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Largest Award For Vehicle Injury In Canadian Legal History

Reported Case:	*MacNeil v. Bryan*
Citation:	2009 ONCA 511
At Issue:	Largest award for vehicle injury in Canadian legal history
The Court:	Ontario Superior Court
Judgment Rendered:	June 4, 2009
Factual Summary:	The plaintiff was rear seat passenger in car accident and catastrophically injured when she was 15, on August 2, 2002.
Trial Decision:	Trial in tort action was held and judgment was delivered against two named defendants in sum of $18,427,202.20. Named defendants brought motion to strike jury notice on grounds that action dealt primarily with questions of law rather than fact and that action claimed declaratory relief; the motion was granted. The disposition of the tort action against the insurers was deferred because of the third party claim, seeking a defence and indemnity. One insurer had denied coverage on the basis of non-disclosure of a material change in the risk, relating to the vehicle operator's driving record.