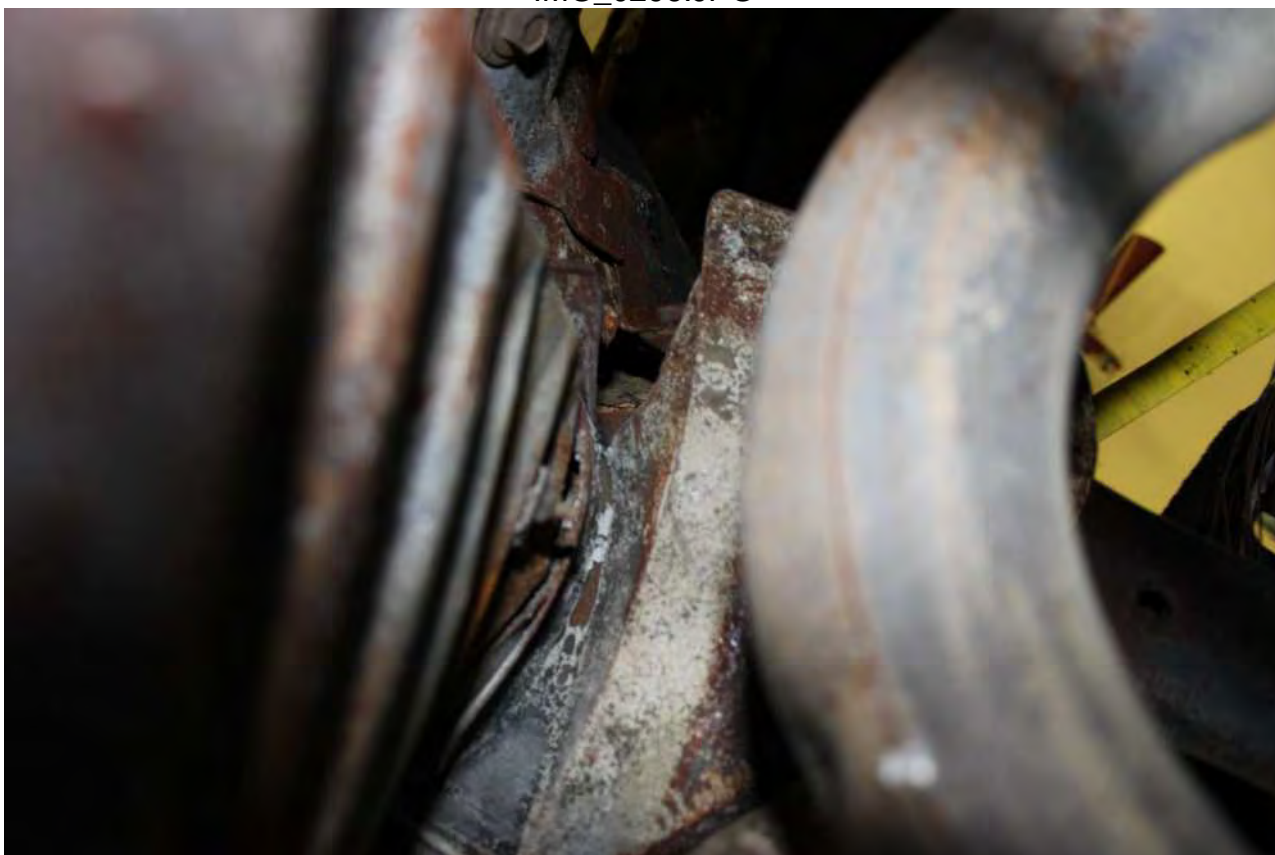


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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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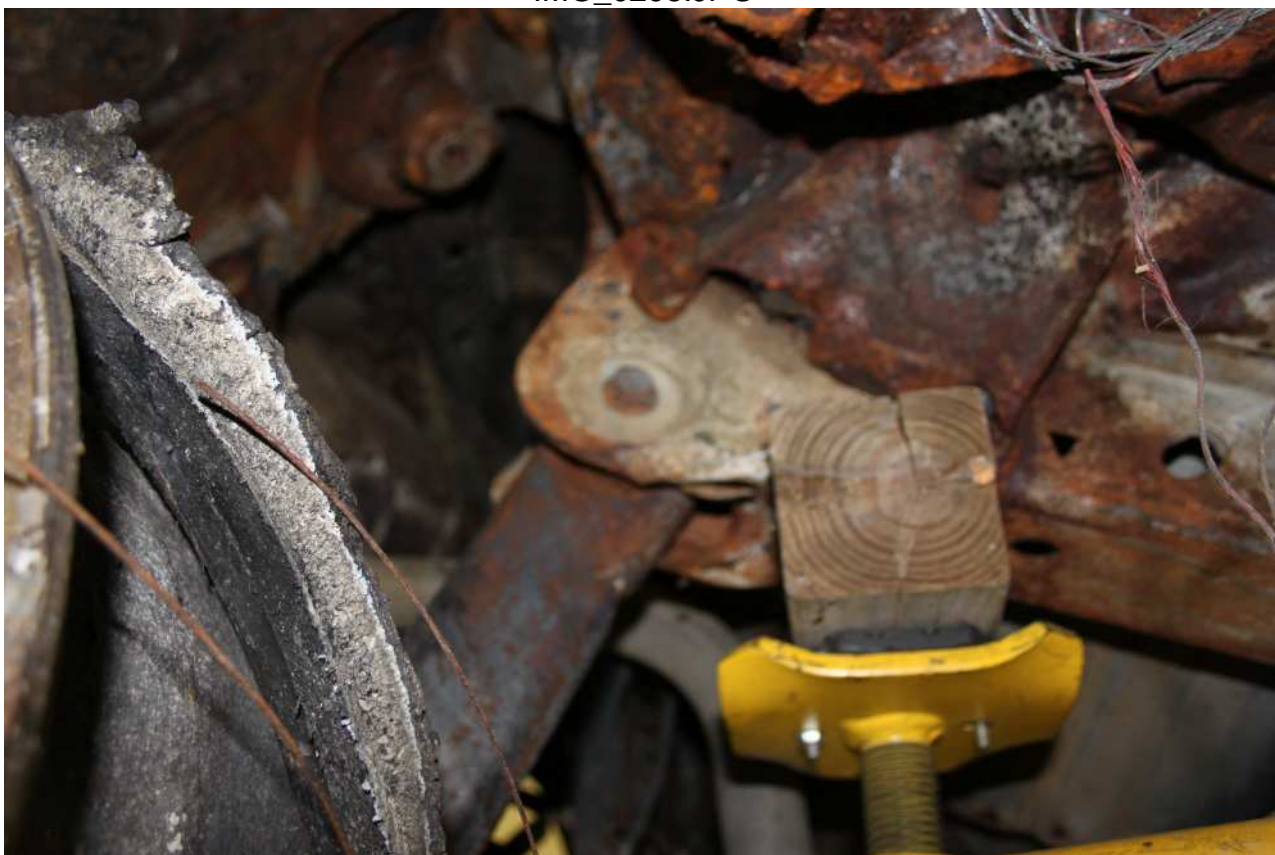
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EA12-005- Chrysler -022081

