

**Ontario
Superior Court of Justice**

BETWEEN:

[REDACTED]

Plaintiff

-and-

[REDACTED]

Defendants

PLAINTIFF’S BOOK OF DEMONSTRATIVE EVIDENCE

Counsel for the Plaintiff

[REDACTED]

[REDACTED]

Ph: [REDACTED]
Fax: [REDACTED]

SYNOPSIS OF [REDACTED] PRE-COLLISION LIFE: FAMILY, FRIENDS & CAREER

Human Relations: Completed 10/12 tasks.

First Week

Canadian Business Machines Ltd.

New Employee Orientation

Effective date: 08/15/02

Employee Name: [REDACTED] Supervisor: [REDACTED]

Job Title: Warehouse Assistant

Employment Status: F/T ☒ P/T ☐ Temporary ☐ Student ☐

Temp: Oct 21/02 Perm: Feb 10/03 (Spotwelding) (Warehouse)

Human Relations:	Completed
Payroll/Personal Information	<input checked="" type="checkbox"/>
Job Description	<input checked="" type="checkbox"/>
Human Resources Role	<input checked="" type="checkbox"/>
Company History, Product Literature	<input checked="" type="checkbox"/>
Employee Manual	<input checked="" type="checkbox"/>
Association Agreement	<input checked="" type="checkbox"/>
Policies & Procedures – Review Process	<input checked="" type="checkbox"/>
Plant tour & introductions	<input checked="" type="checkbox"/>
Office tour & introductions	<input checked="" type="checkbox"/>
Health & Safety	<input checked="" type="checkbox"/>
WHMIS	<input checked="" type="checkbox"/>
Emergency Procedures	<input checked="" type="checkbox"/>
Comments:	

Quality Systems:	Completed
ISO 9001 Training Requirements	<input checked="" type="checkbox"/>
F4.1.1 Top 6 Quality Objectives	<input checked="" type="checkbox"/>
F4.1.2 Quality Policy	<input checked="" type="checkbox"/>
ISO Specific Procedures:	
C4.1.1, F4.5.1, P4.9.23, F4.9.3	
C4.10.2, P4.12.1, P4.13.3, P4.13.1, P4.13.2	

Trainees Initials: [REDACTED] Date: Apr 17/03

[REDACTED] Date of Training: March 25/03

Quality Systems Manager: [REDACTED] Date of Training: Apr 17/03

Please Return to HR Manager upon completion of ISO Training

On-the-Job Training: Training Elements Performed

Month	Training Elements Performed	Date
1 Month	HE LEARNED FORKLIFT OPERATION PICKING ORDERS, & PACKING SOME PART THAT WE NEED FOR SHIPMENT, ETC.	March 10
2 Months	HE IS DOING WELL ON FORKLIFT, HE IS DOING PAPER WORKS SHIPMENT, LIKE CA PURCHASER, U.P.S. ETC.	April
3 Months	HE NEEDS SPEED TO DO THIS WORK TO GET THE JOB DONE ON TIME	

Results of Training: Satisfactory ☒ Needs Retraining ☐

Next Training Level - PICK & PROCESS FORKLIFT LICENSE.

Canadian Business Machines Ltd., Aug. 15, 2002

Quality Systems: Completed ISO training on Quality Objectives, Policy and Procedures.

Forklift: Did "well" on training. Next step "forklift license".

[REDACTED] on high school basketball team, 1992-1993.



[REDACTED] with father, [REDACTED] father passed away in Sept. 2004.



"Certainly given his severe peripheral vascular disease and his diabetes, he is at risk for silent ischemia and congestive heart failure. His leg ulcers show it to be quite severe. I need collateral information from Trillium but it looks as though he likely will need amputation."
(Credit Valley Hospital, [REDACTED] Aug. 17, 2004)

After [REDACTED] father's death, [REDACTED] took care of his mother and sister.



[REDACTED] with friend and acquaintance.



[REDACTED] with his friend's baby sister.



[REDACTED] with step-sister and her son.



[REDACTED] direct supervisor at Canadian Business Machines Ltd.



Forklift used to train [REDACTED]



Canadian Business Machines Ltd. Quality Systems Manual

Page 1 of 1

Revision 1.1

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Canadian Business Machines Ltd., Aug. 15, 2002

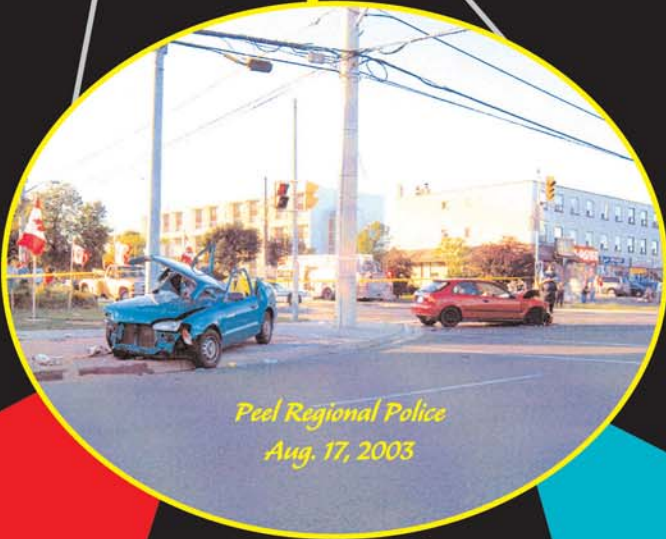
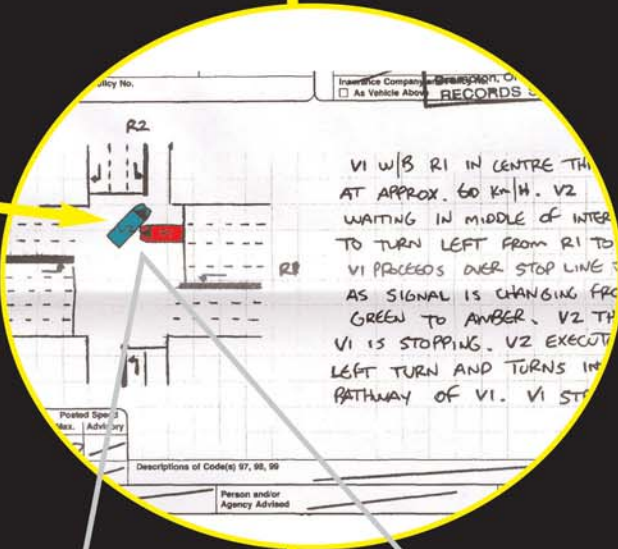
SEVERE T-BONE COLLISION: [REDACTED] FLOWN TO HOSPITAL

[REDACTED] was taken to hospital by helicopter.



'The Mississauga News'
Aug. 20, 2003

Catastrophic Motor
Vehicle Accident
Report.
(Peel Regional Police, Aug. 17, 2003)



Peel Regional Police
Aug. 17, 2003

[REDACTED] was a belted front seat passenger in the 1995 Hyundai.

