

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TENNESSEE
AT KNOXVILLE, TENNESSEE

Thomas Neely, :
 :
 Plaintiff, :
 :
 vs. : Case No. 3:05-cv-304
 :
 Fox of Oak Ridge, : **Jury Trial-Day 1**
 :
 Defendant. :

Transcript of proceedings before the Honorable H. Bruce Guyton,
U. S. Magistrate Judge, on June 20th, 2006.

Appearances:

On behalf of the Plaintiff:

Robert J. English, Esq.
Michael C. Inman, Esq.
Knoxville, Tennessee

On behalf of the Defendant:

Clint J. Woodfin, Esq.
Jennifer M. Caywood, Esq.
Knoxville, Tennessee

Court Reporter:

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1 A. Two and a half hours, approximately.

2 Q. Okay. Did you ever drive it after that?

3 A. I drove it a half a mile to my mother's, where it remained until
4 it was picked up after it was settled.

5 Q. Okay. Was it salvaged?

6 A. Yes, it was.

7 Q. Okay. Have you ever driven this car or your wife ever driven
8 this car since this wreck?

9 A. No.

10 Q. What injuries did you sustain in this wreck, Tom?

11 A. My back is messed up, along with my neck.

12 Q. And you're a big man. How much do you weigh?

13 A. Around 300. It varies between three to three-ten, somewhere
14 around there.

15 Q. Did you weigh that before this wreck?

16 A. Yes. I've always been big.

17 Q. Had you had any problems working for 12 years at Scott
18 County Hospital, weighing 300 pounds?

19 A. No, I had not.

20 Q. Had you ever had any trouble working at Ridgeview
21 Psychiatric Hospital weighing 300 pounds?

22 A. No, I have not, did not.

23 Q. Okay. Had you ever been to a doctor for any neck problems of
24 any significance or any back problems of any significance before
25 this wreck?