



# Aquatic Consulting Services

356 Sumner Ave. • P. O. Box 1418 • Avalon • California • 90704 • Santa Catalina Island

## Boating Licenses & Certificates

### U.S. Coast Guard

Merchant Mariner Credential

(Reference number: 2574253)

- Master, Near Coastal, 100 gross tons
- Sailing Endorsement
- Towing Endorsement
- Operator of Uninspected Passenger Vessels
- Standards of Training, Certification and Watchkeeping for Seafarers Endorsement
- Transportation Worker Identification Card (TWIC)

### Maritime Institute

- Master Near Coastal NMT 100 Tons
- Sailing Endorsement
- Towing Endorsement
- Standards of Training, Certification and Watchkeeping for Seafarers

### United States Coast Guard Auxiliary

- Sailing and Seamanship - "Engines", "Tuning & Variant Rigs", "Trailer Sailing", "Equipment", "Piloting" and "Radiotelephone" (1984 – Philadelphia)
- Coastal Piloting - "Atlantic" (1983 – Philadelphia)
- Coastal Piloting - "Pacific" (1987 – San Diego)

### Sailboats, Inc.

- Bareboat Charter Certificate (Auxiliary-powered sailing yachts)

### California Department of Boating and Waterways

- California Boating Safety
- Boater Education Card

### U.S. Sailing

- Safety at Sea
- Coastal Safety at Sea

## **FCC Amateur (HAM) Radio License – KI6MBK (Kilo India Six Mike Bravo Kilo)**

- General Class Operator
- Technician Class Operator

## **Boat U.S.**

- Boat U.S. Delivery Captain Directory

## **American Red Cross Sailing & Small Craft Safety Instructor**

- Sailing Instructor (Expired)
- Basic Sailing (Expired)
- Canoeing Instructor (Expired)
- Canoeing (Expired)

## **Member**

- Point Loma Yacht Club
- San Diego Sail & Power Squadron
- National Association of Charterboat Operators
- Catalina Island Conservancy – Marineros
- West End Cruising Club – Santa Catalina Island



# Presentations

- Presentations at national and regional boating conferences:

Mermaid Memories: Lessons Learned from a Lifetime of Sailing. Featured speaker at the Southern California Yachting Association 28<sup>th</sup> Women's Sailing Convention, Corona del Mar, CA. February 2017.

Offshore Cruising. Southern California Yachting Association Women's Sailing Convention, Corona del Mar, CA. February 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016 and 2017.

Overboard Procedures. Southern California Yachting Association Women's Sailing Convention, Del Rey Yacht Club, Los Angeles, CA. February, 2008.

Knot Know-how. Southern California Yachting Association Women's Sailing Convention, Corona del Mar, CA. February 2007 and Del Rey Yacht Club, Los Angeles, CA. February, 2008.

Electronic Navigation, Advanced GPS/RADAR. Southern California Yachting Association Women's Sailing Convention, Corona del Mar, CA. February 2006.

Marine Navigation 201. Southern California Yachting Association Women's Sailing Convention, Corona del Mar, CA. February 2005, 2012, 2013, 2014, 2015 and 2016.

Advanced Navigation. Southern California Yachting Association Women's Sailing Convention, Corona del Mar, CA. February 2005.

Chartplotters. Southern California Yachting Association Women's Sailing Convention, Corona del Mar, CA. February, 2004.

Suddenly Singlehanded. Southern California Yachting Association Women's Sailing Convention, Corona del Mar, CA. February, 2003.

Grasping GPS. Southern California Yachting Association Women's Sailing Convention, Corona del Mar, CA. February, 2003, 2004, 2005.

Navigation Rules of the Road – Memorization Made Easy. International Boating & Water Safety Summit, Daytona Beach, FL. May, 2002.

Coastal Piloting, Charting & Navigation Made Easy. American Alliance for Health, Physical Education, Recreation and Dance, San Diego, CA. April, 2002.

Basic Navigation 101. Southern California Yachting Association Women's Sailing Convention, Corona del Mar, CA. February, 2002, 2003, 2004, 2006, 2007, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016 and 2017, and Del Rey Yacht Club, Los Angeles, CA. February, 2008.



Days of Sparking Waters  
Nights of Falling Stars

**MERMAID**

Capt. Alison Osinski

## **Additional Boating Experience**

- Sailboat deliveries along the Pacific Coast ranging from Puerto Vallarta, Mexico to Monterey, California
- Mission specialist for a day aboard the research submarine Antipedes with Oceangate and the Undersea Voyager Project . We dove to a depth of 747 feet east of Ship Rock, Santa Catalina Island. Our dive plan was to: identify ecologically significant targets in two underwater canyons, and collect video and SONAR imaging. (2010)
- Contracted by SASS Sailing Media to be the Bud Light Lime boat in San Diego for the Summer and Fall of 2010
- Race crew member (fore staysail trimmer) aboard the 1930's schooner Skookum III (2008, 2009)
- Sailed aboard Molokai, a Harmony 47 in 2013 in the Caribbean: Saint Martin, Sint Maartin, Anguilla, Prickley Pear Cay, Isla Tintamarre.
- Sailed aboard China Doll in the 2009 Sail Sea of Cortez Week races.