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022082



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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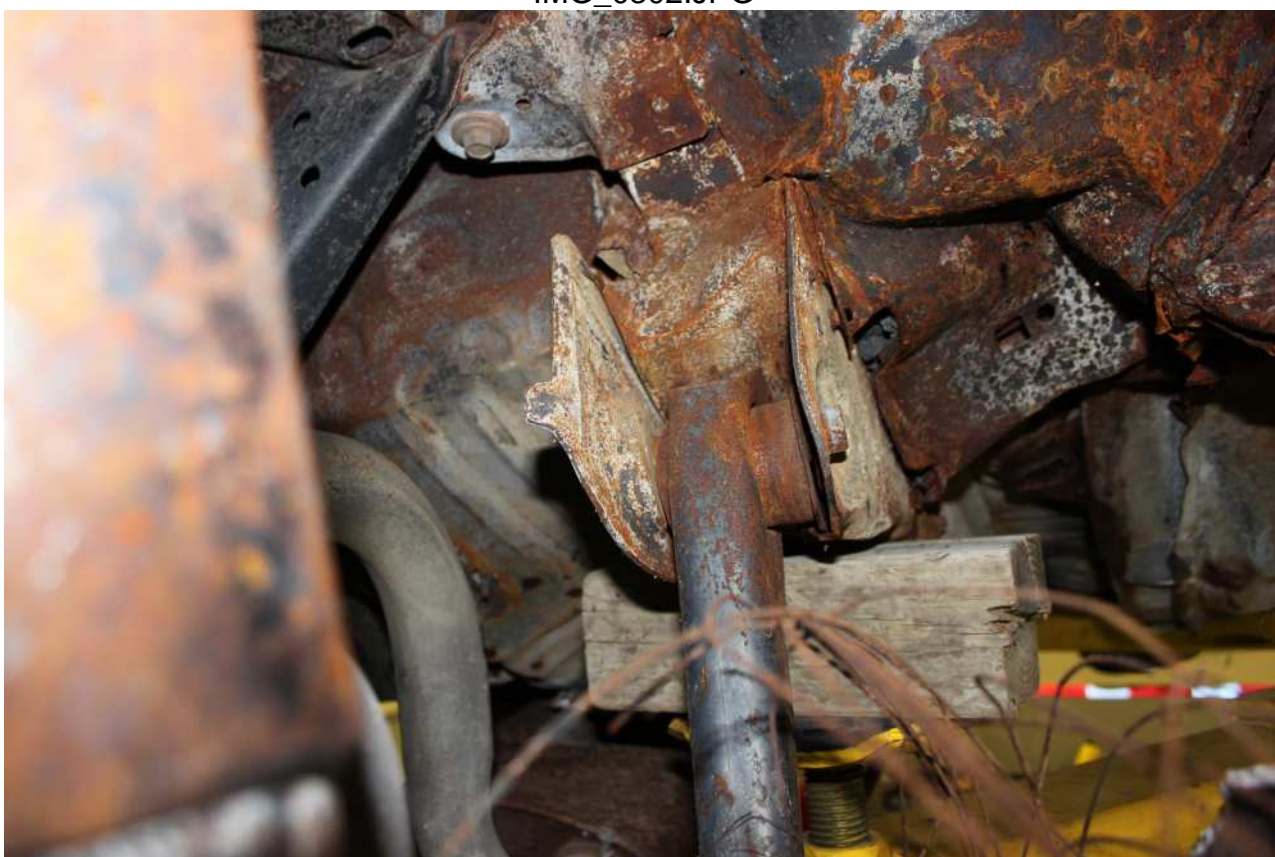


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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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IMG\_0305.JPG

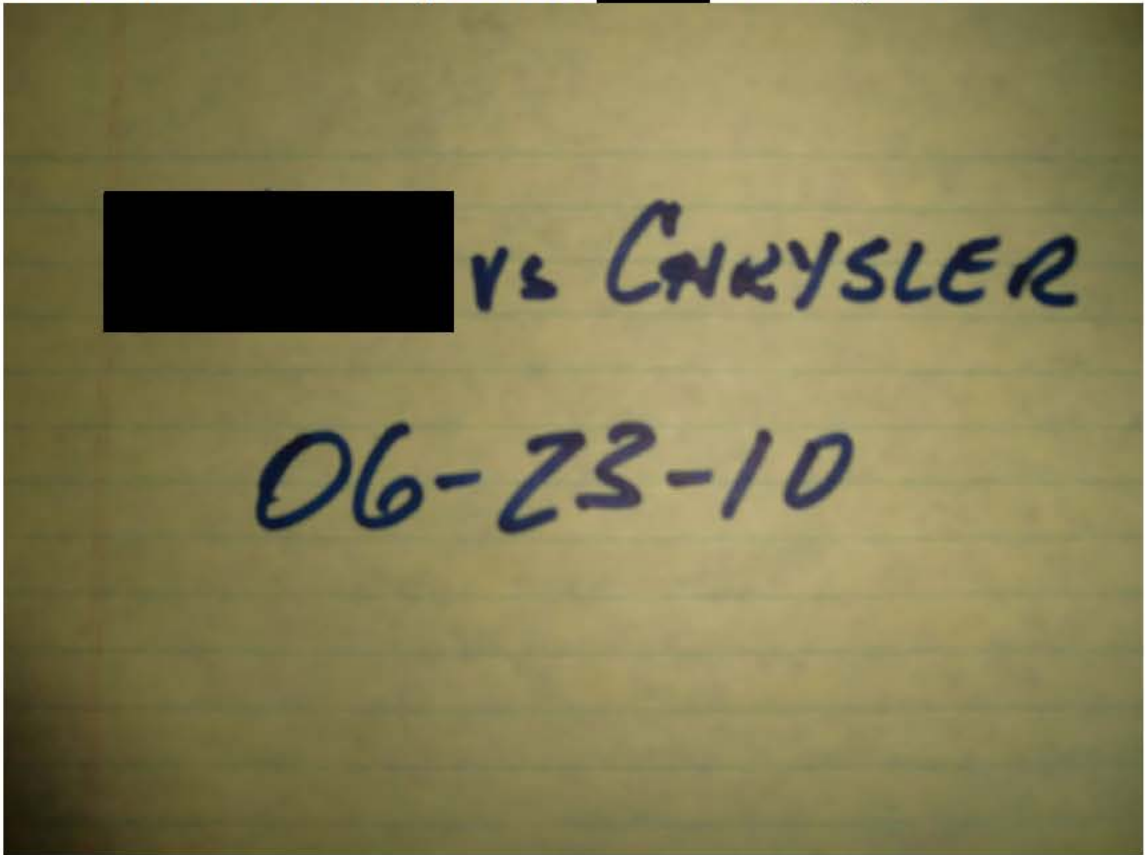
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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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CIMG0673.JPG

EA12-005- Chrysler -022087

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022088

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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CIMG0677.JPG

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022090



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022091

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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CIMG0683.JPG

EA12-005- Chrysler -022092

**Accident Vehicle Inspection vs Chrysler 06-23-10**



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EA12-005- Chrysler -022093

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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CIMG0687.JPG

EA12-005- Chrysler -022094

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022095

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection vs Chrysler 06-23-10**



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EA12-005- Chrysler -022097

**Accident Vehicle Inspection vs Chrysler 06-23-10**



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EA12-005- Chrysler -022098



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022099

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022100

**Accident Vehicle Inspection** vs **Chrysler 06-23-10**



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EA12-005- Chrysler -022101

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022102

**Accident Vehicle Inspection** [REDACTED] **vs Chrysler 06-23-10**



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EA12-005- Chrysler -022103

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022105

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection** [REDACTED] **vs Chrysler 06-23-10**



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EA12-005- Chrysler -022107

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022108

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022109

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022110

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022111

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022112

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022113

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022114



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022115

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022116

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022117

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022118

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022119

**Accident Vehicle Inspection** vs **Chrysler 06-23-10**



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EA12-005- Chrysler -022120

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022121

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022122



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022124

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022125

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022126

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022127

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022129

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022130



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022132

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022133

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022134

**Accident Vehicle Inspection** vs **Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection** vs **Chrysler 06-23-10**



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**Accident Vehicle Inspection** vs **Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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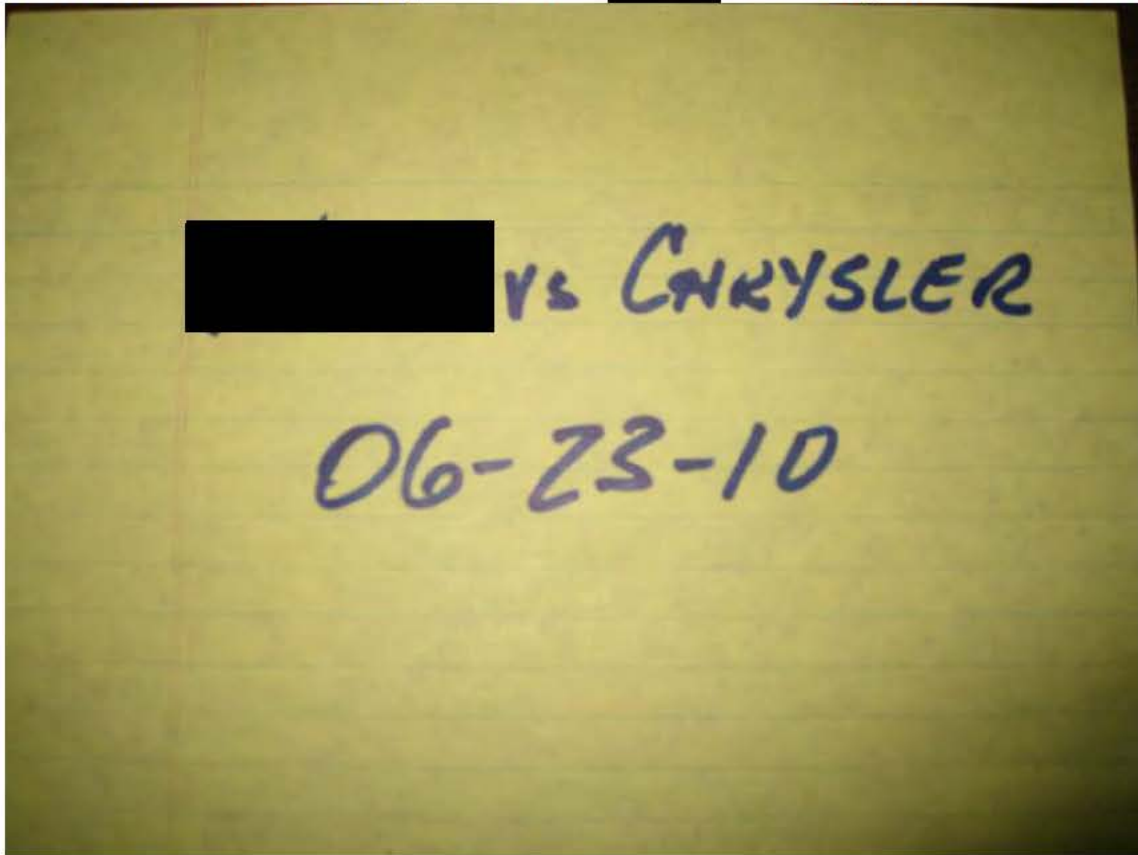


