

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

VANESSA SHULTZ, )  
)  
Plaintiff(s), )  
)  
vs. )  
)  
ABE’S TRASH SERVICE, INC., and )  
CHRISTOPHER F. SKINNER, )  
)  
Defendant(s). )

Case No. 8:16-CV-243

**ORDER ON  
FINAL PRETRIAL  
CONFERENCE**

A final pretrial conference was held on the 23rd day of May, 2018.  
Appearing for the parties as counsel were:

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1411 Harney Street, Suite 100  
Omaha, NE 68102  
Ph: (402) 341-1020  
Fx: (402) 341-0254  
Steve@dowd-law.com  
Attorney for Plaintiff

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6519 Sunshine Drive  
Omaha, NE 68107  
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Fx: (402) 932-6900  
james@walzlawpc.com  
Attorney for Plaintiff

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Attorney for Plaintiff

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WOODKE, GIBBONS LAW FIRM  
619 North 90<sup>th</sup> Street  
Omaha, NE 68114  
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Fx: (402) 391-6200  
[mgibbons@woglaw.com](mailto:mgibbons@woglaw.com)  
Attorney for Defendants

Christopher D. Jerram, #19430  
WOODKE, GIBBONS LAW FIRM  
619 North 90<sup>th</sup> Street  
Omaha, NE 68114  
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Fx: (402) 391-6200  
[cjerram@woglaw.com](mailto:cjerram@woglaw.com)  
Attorney for Defendants

(A) **Exhibits.** See attached Exhibit List.

(B) **Uncontroverted Facts.** The parties have agreed that the following may be accepted as established facts for purposes of this case only:

1. At the time of the accident, Plaintiff, Vanessa Shultz was a citizen of Nebraska. Defendant, Abe's Trash Service, Inc., is a Nebraska corporation with its principal office located in Omaha, Nebraska. Defendant, Christopher Skinner is a citizen of Iowa. Jurisdiction is based on 28 U.S.C. §1332 as Plaintiff and one of the Defendants are citizens of

difference states and the matter in controversy exceeds the value of \$75,000.

2. On April 6, 2016 at approximately 2:40 p.m., the Plaintiff, Vanessa Shultz was operating her vehicle Eastbound on Highway 36 approaching 264<sup>th</sup> street in Douglas County, Nebraska.
3. On April 6, 2016 at approximately 2:40 p.m., Defendant Skinner was operating a garbage truck owned by Defendant Abe's Trash Service traveling Southbound on 264<sup>th</sup> Street across Highway 36 in Douglas County, Nebraska.
4. On April 6, 2016 at approximately 2:40 p.m., Plaintiff's vehicle collided with Defendant's vehicle at the intersection of Highway 36 and 264<sup>th</sup> Street in Douglas County, Nebraska.
5. At the time of the accident, Defendant was attempting to cross Highway 36 from 264<sup>th</sup> Street.
6. At the time of the accident, Highway 36 was protected by stop signs at its intersection with 264<sup>th</sup> street commanding northbound and southbound traffic on 264<sup>th</sup> Street to stop.
7. At the time of the accident, the authorized speed limit on Highway 36 was 60 mph at or near the location of the accident.
8. That Deputy Russell Swanson of the Douglas County Sheriff's Office responded to the accident on April 6, 2016.
9. That there were no weather conditions that would have contributed to the cause of the accident on April 6, 2016.
10. That there were no environmental or roadway conditions present on April 6, 2016 that would have contributed to the cause of the accident.
11. At all times relevant hereto, Defendant Skinner was employed by and acting within the course and scope of his employment with Abe's Trash.
12. If Defendant Skinner is found to be negligent by the trier of fact, Abe's Trash would be vicariously liable for said acts of negligence pursuant to the doctrine of *respondeat superior*.
13. That Plaintiff was taken by ambulance to Immanuel Medical Center on April 6, 2016 after the accident and released the same day.

**(C) Controverted and Unresolved Issues.** The issues remaining to be determined and unresolved matters for the court's attention are:

1. Plaintiff's Issues:

- a. Elements of negligence claimed by Plaintiff:
  - i. Whether any of the Defendants were negligent in one or more of the following ways:
    1. Failure to maintain a proper lookout (alleged against Defendant, Christopher Skinner);
    2. Failure to yield to the right of way (alleged against Defendant, Christopher Skinner);
    3. Failure to maintain reasonable control of the vehicle (alleged against Defendant, Christopher Skinner);
    4. Failure to properly investigate Defendant, Christopher Skinner's driving history (alleged against Defendant, Abe's Trash Service, Inc.);
    5. Failure to investigate whether or not Defendant, Christopher Skinner, was a safe, fit, and competent driver (alleged against Defendant, Abe's Trash Service, Inc.).
  - ii. Whether said negligence was a proximate cause of injury or damage to the Plaintiff.
  - iii. The nature and extent of Plaintiff's damages.
- b. Special Damages claimed and permanent injuries:
  - i. Property damage related to the loss of Plaintiff's vehicle is \$13,670.65.
  - ii. Past medical expenses as of May 3, 2018 is \$58,934.36.
  - iii. Past wage loss as of May 3, 2018 is \$6,866.60.
  - iv. Future medical expenses are at least \$30,000.00.
  - v. Future loss of earning capacity discounted to present value is \$291,976.05 (at 4%).

## 2. Defendant's Issues:

The Defendants each deny that they were negligent or that the collision was the proximate cause of any injuries or damages to Plaintiff. Defendant, Abe's Trash Service, Inc., admits that if Defendant, Christopher Skinner is found

negligent and his negligence proximately caused or contributed to causing the accident and damages, it would be vicariously liable for any judgment against him, provided Plaintiff is found to be less than fifty percent at fault in causing or contributing to causing the collision.

The Defendants affirmatively allege that the collision was proximately caused by the negligence and/or contributory negligence of the Plaintiff in one or more of the following particulars: (a) In failing to keep a reasonable and proper lookout; (b) By operating her vehicle at a speed that was too fast for the circumstances then and there existing; (c) By failing to yield the right-of-way to the vehicle operated by Defendant Skinner when she knew or should have known said vehicle's presence and dominant position in the intersection; (d) By failing to bring her vehicle to a stop within her range of vision as required by Nebraska Law; and (e) By failing to maintain reasonable and proper control of her vehicle.

The Defendants further affirmatively allege that the Plaintiff's Complaint fails to state a claim upon which relief may be granted as to any claim for negligent entrustment and that the Plaintiff failed to mitigate her damages as required by Nebraska Law.

The Defendants believe there is evidence supporting an inference that Plaintiff was contributory negligent. (a) photographic evidence documents spilled coffee in her car; (b) very long skid marks on the road; (c) extent of damage to the front of Plaintiff's vehicle; (d) no obstructed view; and (e) size and color of trash truck.

The Defendant believes the evidence of Christopher Skinner's past driving record is not relevant and even if relevant, unfairly prejudicial under Rule 403. Such evidence is not relevant for two primary reasons. (1) Defendant has admitted it would be vicariously liable in the event of a judgment against Skinner. Ultimately, Skinner must be found to be negligent for vicarious liability or in a negligent entrustment theory. There is no evidence that Abe's Trash did not know or check Skinner's driving record. Skinner's driving record is insufficient as a matter of law to support the theory of negligent entrustment.