- Skipper (6 times: 2003, 2004, 2005, 2006, 2007 and 2010) Newport to Ensenada International Yacht Race
- Sailed as a crew member aboard Pacific Bliss in the Sail Asia Rally 2005 – Darwin, Australia through Indonesia to Bali
- Sailed aboard Pura Vida in the 2007, and Serenity in the 2008 Baja Ha-Ha from San Diego to Turtle Bay – Bahia Santa Maria – Cabo San Lucas, then assisted with the boat deliveries through the Sea of Cortez to San Carlos / Guaymas in mainland Mexico
- Contracted by California Cruisin' (2003 - 2005), Harbor Island Yacht Club (2005 - 2007), Broad Reach Sailing (2005 - 2006), and Classic Sailing Adventures (2007) to run afternoon charters, whale watching trips, and captain corporate regattas in San Diego Bay and nearby coastal waters
- Established Mermaid Charters (2001 - present), a division of Aquatic Consulting Services, to provide keel boat sailing lessons, boat handling skills and safety drills, instruction in navigation and rules of the road, boat deliveries, day sailing trips and Pacific Ocean cruises off Southern California and to the Channel Islands.
- Thousands of days of sailing experience in the Caribbean, Atlantic, Pacific and Indian Oceans, Coral Sea, Sea of Cortez, and Great Lakes.
- The Crew's Nest – Lake Erie - Put-in-Bay, Ohio. (Summers of 1975, 1976). Worked for a yacht club "The Crew's Nest". Took sailing lessons, helped do boat deliveries back to the mainland, and spent at least 1 day per week exploring the Lake Erie islands.
- University of Maryland - College Park, MD. Graduate Teaching Assistant – Canoeing Instructor. Taught canoeing classes Fall 1978, Spring 1979, Fall 1979, Spring 1980 semesters, 2 – 4 days per week, 16 week semesters, 2 –3 classes per day. Once per semester, I ran the "Tour of the Monuments" canoe trip on the Potomac River.
- Crew coach, George Washington University, 1978 through 1980 seasons.
- Camp Tegawitha - Mt. Pocono, PA (Summer 1973). Small craft instructor and aquatic camp counselor
- Water skiing - recreational. Experienced with a variety of ski equipment, para sailing, and PWC in diverse water settings.
- Retained by the San Diego Police Department Mission Bay Harbor Patrol Unit (1986) to provide advice on boating safety, swimming and rescue skills needed by police officers give responsibility for patrolling Mission Bay.

- Spent a summer (1983) in western Africa (Republic of Mali) – traveled by ferry, barge and dugout canoe up the Niger River to Timbuktu.
- Sailed as a crew member aboard the tall ship Californian from Dana Point, California to Hilo, Hawaii; and from Sausalito to the Farallon Islands
- Cruised Alaska's inside passage by ferry; explored small Alaskan towns and Glacier Bay National Park by kayak.
- Spent several weeks (in 1992, 1998 and 2005) on a variety of boats exploring, fishing, and SCUBA diving on the Great Barrier Reef, Australia.



## Expert Witness Boating – PWC – Water Skiing Cases

Retained as an expert witness to work on boating/PWC/water skiing accident cases.

Consultant to: **Kershaw, Cook & Talley, PC**  
 Location: 401 Watt Ave.  
 Sacramento, CA 95864  
 Year: 2017  
 Involvement: **Palla v. LM Sports (Lakeside Marina), Action Watersports of Tahoe, Paul Garcia.** Plaintiff. The young woman suffered extensive prop injuries resulting in amputation, while attempting to reboard a rental boat after tubing.

Reference: Anthony Garilli, Esq.  
(916) 779-7000 (O), anthony@kctlegl.com

Consultant to: Gillin, Jacobson, Ellis, Larson & Lucey  
Location: 2 Theatre Square, Suite 230  
Orinda, CA 94563

Year: 2016

Involvement: **Indugula v. Salesforce.com, Ltd.; Abraham Wood, Dmitry Kryuk.** Plaintiff. The plaintiff drowned after the small overloaded boat in which he was riding capsized in Del Valle Lake, throwing all the passengers returning to the dock after a company picnic into the water.

Reference: Luke Ellis, Esq.  
(925) 253-5800 (O), (925) 253-5858 (F), luke@gjel.com

Consultant to: Dreyer, Babich, Buccola, Wood, Campora  
Location: 20 Bicentennial Circle  
Sacramento, CA 95826

Year: 2015

Involvement: **Maridee McFarlane v. Urbana, et al.** Plaintiff.

Reference: Joseph Yates, Esq.  
(916) 379-3500, jyates@DBBWC.com

Consultant to: Law Office of Frank S. Clowney III  
Location: 600 B Street, Suite 2300  
San Diego, CA 92101-4598

Year: 2015

Involvement: **Ross v. Bain.** Plaintiff. Participant in a sailing meet-up event was injured while stepping from the sailboat and onto the pier.