(Sunnybrook & Women's College Health Sciences Centre, Aug. 17, 2003)



Peel Regional Police
Aug. 17, 2003

"...prolonged extrication for 1hr"
(Sunnybrook & Women's College Health Sciences Centre, Aug. 17, 2003)



Peel Regional Police
Aug. 17, 2003

CATASTROPHIC INJURIES

Anatomical Map of Injuries

1

RIGHT SCAPULA



Right Scapula

Comminuted fracture of the scapula
Subluxation of right sterno-clavicular joint with some adjacent mediastrial fluid/hematoma

"...fractured right scapula...."

The Credit Valley
Rehabilitation Centre, Sept. 5 2003

3

RIGHT FEMUR



Right Femur

Multifragmentary spiral ledge fracture of the proximal right femoral shaft

"Closed right femur fracture"

Sunnybrook & Women's College Health Sciences Centre Operative Note, Sept. 11, 2003

5

SPLEEN



Spleen

"Laceration of spleen..."

Small amount of free intra-abdominal fluid

Sunnybrook & Women's College Health Sciences Centre, Aug. 18, 2003

2

HEAD



Head Injury

Mild brain injury:
Glasgow Coma scale = 14 at accident scene

(Sunnybrook & Women's Hospital Aug. 17, 2003)

"...mild closed head injury."

(Sunnybrook Women's College Health Sciences Centre, Aug. 17, 2003)

4

RIGHT KNEE



Right Knee

"MRI had shown him to have a medial meniscus tear..."

Dec. 19, 2005

6

CHEST

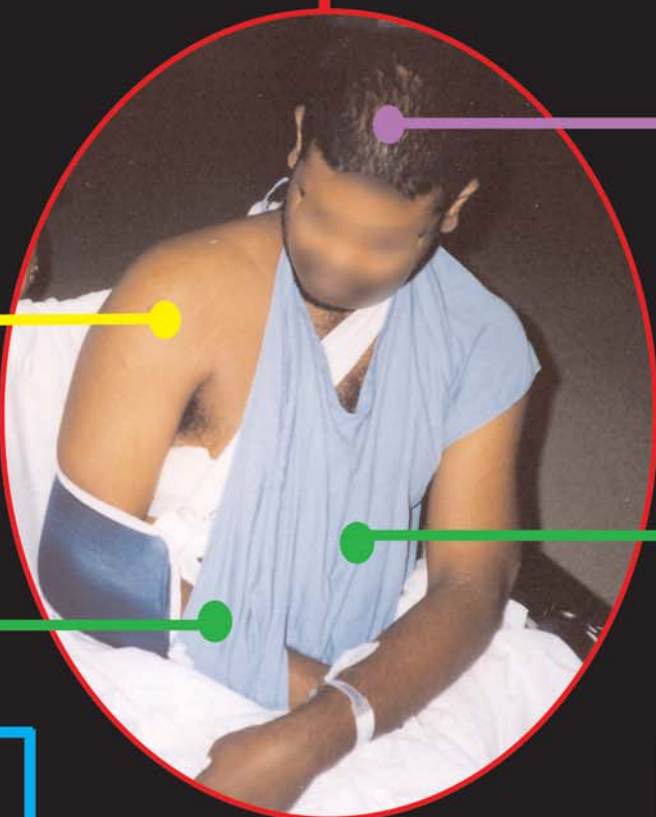


Chest

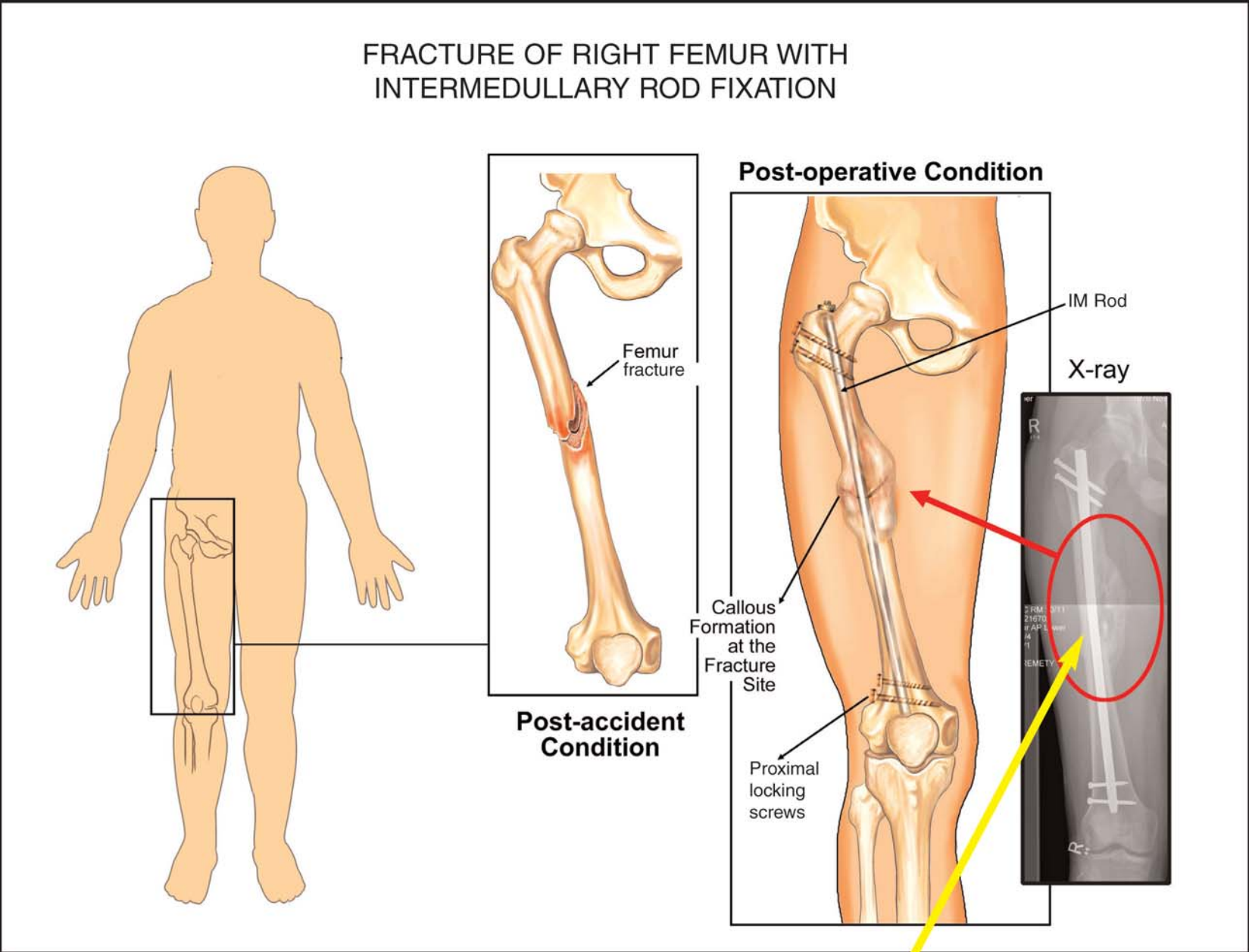
Right-sided pneumothorax

"Bilateral small pleural effusions...small retroperitoneal para-aortic hematoma"

