



## And The Defense Wins

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DRI members [Scott Carey](#) and [Mason Wilson](#) of **Baker, Donelson, Bearman, Caldwell & Berkowitz, PC** in Nashville and Memphis, respectively, successfully defended KLLM Transport Services, Inc. in a jury trial in state court in Jackson, Tennessee. The plaintiffs alleged a KLLM driver trainee was at fault in an accident in which the plaintiffs, while riding a motorcycle, struck a tractor-trailer driven by the trainee, who was turning across a divided highway to make a delivery at 1:30 a.m.

Alcohol tests showed that the plaintiffs, who had been drinking earlier in the evening, were both over the legal limit at the time of the accident. The jury determined that the driver of the motorcycle was primarily at fault and did not award any damages. The jury further found that the passenger on the motorcycle was partially at fault for her injuries, and the jury awarded her no damages.

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