Reference: Frank Clowney III, Esq.  
(619) 557-0458 (O), (619) 557-0482 (F), worklaw@sbcglobal.net

Consultant to: Law Office of David A. Wallis / Nationwide Mutual Insurance  
Comany

Location: 2251 Harvard Street, Suite 100  
Sacramento, CA 95815

Year: 2015

Involvement: **Lewis v. Dake.** Defendant. Boat collision in the Stockton Deep Water Channel of the San Joaquin River.

Reference: David Wallis, Esq., Sharon Gong,  
(916) 921-9353 (O), (916) 283-2676 (D), (916) 921-9040 (F)  
gongs@nationwide.com

Consultant to: Habush, Habush & Rottier  
Location: Suite 2000, 150 E. Gilman Street  
Madison, WI 53703  
Year: 2015  
Involvement: **Newmann / Darrah v. Everts.** Plaintiff. Mr. Darrah was swimming between shore and a marked rock in Montana's Flathead Lake when he was run over by a motorboat operated by Dr. Everts. The propeller amputated Mr. Darrah's leg and he bled to death while being towed to shore.  
Reference: Daniel Rottier, Esq.  
(608) 255-6663 (O), (608) 255-0745 (F)

Consultant to: Philips, Branch & Hodges  
1415 Wynnton Road, Suite A  
Columbus, GA 31906  
Year: 2013  
Involvement: **Hackaday v. Bombardier Recreational Products, Inc., et al.** Plaintiff. A female camp counselor suffered serious orifice injuries requiring extensive surgery when riding as a passenger she was thrown off the back of a Sea-Doo.  
Reference: Jason Branch, Esq.  
(706) 323-6461 (O), (706) 571-0765 (F), Jason@philips-branch.com

Consultant to: Kemp, Jones & Coulthard  
Location: Wells Fargo Tower, 3800 Howard Hughes Parkway, 17<sup>th</sup> Floor  
Las Vegas, NV 89169  
Year: 2012  
Involvement: **Weissman v. French Woods Performing Arts Camp.** Defendants. A young male camper was injured when he fell, became entangled in an additional tow line and was dragged behind the ski boat while attempting a waterski trick he had not been given permission to try.  
Reference: Melissa Paradis, Esq. and Rod Gould, Esq.  
(508) 875-5222 (O), (508) 879-6803 (F)

Consultant to: Law Office of Philip H. Lowenthal  
Location: 33 N. Market Street, Suite 101  
Wailuku, HI 96793



Year: 2012  
Involvement: **State of Hawaii v. Eric Olbrich**. Defendant. Criminal case. Capt. Olbrich was taking a group of tourists on a snorkeling trip just outside of Kaunapali Harbor on Lanai. Mr. Amoncio, who was wearing a camouflaged wetsuit and spearfishing with his wife about 250-300 yards outside of the breakwall, surfaced right in front of the vessel being operated by Olbrich. Amoncio was struck by the vessel and fatally injured.  
Reference: Samuel G. Mac Roberts, Esq.  
(808) 242-5000 (O), (808) 242-1500 (F), [sgm@lowenthal-hawaii.com](mailto:sgm@lowenthal-hawaii.com)

Consultant to: **Kemp, Jones & Coulthard**  
Location: Wells Fargo Tower, 3800 Howard Hughes Parkway, 17<sup>th</sup> Floor  
Las Vegas, NV 89169  
Year: 2012  
Involvement: **O'Brien v. Forever Resorts, et al.** Plaintiffs. Ms. O'Brien's foot was impaled on a boat cleat during a collision between a small powerboat and a houseboat that was attempting to beach.  
Reference: Kevin Murphy, Esq., (619) 684-684-5073 (O), (619) 234-8509 (F)  
Randall Jones, Esq., (702) 385-6000 (O), (702) 385-6001 (F)

Consultant to: **John M. O'Brien & Associates**  
Location: 9401 East Stockton Blvd., Suite 225  
Elk Grove, CA 95624  
Year: 2012  
Involvement: **Morris v. HO Sports, Costco**. Plaintiff. Mr. Morris suffered severe head and spinal trauma when the inflatable on which he was being towed became airborne, throwing him onto jagged rocks on shore.  
Reference: John O'Brien, Esq.  
(916) 714-8200 (O), (916) 714-8201 (F), [jobrien@jobrienlaw.com](mailto:jobrien@jobrienlaw.com)

Consultant to: Rake Law Group  
Location: 2701 East Camelback Road  
Phoenix, AZ 85016-43261  
Year: 2012  
Involvement: **Taranto, Prescott & Brady v. Aramark Sports and Entertainment Services**. Plaintiffs. Fatal boating accident on Lake Powell. Three couples rented a powerboat for a trip to Rainbow Bridge. On their return trip, they encountered bad weather, the boat rapidly took on water and sank. Four of the six individuals drowned.  
Reference: Buddy Rake, Esq. and Daniel Benchoff, Esq.