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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022148

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection** [REDACTED] **vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022152

**Accident Vehicle Inspection** [REDACTED] **vs Chrysler 06-23-10**



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EA12-005- Chrysler -022153

**Accident Vehicle Inspection** [REDACTED] **vs Chrysler 06-23-10**



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EA12-005- Chrysler -022154



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022155

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022157

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



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EA12-005- Chrysler -022158

**Accident Vehicle Inspection** [REDACTED] **vs Chrysler 06-23-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-23-10**



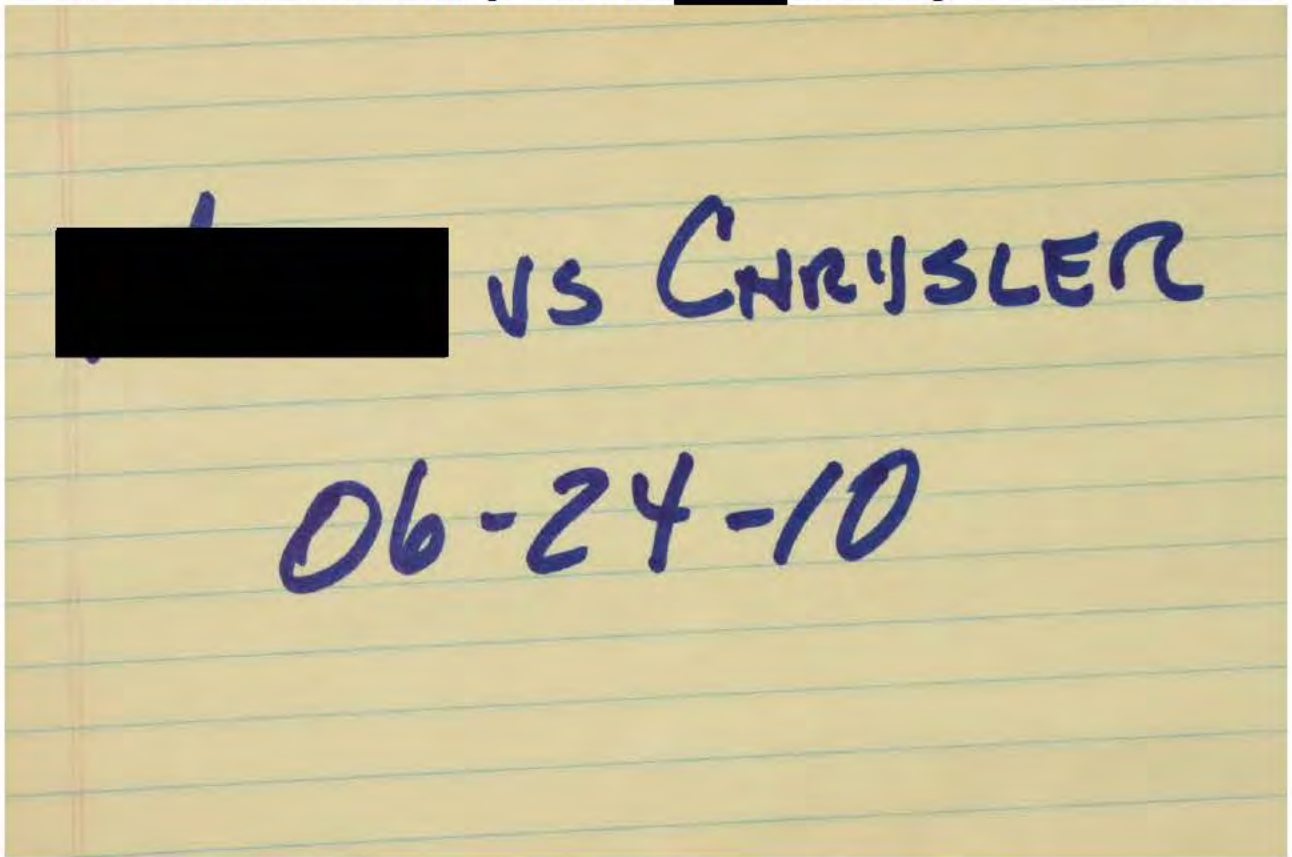
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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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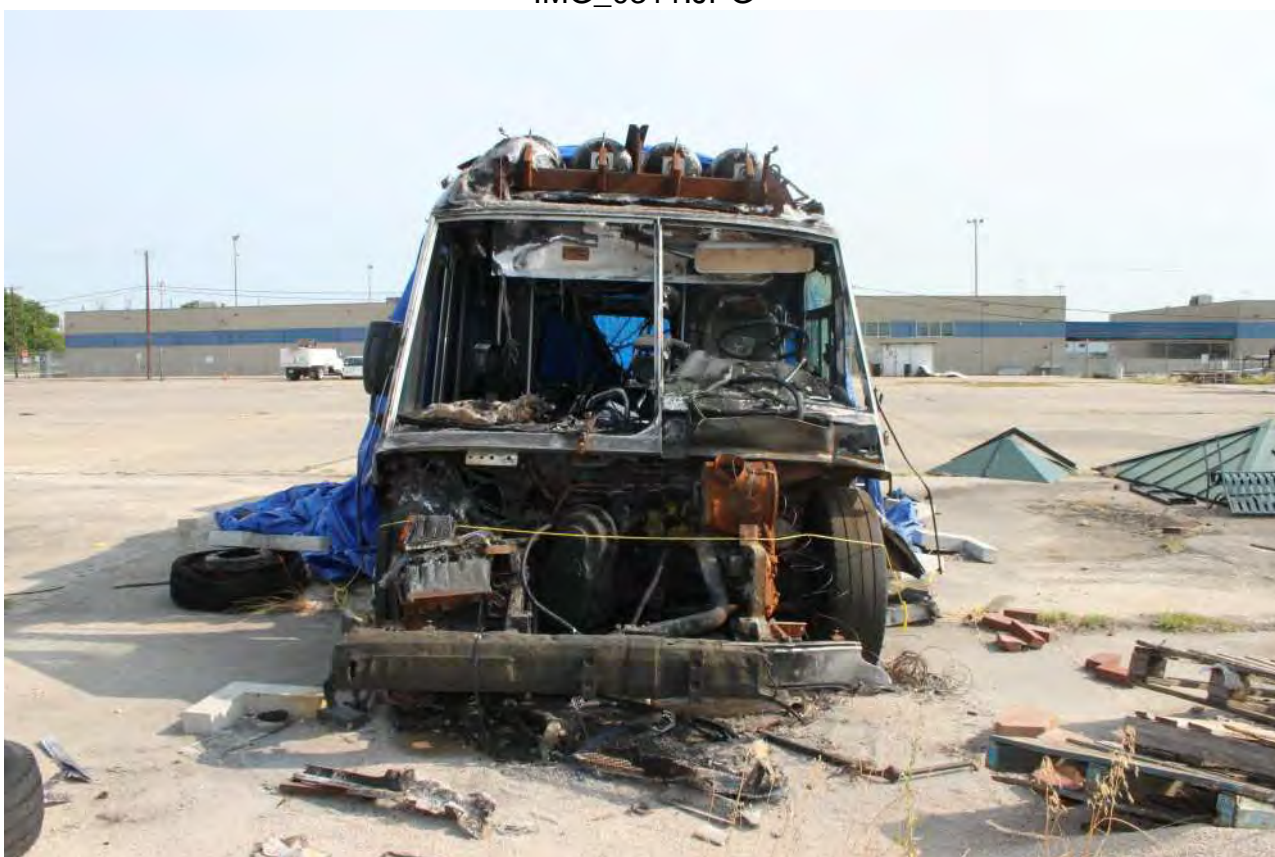
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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022164

