
Law 433C.001

Personal Injury Advocacy

SPRING 2025

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WEEK 8: MVA Case Study, *Grabovac v. Fazio*

Monday, March 10, 2025

Reading: *Grabovac v. Fazio*, [2021 BCSC 2362](#) .

1. TEACHING OBJECTIVES & OVERVIEW

The goal of this week's class is to learn how to run a motor vehicle collision claim from opening a case to closing a case, inclusive of trial.

2. THE COLLISION

3. THE PLAINTIFF – INTAKE & INVESTIGATION

- a. Issues to consider: social host liability, limitation issues such as municipal defendants, unidentified driver identification

4. DEVELOPING THEMES FOR THE PLAINTIFF'S CASE

5. DOCUMENT DISCOVERY

6. EXAMINATION FOR DISCOVERY

7. EXPERT EVIDENCE

8. PRE-TRIAL CASE MANAGEMENT

9. CLIENT MANAGEMENT

10. MEDIATION

11. TRIAL: Grabovac Case Study

Questions for class discussion:

- a. Plaintiff's theory of the case
- b. Defendant's theory of the case
- c. Issues as between the experts
- d. Why did Judge prefer certain experts
- e. Interplay between non-pecuniary damages, housekeeping and cost of care

12. POST-TRIAL

- a. Cost of Care and section 83 deductions: *Blackburn v. Lattimore*, 2023 BCCA 224