(602) 264-9081 (O), (602) 265-2628, brake@aztrilalaw.com

Consultant to: Casey, Gerry  
Location: 110 Laurel Street  
San Diego, CA 92101-1419  
Year: 2012  
Involvement: **Kormylo v. Forever Resorts-Callville Bay Marina.** Plaintiff.  
While swimming in a quiet cove during a Boy Scout outing on Lake Mead, Dr. Kormylo was run over and injured by a maintenance boat that entered the anchorage.  
Reference: Angela Jae, Esq. and David Casey, Esq.  
(619) 238-1811 (O), (619) 544-9232 (F)

Consultant to: Casey, Gerry  
Location: 110 Laurel Street  
San Diego, CA 92101-1419  
Year: 2012  
Involvement: **Olds v. Mac Gregor Sailboats, Saidah, Hearts of Sailing Foundation.** Plaintiff. A 26 foot Mac Gregor sailboat capsized while carrying the operator and 9 passengers on a day sail on San Diego Bay. The trip was organized to provide sailing trips for families of persons with special needs. The accident resulted in 2 fatalities. Design, ballast and loading issues were involved.  
Reference: Robert Francavilla, Esq. and Angela Jae, Esq.  
(619) 238-1811 (O), (619) 544-9232 (F)

Consultant to: Demas & Rosenthal  
Location: 701 Howe Ave., Suite A-1  
Sacramento, CA 95825  
Year: 2011  
Involvement: **Keller v. Sanfilippo, Rola, et al.** Plaintiff. Boating fatality on Lake Tahoe. Prop injury. Victim was a 46 year old dentist who was standing at the stern of a 22 foot powerboat boat as they approached the dock. The vessel operator, who had had less than 3 hours of boating experience, was having difficulty maneuvering. The operator knocked the victim off the boat, ran him over, and severed his leg. The victim bled to death before help arrived.  
Reference: John Demas, Esq.  
(916) 442-9000 (O), (916) 441-6444 (F),  
jdemas@demasandrosenthal.com

Consultant to: Thurswell Law Firm  
Location: 1000 Town Center, Suite 500  
Southfield, MI 48075-1221  
Year: 2011  
Involvement: **Randall / Oliver v. Bankston.** Plaintiff. A bass boat capsized on Lake St.Clair when the outboard motor stalled in deteriorating wind and weather conditions. Both men were thrown into the water wearing PFDs. The vessel operator suffered hypothermia and his passenger drowned.  
Reference: Cary Makrouer, Esq., (248) 345-2222 (O), (248) 345-2323 (F)

Consultant to: Law Offices of Keith J. Stone  
Location: 555 West Beech Street, Unite 210  
San Diego, CA 92101  
Year: 2010  
Involvement: **Fredie v. City of San Diego, La Jolla Kayak & Co.** Plaintiff. Collision between a rental kayak and swimmer at La Jolla Shores.  
Reference: Keith Stone, Esq., (619) 531-2022 (O), (619) 531-8824 (F)

Consultant to: The Gomez Law Firm  
Location: 625 Broadway, Suite 1200  
San Diego, CA 92101  
Year: 2010  
Involvement: **Reynolds v. Hinsley** Plaintiff. Operator hit a wake while driving a speedboat at an excessive speed. Passengers sitting in the open bow were thrown from their seats, and Ms. Reynolds broke her back.  
Reference: Amy Collins, Esq., (619) 237-3490 (O), (619) 237-3496 (F)  
[www.thegomexfirm.com](http://www.thegomexfirm.com)

Consultant to: Law Offices of Keith J. Stone  
Location: 555 West Beech Street, Suite 210  
San Diego, CA 92101  
Year: 2009  
Involvement: **Miller v. Kinsella.** Plaintiff. Mr. and Mrs. Miller were out for a dinghy ride in Glorietta Bay on the 4<sup>th</sup> of July, 2006 and heading to the Coronado Yacht Club for the festivities, when a 16 year old man shot a high pressure water cannon right in Mr. Miller's ear, "blowing out" his inner ear. Defendant claimed the Millers were in a "soak zone" and you assume all risk of getting wet.  
Reference: Keith J. Stone, Esq., (619) 531-2022 (O), (619) 531-8824 (F)

Consultant to: Law Offices of Robert Piering  
Location: 455 Capital Mall, Suite 350  
Sacramento, CA 95814  
Year: 2009  
Involvement: **Rubenstein v. Abbattieolo**. Plaintiff. Collision between a power boat and a kayak resulting in the death of the kayaker. Decedent was a 53 year old woman participating in full moon guided kayak trip.  
Reference: Robert A. Piering, Esq., (916) 446-1944 (O), (916) 446-1222 (F)  
rob@pieringlawfirm.com