Sunnybrook & Women's College Health Sciences Centre, Aug. 18, 2003



MIDSHAFT RIGHT FEMUR FRACTURE WITH INTERMEDULLARY ROD FIXATION

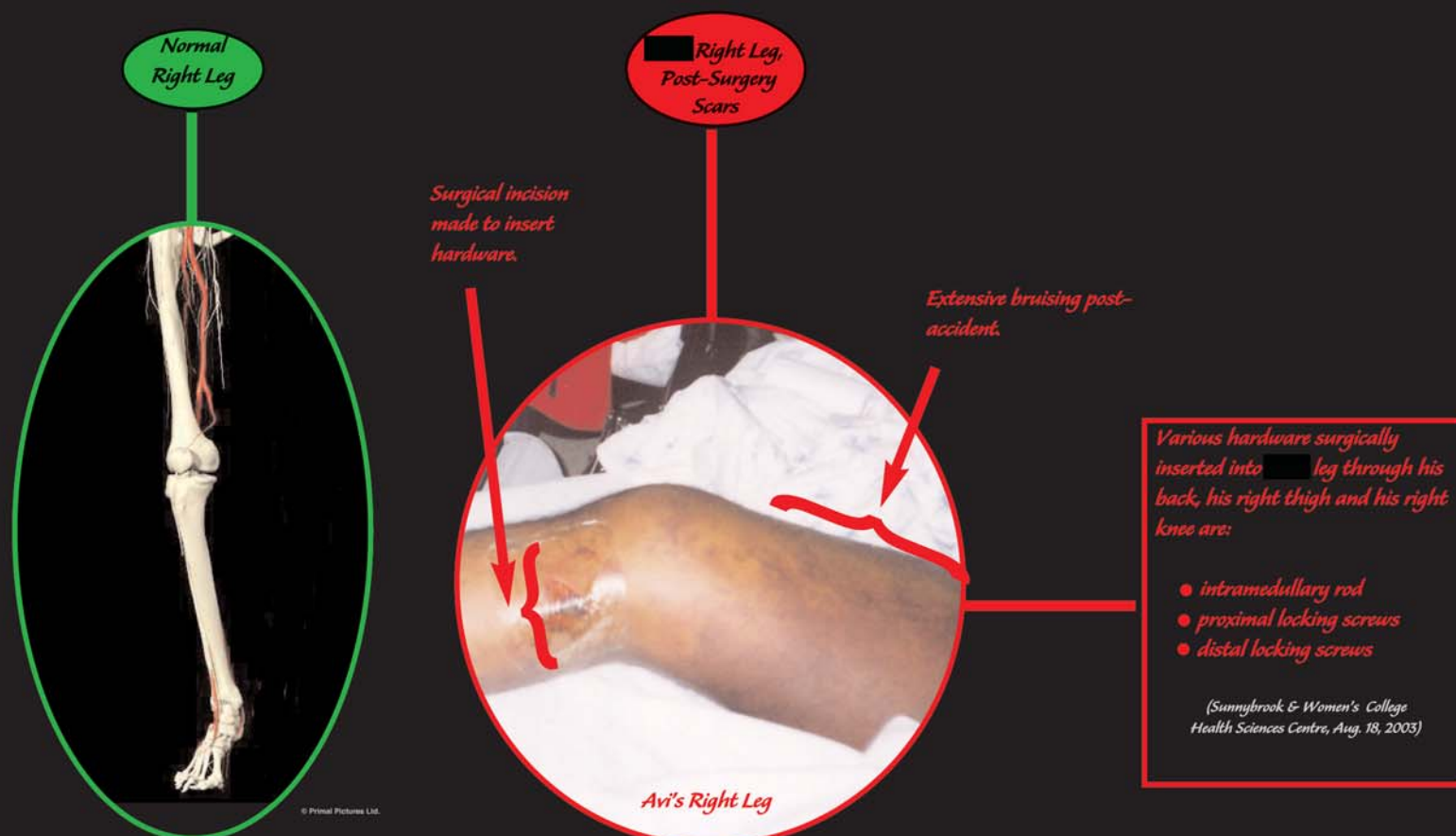


DEPARTMENT OF MEDICAL IMAGING
Exam Date: 2004-Aug-05 Time: 11:02
Pt. Status: O Acc# 3428744
Requesting MD: [REDACTED]
DOB: 1976-Nov-24
MRN: 02172987
Acct: 6029803R
Sex: M
Patient Loc: FRCL