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022166

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022167

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022169

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022170



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022171

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022173

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022174

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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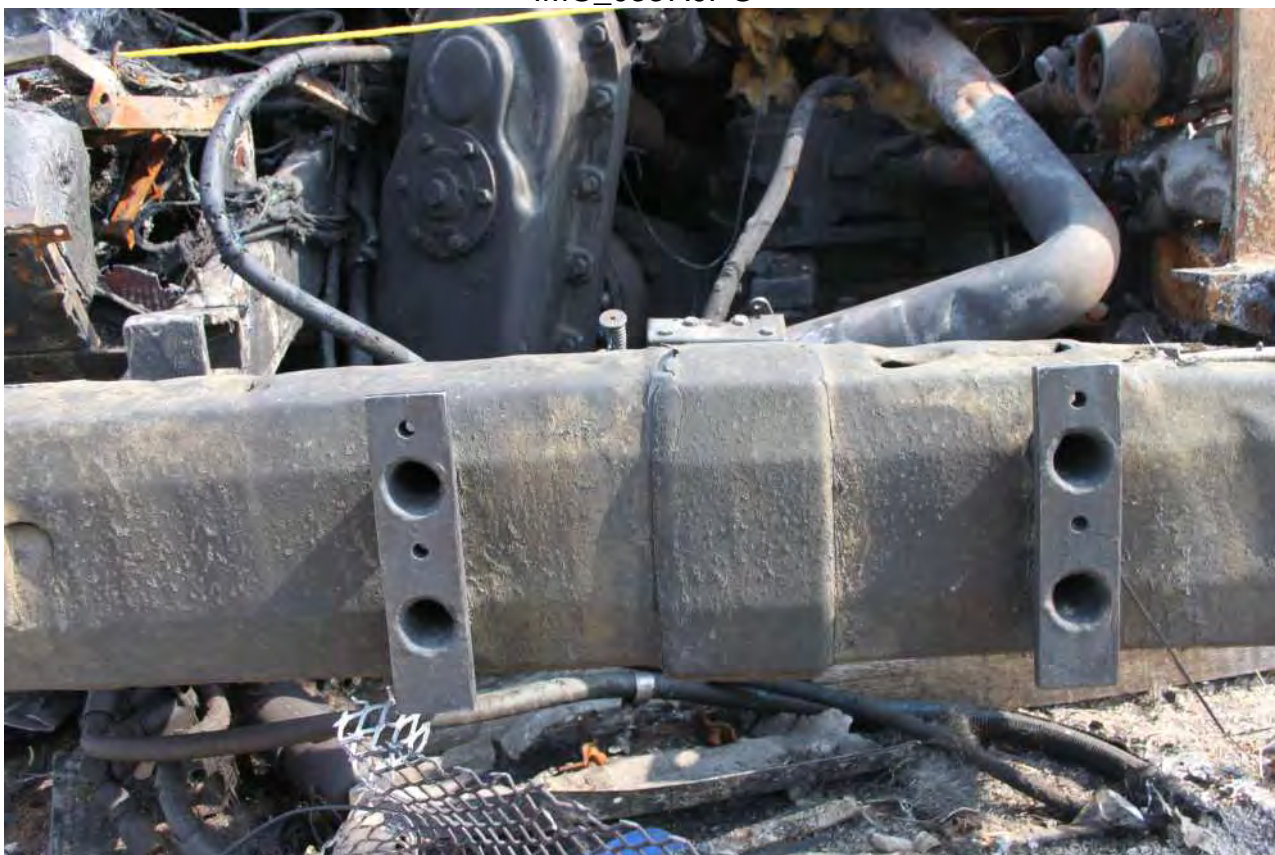
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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022176

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022178



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022180

**Accident Vehicle Inspection** [REDACTED] **vs Chrysler 06-24-10**



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EA12-005- Chrysler -022181

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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**Accident Vehicle Inspection** [REDACTED] **vs Chrysler 06-24-10**



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EA12-005- Chrysler -022183

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022184

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022185

**Accident Vehicle Inspection** [REDACTED] **vs Chrysler 06-24-10**



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EA12-005- Chrysler -022186



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



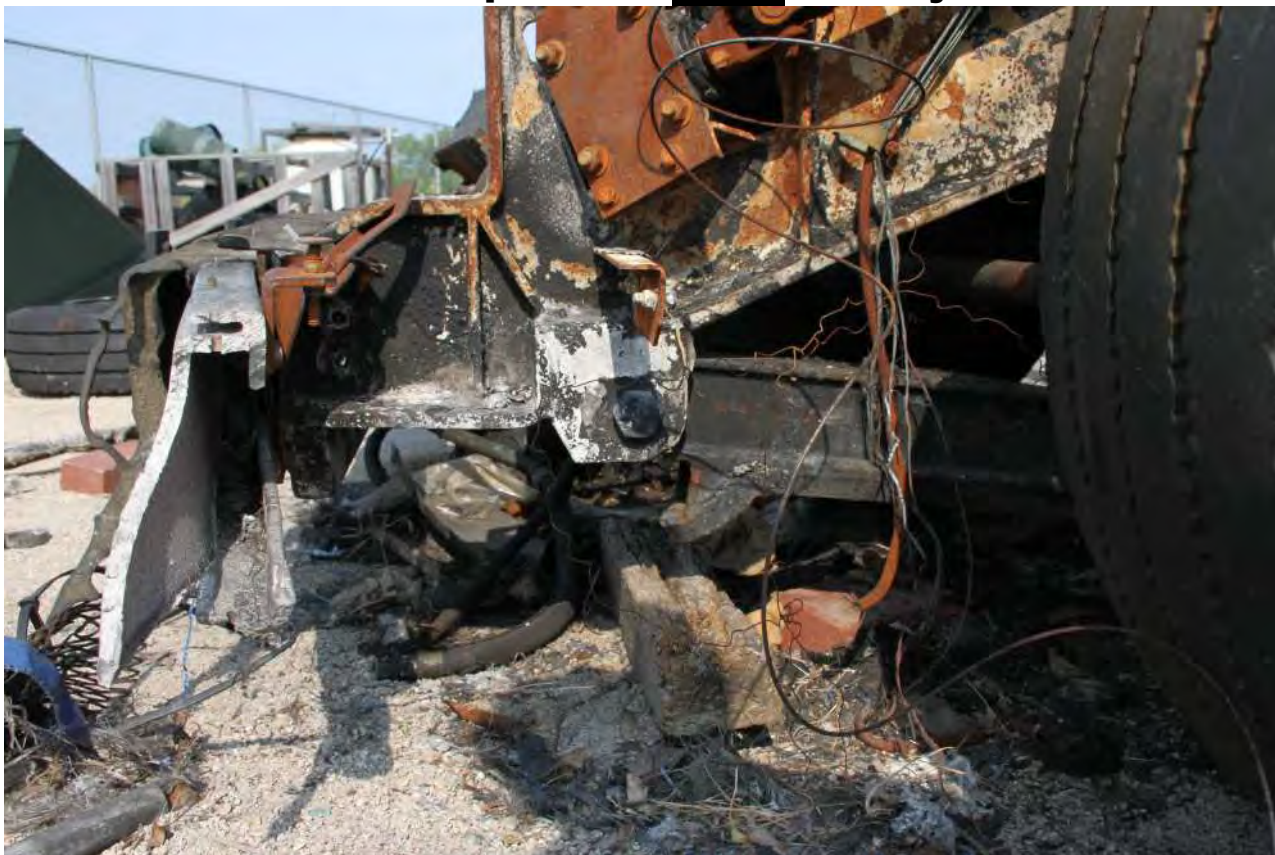
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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022194