Consultant to: Moriarity, Badaruddin & Booke  
Location: 124 West Pine Street  
Missoula, MT 59802  
Year: 2009  
Involvement: **Stickel v. Watercraft Adventures**. Plaintiff. Mr. Stckel was injured when a rental PWC collided with his jet boat while operating on the Colorado River near Laughlin, Nevada.  
Reference: Minot Maser, Esq. and Tina Sunderland, Senior Paralegal  
(406) 728-6868 (O), (406) 728-7722 (F), www.mbblawfirm.com

Consultant to: Dreyer, Babich, Buccola & Callahan  
Location: 20 Bicentennial Circle  
Sacramento, CA 95826  
Year: 2009  
Involvement: **Hullen v. Wray**. Plaintiff. Mother died and son was injured when the WaveRunner they were riding collided with a boat driven by Wray in the California Delta.  
Reference: Joseph Babich, Esq., (916) 379-3500 (O), (916) 379-3599 (F),  
www.dbbc.com

Consultant to: Law Office of Rocky C. Copley  
Location: 550 West C Street, Suite 1150  
San Diego, CA 92101  
Year: 2008  
Involvement: **Burk v. Grano**. Plaintiff. Boating accident which occurred on San Diego Bay when the defendant ran his boat over a wake at high speed causing two passengers seated on the rear bench seat to be ejected from the boat  
Reference: Rocky Copley, Esq.  
(619) 232-3131 (O), ((619) 232-1690 (F)

Consultant to: Tosdal, Smith, Steiner & Wax  
Location: 401 West A Street, Suite 320  
San Diego, CA 92101  
Year: 2008  
Involvement: **Colombo and Slagel v. Kohl, Mission Bay Jet Sports, et al.** Plaintiffs. Two young women suffered orifice injuries requiring surgery when intentionally thrown off a PWC by an operator who accelerated rapidly and made tight turns at high speeds.  
Reference: Thomas Tosdal, Esq. and Ann Smith, Esq.  
(619) 239-7200 (O), (619) 239-6048 (F), ttosdal@tosdalsmith.com

Consultant to: Friedberg & Bunge  
Location: 610 w. Ash Street, Suite 1400, P.O. Box 6814  
San Diego, CA 92166  
Year: 2008  
Involvement: **Kurtenbach v. Sundiver, Inc., Ray Arntz.** Plaintiff. Commercial dive boat employee was injured when a heavy boat hatch closed on her head.  
Reference: Thomas Friedberg, Esq.  
(619) 557-0101 (O), (619) 557-0560 (F)

Consultant to: Casey, Gerry  
Location: 110 Laurel Street  
San Diego, CA 92101  
Year: 2008  
Involvement: **Fullington / Goetz v. Horizon Divers, et al.** Plaintiff. Drowning death during a scuba dive at Webster Point at Santa Barbara Island. Decedent was an experienced diver, on an organized 3 day lobster diving trip, who became separated from his assigned buddy.  
Reference: Frederick Schenk, Esq.  
(619) 238-1811 (O), (619) 544-9232 (F), www.cglaw.com

Consultant to: Dreyer, Babich, Buccola & Callahan  
Location: 20 Bicentennial Circle  
Sacramento, CA 95826  
Year: 2007  
Involvement: **Kohler v. Rayzor.** Plaintiffs. Big Cat Poker Run boating accident which occurred during a high speed race in the Sacramento Delta. Plaintiffs suffered shoulder and spinal injuries and lacerations in the accident which involved the collision of seven boats.  
Reference: Roger Dreyer, Esq., (916) 379-3500 (O), (916) 379-3599 (F),  
www.dbbc.com

Consultant to: Dreyer, Babich, Buccola & Callahan  
Location: 20 Bicentennial Circle  
Sacramento, CA 95826  
Year(s): 2007  
Involvement: **Bell v. Montz, and Mastercraft.** Plaintiff. Boating accident on Lake Oroville in Northern California. Boat was a 24-foot, open bow, Mastercraft X45 with 18 people on board. The operator was trying to tow a wake boarder, couldn't get up on a plane, so he had 8 passengers move forward to the bow. When the operator slowed the boat after the wakeboarder fell, several passengers, including the 19 year old plaintiff washed off the boat. The operator drove in a circle and ran over two women in the water. The plaintiff suffered numerous injuries from coming in contact with the prop injuries, including brain damage.  
Reference: Robert Bale, Esq., (916) 379-3500 (O), (916) 379-3599 (F)

Consultant to: Law Offices of Donald J. Deshaw  
(In-house Counsel for Safeco Insurance)  
Location: 2730 Gateway Oaks, Suite 210  
Sacramento, CA 95833  
Year(s): 2006  
Involvement: **Thornton v. Perdock.** Defendant. The boating accident occurred at 9:30 pm on Clear Lake, a large inland lake in northern California. The defendant is a deputy sheriff who collided with a sailboat that was operating without running lights. There were several passenger injuries and one fatality in the sailboat.  
Reference: Sheila Gonzalez, Esq.; (916) 923-9505(O), (888) 879-2169 (F)