**(D) Witnesses.** All witnesses, including rebuttal witnesses, expected to be called to testify by plaintiff, except those who may be called for impeachment purposes as defined in NECivR 16.2(c) only, are:

Vanessa Shultz  
6602 W. Yellow Stone  
Kennewick, WA 99336  
(509) 540-9902

Jon Maine  
6602 W. Yellow Stone  
Kennewick, WA 99336  
(509) 491-2678

Lynn Shultz  
410 9<sup>th</sup> Street  
Scribner, NE 68057  
(402) 380-6432

Chris Shultz  
401B Saint Francis Avenue  
Nashville, TN 37205  
(509) 240-6262

Christopher Skinner  
307 W. Anderson St  
Modale, IA 51556  
(402) 350-5366

Abe's Trash Service, Inc. by  
Josh Christensen  
8123 Christensen Ln  
Omaha, NE 68122  
(402) 571-0568

Deputy Russell Swanson S-318  
Douglas County Sheriff's Dept  
3601 N. 72<sup>nd</sup> Street

Omaha, NE 68122  
(402) 444-6641

Chris P. Mannel, Accident Reconstructionist  
Nebraska Accident Reconstruction, LLC  
19714 Woolworth Avenue  
Omaha, NE 68130  
(402) 750-6433

Rick Houlton, CFO (F)  
Cornhusker International Trucks, Inc.  
4502 South 110<sup>th</sup> Street  
Omaha, NE 68137  
(402) 331-8801, ext 222

Nathaniel Vazquez  
14211 Birchwood Circle  
Omaha, NE 68137  
(402) 238-5119

Misty Janssen, MD  
Family Medicine  
10109 Maple Street  
Omaha, NE 68134  
(402) 572-3500

Kairul Lehardi, ARNP  
Kadlec Neuroscience Center  
1100 Goethals Drive, Suite B  
Richland, WA 99352  
(509) 942-3080

Dr. Jessica Almaguear  
Kadlec Clinic  
9040 W. Clearwater Avenue  
Kennewick, WA 99336  
(509) 942-3291

Johnathan Perry, MD (Fact witness only per Memorandum and Order filed

on April 23, 2018. *See* Document 103.)

Tri-City Orthopaedics  
6709 W. Rio Grande Avenue  
Kennewick, WA 99336  
(509) 572-3836

Tyler Shaw, PA-C (F)  
Tri-City Orthopaedics  
6709 W. Rio Grande Avenue  
Kennewick, WA 99336  
(509) 572-3836

Sheila Tyrell (F)  
Oasis Physical Therapy  
4303 W. 24<sup>th</sup> Ave, Suite B  
Kennewick, WA 99338  
(509) 209-9386

Daniel Shalom Powell, DPT (F)  
Hughes Physical Therapy  
3121 W. Kennewick Avenue  
Kennewick, WA 99336  
(509) 735-7433

Dr. Shannon Phipps, DO (F)  
9040 W. Clearwater Avenue  
Kennewick, WA 99336  
(509) 392-4974

ER Staff, Kadlec Emergency Room (F)  
3290 W. 19<sup>th</sup> Avenue  
Kennewick, WA 99338  
(509) 946-4611

Dr. Sittilerk Trikalsaransuk (F)  
Tri-Cities Endoscopy Center  
7114 W. Hood PL  
Kennewick, WA 99336  
(509) 734-4885



Shun Kwong, MD (F)  
6901 North 72 Street  
Omaha, NE 68122  
(402) 572-2225

John Hogue, MD (F)  
450 E. 23<sup>rd</sup> Street  
Fremont, NE 68025  
(402) 721-1610

John Knox, PT (F)  
Del Norte Physical Therapy  
440 L Street  
Crescent City, CA 95531  
(707) 465-3311

Dr. Stephen Trapani  
1618 E. Isaacs Ave  
Walla Walla, WA 99362  
(509) 525-0300

Scott Roberts, RN (F)  
3290 W. 19<sup>th</sup> Avenue  
Kennewick, WA 99338  
(509) 946-4611

Michael Dobson (F)  
3810 Plaza Way  
Kennewick, WA 99338  
(509) 221-7000

All witnesses who may be called to testify by defendant, except those who may be called for impeachment purposes as defined in NECivR 16.2(c) only, are: See Defendant's Witness List, attached.

It is understood that, except upon a showing of good cause, no witness whose name and address does not appear herein shall be permitted to testify over objection for any purpose except impeachment. A witness whose only testimony is intended to establish foundation for an exhibit for which foundation has not been waived shall not be permitted to testify for any other purpose, over objection, unless such witness has been disclosed pursuant to Federal Rule of Civil Procedure 26(a)(3). A witness appearing on any party's witness list may be called by any other party.

**(E) Expert Witnesses' Qualifications.** Experts to be called by plaintiff and their qualifications are:

Chris P. Mannel (Accident Reconstructionist), see attached C.V.  
Nebraska Accident Reconstruction, LLC  
Address above

Treating doctors (non-retained experts), treated Plaintiff

Misty Janssen, MD (Defendants objects to this witness.)  
Address above  
Primary care physician who treated Plaintiff

Kairul Lehardi, ARNP (Defendants objects to this witness.)  
Address above  
Neurologist who treated Plaintiff

Dr. Jessica Almaguear (Defendants objects to this witness.)  
Address above  
Primary care physician who treated Plaintiff

Johnathan Perry, MD (Fact witness only per Memorandum and Order filed on April 23, 2018. *See* Document 103.)  
Address above  
Orthopedic physician who treated Plaintiff

Dr. Stephen Trapani (Defendants objects to this witness.)  
Address above  
Chiropractor who treated Plaintiff

Defendant objects to All of the above-listed experts except Christopher Mannel based upon this Court's Order excluding experts, failure to comply with expert witness disclosure rules and failing to supplement interrogatories requesting expert opinion disclosures.

Experts who may be called by defendant and their qualifications are:

Scott Vincent, MD (Orthopedic Surgeon), see attached C.V.  
University of Nebraska Medical Center  
Department of Orthopedic Surgery & Rehabilitation  
Address above

Bruce Gutnik, MD (Psychiatrist), see attached C.V.  
Address above

**(F) Voir Dire.** Counsel have reviewed Federal Rule of Civil Procedure 47(a) and NECivR 47.2(a) and suggest the following with regard to the conduct of juror examination: The attorneys shall conduct Voir Dire.

**(G) Number of Jurors.** Plaintiff has reviewed Federal Rule of Civil Procedure 48 and NECivR 48.1 and suggest that this matter be tried to a jury composed of 6 members.

Defendants have reviewed Federal Rule of Civil Procedure 48 and NECivR 48.1 and suggest that this matter be tried to a jury composed of 12 members.

**(H) Verdict.** The parties will not stipulate to a less-than-unanimous verdict.

**(I) Briefs, Instructions, and Proposed Findings.** Counsel have reviewed NECivR 39.2(a), 51.1(a), and 52.1, and suggest the following schedule for filing trial briefs, proposed jury instructions, and proposed findings of fact, as applicable: Unless otherwise ordered, trial briefs, proposed jury instructions, and proposed findings of fact shall be filed five (5) working days before the first day of trial.

**(J) Length of Trial.** Counsel estimate the length of trial will consume not less than 2 day(s), not more than 5 day(s), and probably about 5 day(s). Defendant believes that if the plaintiff actually calls the witnesses she lists, this will be at least a five day trial and likely greater.

**(K) Trial Date.** Trial is set for September 10, 2018.

/s/ James R. Walz  
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(402) 505-4055  
(402) 932-6900 (fax)  
[james@walzlawpc.com](mailto:james@walzlawpc.com)  
Counsel for Plaintiff

/s/ Michael T. Gibbons  
Michael T. Gibbons, #21263  
Woodke & Gibbons, PC, LLO  
619 N. 90<sup>th</sup> Street  
Omaha, NE 68114  
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(402) 391-6200 (fax)  
mgibbons@woglaw.com  
Counsel for Defendants

BY THE COURT:

 5-24-18

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

VANESSA SHULTZ, )  
)  
Plaintiff, )  
)  
v. )  
)  
ABE’S TRASH SERVICE, INC., and )  
CHRISTOPHER F. SKINNER, )  
Defendants. )

LIST OF EXHIBITS

Case Number: 8:16-cv-243  
Courtroom Deputy: Marian Frahm  
Court Reporter: Susan DeVetter

