

**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:

Donnetta Kocuba, RMR
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1 A. No, I did not.

2 Q. Tell us about fracturing your tail bone.

3 A. I worked at a local grocery store when I was young, and we
4 were taking inventory up on top of one of the dairy cases. I stepped
5 back off of the dairy case, and somebody had pushed a buggy
6 behind me without my knowledge, and I fractured the last bone in
7 your tail bone section, and that's what happened.

8 Q. Had you ever had an MRI of your neck before this wreck?

9 A. No.

10 Q. Had you ever had an MRI of your low back before this wreck?

11 A. No.

12 Q. Had you ever been to a chiropractor or an orthopedist or a
13 medical doctor for treatment and therapy to your neck before this
14 wreck?

15 A. No.

16 Q. What about your low back before this wreck?

17 A. No.

18 Q. Tom, what happened at the scene of the wreck? Did you have
19 any conversations with the driver of the van that hit you?

20 A. No.

21 Q. Okay. Did the police come to the wreck?

22 A. Yes, they did.

23 Q. As a result of your conversations with the police, was an
24 ambulance called?

25 A. Yes. An officer asked me if I wanted an ambulance.