Consultant to: Dreyer, Babich, Buccola & Callahan  
Location: 20 Bicentennial Circle  
Sacramento, CA 95826  
Year(s): 2006  
Involvement: **Cockrell & Wagner v. Williams Sport Rentals.** Plaintiffs. Extended family vacation on Lake Tahoe. Adults rented PWCs for teenage family members. Marina allowed a 7 year old to sit in front of the 14 year old driver. Seven year old Jordan Cockrell and 14 year old Ashley Wagner were killed in a collision with their 15 year old cousin Derek Cockrell. Case involves issues relating to duties of a boat rental company.  
Reference: Roger Dreyer, Esq., (916) 379-3432 (O), (916) 379-3599 (F)

Consultant to: The Gomez Law Firm

Location: 625 Broadway, Suite 1104  
San Diego, CA 92101  
Year(s): 2006  
Involvement: **Chiquete v. Seaforth Boat Rentals.** Plaintiff. PWC / motorboat collision. Seaforth Boat Rental mechanic test riding an 18' Searay bowrider with a 115 hp Mercury outboard, and a Yamaha Waverunner had a t-bone collision while running northbound near Government Island and the western shore of Fiesta Island on Mission Bay. A 7 year old child who was a passenger on the Waverunner was seriously injured in the collision, suffered head trauma and is still in a coma.  
Reference: Maria Palmieri, Esq. and John Gomez, Esq., (619) 237-3490

Consultant to: Dreyer, Babich, Buccola & Callahan  
Location: 20 Bicentennial Circle  
Sacramento, CA 95826  
Year(s): 2006  
Involvement: **Gilday v. Thunderboats, International Hot Boat Association.** Plaintiff. Accident involves the IHBA sanctioned, Thunderboat drag race sponsored event on Mission Bay. Rescue crews relayed information about safety of the course and race conditions via radio. The sanctioning body and master of ceremonies ignored the information about rolling waves and debris relayed by the rescue crews, and allowed the race to proceed. Mr. Gilday was seriously injured when his boat became airborne, crashed and disintegrated.  
Reference: William Callahan, Esq., (916) 379-3432 (O), (916) 379-3599 (F)

Consultant to: Thorndal, Armstrong, Delk, Balkenbush & Eisinger  
Location: 6590 S. McCarran Blvd., #B  
Reno, NV 89509  
Year(s): 2005 - 2006  
Involvement: **Minasian v. Farahi.** Defendant. Mr. Farahi was operating his boat on the Nevada side of Lake Tahoe on July 4<sup>th</sup> when a rental PWC operated by the plaintiff turned suddenly to port right in front of him and caused a collision. The accident occurred when the PWC operator's hat blew off and she made an attempt to pick it up.  
Reference: Steve Balkenbush, Esq., (775) 786-2882

Consultant to: Darrell Palmer, Esq.  
Location: 2869 India Street  
San Diego, CA 92103-6011  
Year(s): 2005

Involvement: **Imlay v. Seaforth Boat Rentals.** Plaintiff. Mr. Imlay and his wife were invited to go boating with friends who had won a free boat rental from Seaforth. The group went out on Mission Bay in the 21' ski boat. While in the Mission Bay channel the boat was hit by a large wake and came out of the water, throwing Mr. Imlay who broke his back.

Reference: Daryl Palmer, Esq. and Mark Miller, Esq.; (619) 293-3100

Consultant to: Thorsnes, Bartolotta & McGuire  
Location: 2550 Fifth Ave., Eleventh Floor  
San Diego, CA 92103

Year(s): 2004

Involvement: **Bucci v. Seaforth.** Plaintiffs. Four teenage girls visiting San Diego from Rye, NY went to Seaforth to rent a boat. The girls told the Seaforth employee that they had no experience with boats or tubing. The Seaforth employee attached the tube, gave the girls a few minutes of instruction on how to use the boat, told them it was okay to ride double, and told them how to get to the ski area in Mission Bay. After stalling out, calling and waiting for help that never arrived, the girls were able to get the outboard re started and began tubing. A short time later, the operator lost the ability to steer the boat and ran over the two girls in the water. Injuries included skull fractures, brain damage, spinal injury, and massive cuts.

Reference: Kevin Quinn, Esq., (619) 236-9363

Consultant to: Dranoff and Patrizio  
Location: 117 South 17<sup>th</sup> Street, Suite 1600  
Philadelphia, PA 19103

Year(s): 2004

Involvement: **Estate of Thomas Bray v. United States of America (USCG), and the City of Philadelphia.** Officer Bray, a member of the City of Philadelphia's marine unit, drowned in the Delaware River when he became entangled and ran out of air while SCUBA diving. Officer Bray was on the job and working with the U. S. Coast Guard to recover a sunken buoy.