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022195

**Accident Vehicle Inspection** [REDACTED] **vs Chrysler 06-24-10**



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EA12-005- Chrysler -022196

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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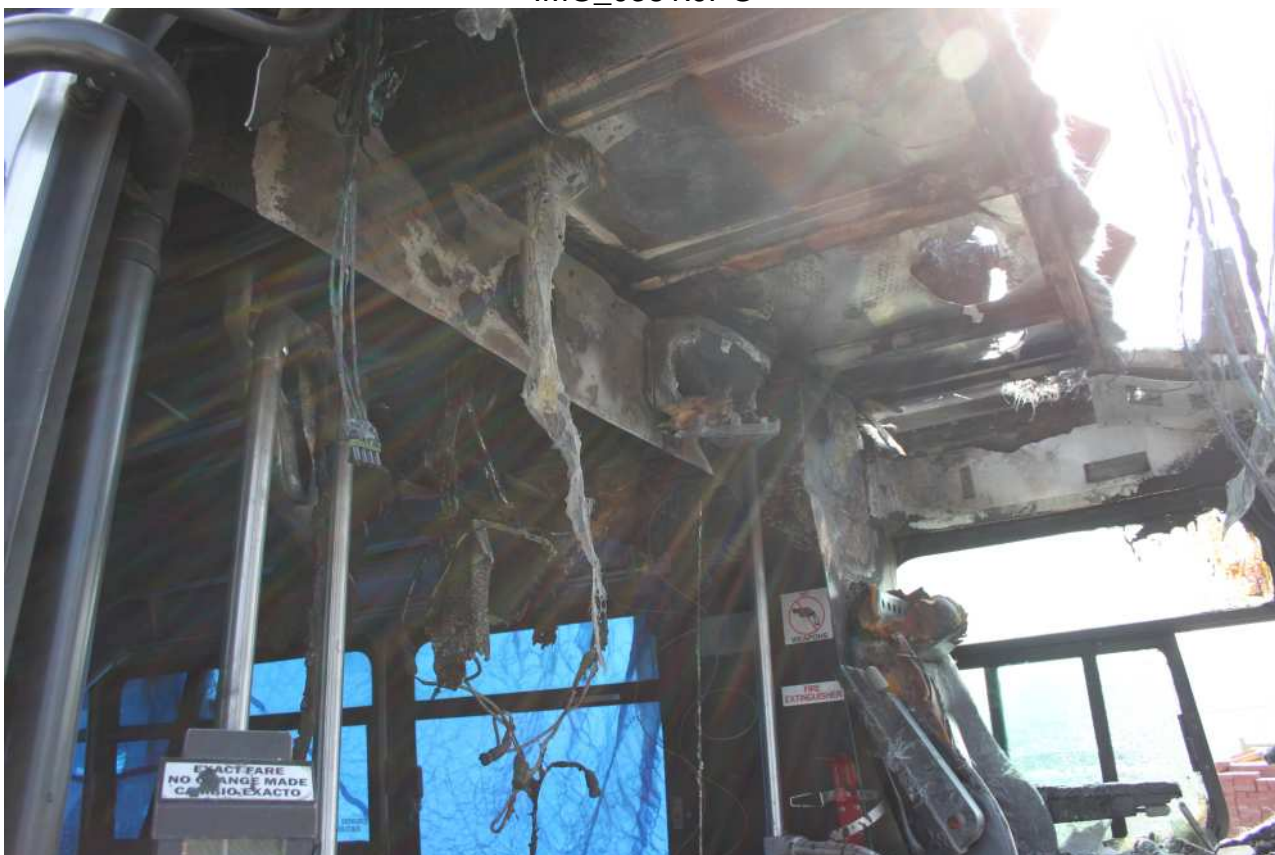
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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022198

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022199

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022200

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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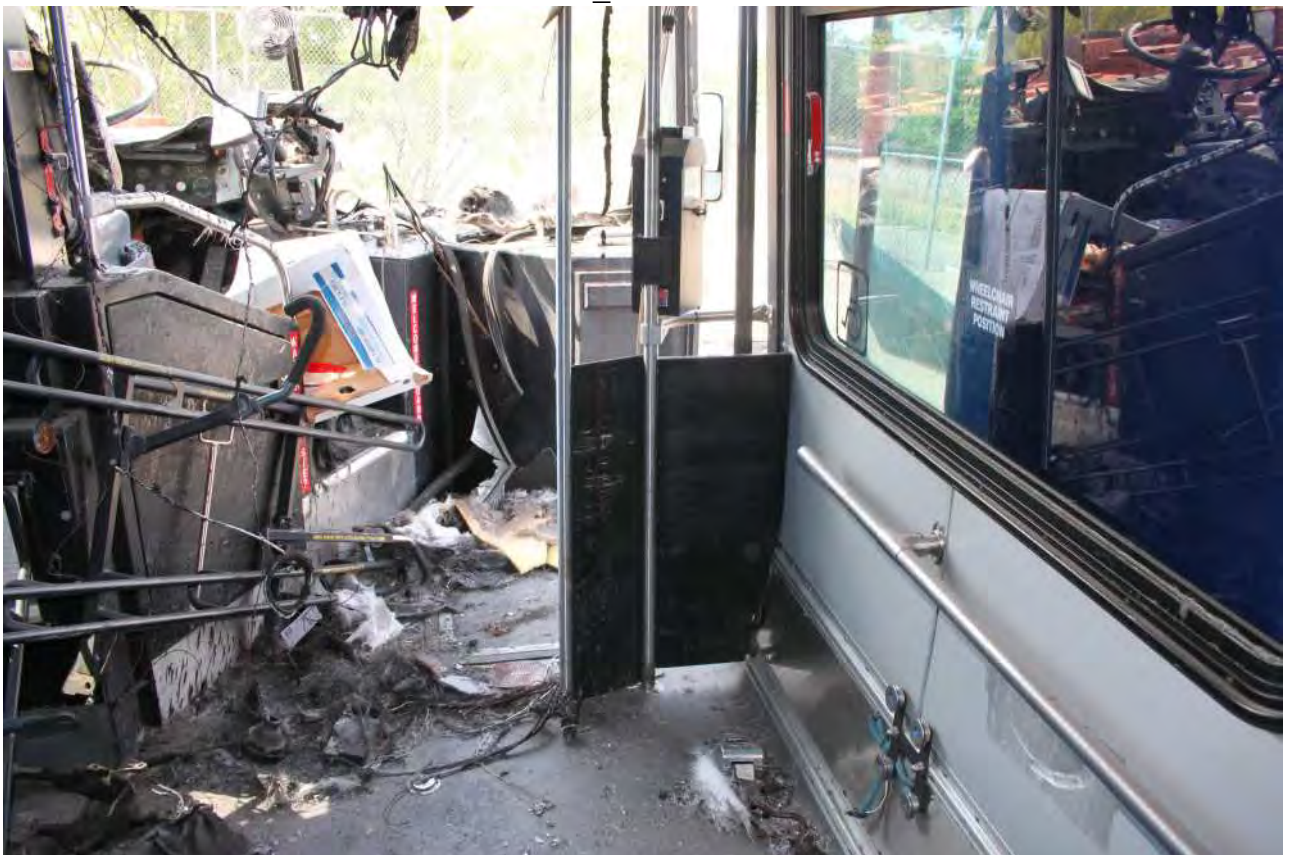
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EA12-005- Chrysler -022201