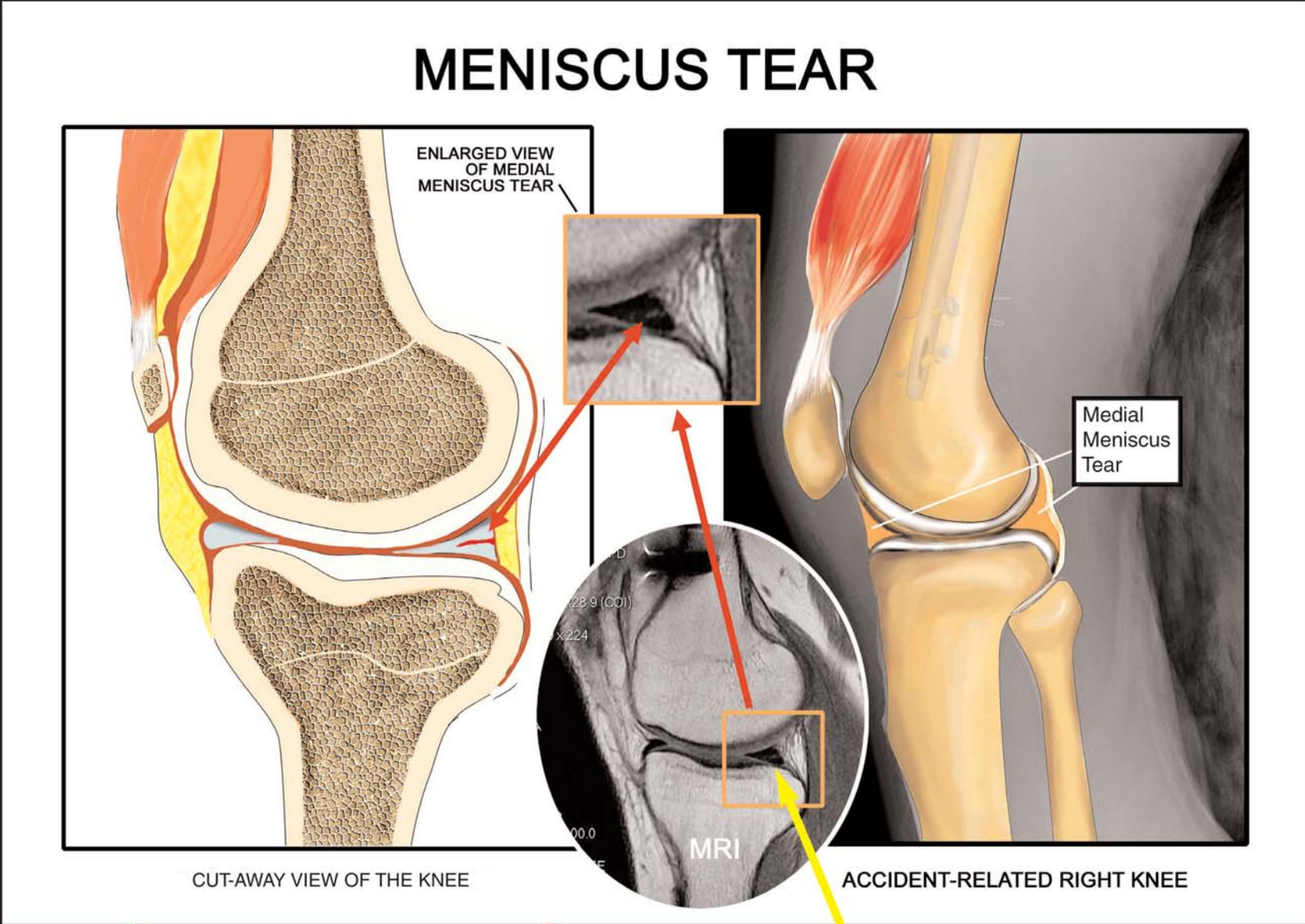
RIGHT FEMUR

Healing fracture of the midshaft right femur with locking intramedullary rod fixation. The alignment is anatomic. The fracture remains visible without definite solid union. No interval change.

Sunnybrook & Women's College
Health Sciences Centre, Aug. 5,
2004 and Dec. 11, 2003



TEAR OF MEDIAL MENISCUS OF RIGHT KNEE



Normal
Knee

Right Knee,
Post-Surgery

MRI Right Knee

TECHNIQUE

Sag PD, T2, axial FS PD, Cor STIR and FS PD.

FINDINGS: No previous.

There is a horizontal oblique tear of the posterior horn of the medial meniscus.

Otherwise, the menisci, collateral ligaments, ACL, PCL and extensor mechanism are normal. There is no joint effusion..

Artifact from the distal tip of an IM rod with locking screws is noted.

Opinion: Horizontal oblique tear of the poster horn medial meniscus.

Sunnybrook & Women's
College Health Sciences Centre
September 23, 2004



Arthroscopy performed on his right knee
(Credit Valley Rehabilitation Centre,
Dec. 19, 2005)



CLOSED HEAD INJURY

Mild closed Head Injury
(Sunnybrook & Women's College
Health Sciences Centre,
Trauma Assessment Record
Aug. 17, 2003)

GCS = 14
(Trauma Resuscitation Record,
Sunnybrook & Women's College
Health Sciences Centre,
Aug. 17, 2006 at Time=1800)

*"During subtests of
Perception/Discrimination, Mr.
[redacted] scored in the 37th
percentile and a standard score
of 95 that placed him in the
moderate cognitive impairment
category."*

*"Subtest of Recall showed scores
with a percentile rank of 68 and
a standard score of 107, placing
him in the mild cognitive
impairment category."*

*"Subtests of Reasoning he
scored at the 47th percentile
with a standard score of 99
demonstrating mild to moderate
cognitive impairments."*

(Neurologic Rehabilitation
Institute of Ontario,
March 28, 2005)

Poor recall of events
(Sunnybrook & Women's College
Health Sciences Centre, Aug. 17, 2003)

*"...Mr. [redacted] is
unhappy...emotionally..."*
(Credit Valley Rehabilitation Centre
Sept. 5, 2005, Dr. P. DeFeudis)



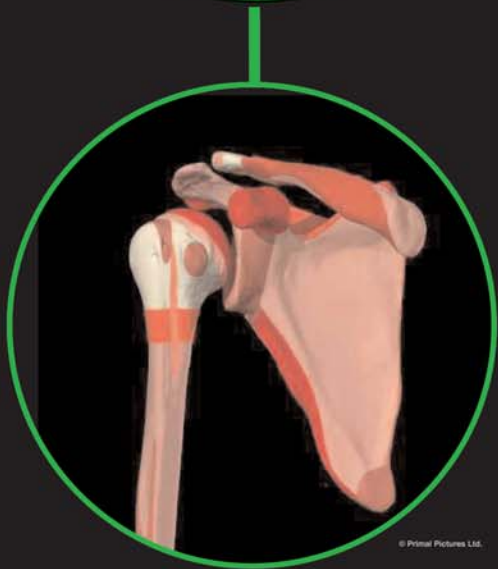
*Symptoms of post-
traumatic stress disorder*
(Credit Valley Rehabilitation
Centre, Sept. 5, 2005,
Dr. P. DeFeudis)

*"...Mr. [redacted] indicated an unusually high
level of depression."*
(Credit Valley Rehabilitation Centre,
Dr. [redacted], Sept. 5, 2005)

