

1/13/10 - Judge LEE FRANK JANTZEN - CV 2008-0858 - KAHN, M.D. (William B. Carroll of Sippel & Carroll, P.L.L.C.) v VISTA HEALTH, P.L.L.C. (Stacy M. Gabriel of Gabriel & Ashworth, P.L.L.C.) - BREACH OF CONTRACT - WRONGFUL TERMINATION - CONVERSION. Plntf, in his mid-thirties, a family practitioner, alleged Dfnt breached the employment agreement, misappropriated other monies due him, and wrongfully terminated him. Dfnt denied liability, advancing the defense that Plntf breached the employment agreement. Plntf alleged that, as a result of Dfnt's actions, his reputation had been damaged. Prayer: Just and reasonable compensatory damages; just and reasonable punitive damages; plus \$90,000 lost wages (D). During closing arguments, Plntf's counsel asked jury to award Plntf \$150,000 in actual damages, plus an unspecified amount for punitive damages and damage to his reputation. Defense counsel asked jury to award Dfnt \$37,644.96 on its counterclaim for breach of employment contract. Three day trial. Jury out one-plus hours. **FOUND FOR DFNT ON PLNTF'S COMPLAINT; AND AWARDED DFNT \$37,644.96 ON ITS COUNTERCLAIM. UNANIMOUSLY.**

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