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022204

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022206

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022208

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022209

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022210



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022211

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022212

**Accident Vehicle Inspection ██████ vs Chrysler 06-24-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022214

**Accident Vehicle Inspection ██████ vs Chrysler 06-24-10**



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EA12-005- Chrysler -022215

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022216

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022217

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022218



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022219

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022220

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022221

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022222

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022224

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022226



**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



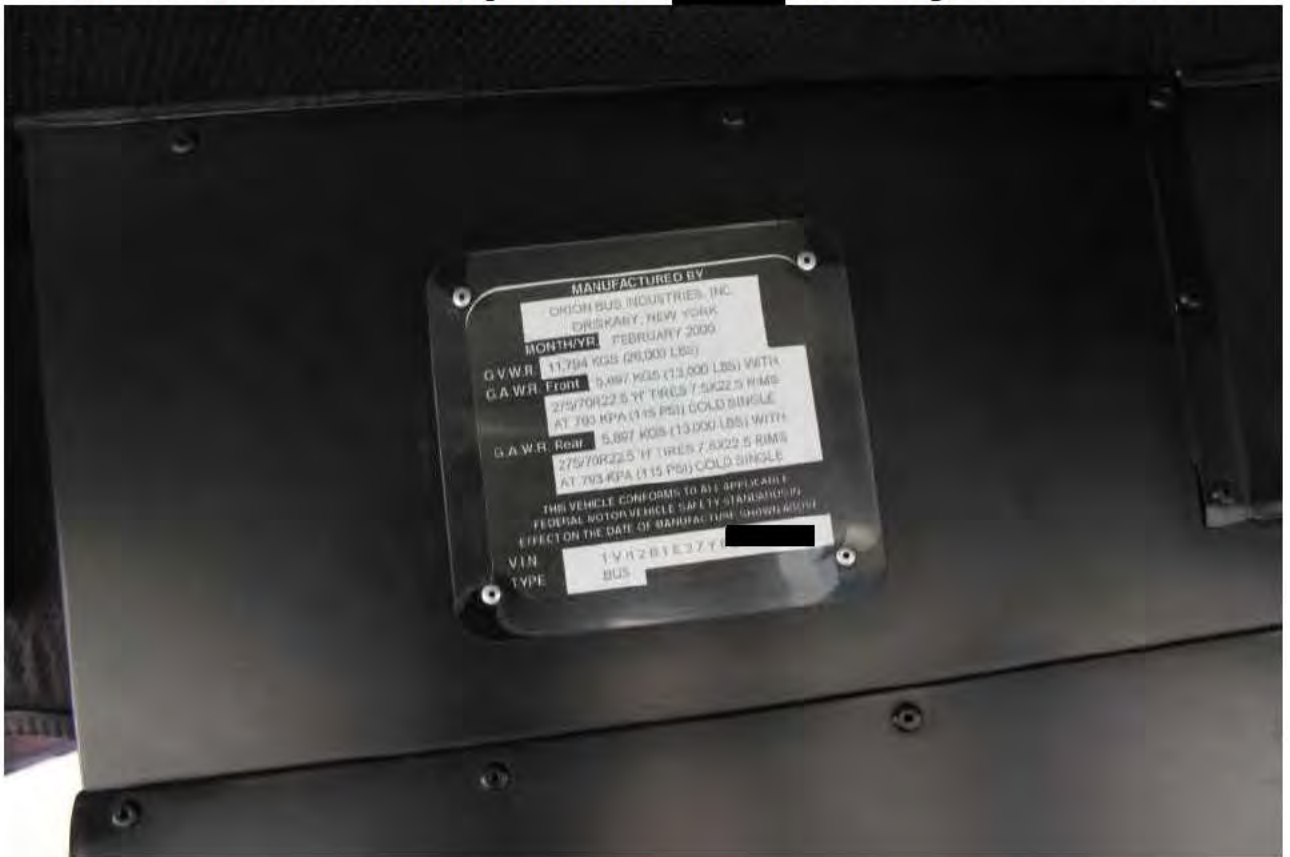
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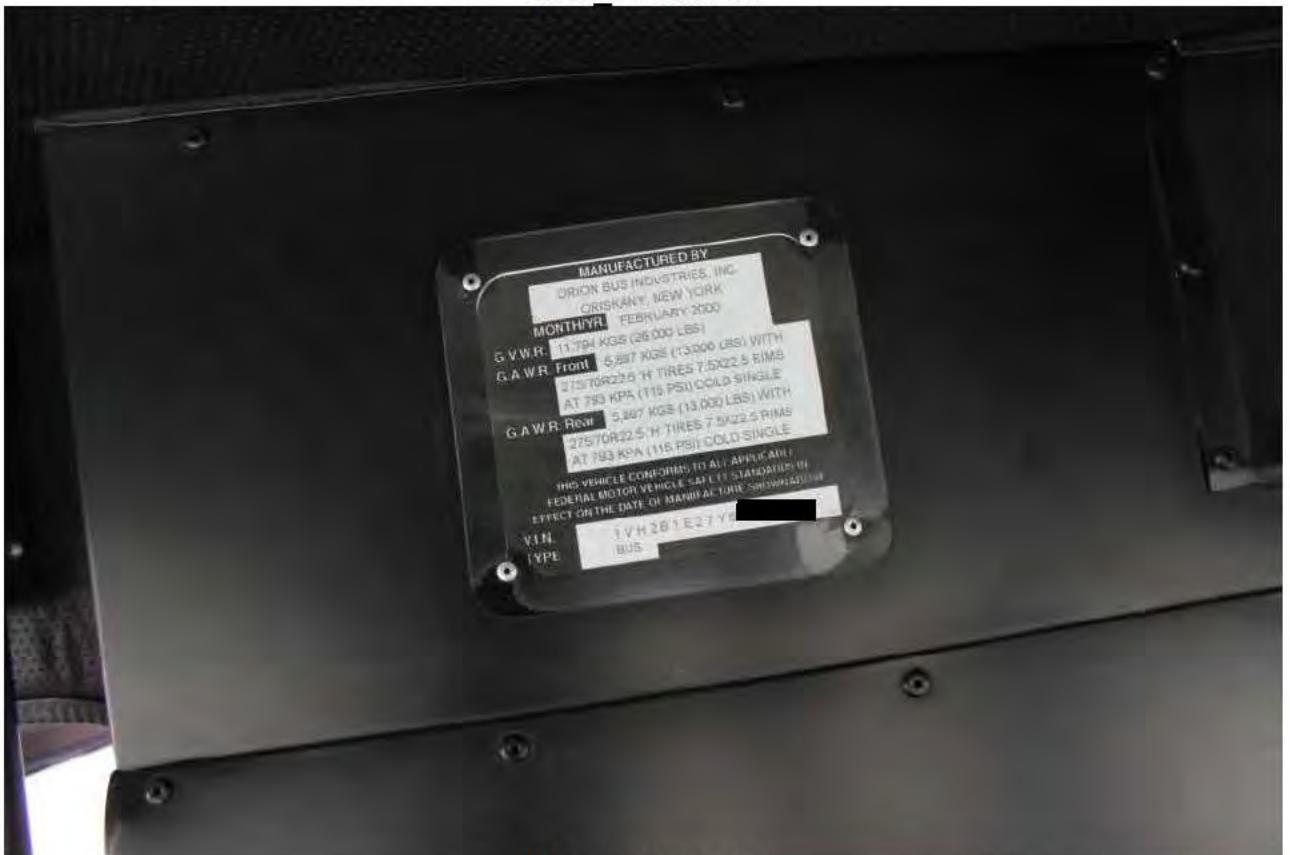
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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022229

**Accident Vehicle Inspection [REDACTED] vs Chrysler 06-24-10**



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EA12-005- Chrysler -022230

TRACY DIAL	§	IN THE DISTRICT COURT
	§	
VS.	§	TARRANT COUNTY, TEXAS
	§	
CHRYSLER GROUP, LLC	§	
FORT WORTH TRANSPORTATION	§	
AUTHORITY, AND	§	
NAWARATH S. WOOD, PERSONAL	§	
REPRESENTATIVE	§	
OF THE ESTATE OF RODNEY WOOD	§	<u>348th</u> JUDICIAL DISTRICT

**PLAINTIFF'S FIRST AMENDED ORIGINAL PETITION**

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW, TRACY DIAL, Plaintiff herein, and files this, her Original Petition complaining of Defendants Chrysler Group, LLC, Fort Worth Transportation Authority and Nawarath S. Wood, personal representative of the Estate of Rodney Wood, would show unto the Court the following:

**I.**

**SELECTION OF DISCOVERY LEVEL**

1. Pursuant to Texas Rules of Civil Procedure Rule 190.3, Plaintiff requests discovery be conducted in accordance with Discovery Control Plan Level 3.

**II.**

**PARTIES**

2. Plaintiff Tracy Dial, whose social security number is xxx-xx-0065 and driver's license number is 13714203, is an individual who resides in Tarrant County, Texas.

3. Defendant, Chrysler Group, LLC, has been served and answered herein. A copy of this pleading is being sent to its attorney of record.

4. Defendant Fort Worth Transportation Authority has been served and by Rule 11 agreement between counsel, it has an indefinite date answer date. A copy of this pleading is being sent to its attorney of record.

5. Defendant, Nawarath S. Wood, has been served and by Rule 11 agreement between counsel and the defendant's representative, it has an indefinite date answer date. A copy of this pleading is being sent to its representative.

### **III.**

#### **JURISDICTION AND VENUE**

6. The Court has continuing jurisdiction over Defendants because Defendant Fort Worth Transportation Authority is a governmental unit in the State of Texas. The Court has jurisdiction over the subject matter, because the damages are within the statutory jurisdictional limits of the Court.

7. Venue is proper in Tarrant County, Texas because all or a substantial part of the vents giving rise to this cause of action occurred in that county. Specifically, it is the location of the collision that forms the basis of this suit.

8. At all relevant times to the causes-of-action asserted herein, the non-resident defendant, Chrysler Group LLC, has had continuous and systematic contacts with the State of Texas by delivering products and services into the stream-of-commerce with the expectation that the products would reach consumers within the State of Texas. Further, Defendant has had minimum contacts with Texas and is doing business in Texas by, among other things; entering into contracts, by mail or otherwise, with residents of the State of Texas, contracting for performance in the State of Texas,

recruiting Texas residents for employment inside and/or outside the State and committing torts in the State of Texas. The causes-of-action asserted herein arise from such contact and business.

#### **ASSUMED NAMES**

9. Pursuant to Rule 28 of the Texas Rules of Civil Procedure, Plaintiff hereby brings suit against all partnerships, unincorporated associations, individuals, entities, and private corporations doing business under the assumed name of or including the words; Chrysler Group LLC, Chrysler, and Jeep Motor Company.

#### **IV. FACTS**

10. This lawsuit results from an automobile collision that occurred on or about July 10, 2009 at the 2300 block of NE Loop 820 in Fort Worth, Tarrant County, Texas. The Fort Worth Transportation Authority owned and operated a 2000 Orion bus which is being operated by its employee, Ronnie Ware, which violently struck the rear of a 2004 Black Jeep Grand Cherokee which was being operated by Rodney Wood, who in turn, violently struck the rear of 2006 Maroon Chevy Equinox which was being operated by Paul David Horn, which in turn struck the 2002 Blue Dodge 1500 pickup being operated by Tracy Dial.

11. In conjunction with the collisions as described above, the 2004 Black Jeep Grand Cherokee caught fire as a result of being hit from behind. This resulted in a fireball being propelled forward, engulfing the 2002 Blue Dodge 1500 pickup being operated by Tracy Dial.