Trial Dates: September 10, 2018

Plaintiff’s Exhibits

EXHIBIT NO.			DESCRIPTION	OFF	OBJ	RCVD	NOT RCVD	DATE
PLF. NO.	DEF. NO.	3 PTY						
1			State of Nebraska Investigator’s Motor Vehicle Accident Report dated April 6, 2016		H, R, F			
2			Christopher Skinner guilty plea and waiver dated April 17, 2016		H, R, F 403			
3			Photos of accident scene and both vehicles taken by Douglas County Crime Lab on April 6, 2016			X		5-23-18
4			Photos of Plaintiff’s automobile taken by Plaintiff after April 6, 2016			X		5-23-18
5			Photographs of Truck #143 taken by Plaintiff’s counsel on November 9, 2017		R, H, 403			
6			Photos of intersection of Highway 36 and 264 <sup>th</sup> Street taken on or before April 12, 2016			X		5-23-18

7			Run Report from Valley Fire and Rescue dated April 6, 2016		R, H, F			
8			Medical records from Immanuel Medical Center dated April 6, 2016		R, H, F, O			
9			Billing records from Immanuel Medical Center dated April 6, 2016		R, H, F			
10			Billing Statements from Radiology Consultants dated April 6, 2016		R, H, F			
11			Billing statements from Emergency Clinician Associates dated April 6, 2016		R, H, F			
12			Medical records from Fremont Area Medical Center dated April 9, 2016		R, H, F,O			
13			Billing records from Fremont Area Medical Center dated April 9, 2016		R, H, F			
14			Billing records from Dr. John H. Hogue, dated April 9, 2016		R, H, F			
15			Billing records from General Radiology dated April 9, 2016		R, H, F			
16			Medical records from Dr. Misty Janssen, dated April 12, 2016 to September 26, 2016		R, H, F,O			
17			Billing records from Dr. Misty Janssen, dated April 12, 2016 to September 26, 2016		R, H, F			
18			Medical records from Del Norte Physical Therapy dated June 3, 2016 to July 14, 2016		R, H, F,O			
19			Billing records from Del Norte Physical Therapy dated June 3, 2016 to July 14, 2016		R, H, F			
20			Medical records from Dr. Stephen Trapani, dated June 27, 2016 to August 8, 2016		R, H, F,O			
21			Billing records from Dr. Stephen Trapani, dated June 27, 2016 to August 8, 2016		R, H, F			
22			Medical records from Kennewick General Hospital		R, H,			

			dated September 1, 2016 to September 15, 2016		F,O			
23			Billing records from Kennewick General Hospital dated September 1, 2016 to September 15, 2016		R, H, F			
24			Billing records from Kennewick Radiology Group dated September 1, 2016 to September 15, 2016		R, H, F			
25			Receipt from back to life massage dated October 3, 2016		R, H, F			
26			Medical records from Kadlec Emergency Center dated October 11, 2016		R, H, F,O			
27			Billing records from Kadlec Emergency Center dated October 11, 2016		R, H, F			
28			Medical records from Kadlec Neuroscience Center dated February 14, 2017 to August 1, 2017		R, H, F,O			
29			Billing records from Kadlec Neuroscience Center dated February 14, 2017 to August 1, 2017		R, H, F			
30			Medical records from Dr. Jessica Almaguer, dated February 15, 2017 to present		R, H, F,O			
31			Medical records from Dr. Shannon Phipps, dated October 10, 2017 to present		R, H, F,O			
32			Billing records from Dr. Jessica Almaguer and Dr. Shannon Phipps, dated February 15, 2017 to present		R, H, F			
33			Medical records from Tri City Orthopaedics, dated February 21, 2017 to present		R, H, F,O			
34			Billing records from Tri City Orthopaedics, dated February 21, 2017 to present		R, H, F			
35			Medical records from Oasis Physical Therapy, dated March		R, H,			

			7, 2017 to June 8, 2017		F,O			
36			Billing records from Oasis Physical Therapy, dated March 7, 2017 to June 8, 2017		R, H, F			
37			Medical records from Hughes Physical Therapy, dated July 25, 2017 to present		R, H, F,O			
38			Billing records from Hughes Physical Therapy, dated July 25, 2017 to present		R, H, F			
39			Medical records from Kadlec Medical Center, dated November 17, 2017		R, H, F,O			
40			Billing records from Kadlec Medical Center, dated November 17, 2017		R, H, F			
41			Billing records from Kadlec ER Physicians, dated November 17, 2017		R, H, F			
42			Billing records from Columbia Basin Imaging, dated November 17, 2017		R, H, F			
43			Medical records from Kadlec ER, dated April 19, 2018		R, H, F,O			
44			Billing records from Kadlec ER, dated April 19, 2018		R, H, F			
45			Medical records from Dr. Sittlerk Trikalsaransukh, dated April 20, 2018		R, H, F,O			
46			Billing records from Dr. Sittlerk Trikalsaransukh/Tri-City Endoscopy Center, dated April 20, 2018		R, H, F			
47			Functional Capacity Evaluation performed by Jennifer Beran dated December 8, 2017		R, H, F, 403, 0			
48			Ergonomics Analysis performed by Pramila Kalaga dated Januar 3, 2018		R, H, F, 403, 0			



49			Prescription records from Walgreens, dated April 6, 2016 to present		R, H, F, 403, 0			
50			Letter from Plaintiff's Physician, Dr. Jonathan Perry dated May 30 2017		R, H, F, 403, 0			
51			Price report for 2003 Mazda6 V6		R, H, F			
52			Correspondence from City of Omaha Law Department concerning impound fees for Plaintiff's vehicle dated June 27, 2016		R, H, F			
53			Documentation from Sutter Business Services concerning terms of car loan for Plaintiff's replacement vehicle		R, H, F			
54			Plaintiff's itemization of mileage expenses incurred due to loss of vehicle		R, H, F			
55			Invoice from Enterprise Rent-A-Car dated April 12, 2015;		R, H, F			
56			Correspondence from CHI Health concerning Plaintiff's wage loss dated June 9, 2016		R, H, F			
57			Correspondence from Medical Solutions concerning Plaintiff's wage loss dated May 19, 2016		R, H, F			
58			Plaintiff's request and documentation for FMLA leave		R, H, F			
59			Plaintiff's tax return from tax year 2011		R, H, F			
60			Plaintiff's tax return from tax year 2012		R, H, F			
61			Plaintiff's tax return from tax year 2013		R, H, F			
62			Plaintiff's tax return from tax year 2014		R, H, F			
63			Plaintiff's tax return from tax year 2015		R, H, F			

64			Plaintiff's tax return from tax year 2016		R, H, F			
65			Plaintiff's W-2 Statements from tax year 2016		R, H, F			
66			Plaintiff's tax return from tax year 2017		R, H, F			
67			Life expectancy table		R, H, F			
68			Plaintiff's itemization of damages		R, H, F			
69			Transcript of Plaintiff's recorded statement taken by Defendant's Insurance Company dated April 12, 2016		R, H, F			
70			All safety and procedure manuals used by employees of Abe's Trash Service, Inc.		R, H, F, 403			
71			Defendant, Abe's Trash Service, Inc's Answers to Plaintiff's First Set of Interrogatories		R, H, 403			
72			Facebook business review by Nate Vazquez of Abe's Trash Services, Inc. dated May 18, 2016		R, H, F, 403			
73			Defendant, Christopher Skinner's Answers to Plaintiff's First Set of Interrogatories		R, H, 403			
74			Defendants, Abe's Trash and Christopher Skinner's Answers to Plaintiff's Second Set of Interrogatories		R, H, 403			
75			Defendant, Christopher Skinner's responses to Plaintiff's First Set of Request for Admissions		R, H, 403			
76			Defendant, Christopher Skinner's responses to Plaintiff's Second Set of Request for Admissions		R, H, 403			
77			Defendant, Christopher Skinner's responses to Plaintiff's Third Set of Request for Admission		R, H, 403			