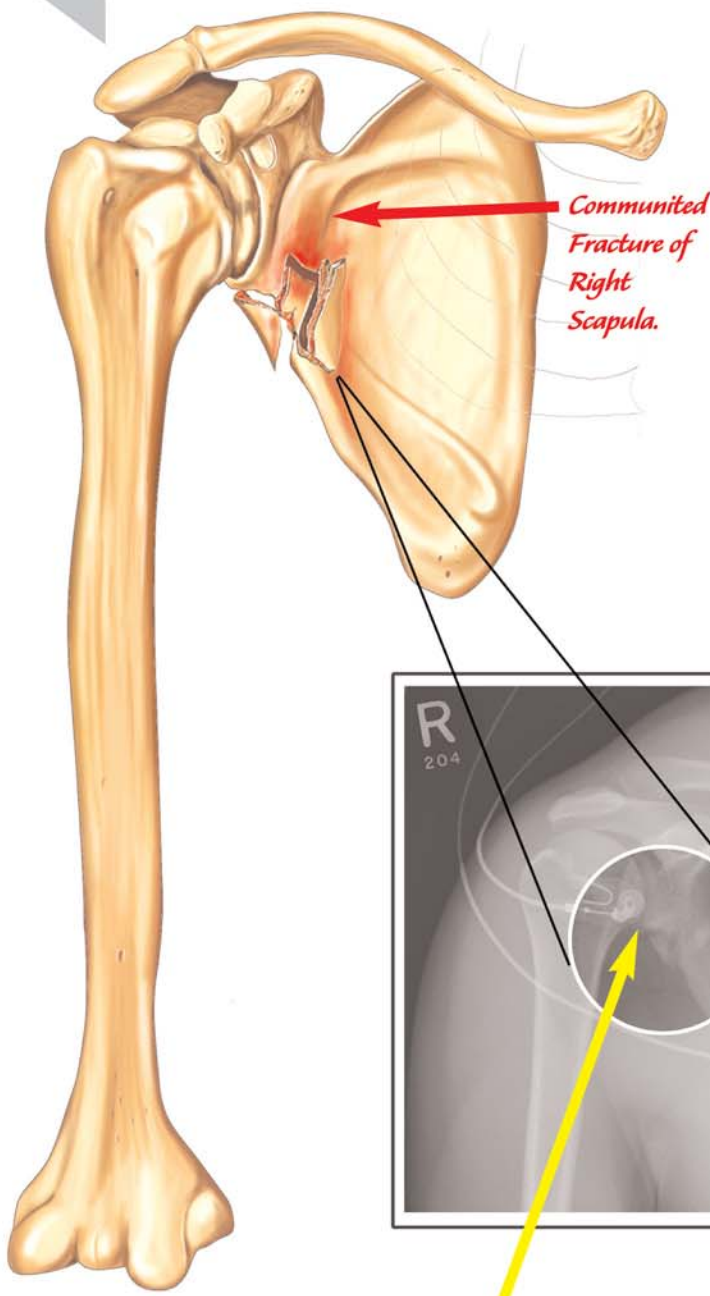
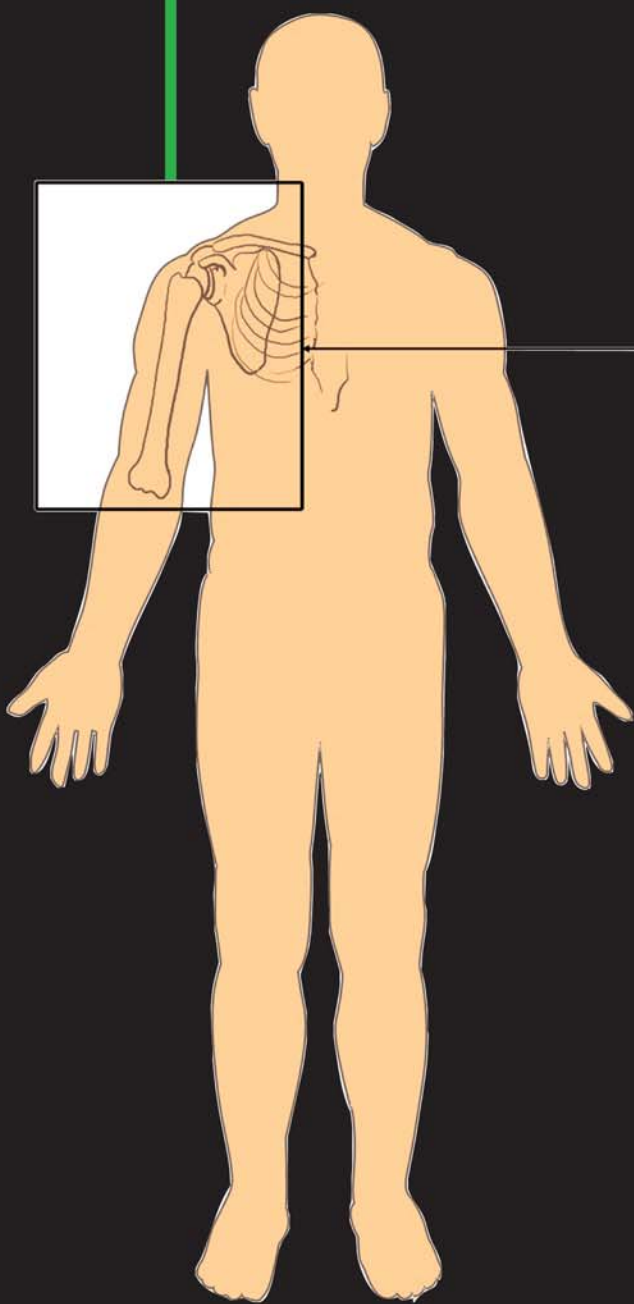
*"The combination of hopelessness,
resentment and impulsivity may
place him at risk of self-harm."*
(Credit Valley Rehabilitation Centre
Sept. 5, 2005, Dr. P. DeFeudis)

COMMUNITED FRACTURE OF RIGHT SCAPULA

Normal Scapula



Right Arm/Scapula



TRAUMA SERIES

RIGHT SHOULDER

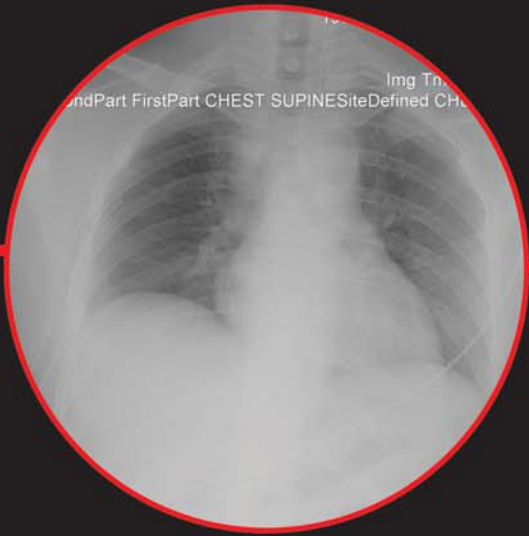
There is a comminuted fracture of the body of the scapula which appears extraarticular. No fracture or dislocation of the proximal humerus.

