



THOMSON REUTERS

# Update Summary

PLEASE CIRCULATE IMMEDIATELY!

**UPDATE 252**

**AUGUST 2024**

## **COMPARABLE VERDICTS IN PERSONAL INJURY CLAIMS**

**M Britts**

**Material Code 42608650**

**Print Post Approved PP255003/00370**

© Thomson Reuters (Professional) Australia Limited 2024

**Looseleaf Support Service**

You can now access the current list of page numbers at

<http://www.thomsonreuters.com.au/support/product-support.aspx?id=/mediaTree/58599>. If you have any questions or comments, or to order missing pages, please contact Customer Care LTA ANZ on 1300 304 195 Fax: 1300 304 196 Email: [Care.ANZ@thomsonreuters.com](mailto:Care.ANZ@thomsonreuters.com)

## NEW CASES

### Multiple injuries

- *Macari v Snack Brands Foods Pty Ltd* [2024] NSWSC 139, at [9469];
- *Riechelmann v McCabe* [2024] NSWCA 37, at [9471].

### Psychiatric

- *Allianz Australia Insurance Ltd v Yu* [2024] NSWSC 31, at [15745];
- *Taylor v August and Pemberton Pty Ltd* [2023] FCA 1313, at [15746];
- *Karzi v Toll Pty Ltd* [2024] NSWCA 120, at [15747].

### Internal injuries – Heart attack

- *Fisher v Nonconformist Pty Ltd* [2024] NSWCA 32, at [44007].

### Spinal injuries

- *Davie v Manuel* [2024] WASCA 21, at [65283];
- *Health Care Corporation Pty Ltd (t/as Wollongong Private Hospital) v Cleary* [2024] NSWCA 57, at [65285].

### Shoulder and collarbone

- *Macari v Snack Brands Foods Pty Ltd* [2024] NSWSC 139, at [117219].

### Sexual disabilities – Sexual assault

- *Steen v Trustees of the Diocese of Tasmania* [2024] TASSC 3, at [160604];
- *Coffey v Sydney Church of England Grammar School* [2024] NSWSC 123, at [160605];
- *Taylor v August and Pemberton Pty Ltd* [2023] FCA 1313, at [160606];
- *RJ v State of NSW* [2024] NSWDC 128, at [160607];
- *Xavier (a pseudonym) v Trustees of the Marist Bros* [2024] ACTSC 141, at [160608];
- *Watt v Redman* [2024] NSWSC 638, at [160609].

### Psychological injuries

- *State of NSW v Madden* [2024] NSWCA 40, at [180199].

### Motor vehicle accidents

- *Insurance Australia Ltd (t/as NRMA) v Hulse* [2024] NSWSC 142, at [190385];
- *Davie v Manuel* [2024] WASCA 21, at [190387];
- *Allianz Australia Insurance Ltd v Yu* [2024] NSWSC 31, at [190389];

- *Insurance Australia Ltd (t/as NRMA Insurance) v Asfour* [2024] NSWSC 605, at [190391];
- *Mandoukos v Allianz Australia Insurance Ltd* [2024] NSWCA 71, at [190393].

#### Death claims

- *Fisher v Nonconformist Pty Ltd* [2024] NSWCA 32, at [210025].

#### Knee injuries

- *Roberts v Shimmin* [2024] NSWDC 171, at [95111].

#### Negligence

- *Alrifai v ACT* [2024] ACTCA 13, at [15E10];
- *Broadspectrum (Australia) Pty Ltd v Farmer* [2024] NSWCA 81, at [15E11];
- *Manca v Teys Australia Beenleigh Pty Ltd* [2024] QCA 60, at [15E12];
- *Rodgers v Chinsee* [2024] QDC 55, at [15E13];
- *RJ v State of NSW* [2024] NSWDC 128, at [15E14];
- *Boothman v George* [2024] WADC 26, at [15E15];
- *Roberts v Shimmin* [2024] NSWDC 171, at [15E16];
- *Gomez v Woolworths Group Ltd* [2024] NSWCA 121, at [15E17];
- *Health Care Corporation Pty Ltd (t/as Wollongong Private Hospital) v Cleary* [2024] NSWCA 57, at [15E18];
- *Jackson v Furner* [2024] NSWCA 66, at [15E19];
- *Coulter v Bush; Coulter v Domain Residential Northern Beaches Pty Ltd* [2024] NSWSC 267, at [15E20].