78			Defendant's Mandatory Disclosures filed August 25, 2016		R, H, 403			
79			Report from Plaintiff's expert witness, Chris Mannel		R, H, F			
80			Curriculum Vitae of Plaintiff's expert witness, Chris Mannel			X		5-23-18
81			Deposition of Christopher Skinner		R, H, O			
82			Deposition of Vanessa Shultz		R, H, O			
83			Eyeglasses prescription for Christopher Skinner dated September 6, 2013		R, F, H			
84			Eyeglasses prescription for Christopher Skinner dated September 2, 2017		R,H, F			
85			Time clock slips for Christopher Skinner from pay period ending March 12, 2016 to pay period ending April 9, 2016		R, H, F			
86			Inspection and maintenance logs for vehicle #143 verified by Josh Christensen		R, H, F, 403			
87			Repair records for vehicle #143 from Cornhusker International Trucks, Inc.		R, H, 403			
88			Exhibit #34 from deposition of Christopher Skinner		R			
89			Photographs of Abe's Garbage Truck taken by Plaintiff counsel on December 19, 2017		R, H, F, 403			

Defendant's Exhibits

EXHIBIT NO.								
PLF	DF	3 PTY	DESCRIPTION	OFF	OBJ	RCVD	NOT RCVD	DATE
	101		E1 to Plaintiff's Deposition-color photograph			X		5-23-18
	102		E3 to Plaintiff's Deposition-color photograph			X		5-23-18
	103		E3 to Plaintiff's Deposition-color photograph			X		5-23-18
	104		E4 to Plaintiff's Deposition-color photograph			X		5-23-18
	105		E5 to Plaintiff's Deposition-color photograph			X		5-23-18
	106		E6 to Plaintiff's Deposition – American Chiropractic Clinic Patient Information Form (5 pages)		H, R, 403			
	107		E7 to Plaintiff's Deposition – Dr. Stephen Trapani Letter to Kennewick General Hospital dated 2/16/2007		H, R, 403			
	108		E8 to Plaintiff's Deposition – Assessment dated 6/1/5/2007		H, R, 403			
	109		E9 to Plaintiff's Deposition – Kennewick General Hospital Documented Notice of Performance/Behavioral Concern		H, R, 403			

	110		E10 to Plaintiff's Deposition – Kaiser Permanente Medical Record dated 12/20/2010			X		5-23-18
	111		E11 to Plaintiff's Deposition – Kaiser Permanente Medical Record dated 5/31/2011			X		5-23-18
	112		E12 to Plaintiff's Deposition – Kaiser Permanente Medical Record dated 6/09/2011 (2 pages)			X		5-23-18
	113		E13 to Plaintiff's Deposition – Kaiser Permanente Medical Record dated 0/26/2011 (3 pages)			X		5-23-18
	114		E14 to Plaintiff's Deposition – Kaiser Permanente Medical Record dated 2/06/2012			X		5-23-18
	115		E15 to Plaintiff's Deposition – Kaiser Permanente Medical Record dated 2/06/2012			X		5-23-18
	116		E16 to Plaintiff's Deposition – Kaiser Permanente Medical Record dated 2/14/2012			X		5-23-18
	117		E17 to Plaintiff's Deposition – Kaiser Permanente Medical Record dated 12/29/2012 (2 pages)			X		5-23-18
	118		E18 to Plaintiff's Deposition – Kaiser Permanente Medical Record dated 1/14/2013 (2 pages)			X		5-23-18

119		E19 to Plaintiff's Deposition – CHI Health – ACH Maple Hills Medical Clinic Medical Record dated 8/08/2014 (2 pages)			X		5-23-18
120		E20 to Plaintiff's Deposition – CHI Health – ACH Maple Hills Medical Clinic Medical Record dated 8/12/2014			X		5-23-18
121		E21 to Plaintiff's Deposition – CHI Health – ACH Maple Hills Medical Clinic Medical Record dated 4/02/2015			X		5-23-18
122		E22 to Plaintiff's Deposition – CHI Health – ACH Maple Hills Medical Clinic Medical Record dated 1/18/2016			X		5-23-18
123		E23 to Plaintiff's Deposition – CHI Health – ACH Maple Hills Medical Clinic Medical Record dated 3/23/2016			X		5-23-18
124		E24 to Plaintiff's Deposition - CHI Health – ACH Maple Hills Medical Clinic Medical Record dated 3/23/2016			X		5-23-18
125		Transcript of Plaintiff's Deposition taken 8/31/2017 (77 pages)		R, 403			
126		Color Photograph at accident scene depicting vehicles looking south			X		5-23-18
127		Color Photograph at accident scene of Plaintiff's vehicle looking west			X		5-23-18

	128		Color Photograph at accident scene of Plaintiff's vehicle looking northwest			X		5-23-18
	129		Color Photograph at accident scene of Plaintiff's vehicle looking			X		5-23-18
	130		Color Photograph at accident scene of Plaintiff's vehicle looking northeast			X		5-23-18
	131		Color Photograph at accident scene of Plaintiff's vehicle looking east			X		5-23-18
	132		Color Photograph at accident scene of Plaintiff's vehicle looking southeast			X		5-23-18
	133		Color Photograph at accident scene of Plaintiff's vehicle looking in from passenger side front			X		5-23-18
	134		Color Photograph at accident scene of Plaintiff's vehicle looking toward at inside of Driver's door and in toward the driver's side			X		5-23-18
	135		Color Photograph at accident scene of Plaintiff's vehicle looking in from driver's side front			X		5-23-18
	136		Color Photograph at accident scene of Plaintiff's vehicle looking down at inside front driver's side			X		5-23-18

	137		Color Photograph at accident scene of Defendant, Abe's Trash Service vehicle of rear of vehicle			X		5-23-18
	138		Color Photograph at accident scene of Defendant, Abe's Trash Service vehicle of Driver's side and rear looking southwest			X		5-23-18
	139		Color Photograph at accident scene of Defendant, Abe's Trash Service vehicle of Driver's side looking west			X		5-23-18
	140		Color Photograph at accident scene of rear half of Defendant, Abe's Trash Service Vehicle and Plaintiff's vehicle showing front and driver's side looking northwest			X		5-23-18
	141		Color Photograph blow up-close in of E140			X		5-23-18
	142		Color Photograph at accident scene of Defendant, Abe's Trash Service vehicle front and driver's side looking northwest			X		5-23-18
	143		Color Photograph at accident scene of Defendant, Abe's Trash Service vehicle front and passenger's side looking northeast			X		5-23-18
	144		Color Photograph at accident scene looking north at the Defendant, Abe's Trash Service truck, Plaintiff's vehicle and north			X		5-23-18



	145		Color Photograph at accident scene of Defendant, Abe's Trash Service Truck of passenger side of vehicle looking southeast			X		5-23-18
	146		Color Photograph at accident scene of Defendant, Abe's Trash Service Truck of passenger side rear axel, tire and truck			X		5-23-18
	147		Color Photograph at accident scene of Defendant, Abe's Trash Service Truck of rear passenger side step at rear of truck			X		5-23-18
	148		Color Photograph at accident scene of Defendant, Abe's Trash Service Truck looking Down at rear passenger side step with damage depicted			X		5-23-18
	149		Color Photograph at accident scene of Defendant, Abe's Trash Service Truck looking at rear and passenger side facing southeast			X		5-23-18
	150		Color Photograph at accident scene of Plaintiff's vehicle driver's side looking west			X		5-23-18
	151		American Chiropractic Clinic Records for Plaintiff (Bates Stamped 0051-0054) 2/13/2007 (4 pages)		H, R, 403			
	152		CHI Health - Lasting Hope Recovery Center (Bates Stamped 02209- 02219, 02227- 02342 (9/03-04/2014 – 127 pages)		H, R, 403			

	153		Roger Roubal, DDS records for Plaintiff (Bates Stamped 0276-0286) (11 pages)		H, R, 403			
	154		General Health Cooperative (Kaiser Permanente )medical records for Plaintiff (bates stamped 0448, 0449, 0458, 0459, 0460, 0461, 0462, 0465, 0466, 0469, 0470, 0471, 0472, 0473, 0474, 0475, 0476, 0477, 0478, 0479, 0480, 0481, 0483, 0484, 0485, 0486, 0487, 0488, 0494, 0495, 0505, 0518, 0519, 0520, 0526, 0527, 0528, 0535, 0536, 0537, 0542, 0543, 0546, 0553, 0557, 0558, 0603, 0604, 0613, 0614, 0615, 0623, 0624, 0655, 0656, 0658, 0659. (57 pages)			X		5-23-18
	155		CHI Health- ACH- Immanuel Medical Center records for Plaintiff (bates stamped 0888, 0889, 0890, 0893, 0912, 0915, 0921, 0922, 0935, 0936, 0944. (11 pages)			X		5-23-18
	156		Kennewick General Hospital employment records for Plaintiff (bates stamped 1068, 1069, 1075, 1076, 1077, 1078, 1079, 1080. (8 pages)			X		5-23-18
	157		Johnathan Perry, MD medical record for Plaintiff dated 2/21/2017 (3 pages)			X		5-23-18
	158		Kennewick General Hospital medical records for Plaintiff bates stamped 1390, 1391,			X		5-23-18