Sunnybrook & Women's College Health Sciences Centre
Aug. 17, 2003

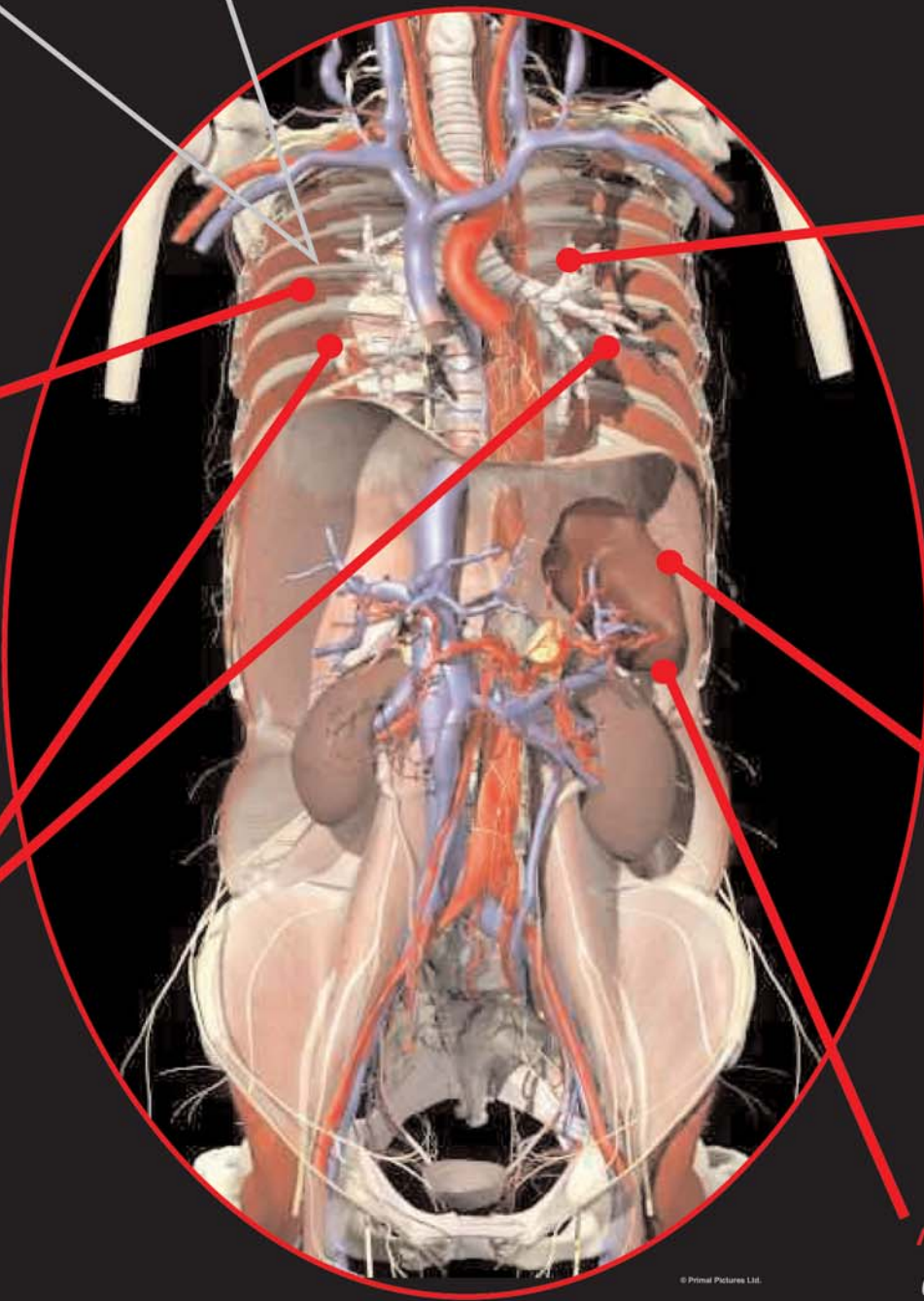
RIGHT SIDED PNEUMOTHORAX, BI-LATERAL EFFUSION IN CHEST & LACERATED SPLEEN



Scar on chest post surgical insertion of chest tube



CT scan of chest
(Sunnybrook & Women's College Health Sciences Centre Aug. 18, 2003)



Pneumothorax
(Sunnybrook & Women's College Health Sciences Centre, Aug. 17, 2003)

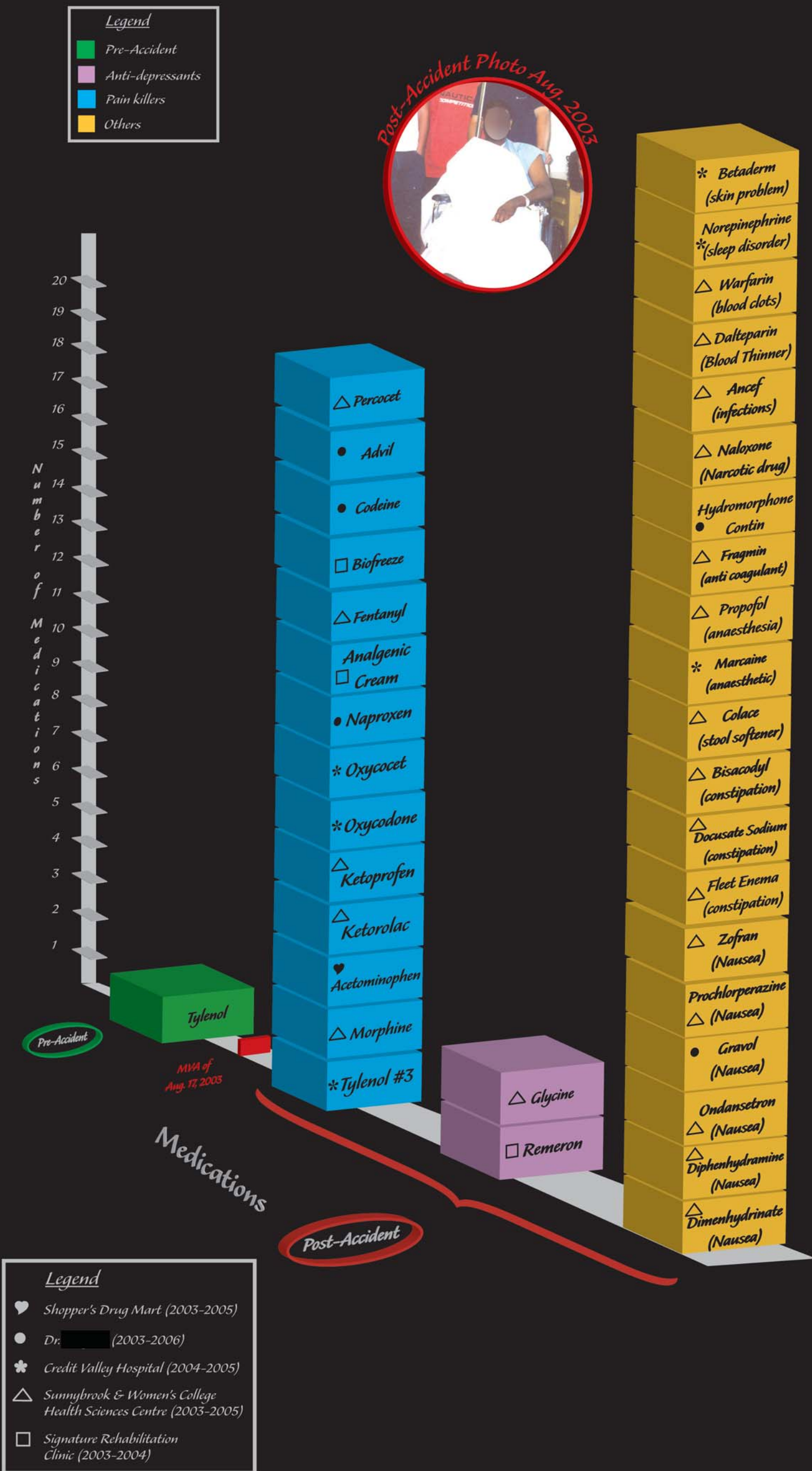
Para-aortic hematoma
(Sunnybrook & Women's College Health Sciences Centre, Aug. 17, 2003)