12. As a result of the severe impact and resulting fire, Plaintiff suffered life-altering permanent bodily injuries and damages complained of herein.

#### **V.**

NEGLIGENCE AND NEGLIGENCE PER SE

13. At the time of the accident, Defendant, Fort Worth Transportation Authority, via their authorized employee, Ronnie Ware, was operating the vehicle negligently. Specifically, Defendant had a duty to exercise ordinary care and operate the vehicle reasonably and prudently. Defendant breached his duty in one or more of the following ways:

- a. Failing to timely apply the brakes to the vehicle in order to avoid the collision in question;
- b. Failing to maintain a proper lookout;
- c. Driving at an excessive rate of speed given the traffic conditions at the time of the collision;
- d. Failing to maintain proper attention;
- e. Failing to maintain a mutually assured safe following distance;
- f. Failing to control his speed; and
- g. Failing to take the proper evasive action in an effort to avoid the collision.

14. Defendant violated TEX. TRANSP. CODE 545.062 and TEX. TRANSP. CODE 545.351 which arises to *negligence per se*, or in the alternative establishes the standard of care owed to Plaintiff.

15. Defendant Fort Worth Transportation Authority is liable to the Plaintiff for the acts of its employee, Ronnie Ware, under the doctrine of *respondeat superior*.

16. Fort Worth Transit Authority is a common carrier as that term is defined under the law, and, owed a high degree of care in the operation of the vehicle involved in this collision.

17. At the time of the accident, Defendant, Rodney Wood was operating his vehicle negligently. Specifically, Defendant had a duty to exercise ordinary care and operate the vehicle reasonably and prudently. Defendant breached his duty in one or more of the following ways:

- a. Failing to safely change lanes'



- b. Failing to timely apply the brakes to the vehicle in order to avoid the collision in question;
- c. Failing to maintain a proper lookout;
- d. Driving at an excessive rate of speed given the traffic conditions at the time of the collision;
- e. Failing to maintain proper attention;
- f. Failing to maintain a mutually assured safe following distance;
- g. Failing to control his speed; and
- h. Failing to take the proper evasive action in an effort to avoid the collision.

## VI.

### STRICT PRODUCTS LIABILITY

18. The 2004 Jeep Grand Cherokee at issue in the suit was manufactured, marketed, and distributed by Chrysler Group, LLC.

19. At all material times, Defendant Chrysler Group, LLC, was a "Manufacturer" of the vehicle defined in Tex. Civ. Prac. & Rem. §82.001(4).

20. The vehicle and its related equipment were designed, manufactured, constructed, and/or distributed by and through its agents and/or representatives of Defendant, Chrysler Group, LLC.

21. The Defendant was regularly engaged in the business of supplying or placing products, like the product in question in the stream of commerce for use by the consuming public, including Rodney Wood. Further, such conduct was solely commercial purposes.

22. The vehicle in question and its parts remained unchanged from the time they were originally manufactured, distributed and sold by Defendant Chrysler Group, LLC until it reached Rodney Wood and ultimately, the collision made the basis of this suit. Stated another way, the product in question was defective and in an unreasonably dangerous condition with it left the hands of the Defendant Chrysler Group, LLC and remained defective and unreasonably dangerous at all times

thereafter until they ultimately caused Ms. Dial's injuries.

23. With respect to the design of the product in question, at the time it left the control of the Defendant Chrysler Group, LLC, there were safer alternative designs. Specifically, there were alternative designs that, in reasonable probability, would have prevented or significantly reduced the risk of injury to Tracy Dial. Furthermore, such safer alternative designs were economically and technologically feasible at the time the product left the control of the Defendant Chrysler Group, LLC by the application of existing or reasonably achievable scientific knowledge.

24. At the time the vehicle was placed into the stream of commerce, it was, or should have been, reasonably expected and foreseeable that persons, such as Tracy Dial, would have been around the vehicle while it was being used in the manner and application in which it was being used at the time Tracy Dial was injured.

25. At the time the vehicle in question left control of the Defendant Chrysler Group, LLC, it was defective and unreasonably dangerous in that it was not adequately designed, manufactured, or marketed to minimize the risk of injury of death. By way of example and without limitation, the product in question was unreasonably, dangerously defective in the following ways:

- a. The vehicle was unreasonably dangerous and defectively designed in that it was not crashworthy and reasonably fit for clearly foreseeable accidents;
- b. The vehicle was unreasonably dangerous and defectively designed in that the fuel tank is inadequately protected from clearly foreseeable use of the vehicle. This made the vehicle unreasonably, dangerously, defectively designed for the vehicle's intended and reasonably foreseeable uses;
- c. The vehicle was unreasonably dangerous and defectively designed in that the vehicle and its related parts have significant likelihood to catch on fire on impact. This made the vehicle unreasonably, dangerously, defectively designed for the vehicle's intended and reasonably foreseeable uses;

d. The vehicle was unreasonably dangerous and defectively designed in that the fuel tank was not adequately protected from a rear impact accident because it could easily be punctured in a car crash. This made the vehicle unreasonably, dangerously, defectively designed for the vehicle's intended and reasonably foreseeable uses;

e. The vehicle was unreasonably dangerous and defectively designed in that the vehicle's fuel filler neck also tears off in crashes making it a fire hazard. This made the vehicle unreasonably, dangerously, defectively designed for the vehicle's intended and reasonably foreseeable uses;

f. The vehicle was unreasonably dangerous and defective in its design to the extent a bolt in the rear sway bar was little more than a tenth of an inch from the gas tank, meaning it could easily be punctured in a crash. This condition made the vehicle unreasonably, dangerously, defectively designed for the vehicle's intended and reasonably foreseeable uses;

g. The vehicle was unreasonably dangerous and defective in that it did not contain adequate instructions or warnings as to the manner to avoid risks and dangers involved, in particular, with the dangerous propensity of the Jeep Grand Cherokee to catch fire upon rear impact. This made the vehicle unreasonably, dangerously, defectively designed for the vehicle's intended and reasonably foreseeable uses; and

h. The vehicle was unreasonably dangerous and defective in that it failed to warn of the risks and nature and extent of dangers associated with its dangerous propensity of the Jeep Grand Cherokee to catch fire due to the location of the fuel tank in that the warnings and instructions provided, if any, were not in any form that could reasonably be expected to catch the attention of a reasonably prudent person in circumstances of the product's intended or reasonably foreseeable uses.

26. Plaintiff further contends that the Defendant Chrysler Group, LLC is not entitled to the rebuttal presumption that they are not liable for any injury to Tracy Dial caused by the formulation, labeling, or design of the vehicle because they have not established that the vehicle's formulation, labeling, or design complied with mandatory standards adopted by the DOT. Additionally, in the event that the Defendant does establish compliance with FMVSS, Plaintiff will present evidence that the standard is inadequate to protect the public from unreasonable risks of injury or damage.

27. The above unreasonably dangerous defects in the vehicle were a proximate and producing cause of Ms. Tracy Dial's injuries and damages.

## VII.

## NEGLIGENCE

28. Defendant Chrysler Group, LLC has a duty to manufacture, distributed and sell products that are not unreasonably dangerous. Defendant Chrysler Group, LLC, acting by and through its agents and/or representatives, breached this duty and was thereby negligent, careless and reckless in designing, manufacturing, marketing, distributing and selling the product in question.

29. As a proximate result of one or more of the aforementioned negligent acts or omission of the Defendants, Tracy Dial sustained serious injury and sustained damages outlined below.

## **VIII.** DAMAGES

30. The unlawful acts and practices by the Defendants are and were a producing and proximate cause of plaintiff's injuries and damages. Accordingly, Defendants are liability, individually and jointly, for all of Plaintiff's damages.

31. As a result of the negligent acts of the Defendants, Plaintiff, has suffered damages that included, but are not limited by the filing:

- a. Loss of earning capacity in the past and future;
- b. Damage to Plaintiff's property, specifically the contents of the vehicle she was driving.
- c. Reasonable expenses for necessary medical care in the past and future;
- d. Physical impairment in the past and future;
- e. Pain and Suffering and Mental anguish in the past and future; and
- f. Disfigurement in the past and future.

33. Plaintiff seeks recovery of unliquidated damages of \$345,000.00 which is within the jurisdictional limits of this court.

**IX.**

**JUDGMENT INTEREST**

34. This is a civil liability case which has become necessary to collect a legal debt of money damages due and owing Plaintiff as a result of the above mentioned acts and omissions of Defendants. The Defendants have had custody and control of the monies rightfully due and owing to Plaintiff since the day of the accident. As a result of said custody and control, the Defendants have benefitted by virtue of interest earned on said monies. Therefore, in order to avoid unjust enrichment of the Defendants and also to adequately compensate Plaintiff for her loss, Plaintiff prays that this Honorable Court award pre-judgment interest at a rate commensurate with the market place or, alternatively, at the statutory rate.