			1392, 1417, 1418, 1419, 1420, 1460, 1584. (9 pages)					
	159		Carlson Counseling Services records (7 pages)		H, R			
	160		Lutheran Family Service records		H, R			
	161		Curriculum Vitae of Scott Vincent, MD			X		5-23-18
	162		Curriculum Vitae of Bruce Gutnik, MD		R			

**OBJECTIONS:**

R: Relevancy

H: Hearsay

A: Authenticity

O: Other (specify)

# Chris P. Mannel

Nebraska Accident Reconstruction, LLC

## Curriculum Vitae

**Mailing Address** 19714 Woolworth Avenue, Omaha, Nebraska 68130  
**Voice** Cellular 402.750.6433  
**Email** [chris@nar-llc.com](mailto:chris@nar-llc.com)  
**Web** [www.nar-llc.com](http://www.nar-llc.com)



## Work Experience

- 2006 - Current**      **Nebraska Accident Reconstruction, LLC**  
*Traffic Crash Consultation Services*  
Founding Member  
Photography, Animation & Technical Services Specialist  
NLETC Accident Course Instructor, CAD Software Instructor
- 2001 - Current**      **Pixel Engineering / Digital Creations**  
*Technology Services Company*  
Computer repair / Network installation  
Photography / Graphic design and print work  
Website development and management
- 2012 - 2016**      **Werner Enterprises, Inc.**  
*Transportation and Logistics Corporation*  
Safety Specialist Supervisor  
Catastrophic Loss Team  
HAZMAT Specialist  
FMCSA Regulation Specialist  
Information Technology Services Department
- 1997 to 1999**      **State of Nebraska**  
*Nebraska State Patrol - Carrier Enforcement Division*  
Carrier Enforcement Officer  
Enforcement of Size and Weight Restrictions on Commercial Motor Vehicles  
Enforcement of Federal Motor Carrier Safety Regulations  
CVSA North American Standard Level I Inspections  
CVSA North American HAZMAT Inspection Certification
- 1999 - 2012**      **State of Nebraska**  
*Nebraska State Patrol - Traffic Services Division*  
State Trooper  
Accident Investigation Instructor  
Crash Reconstruction Specialist  
Court Recognized Expert Witness  
Forensic Mapping and Diagramming software Instructor

## Crash Reconstruction Certifications

- 2005      **ACTAR Full Accreditation - Certificate #1634**  
Accreditation Commission for Traffic Accident Reconstruction
- 2004      **Accident Reconstruction Specialist Certification**  
Institute of Police Technology and Management
- 2003      **Technical Accident Investigation Certification**  
Institute of Police Technology and Management
- 2002      **Advanced Accident Investigation Certification**  
Institute of Police Technology and Management
- 2001      **Intermediate Accident Investigation Certification**  
Institute of Police Technology and Management

## Education

- 2011 - 2012      **Web Design and Interactive Media Study**  
Art Institute of Pittsburgh  
Studied website and design principles
- 1996 - 1997      **Criminal Justice Major**  
University of Nebraska at Omaha  
Criminal justice studies
- 1995 - 1996      **Criminal Justice Major**  
Metropolitan Community College  
Criminal justice studies  
Transfer
- 1993 - 1995      **Political Science Major / Criminal Justice Minor**  
Iowa State University  
Transfer
- Ongoing education      **Memberships / Clubs**  
Current Member  
Midwest Association of Technical Accident Investigators (2002)

## Specialty Certifications

- 2013** EDR Heavy Truck Data Retrieval  
Preserving and Analyzing Information from Heavy Vehicle EDRs  
Northwestern Center for Public Safety, Northwestern University — 40 hours
- 2008** Crash Data Retrieval (CDR) Technician and Analyst  
Preserving and Analyzing Information from Heavy Vehicle EDRs  
Lincoln Police Department, Lincoln, NE — 40 hours
- 2007** Crash Zone Forensic Diagramming CAD Software Instructor  
Certification for course instruction
- 2006** Crash Zone Forensic Diagramming (Basic & Advanced)  
Northeast Community College, Norfolk, NE — 32 hours
- 2003** SOKKIA Total Station / MapScenes CAD Software  
NLETC, Grand Island, NE — 40 hours

## References / Addendum

The people listed here are quite willing to be contacted and/or send a written recommendation. Please get in touch with me to arrange for references to be sent or to provide you with contact information.

<b>Attorney</b>	<p><b><i>Dr. Patrick Cullan</i></b>  Cullan &amp; Cullan, LLC  1113 Harney Street  Omaha NE 68102</p>
<b>Detailed Lists Available by request</b>	<p><b><i>Career Achievements / Specialized Training Courses / Course Instruction</i></b>  The following items can be requested as addendum to this CV if required:  Specialized Training Outline (including dates and locations)  - Hundreds of hours of coursework related to crash investigation and instruction  Career Achievements  - Detail of State Patrol related achievements as well as details of numbers of crash investigations to date  Crash Course Instruction Outline  - Detail of nearly 600 hours of instruction time related to the topic of crash investigation</p>

## Expert Witness Testimony

Log of court cases where this witness has been qualified by the court to testify his opinions based on the investigation and analysis. All cases were based in Nebraska.

2017	<p><b><i>Private NAR Case Analysis - Traffic Crash - Deposition</i></b>  Lincoln, NE  (Kimminau vs. County of Adams)</p>
2014	<p><b><i>Private NAR Case Analysis - Traffic Crash - Trial</i></b>  US District Court - Omaha, NE  (Moyle v. Concrete Industries)</p>
2013	<p><b><i>Private NAR Case Analysis - Traffic Crash - Deposition</i></b>  US District Court - Omaha, NE  (Moyle v. Concrete Industries)</p>
2011	<p><b><i>Private NAR Case Analysis - Traffic Crash - Trial</i></b>  Butler County Court, Nebraska  (Moore v. GT Express, LLC)</p>
2010	<p><b><i>Nebraska State Patrol - Police Pursuit - Grand Jury</i></b>  Butler County Court, Nebraska</p>
2010	<p><b><i>Private NAR Case Analysis - Traffic Crash - Trial</i></b>  Lancaster County Court, Nebraska  (Horn v. Novacek)</p>
2010	<p><b><i>Private NAR Case Analysis - Traffic Crash - Trial</i></b>  Lancaster County Court, Nebraska  (SSC v. Snuttjer)</p>
2005	<p><b><i>Nebraska State Patrol - Police Pursuit - Grand Jury</i></b>  Platte County Court, Nebraska</p>



# Chris P. Mannel

Nebraska Accident Reconstruction, LLC

## Curriculum Vitae Addendum

***Mailing Address*** 19714 Woolworth Avenue, Omaha, Nebraska 68130  
***Voice*** Cellular 402.750.6433  
***Email*** [chris@nar-llc.com](mailto:chris@nar-llc.com)  
***Web*** [www.nar-llc.com](http://www.nar-llc.com)



