

Fault Summary

Plaintiff Says	ISSUE	Defendant Says
Yes Controlled well Ignored warnings Assumed responsibility Vast experience in industry	Df Negligent?	Yes, but Employer More Negl Hired for expertise Wrong valves Poor training Could have aborted
Yes	Df Proximate Cause?	No
"Proceed" seconds b/4 explosion		Employer had final authority
No	Bill/Employer Negligent?	Yes
No	Bill/Employer Proximate Cause?	Yes
Allocation: <div> <div>100%</div> <div>(Defendant) Ampower</div> <div>20%</div> </div> <div> <div>-0-</div> <div>(Employer) Fracturing Services</div> <div>60%</div> </div> <div> <div>-0-</div> <div>Plaintiff Bill</div> <div>20%</div> </div>		
Df was owner Df had vast experience Df rushed to produce profits Df warned of leak Df refused to stop fracking		Frac the expert Frac & Bill charge of safety Frac & Bill made safety mistakes Frac's equipment Frac could have stopped
Yes	Malicious?	No
Knew of danger Warned specifically Others begged to stop Refused to stop Motive: Maximize profits Profits over Safety		Df's employees good people All equally at risk Innocent mistake