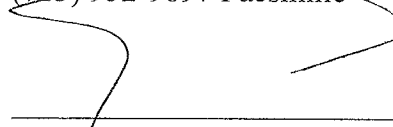
**X.**

**PRAYER**

35. WHEREFORE, PREMISES CONSIDERED, Plaintiff respectfully requests that Defendants be cited to appear and answer, and on final trial, that Plaintiff have judgment against Defendants, jointly and severely, for:

- a. Actual damages;
- b. Prejudgment and post judgment interest as allowed by law;
- c. Costs of suit; and
- d. Any future relief, either in law or equity, to which Plaintiff is justly entitled.

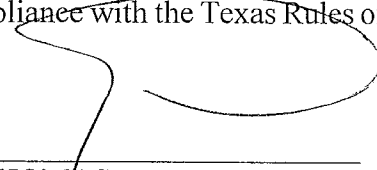
Respectfully submitted,  
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\_\_\_\_\_  
Thomas A. Laucius  
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**ATTORNEYS FOR PLAINTIFF**

**CERTIFICATE OF SERVICE**

I do hereby certify that a true and correct copy of the above and foregoing instrument was served upon all known parties and/or counsel of record in compliance with the Texas Rules of Civil Procedure, on this the 7 day of September 2011.

  
\_\_\_\_\_  
THOMAS A. LAUCIUS

The original URL of this page is:

<http://www.tmcnet.com/usubmit/2009/07/24/4289437.htm>

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[July 24, 2009]

## **Fort Worth Transportation Authority says bus driver acted properly**

FORT WORTH, Jul 24, 2009 (Fort Worth Star-Telegram - McClatchy-Tribune Information Services via COMTEX) --Onboard video released Thursday by the Fort Worth Transportation Authority shows the driver of a bus traveling 52 mph and keeping a safe distance from other vehicles moments before a fiery crash that killed another driver July 10 on Northeast Loop 820.

But the video, shot by one of four cameras on the mobility-impaired transit bus, is missing two minutes and 32 seconds, including the moment of impact.

Because of the recording gap, which T officials blame on a technical problem that caused the camera system to shut down and reboot immediately after impact, T officials can't say conclusively what actions the driver may have taken to avoid a crash. "Our driver was maintaining proper speed. Notice that most of the cars are going past him," T Executive Vice President Tony Johnson said while reviewing the tape Thursday at the agency's east Fort Worth headquarters.

A copy of the tape was provided at the request of the Star-Telegram.

The speed limit on that stretch of Northeast Loop 820 is 60 mph.

"He always gave himself a lot of space between himself and the cars," Johnson said.

Failure to control speedPolice say the chain-reaction accident started when MITS bus driver [REDACTED] rear-ended a Jeep Grand Cherokee near Mark IV Parkway. The report cites failure to control bus speed as the cause of the wreck.

The Cherokee's driver, [REDACTED], was killed.

According to police reports, the T driver said the Jeep driver slammed on his brakes before the bus struck the Jeep. The Jeep then hit a Chevrolet TrailBlazer. The driver of a Chrysler 300 was also rear-ended by a Dodge

EA12-005- Chrysler -023835

pickup.

But T officials described [REDACTED] as a hero for helping his lone disabled passenger out of the burning bus. [REDACTED] was burned on his hands and arms.

[REDACTED] did not attend Thursday's monthly T meeting, during which board members had hoped to recognize him. Instead, T officials thanked him in absentia.

"All the information we have from that accident indicates he reacted to the situation heroically, getting that passenger off that bus while the bus was on fire," T President Dick Ruddell said.

Fort Worth police are aware of the video but have not asked for a copy, Johnson said. They will be provided a copy if they request one, he said.

Police Sgt. Rodney Bangs, supervisor of the traffic investigation unit, said late Thursday that the detective assigned to investigate the crash has seen the video.

Four cameras on busThe T now has cameras on most of its buses and is under contract with Trapeze Inc. of Iowa and Trapeze Software Group of Arizona to manage the cameras.

The MITS bus was equipped with four cameras. One pointed out the front windshield, one at the door and two at the passenger area. The driver was taking the passenger to his home.

The camera aimed at the front windshield shows the bus traveling in routine traffic from 5:15 to 5:35 p.m., mostly on the outside eastbound lanes. The bus is traveling 52-58 mph for most of the video, and at various times some of the vehicles that would later be involved in the crash can be seen passing the bus on both sides.

The video abruptly cuts out at 5:35:17 and returns at 5:37:49. At that point, the Cherokee is fully engulfed in flames, and a scorched Dodge pickup is in the foreground. The lone passenger in the MITS bus has already been helped off.

As the tape progresses, flames can be seen coming out of the front end of the bus, and men with fire extinguishers can be seen running off and on the bus.

The video is captured in a digital recorder mounted behind the driver, near the compressed natural gas tanks, and cannot be manipulated, Johnson said.

Officials at T headquarters retrieved the video from the DVR with a wireless download, he said.

"It's a wireless download from our DVR to our server," he said. "What you've got is a copy of what's on our server. The actual information on the DVR is unmanipulated. If we try to open the DVR, it's ruined."GORDON



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**REVISED SUMMARY OF [REDACTED] JUDICIAL INCIDENT**

**MATTER #** 1211499  
**FILE TYPE** Lawsuit  
**FILE NAME** [REDACTED]  
**CAIR #**  
**DATE OF INCIDENT** 07/10/2009  
**DATE OF NOTICE** 03/29/2010  
**MODEL/MODEL YEAR** 2004 Jeep Grand Cherokee (WJ)  
**VIN** 1J4GX48S94C [REDACTED]  
**MILEAGE**  
**OWNER** [REDACTED]  
[REDACTED] Justin, Texas [REDACTED]  
**COURT** 348<sup>th</sup> Judicial District, Tarrant County, Texas  
**DOCKET #** 34824446910 [REDACTED])  
**348-253903-11 (Dial)**  
**FIRE ALLEGED** Yes  
**DESCRIPTION** On July 10, 2009, a 2004 Jeep Grand Cherokee (WJ) driven by [REDACTED] was travelling on NE Loop 820 in Tarrant County, Texas with a posted speed limit of 65 mph. At the site of the accident, the travel lanes of NE Loop 820 separate into separate roads. The Jeep Grand Cherokee (WJ) was in the far left lane either stopped or moving at a very low speed because of rush hour traffic. A 2000 White Orion bus (handicap van) (approximate weight 20,000 pounds) driven by [REDACTED] of the Fort Worth Transit Authority at highway speed struck the rear of the Jeep Grand Cherokee (WJ) and a fire ensued. The bus pushed the Jeep Grand Cherokee (WJ) into a 2006 Chevrolet Equinox and both vehicles then struck a 1996 Dodge Ram 1500 truck.  
**PROPERTY DAMAGE ALLEGED** No  
**INJURIES** 4  
**FATALITIES** 1  
**ANALYSIS** Chrysler Group inspected the 2004 Jeep Grand Cherokee (WJ). Based on available information, including the police accident report, witness statements and vehicle photographs, Chrysler Group concludes that the impact of the Orion bus to the rear of the Jeep Grand Cherokee (WJ) occurred at a relative velocity in excess of 50 mph. This is based on an interview of the investigating police officer where she estimated

the speed of the Orion bus at impact at 65 mph<sup>1</sup> and witness statements given to the investigating police office that the Orion bus was moving with traffic in the other lanes. A news report released after the accident stated that an on-board video on the Orion bus showed it going 52 mph shortly before the accident occurred. The force of the impact pushed the Jeep Grand Cherokee (WJ) into a 2006 Chevrolet Equinox and the two vehicles travelled together approximately 60 feet before coming to rest. The extremely severe, high energy rear impact between the Orion bus and the Jeep Grand Cherokee (WJ) likely lifted the rear of the Jeep Grand Cherokee (WJ) off the ground, severely underriding it and crushing its lower rear structure, including the fuel tank, suspension components, the rear axle, the frame rails and the floor board, rupturing the fuel tank and causing the fire.<sup>2</sup> The extremely large mass of the Orion bus (approximately 20,000 pounds) greatly increased the crash forces acting on the Jeep Grand Cherokee (WJ). The severe damage to the rear of the Jeep Grand Cherokee (WJ) is depicted in the photographs in Enclosure 4 of PE10-031, Bates Nos. Chrysler – 001090-1092.

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<sup>1</sup> An interview was conducted at the request of counsel in connection with litigation and is being withheld under a claim of attorney work-product privilege.

<sup>2</sup> An inspection was conducted at the request of counsel in connection with litigation and is being withheld under a claim of attorney work-product privilege.