## SPECIALIZED TRAINING

<b>Dates</b>	<b>Course Title</b>	<b>Course Location / Hours</b>
June 2017	MATAI Conference - Various Topics	Wisconsin Dells, WI — 17 hours
March 2017	EDR Summit Conference	Houston, TX — 24 hours
March 2013	Preserving and Analyzing Information from Heavy Vehicle EDRs	Northwestern Center for Public Safety Evanston, IL – 40 hours
March 2012	CDR Summit Conference	Houston, TX — 19 hours
December 2010	Applied Physics for the Traffic Crash Investigator	Institute of Police Technology and Management (IPTM) Grand Island, NE – 40 hours
August 2009	Advanced Commercial Vehicle Crash Investigation	Institute of Police Technology and Management (IPTM) Grand Island, NE – 40 hours
July 2009	Inspection and Investigation of Commercial Vehicle Crashes	Institute of Police Technology and Management (IPTM) Grand Island, NE – 40 hours
May 2009	Traffic Accident Reconstruction Conference	Midwest Association of Technical Accident Investigators Wisconsin Dells, WI – 20 hrs
November 2008	Energy Methods (Crush Analysis) Practical Exercise	Nebraska State Patrol Norfolk, NE – 10 hrs
June 2008	Energy Methods in Traffic Crash Reconstruction (Crush Analysis)	Institute of Police Technology and Management (IPTM) St. Peters, MO – 40 hours
May 2008	Traffic Accident Reconstruction Conference	Midwest Association of Technical Accident Investigators St. Paul, MN – 20 hrs
January 2008	Human Factors in Traffic Crash Reconstruction	Accident Dynamics Research Center Jeff Mutart St. Paul, MN – 40 hrs
August 2006	Commercial Vehicle Air Brakes Update Training	Nebraska Law Enforcement Training Center Grand Island, NE — 8 hours
June 2006	CAD Zone - Crash Zone - Computer Aided Diagramming - Advanced Course	Specialized Training Course Norfolk, NE – 10 hrs
June 2006	Traffic Accident Reconstruction Conference	Midwest Association of Technical Accident Investigators 28 hrs
June 2005	Traffic Accident Reconstruction Conference	Midwest Association of Technical Accident Investigators 20 hrs
June 2004	Traffic Accident Reconstruction Conference	Midwest Association of Technical Accident Investigators 20 hrs

## Specialty Certifications

<b>2013</b>	EDR Heavy Truck Data Retrieval Preserving and Analyzing Information from Heavy Vehicle EDRs Northwestern Center for Public Safety, Northwestern University — 40 hours
<b>2008</b>	Crash Data Retrieval (CDR) Technician and Analyst Preserving and Analyzing Information from Heavy Vehicle EDRs Lincoln Police Department, Lincoln, NE — 40 hours
<b>2007</b>	Crash Zone Forensic Diagramming CAD Software Instructor Certification for course instruction
<b>2006</b>	Crash Zone Forensic Diagramming (Basic & Advanced) Northeast Community College, Norfolk, NE — 32 hours
<b>2003</b>	SOKKIA Total Station / MapScenes CAD Software NLETC, Grand Island, NE — 40 hours

## Career Achievements

<b>2011</b>	Nebraska State Patrol <i>Trooper of the Year Award</i> Development of highway fatality tracking system using Google Earth technology Advancement of NLETC Accident Investigation curriculum
<b>2008</b>	Nebraska State Patrol <i>Distinguished Service Award</i> Development of Public Seatbelt Safety Display
<b>2005 - 2013</b>	Crash Investigation Courses Instructor Nebraska Law Enforcement Training Center
<b>Since 2004</b>	Active membership with Midwest Association of Accident Investigators

## Career Investigations

<b>Since</b>	<b>Approximate</b>	<b>Description</b>
2003	90	Traffic Crash Reconstruction Investigations
1999	94	Fatality Crash Investigations
1997	300	Personal Injury Crash Investigations
2003	55	Total Station Accident Scene Maps
2003	4	Total Station Crime Scene Maps

## Crash Instruction Hours

Date	Course Details	Hours
May-17	NLETC Advanced Accident Investigation - Primary Instructor	40
March-17	NLETC Intermediate Accident Investigation - Primary Instructor	40
July-16	NLETC Intermediate Accident Investigation - Primary Instructor	40
March-16	NLETC Technical Accident Investigation - Instructor and Course Advisor	16
Apr-13	NLETC Intermediate Accident Investigation - Instructor and Course Advisor	10
Apr-12	NLETC Intermediate Accident Investigation - Instructor and Course Advisor	20
Aug-11	NLETC Advanced Accident Investigation - Student Assistant and Instructor	22
May-11	NLETC Technical Accident Investigation - Instructor and Course Advisor	30
Apr-11	NLETC Intermediate Accident Investigation - Instructor and Course Advisor	8
Oct-10	NSP Basic Academy Class #52 - Scene Photography/Diagramming	32
Aug-10	NLETC Advanced Accident Investigation - Student Assistant and Instructor	22
Apr-10	NLETC Intermediate Accident Investigation - Instructor and Course Advisor	40
May-09	NLETC Technical Accident Investigation - Instructor and Course Advisor	60
Apr-09	NLETC Intermediate Accident Investigation - Instructor and Course Advisor	40
Apr-09	NAR Cad Zone & Total Station Class - Instructor	24
Dec-08	NSP Total Station & Crash Zone (CAD) - Student Asst. and Instructor	40
Nov-08	NSP Accident Reconstruction InService (Night Time Photo) - Lead Instructor	4
Aug-08	NLETC Advanced Accident Investigation - Student Assistant and Instructor	22
Jul-08	NSP InService Basic Computer Diagramming - Lead Instructor	4
Apr-08	NLETC Intermediate Accident Investigation - Student Assistant and Instructor	11
Mar-08	NSP InService - Easy Street Draw accident diagramming courses	16
Feb-08	Basic Computer Diagramming Train the Trainer - Assistant Instructor	4
Dec-07	NSP Basic Academy Class #52 - Scene Photography/Diagramming	20
Jun-07	NLETC Intermediate Accident Investigation - Student Assistant	16
May-07	Technical Accident Investigation - Student Assistant & Instructor	32
Apr-07	NLETC Basic Recruit Accident Investigation Practical - Student Assistant	8
Mar-07	NSP InService Accident Investigation - Instructor	8
Dec-06	NSP Basic Academy Class #51 - Scene Photography/Diagramming	20
Aug-06	NLETC Basic Recruit Accident Investigation Practical	16
Apr-06	Intermediate Accident Investigation - Assistant	24
Dec-05	NSP Basic Academy Class #50 - Scene Photography/Diagramming	20
May-05	Technical Accident Investigation NLETC Assistant	20
	<b>Total</b>	<b>709</b>

# Chris P. Mannel

Nebraska Accident Reconstruction, LLC

## Curriculum Vitae

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## Work Experience

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Photography, Animation & Technical Services Specialist  
NLETC Accident Course Instructor, CAD Software Instructor
- 2001 - Current**      **Pixel Engineering / Digital Creations**  
*Technology Services Company*  
Computer repair / Network installation  
Photography / Graphic design and print work  
Website development and management
- 2012 - 2016**      **Werner Enterprises, Inc.**  
*Transportation and Logistics Corporation*  
Safety Specialist Supervisor  
Catastrophic Loss Team  
HAZMAT Specialist  
FMCSA Regulation Specialist  
Information Technology Services Department
- 1997 to 1999**      **State of Nebraska**  
*Nebraska State Patrol - Carrier Enforcement Division*  
Carrier Enforcement Officer  
Enforcement of Size and Weight Restrictions on Commercial Motor Vehicles  
Enforcement of Federal Motor Carrier Safety Regulations  
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CVSA North American HAZMAT Inspection Certification
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Criminal justice studies  
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Midwest Association of Technical Accident Investigators (2002)

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2017	<p><b><i>Private NAR Case Analysis - Traffic Crash - Deposition</i></b>  Lincoln, NE  (Moore vs. Lanza) - Rock County</p>
2017	<p><b><i>Private NAR Case Analysis - Traffic Crash - Deposition</i></b>  Lincoln, NE  (Kimminau vs. County of Adams) - Adams County</p>
2014	<p><b><i>Private NAR Case Analysis - Traffic Crash - Trial</i></b>  US District Court - Omaha, NE  (Moyle v. Concrete Industries)</p>
2013	<p><b><i>Private NAR Case Analysis - Traffic Crash - Deposition</i></b>  US District Court - Omaha, NE  (Moyle v. Concrete Industries)</p>
2011	<p><b><i>Private NAR Case Analysis - Traffic Crash - Trial</i></b>  Butler County Court, Nebraska  (Moore v. GT Express, LLC)</p>
2010	<p><b><i>Nebraska State Patrol - Police Pursuit - Grand Jury</i></b>  Butler County Court, Nebraska</p>
2010	<p><b><i>Private NAR Case Analysis - Traffic Crash - Trial</i></b>  Lancaster County Court, Nebraska  (Horn v. Novacek)</p>