Reference: Arnold Dranoff. Esq., (215) 569-2121

Consultant to: Bradley & Gmelich  
Location: 535 N. Brand Blvd., 9<sup>th</sup> Floor  
Glendale, CA 91203

Year(s): 2004



Involvement: **Lindberg v. Maio.** Defendant . Mr. Maio's boat collided with a neighboring boat while docking at the San Diego Yacht Club.  
Reference: Jonathan Ross, Esq. (818) 243-5200

Consultant to: Thorsnes, Bartolotta & McGuire  
Location: 2550 Fifth Ave., Eleventh Floor  
San Diego, CA 92103

Year(s): 2002 - 2004

Involvement: **Roberts v. Council.** Plaintiff. Joel Roberts was run over and seriously injured by a boat driven by Darin Council. Mr. Roberts was skin diving and spear fishing in the Pacific Ocean near Bird Rock with his buddy when he was hit by the boat.

Reference: Kevin Quinn, Esq., (619) 236-9363

Consultant to: Law Offices of Friedberg & Bunge  
Location: 610 West Ash Street, Suite 1400, P.O. Box 6814  
San Diego, CA 92166-0814

Year(s): 2003 - 2004

Involvement: **Trigas v. Bruce.** Plaintiff. Phillip Triags' right knee was injured when he was hit by a borrowed PWC operated by John Bruce. The accident occurred on Lake Powell.

Reference: Thomas Friedberg, Esq., (619) 557-0101

Consultant to: Law Offices of Jimmy Gutierrez  
Location: 12616 Central Ave.  
Chino, CA 91710

Year(s): 2003

Involvement: **Garcia v. Delpidio.** Plaintiff. Plaintiff was operating a borrowed PWC on Lake Perris with two children as passengers when he collided with a small fishing boat. Mr. Garcia suffered a broken femur and dislocated hip.

Reference: Arturo Fierro, Esq.; (909) 591-6336

Consultant to: John C. Torjesen & Associates  
Location: 11601 Wilshire Blvd., Site 2000  
Los Angeles, CA 90025

Year(s): 2002 - 2004

Involvement: **Ravins v. Morro Bay.** Plaintiff. Case involved a capsized boat in the ocean surf just outside of Morro Bay, and the deaths of two children who were trapped under the boat.

Reference: John Torjesen, Esq.; (310) 473-3828

Consultant to: Law Offices of Michael F. Amlaw  
Location: 6760 University Ave., Suite 230  
San Diego, CA 92115-5827  
Year(s): 2003  
Involvement: **Phongpradith v. Pluth.** Plaintiff. Mr. Phongpradith and his grandson were returning to the rental dock in a small aluminum hulled, 9.9 hp outboard boat after a few hours of fishing on San Vicente Reservoir, when they were hit by a 16' fiberglass hulled boat with a 115 hp outboard, traveling 20 mph and driven by David Pluth. The Phongpradith boat sustained damage to its port side, and Mr. Phongpradith and his grandson were both injured when they were thrown out of the boat during the collision.  
Reference: Michael Amlaw, Esq., (619) 583-8484

Consultant to: Law Offices of Josua Stein  
Location: 333 City Blvd., Suite 1610  
Orange, CA 92868  
Year(s): 2002  
Involvement: **Sura v. Ruth.** Plaintiff. Andrea Sura was a passenger in a 28' Bayliner being operated on San Diego Bay. Defendant Stephen Ruth was operating at a speed estimated at 35 mph when the Bayliner hit the wake of another boat. No evasive action was taken and passengers were not warned. Ms. Sura was thrown into the windshield, knocking out 8 teeth and suffering a concussion.  
Reference: Josua Stein, Esq.; (714) 558-1844

Consultant to: Faruki, Gilliam & Ireland  
Location: 500 Courthouse Plaza, SW, 10 N. Ludlow Street  
Dayton, OH 45402  
Year(s): 2002  
Involvement: **Swartz, et al. v. O'Brien International, Inc.** Defendant. Seven year old passenger Dylan Swartz as injured while seated in a Bayliner facing the stern. The strap on the tow rope pulling two riders on a tube behind the boat broke free from the attachment point on the tube. The tow rope recoiled back at the boat and the snap hit Dylan with enough force to embed in his face.  
Reference: Jeffrey Cox, Esq.; (937) 227-3704

Consultant to: McKay, Burne & Graham  
Location: 3250 Wilshire Blvd., Suite 603  
Los Angeles, CA 90010  
Year(s): 1996

Involvement: **Fletcher v. Rohl.** Defendant. Mr. Fletcher allegedly ran over and severed a SAS hookah hose being used by a commercial sea urchin diver causing him to be radily pulled to the surface and suffer decompression injuries.

Reference: Michael Fox and Mark Cunningham, Esq.,(213) 386-6900

Consultant to: Gary Symonds, Esq.  
Location: Plaza Clarita, 25835 San Fernando Road  
Santa Clarita, CA 91350

Year(s): 1996

Involvement: **People of the State of California v. Kevin Killian.** Defendant . Mr. Killian was charged with the crime of reckless and negligent operation of a vessel, after hitting a downed water skier on Pyramid Lake.