Bilateral Pleural Effusions
(Sunnybrook & Women's College Health Sciences Centre, Aug. 17, 2003)

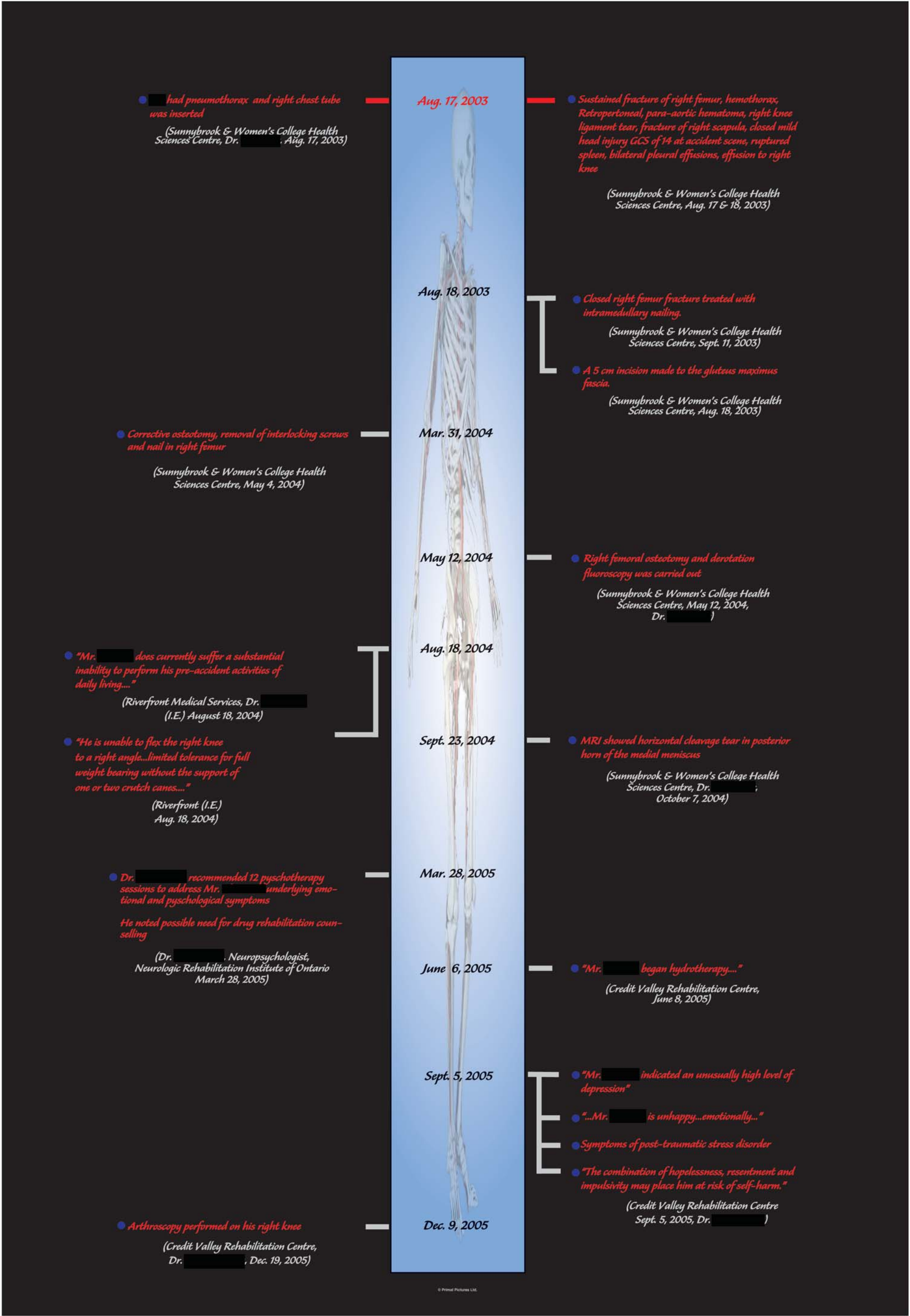
spleen suffered laceration
(Sunnybrook & Women's College Health Sciences Centre, Aug. 17, 2003)

Intra-abdominal fluid
(Sunnybrook & Women's College Health Sciences Centre, Aug. 17, 2003)