- 2010**      ***Private NAR Case Analysis - Traffic Crash - Trial***  
Lancaster County Court, Nebraska  
(SSC v. Snuttjer)
  
- 2005**      ***Nebraska State Patrol - Police Pursuit - Grand Jury***  
Platte County Court, Nebraska

**Scott A. Vincent, M.D.**  
**Curriculum Vitae**

**Home Address**

509 S. 51<sup>st</sup> St.  
Omaha, NE 68106  
(402) 619-3118  
[scottvincentmd@gmail.com](mailto:scottvincentmd@gmail.com)

**Work Address**

University of Nebraska Medical Center  
Department of Orthopaedic Surgery & Rehabilitation  
985640 Nebraska Medical Center  
Omaha, NE 68198-5640  
[scott.vincent@unmc.edu](mailto:scott.vincent@unmc.edu)

**Academic Appointment**

2017 – Present      Assistant Professor, Department of Orthopaedic Surgery, The University of Nebraska Medical Center, Division of Adult Spine Surgery

**Education**

2007 – 2011      The University of Nebraska College of Medicine, Doctor of Medicine, Graduated with Honors (Distinction) May 2011  
2003 – 2007      The University of Nebraska at Kearney, Bachelor of Science, Chemistry-Business/Sales Emphasis, Graduated Magna Cum Laude, May 2007  
1999 – 2003      York High School, York NE

**Fellowship**

2016 – 2017      Spine Surgery: Department of Orthopedics and Rehabilitation, University of Wisconsin School of Medicine and Public Health

**Internship and Residency**

2011 – 2016      The University of Nebraska Medical Center, Department of Orthopaedic Surgery

**Medical Licensures and Board Certification**

2017      State of Nebraska: Physician License (active)  
2016      American Board of Orthopedic Surgery Part 1 Exam: Passed  
2011 – 2016      State of Nebraska Temporary Education Permit  
2012      USMLE Step 3 Exam – Passed  
2011      USMLE Step 2 CK Exam – Passed  
2010      USMLE Step 2 CS Exam – Passed  
2009      USMLE Step 1 Exam – Passed

**Honors and Awards**

***Professional***

2017      Fellow Research Award for Outstanding Achievement in Research, University of Wisconsin Department of Orthopedics and Rehabilitation  
2016      Frank P. Stone MD Award for Academic Excellence, University of Nebraska Medical Center, Department of Orthopaedic Surgery  
2013      Award for Outstanding Junior Resident, University of Nebraska Medical Center, Department of Orthopaedic Surgery

***Graduate***

2010      Nebraska Board of Regents Scholarship at the University of Nebraska Medical Center  
2009      The Nebraska Medical Education Fund, Inc. Rudolph Siever, MD Scholarship  
2008      Outstanding Teaching Assistant Award – Summer Medical and Dental Education Program, University of Nebraska Medical Center

2008 Jerome J. Belzer MD Memorial Scholarship

### Undergraduate

2007 The University of Nebraska at Kearney Outstanding Senior Award  
 2007 The University of Nebraska at Kearney Student Alumni Foundation Outstanding Senior Award  
 2006 Sigma Phi Epsilon Fraternity, The University of Nebraska at Kearney, Member of the Year Award  
 2005 Mortar Board, The University of Nebraska at Kearney, Outstanding Sophomore Award  
 2003 Omaha World Herald/Kearney Hub Scholar, The University of Nebraska at Kearney

### Research Experience

2014 – 2016 The University of Nebraska Medical Center, Department of Orthopaedic Surgery, Chris Cornett, MD; "The Value of the On-Call Resident: A Multi-Center Prospective Evaluation of Resident Services and Billing" – Submitted for Publication  
 2012 – 2014 The University of Nebraska Medical Center, Department of Orthopaedic Surgery, Curtis Hartman, MD; "Investigation of Early Diagnosis and Early Therapeutic Intervention of implant Loosening Using a Murine Model for Wear-Particle Induced Osteolysis" – IACUC approved; data gathering ongoing  
 2010 – 2016 The University of Nebraska Medical Center, Department of Orthopaedic Surgery, Edward Fehring, MD; "Evaluating Component Fixation in Total Shoulder Arthroplasty" – Submitted for Publication  
 2004 – 2007 The University of Nebraska at Kearney, Department of Chemistry, Michael Mosher, PhD.  
 -Over 600 hours of laboratory work in the organic chemistry lab of Dr. Michael Mosher, The University of Nebraska at Kearney  
 -Projects included synthesis of various oximes as well as development of carbonyl oxide compounds using various ozonolysis reactions

### Publications/Presentations

#### Publications

Cornett CC, Vincent SA, Hewlitt A, Crow J. *Bacterial spine infections in adults: current evaluation and management.* J Am Acad Orthop Surg. 2016;24(1):11-18  
 Dilisio MF, May NR, Vincent SA, High RR, Walker CW, Manzer MN, Apker KA, Fehring EV. *The association of incomplete glenoid component seating and periprosthetic glenoid radiolucencies after total shoulder arthroplasty.* J Shoulder Elbow Surg. October 2015:1-6.  
 Mosher, Michael D, Haeberle, Alex, Vincent, Scott, Martinez-Skinner, Andrea, Kaufman, Don. *A rapid method for the determination of the percentage of aliphatic versus vinyl hydrogen atoms and levels of trans fatty acids in triacylglycerols.* Chemical Educator (2006), 11(3), 178-180.

#### Poster Presentations

May NR, Vincent SA, Walker C, Manzer MN, Apker KA, Fehring EV. *Less than 100% Bone Support May Not be Associated with Radiolucencies with a Partially Cemented Glenoid Component.* The American Academy of Orthopaedic Surgery (AAOS) Annual Meeting, February 7-11, 2012, San Francisco, CA  
 Vincent SA, Mosher MD. *The Interaction of Carbonyl Oxide Trapping Agents in Ozonolysis.* The 233<sup>rd</sup> American Chemical Society National Meeting, March 25-29, 2007, Chicago, IL  
 Vincent SA, Mosher MD. *The Interaction of Carbonyl Oxide Trapping Agents in Ozonolysis.* The 41<sup>st</sup> Midwest Regional Meeting of the American Chemical Society. October 25-27, 2006, Quincy, IL.  
 Vincent SA, Mosher MD.  $\Delta^2$ -Isoxazolines from  $\beta,\gamma$ -Unsaturated Oximes. The University of Nebraska at Kearney Student Research Day. April 2006, Kearney, NE.  
 Vincent SA, Mosher MD.  $\Delta^2$ -Isoxazolines from  $\beta,\gamma$ -Unsaturated Oximes. The 40<sup>th</sup> Midwest Regional Meeting of the American Chemical Society. October 26-28, 2005, Joplin, MO.

Oral Presentations

Vincent SA. "Acute Spinal Instability." Grand Rounds Presentation, Department of Orthopedic Surgery and Rehabilitation, University of Wisconsin. May 3, 2017.

Vincent SA. "The Value of the On-Call Resident: A Multi-Center Prospective Evaluation of Resident Services and Billing." Presented at the 2016 Meeting of the Mid-America Orthopaedic Association. April 16, 2016. Bonita Springs, FL

Vincent SA. "The Spine-Injured Patient: Initial Assessment and Emergency Treatment." Grand Rounds Presentation, University of Nebraska Medical Center, Department of Orthopaedic Surgery. November 2015

Vincent SA. "Odontoid Fractures: Current Controversies and Management Strategies." Grand Rounds Presentation, University of Nebraska Medical Center, Department of Orthopaedic Surgery. March 2015

Vincent SA. "Central Cord Syndrome: Evaluation and Management." Grand Rounds Presentation, University of Nebraska Medical Center, Department of Orthopaedic Surgery. November 2014.

