

Verdicts & Settlements

Novice roofer plummets 40 feet, seriously injured

\$5.35 million settlement

The plaintiff, 21, was working as a roofer on the renovation of a mill building in central Massachusetts. The plaintiff had little experience as a roofer, and he was not tied off while he worked on the edge of the building.

The plaintiff fell 40 feet, suffering an aortic injury that required a stent; a left open tibial fracture; a right distal tibial fracture, which was complicated by infection; a comminuted fracture of the coccyx; and an L3 burst fracture.

The project superintendent for the general contractor admitted in his deposition that, on a number of occasions, he had observed the roofing subcontractor violating Occupational Safety and Health Administration regulations. Nevertheless, the project superintendent had not corrected the situation.

The general contractor and the subcontractor had worked on a number of similar projects together, and each had been cited on one occasion by OSHA for failure to have fall protection.



Robert I. Feinberg



Alexis R.A. Cahill

Action: Negligence and tort

Injuries alleged: Aortic injury, multiple fractures

Case name: Withheld

Court/case no.: Withheld

Jury and/or judge: N/A (settled)

Amount: \$5.35 million

Date: Dec. 1, 2018

Attorneys: Robert I. Feinberg, Alexis R.A. Cahill and John B. Johnson, of Feinberg & Alban, Boston (for the plaintiff)
