

her...not in her seat, she's sitting on the table and Senator...Senator Ashford walks by and Senator Ashford is walking up there, he's in a hurry, he wants to rush up to the Clerk's desk to hand in an amendment, and he bumps Bernice Labeledz. And Bernice Labeledz, who is sitting on the table, falls, hits her head on the table, blinds her, causing blindness in one eye. She is unable to walk without the use of a cane. She is unable to talk or when she does talk it's with a slurred speech and she loses some of her hearing because it damages her brain. So all of these terrible things happened to Bernice Labeledz and she decides to sue Brad Ashford for her medical injuries of \$5,000. She goes to a Lancaster County jury. She is before the jury, she pleads her case. She tells all these terrible things that have happened to her, her blindness, her inability to speak, her deafness, her inability to walk without a cane. The jury says, well, they're thinking about it and Senator Ashford has a very able attorney representing him, Senator Kristensen, and he says, hey, Bernice Labeledz was slightly negligent. She was sitting on her table and everyone knows that when you sit on a table that's not the proper norm. You're supposed to be sitting in a chair. And she contributed to the action. She was slightly negligent so she should not recover anything. Well, that jury looks at it and they think about it and they say, well, that's true, I mean, everyone knows you're not supposed to be sitting on the table and she was contributing to her negligence so, yeah, I don't think that she's entitled to anything. I feel sorry for her that she is unable to see in one eye and she has trouble walking and she's deaf and all these problems but that's the law of the State of Nebraska. Is that fair? I don't know. Senator Kristensen thinks that it is fair. I mean, he's the defense attorney, he thinks it's a great idea. He's supporting no major changes in the law and that's why she's not entitled to anything. Now if we had this amendment, this particular Section 3, Bernice Labeledz would be entitled to recovery because even though she was slightly negligent, she still was not completely negligent and the negligence that was caused, if you weigh it on the scale, was caused more by Senator Ashford than by Senator Bernice Labeledz. So, yes, she could recover that \$5,000 for her medical injuries. That is what this law and the change is all about. I never have really had too much of a problem with the law because I look at it and I say, you know, it makes sense to me. If someone is more negligent than another person, then they should pay for that person's injuries. And I think that when you get into the question of slight gross, it's really not a question for attorneys or judges