

STATEMENT RESUME

Claimant : Mr. Jermail Travon Houston
Taken via phone on 6-3-09 1:26 pm

TML No. : 0900158105 (01-02)
Fund Member : Capital Metro
Claimant : Jermail Houston, et.al.
D/ Accident : 5-28-09
CMTA No. : 09-50001
Location : East MLK and Clifton

Name : Jermail Travon Houston (single) DOB : [REDACTED]
Residence : [REDACTED] Ph : [REDACTED]
[REDACTED] SSN : [REDACTED]

Occupation: Austin Wrangler football player/Professional & Bomb Squad Tucking Co – heavy manual laborer, change tires, ect. He has lost wages & will for at least 6 weeks while doing P.T. He has a splint on his hand due to his crushed thumb.

This was May 28, 2009, at about 10:30 to 11:00 am, a dry day, on MLK near Airport as he was headed away from town toward Airport Blvd., east bound. He was alone in his Dad's 2001 Tahoe. His dad is [REDACTED] and he just finished paying off the Tahoe, papers sent back yesterday for the title and all.

He came up on the tracks, and heard a horn and saw the train moving fast and he braked, but he was not going very fast, maybe 35 the speed limit, he left maybe 2-3 feet of skids and stopped 2-3 feet from the moving train. He still hears that horn when he tries to sleep, and he wakes up sweating and he see himself getting caught under the train. It is scary. That long honk is stuck in his head. He did recall a light yes, but he thought it might have been a light like he was dying. He needs to talk to someone about this situation. He is really messed up over this.

Yes it was downhill just before this RR track. He just stopped and the train went by and he was hit in rear, and then the arms went down and the train came back by and he moved over by the little store there just across the tracks. The first train was right to his left and it was fast, like 100 mph, it almost killed him. But there were only like six cars. He was still on his brakes when he was hit in rear. He did not hear any skidding tires before he was hit in the rear, so he doubts the other car left any skids marks. But it was like her car was low when it hit, and it was a small Rodeo and it went up under his bumper. They don't want to spend the \$300 to find out all the damages it did under the rear of the truck. The Tahoe was damaged in the rear, with the bumper pushed up and it was hit so hard the stereo speakers were knocked out of the boxes.

The arms came down and he was hit on the top of the SUV, once, middle to front area, but there seems to be more scrapes up there and then he went across the tracks to the store. The arms bounced up after hitting his SUV, once only. They took 10 minutes to get someone out there with stop signs to direct traffic for the train. Someone else could have been killed man.

If the car would have pushed him far, he would be dead again. He recalls at least three trains before anyone was out there helping direct traffic. It seemed to him that two of the trains were going right to left (NB) and one left to right (SB).

He does not know how fast she was going when she hit him or if she hit her brakes. Her insurance is providing a rent car.

His arm was on the steering wheel where his thumb was probably caught and the plastic place where the keys go in was messed up and his right hand and thumb, wrist and hand were badly sprained. St. David's did X-rays, which showed a fractured wrist and thumb and a bad sprain or might as well be broken (but no fracture yes). He is on Naproxsin 500 which helps, but he doubts it is affecting what he is saying. They said to get physical therapy.

He reports she had a boyfriend who as a witness, and him and her and that is it. He did ask about that area being under a camera. Can we pull that up, and see that he could have been dead?

Yes when he was at the ER he called the police and they gave him a Blue form to fill out which he did.

He does not drink; his coaches will not let him drink liquor. The girl did not look intoxicated either with her baby.

He is concerned and thinks we should jump on getting this fixed before someone is killed. It is a real hazard. Y'all need to get someone on top of this.