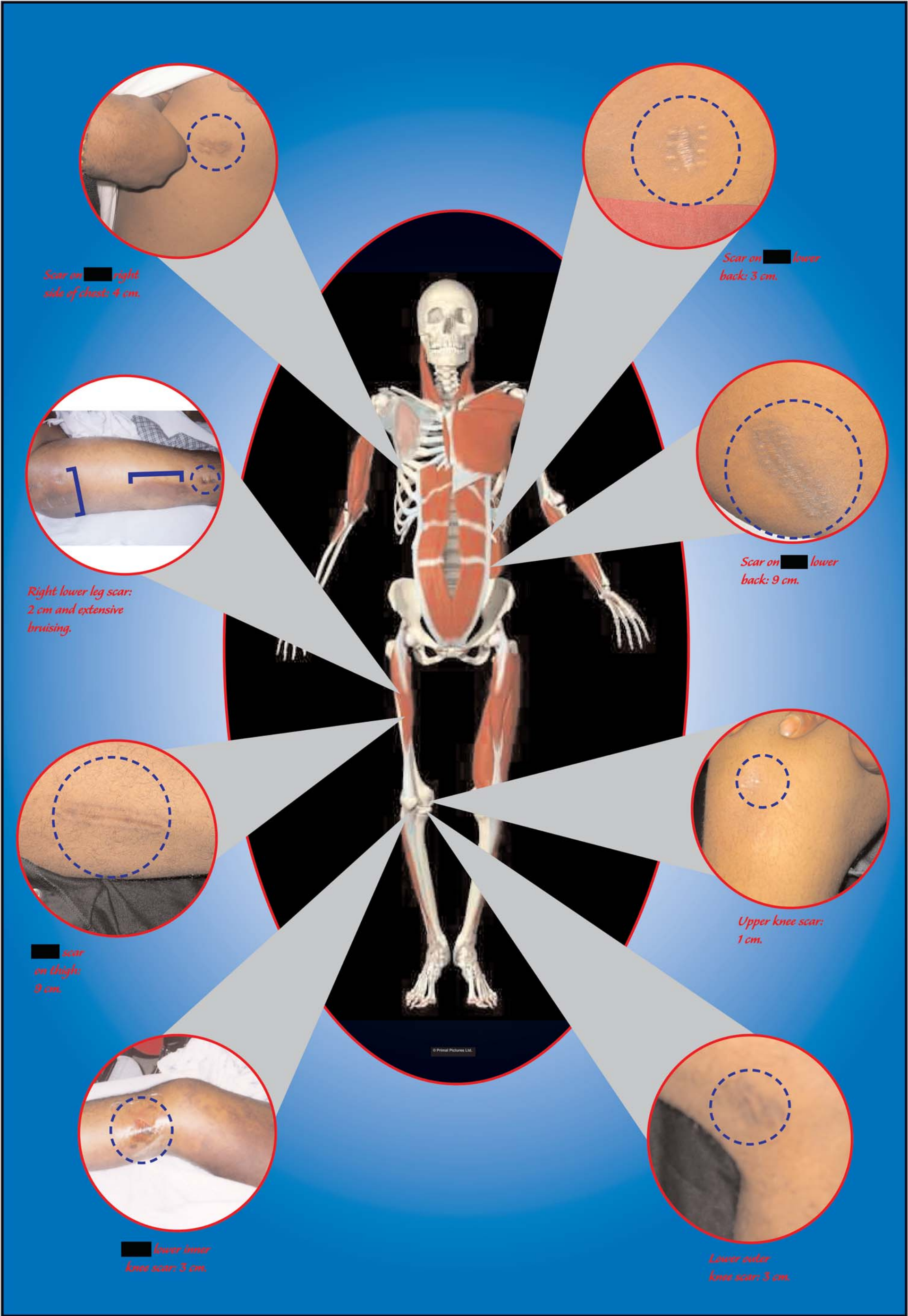
MEDICATION CHART



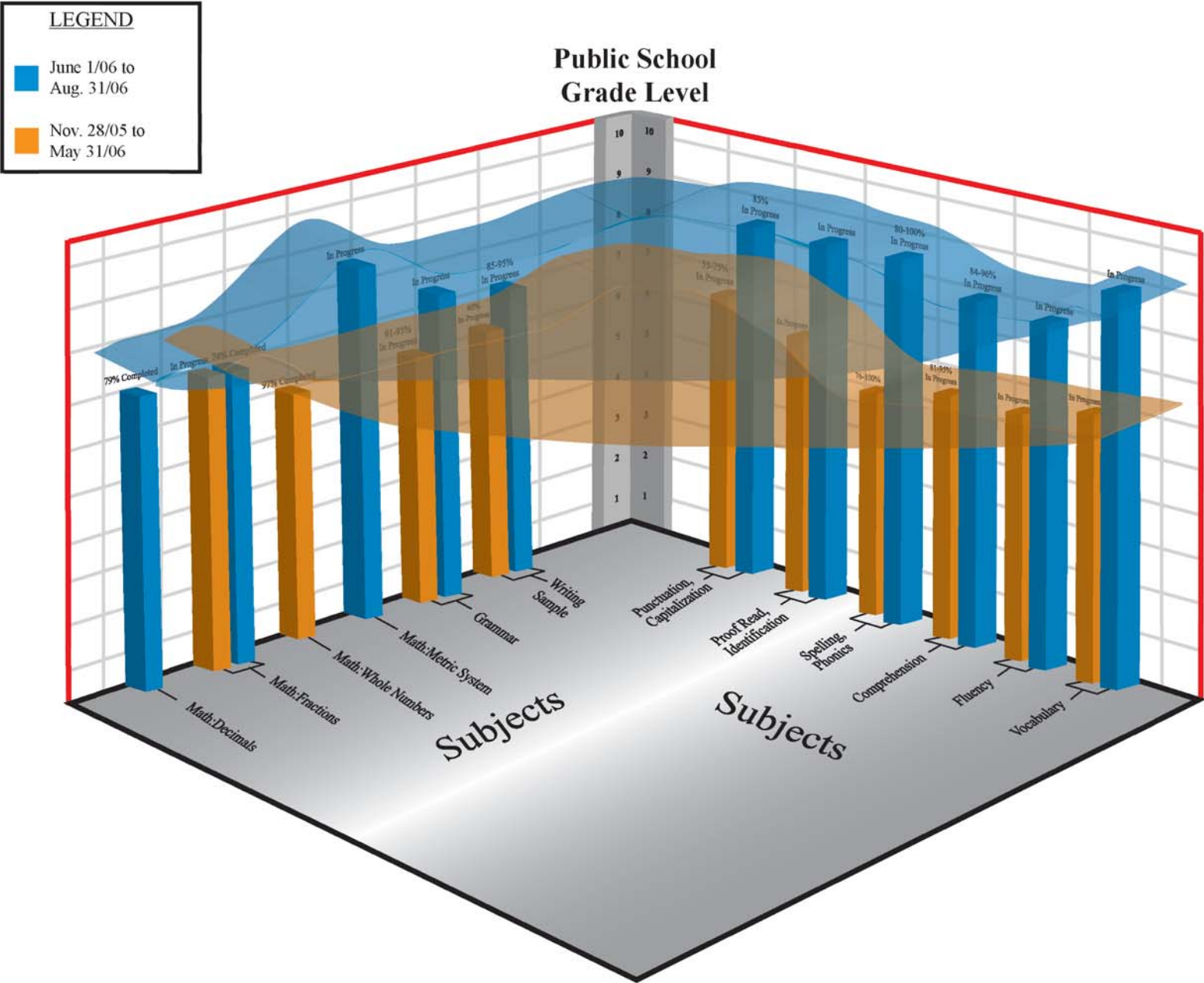
LIMITED TIMELINE: SURGERIES AND DIAGNOSIS



██████████ POST-COLLISION 8
PERMANENT SCARS



EFFORTS TO START NEW CAREER: PURCHASING INVENTORY CLERK

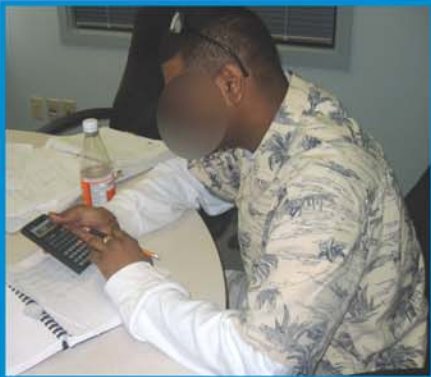


teacher, taught him math, reading & writing.



"There is an abundance of file documentation that sequentially describes Mr. ongoing functional difficulties with respect to his injuries and with respect to medical restrictions including standing, lifting or carrying using both hands. According to the file documentation, Mr. has been unable to return to gainful employment as a result of his injuries..."

(DAC Assessment Report, May 26, 2005)



INCOME LOSS

Legend

Pre-Accident

(Canadian Business Machines Ltd., June 30, 2003)

Forklift Driver

(Financial Services Commission of Ontario [2005 Wage Tables])

Purchase Clerk

(Financial Services Commission of Ontario [2005 Wage Tables])

* Statistics Canada CPI



Sept. 20, 2006