Vincent SA, Cornett, C. "The Value of the On-Call Resident: A Multi-Center Prospective Evaluation of Resident Services and Billing." Orthopaedic Resident Research Day 2014

Vincent SA, Hartman CW. "Investigation of Early Diagnosis and Early Therapeutic Intervention of implant Loosening Using a Murine Model for Wear-Particle Induced Osteolysis." Resident Research Day 2012, 2013

Vincent SA, Mosher MD. "Trapping the Carbonyl Oxide: Implications for the Method of Ozonolysis in the Presence of Dimethylformamide." 127<sup>th</sup> Annual Meeting of the Nebraska Academy of Sciences, Lincoln, NE; April 20, 2007.

Institutional Service

2014 – 2016

Administrative Chief Resident, Department of Orthopaedic Surgery, The University of Nebraska Medical Center

-Planned and organized the Grand Rounds curriculum for the Department of Orthopaedic Surgery at the University of Nebraska Medical Center

2007 – 2011

Vice President, Class of 2011, The University of Nebraska Medical Center

-Worked as a liaison between the administration, faculty, and classmates. Also organized class functions, meetings, and service projects.

2008-2009

President, Orthopaedic Student Interest Group, The University of Nebraska Medical Center

-Organized meetings and speakers for fellow students at the University of Nebraska Medical Center interested in the field of orthopaedics.

Professional/Honor Society Membership

2015 – Present

American Orthopaedic Association Emerging Leaders Program

2011 – Present

American Academy of Orthopedic Surgery (AAOS)

2010 – Present

Alpha Omega Alpha Honor Society

2007 – Present

American Medical Association

2007 – Present

Phi Rho Sigma Medical Society

2006 – Present

Mortar Board National College Senior Honor Society

2004 – Present

Sigma Phi Epsilon Fraternity

Teaching Experience

2008

Summer Medical and Dental Education Program, The University of Nebraska Medical Center – Teaching Assistant

-The SMDEP Program brings students interested in medicine or dentistry from underserved backgrounds to Omaha and UNMC for 6 weeks. A major part of the curriculum is basic science education to prepare them for the MCAT.

-My role was to not only assist with the basic science, but also plan and coordinate activities to give them medical school experiences. These included various discussion groups and opportunities to interact with various physicians.

2007

General Chemistry Laboratory Instructor, The University of Nebraska at Kearney

-In this role, I was the instructor of record for a section of general chemistry laboratory. My duties included preparing lab, assigning and grading assignments, setting up and administering the final exam, and providing various review and teaching sessions with students both in and out of the general class period.

Community Service

2010

Volunteer, Blue Valley Community Action Women, Infants, and Children (WIC) Clinic

-Provided health maintenance counseling to families visiting the WIC clinic.

2009

Volunteer and Presenter, Tar Wars

-Presented interactive presentation to 5<sup>th</sup> graders regarding the dangers of smoking.

2004-2007

Mentor, Friends Program

-Met weekly with a child identified as having special relationship needs by his teachers and counselors

2004-2007

Volunteer, Organizer, Augie Nelson Golf Classic; fundraiser for the National Kidney Foundation, Nebraska Chapter

-Helped organize and run golf tournament to raise money for the National Kidney Foundation. In four years of involvement, raised approximately \$25,000.

## CURRICULUM VITAE

**Bruce D. Gutnik, M.D.**

OFFICE ADDRESS:

10050 Regency Circle, Suite 501  
Omaha, NE 68114

DATE AND PLACE OF BIRTH:

August 2, 1946      St. Louis, Missouri

EDUCATION:

September 1964 – June 1968

Washington University      B.S.  
St. Louis, Missouri

September 1968 – June 1972

University of Missouri      M.D.  
School of Medicine, Columbia, Missouri

POST DEGREE TRAINING:

June 1974 – June 1977

Department of Psychiatry      Resident  
Duke University Medical Center  
Durham, North Carolina

CERTIFICATION & LICENSES:

Licensed by the State of Missouri - #34584

Licensed by the State of Nebraska - #13787

Licensed by the State of Iowa - #35196

Certified by American Board of Psychiatry and Neurology in 1979

ACADEMIC APPOINTMENTS:

1977-1983

Assistant Professor, Department of Psychiatry  
University of Nebraska College of Medicine

**OTHER SIGNIFICANT PROFESSIONAL EMPLOYMENT:**

1977-1978	Staff Psychiatrist Nebraska Psychiatric Institute
1978-1979	Acting Director of the House Officer Training Program, Nebraska Psychiatric Institute
1979-1983	Director of the House Officer Training Program Nebraska Psychiatric Institute
1979-1984	Consultant to Douglas County Correctional Institute
1983-Present	Private Practice of Psychiatry
1984-1987	Consultant to Thomas Fitzgerald Veteran's Home
1984-1988	Psychiatrist for the Douglas County Board of Mental Health

**MILITARY SERVICE:**

1972-1974	Medical Officer Behavioral & Motivational Factors Branch, National Institute of Occupational Safety and Health, United States Public Health Service
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**HONORS AND AWARDS:**

American Medical Association Physician Recognition Award:  
1977, 1981, 1984, 1988, 1990, 1993, 1996, 1999, 2002, 2005, 2008

American Psychiatric Association Continuing Education Certificate:  
November 1981, 1984, 1988, 1990, 1993, 1996, 1999, 2002, 2005, 2008

Outstanding Young Men of America, 1978

**MEMBERSHIP & OFFICES IN PROFESSIONAL SOCIETIES & EDITORIAL  
ACTIVITY:**

American Association of Directors of Psychiatry Residency Training  
Member  
1978-1983



American Psychiatric Association  
General Member 1977-2009  
Life Member 2009-2014  
Life Fellow 2014-present

Association for Academic Psychiatry  
Regional Representative  
1982-1983

Metro Omaha Medical Society  
Member  
1982-Present

Nebraska Medical Journal  
Editorial Board  
1982-1988

Nebraska Medical Society  
Member  
1982-Present

Association of Directors of Medical Student Education in Psychiatry  
Member  
1978-1983

## BIBLIOGRAPHY

### A. COMPLETED PUBLICATIONS IN SCHOLARLY JOURNALS

Reid, W.H., and Gutnik, B.D. Case report: Treatment of intractable sleepwalking. Psychiatric Journal of the University of Ottawa, 5:86-88, 1980.

Gutnik, B.D. Identifying potentially etiologic stress. Nebraska Medical Journal, 66:268-269, 1981.

Gutnik, B.D. A stress counseling paradigm for the non-psychiatrist. Nebraska Medical Journal, 67:52-54, 1982.

Gutnik, B.D., Haffke E.A., and Strider, F.D. Behavioral science tests in the U.S. medical schools. Journal of Psychiatric Education, 6:67-73, 1982.

Reid, W.H., and Gutnik, B.D. Organic treatment of chronically violent patients. Psychiatric Annals, 12:526-532, 1982.

Gutnik, B.D., and Reid, W.H. Adult somnambulism: Two treatment approaches. Nebraska Medical Journal, 67:309-312, 1982.

Gutnik, B.D., and Moore, S.L. Pre-emptive post-partum stress reduction. Nebraska Medical Journal, 68:9-12, 1983.

Gutnik, B.D., and Menolascino, F.J. Mental illness in the mentally retarded. Child Psychiatry and Human Development, 1983.

### B. CHAPTERS IN BOOKS

Reid, W.H., and Gutnik, B.D. Diagnosis and treatment of sleepwalking. In Golden, C.J., Alcaparras, S.A., Strider, F.D., and Graber, B., Eds. Applied Techniques in Behavioral Medicine. New York: Grune and Stratton, 49-58, 1981.

Menolascino, F.J., and Gutnik, B.D. Training mental health in mental retardation. In Menolascino, F.J., Ed. Mental Health and Mental Retardation: The Dual Diagnosis. New York: Wiley & Sons, 1982.