Reference: Gary Symonds, Esq., (805) 253-3700

Consultant to: Unis & Associates  
Location: 105 N. Ave. De La Estrella, Suite 2B  
San Clemente, CA 92672

Year(s): 1997

Involvement: **Martinez v. Canyon Lake POA.** Consultant. The plaintiff, Victor Martinez, was run into the causeway rocks while wakeboarding on Canyon Lake, and suffered serious head and bodily injuries.

Reference: Jerry Unis, John Adams, Sylvia Simmons; (714) 366-6677

Consultant to: Rose, Klein & Marias  
Location: 5740 Ralston Street, Suite 301  
Ventura, CA 93003

Year(s): 1994 - 1995

Involvement: **Myers v. City of Ventura.** Plaintiff . Beginner sailing student sustained a serious back injury as a result of a collision with a pier during an instructional sailing class.

Reference: Bill Grewe, Esq., (805) 642-7101

Consultant to: Tredway, Brandmeyer & Lumsdaine  
Location: 10841 Paramount Blvd.  
Downey, CA 90241

Year(s): 1993 - 1996

Involvement: **Del Real v. Los Angeles County.** Plaintiff. Jet skier was run over and killed by an 11 year old riding a Yamaha Wave Runner.

Reference: Michele Ahrens, Esq., (310) 923-0971

Consultant to: Lawler, Bonham & Walsh  
Location: P. O. Box 5527  
Oxnard, CA 93031  
Year(s): 1988 - 1989  
Involvement: **Nordstrom v. Marshal and Lake Casitas.** Defendant. The case involves the death of a recreational boater in a high speed collision on a large fresh water lake.  
Reference: Terry Bonham, (805) 485-8921

Consultant to: F.A. Meiser, Jr.  
Location: 1495 Pacific Highway, Suite 203  
San Diego, CA 92101-2426  
Year(s): 1987 - 1989  
Involvement: **Fox v. Flournoy.** Plaintiff. A water skier seriously injured by a hit-and-run sailor in Mission Bay.  
Reference: Rick Meiser, Esq., (619) 239-8125

Consultant to: Hartzel and Bush  
Location: 110 N. Main Street  
Doylestown, PA 18901  
Year(s): 1985  
Involvement: **New Britain Township v. County of Bucks.** Plaintiffs. Township sued the county for not providing enough water safety personnel to keep the peace and protect patrons at Peace Valley Park, and, for costs incurred from use of city safety services after several serious boating accidents resulting in three lake drownings.  
Reference: George Bush, Esq., (215) 345-7060



## Expert Witness Cruise Ship Cases

Consultant to: Law Offices of Sean M. Cleary, P.A.  
Location: 19 West Flagler Street, Suite 618  
Miami, FL 33130  
Year: 2015  
Involvement: **Sofillas v. Carnival Cruise Lines.** Plaintiff. MRSA, necrotizing fasciitis, and other bacterial infections resulting in hospitalizations and several surgical procedures caused by exposure to contaminated water in a recreational spa aboard the Carnival Splendor.  
Reference: Sean Cleary, Esq.  
(305) 416-9805 (O), (305) 416-9807 (F), sean@clearypa.com

Consultant to: Law Offices of Sean M. Cleary, P.A.  
Location: 19 West Flagler Street, Suite 618  
Miami, FL 33130  
Year: 2015  
Involvement: **Atwell v. Carnival Cruise Lines.** Bacterial infection and resulting medical and surgical treatments resulting from exposure to contaminated water in a recreational spa aboard the Carnival Pride.  
Reference: Sean Cleary, Esq.  
(305) 416-9805 (O), (305) 416-9807 (F), sean@clearypa.com

Consultant to: Law Offices of Sean M. Cleary, P.A.  
Location: 19 West Flagler Street, Suite 618  
Miami, FL 33130  
Year: 2013  
Involvement: **Lankford v. Carnival Cruise Lines.** Lawsuit filed against the cruise line as a result of disease transmission through improperly maintained spa water on its 24 ships.  
Reference: Sean Cleary, Esq.  
(305) 416-9805 (O), (305) 416-9807 (F), sean@clearypa.com

Consultant to: Mc Intosh, Sawran, Peltz, Cartaya & Petruccelli  
Location: 19 West Flagler Street, Suite 520  
Miami, FL 33130  
Year: 2004  
Involvement: **Frank v. Celebrity Cruise Lines.** Defendant. Mr. Frank slipped and fell while exiting the indoor pool on the cruise ship, and broke

Reference: his shoulder and hip.  
Carol Finklehoffe, Esq., (305) 381-8922

Consultant to: Philip H. Dyson, Attorney at Law  
Location: 8461 La Mesa Blvd.  
La Mesa, CA 91941

Year: 2000

Involvement: **Burton v. Cabo Shore Tours.** Plaintiff. Cruise ship passenger was seriously injured while snorkeling during a shore excursion. Ms. Burton was on a Celebrity Cruise to Mexico, when she was hit by a passenger rope swinging from the yardarm of the "pirate ship" schooner Sunderland.

Reference: Philip Dyson, Esq., (619) 462-3311

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