

RICARDO A. SWOPE AND ASSOCIATES
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Carlos S Rebollo
640 Broward County Courthouse
201 SE 6th Street
Ft Lauderdale, Florida 33301-3360

June 13, 1994

Re: Victim: Vonnie Moffat
Our File No: 94-261

Dear Mr. Rebollo:

I have reviewed the traffic homicide report, accident report, witness statements and measurement sheets provided to your office by the Hollywood Police Department. In addition I visited the site of the accident and familiarized myself with the area.

This accident involves one vehicle versus one pedestrian. There are no signs of evasive action prior to the accident, which is confirmed by all witnesses.

In reviewing the accident report and all information, the pedestrian is crossing the trafficway from South to North, with the vehicle driven by Mr. Cavallaro traveling Westbound on Taft Street.

The pedestrian crosses two Eastbound traffic lanes, one Westbound left turn lane and crosses almost the entire Westbound through lane and is struck the by right front of the Cavallaro van. Time and distance figures are provided by the police investigators, however my figures will differ somewhat.

A family member stated that the victim had some type of problem with her right hip, which may have slowed her movement somewhat, never the less it would have taken her approximately 5 to 7 seconds to reach the point of impact after crossing into the westbound left turn lane, across the westbound through lane to the point of impact. These times will change based on different scenarios which may be used.

Witnesses also stated that although somewhat dark with the sun just setting, the area was well lit. It is unknown to this writer why Mr. Cavallaro did not see the victim prior to impact. There is also no indication of speed on Mr. Cavallaro's vehicle, although he may

have been traveling at a speed greater than 35 miles per hour, possibly 38 to 40 miles per hour.

Based on the lack of evasive action and Mr. Cavallaro's inability to observe the victim crossing the street, it is the opinion of this writer that alcohol played a major factor in the outcome of this case.

As of this date I have not viewed the photographs taken in this case. After your review of the file I would request that you provide me with a copy of the police photographs and I will attempt to ascertain a more accurate speed on the suspect vehicle by preparing a scale diagram of the accident scene.

If I can be of any further assistance please contact me at your convenience.

Sincerely,


Rick A. Swope

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