

**IN THE SUPREME COURT OF BRITISH COLUMBIA**

BETWEEN:

MICHELE RHODES

PLAINTIFF

AND:

CITY OF SURREY, MOUNTAINVIEW MARKET LTD., RAYMOND KERR ALSO  
KNOWN AS RAY KERR, GURDAVAL SINGH SANDU AND MANJIT KAUR  
SANDU

DEFENDANTS

**TRIAL SUMMARY**

Counsel for Plaintiff: J. Scott Stanley, B. Brooke, J. Nieuwenberg

Counsel for Defendants: L. Robinson and A. Ross

This proceeding involved a motor vehicle accident that occurred on December 14, 2009. The Plaintiff was operating her vehicle in Surrey when she encountered ice on the roadway and slid into some gas pumps at an adjacent station fearing that she and her vehicle would ignite. The Plaintiff alleged that she sustained a somatoform and conversion disorder which disabled her from work and most activities of daily living. The Plaintiff alleged that the Defendant municipality was negligent in its winter maintenance of the road. The Defendant municipality denied liability and denied the existence of the Plaintiff's condition.

The Plaintiff's case went to trial on November 2, 2015 and was heard by a Judge and Jury. The Jury found both the municipality and the Plaintiff jointly responsible for the accident and awarded the Plaintiff \$3,576,600 in damages, essentially accepting every claim that was advanced on behalf of the Plaintiff. The Jury also found that the Plaintiff failed to mitigate her damages.