



FALL 2007

Brought to you by
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- Appointments available on evenings and weekends
- Free initial consultation

AREAS OF PRACTICE

- Automobile Accidents
- Trucking Litigation
- Wrongful Death
- Product Liability
- Highway Defects
- Slip and Falls
- Burn Injuries
- Pharmacy Malpractice
- Medical Device Failures
- Medical Malpractice
- Commercial Litigation
- ERISA and Insurance
- Railroad Crossing Litigation
- Automobile Crashworthiness
- Tire Tread Separation
- Aviation Litigation

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ATTORNEYS AT LAW

\$15 Million Verdict against Goodyear Dunlop for manufacturing a defective motorcycle tire

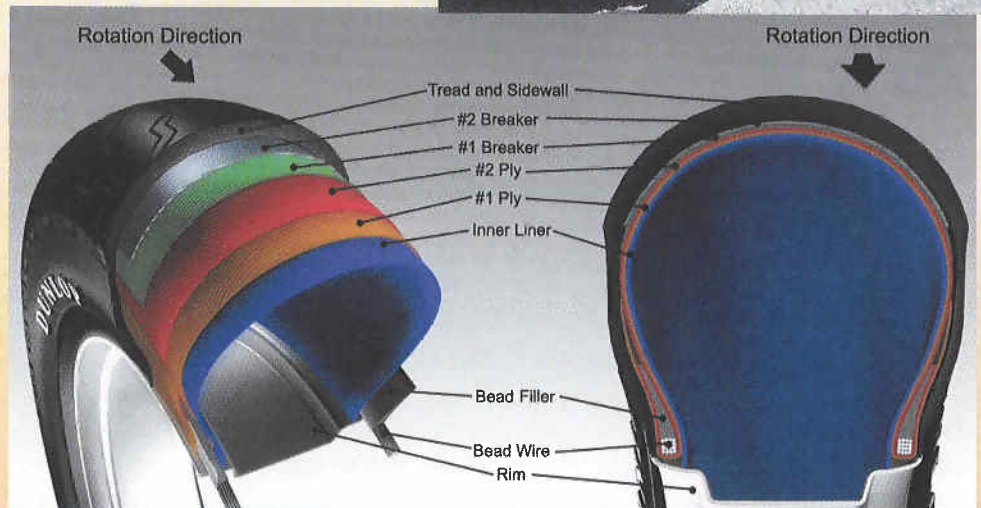
On May 25, 2002, our client was seriously injured when the motorcycle on which she was a passenger went out of control and crashed on Interstate 55 near Pontiac, Illinois. The loss of control was caused by the sudden deflation of the rear tire on the motorcycle. The tire was manufactured by Goodyear Dunlop Tires North America Ltd. At the time of the crash, the tire was two years old and had been run only about 5,000 miles.

As a result of the crash, our client suffered a serious brain injury with severe cognitive deficits, partial paralysis, and accompanying psychological and behavioral problems. She was in a coma for over three months and will require around-the-clock care for the rest of her life. She was wearing a motorcycle helmet at the time of the crash.

After extensive investigation, Randy James of James & Associates, P.C., and **Mark Parrish of Nash & Franciskato Law Firm**, were able to prove the tire was defectively manufactured because the nylon cords were improperly molded into the inner liner at the time the tire was manufactured.

Goodyear Dunlop denied liability and claimed the tire was driven chronically overloaded and underinflated by the owner of the motorcycle. The evidence showed, however, that the only place where the nylon cords could have become embedded in the inner liner rubber was in the tire mold during the manufacturing process at Goodyear Dunlop's plant. The evidence also showed that the owner of the motorcycle took good care of his equipment, including his tires, and never had a problem like this before.

After a three-week-long trial, the jury returned a unanimous verdict in favor of the plaintiff, awarding her \$15 million to cover her past and future medical needs.



Let our experience get you the results you want!

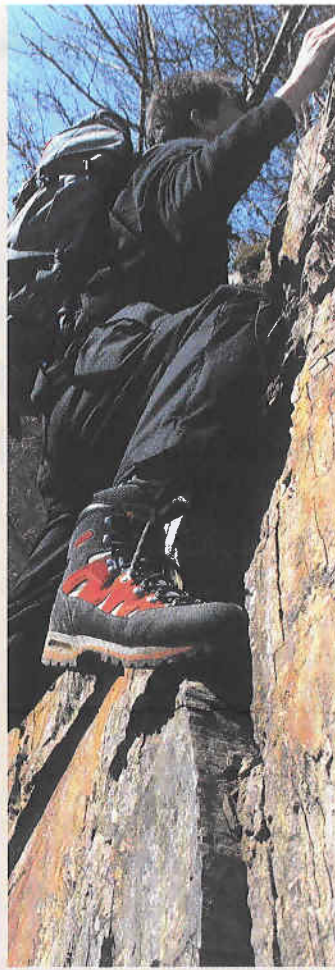
FOR YOUR SAFETY

Recalled product roundup

Here are some recently recalled products you may have in your home or at work:

- ✓ **Maytag Corporation** recalled 2.3 million Maytag® and Jenn-Air®-brand dishwashers in which liquid can leak from a dispenser, short-circuit wiring, and catch fire.
- ✓ **Old Williamsburgh Candle Corporation** has voluntarily recalled 3.7 million 3.5–5.0-ounce Old Williamsburgh Mason Jar Candles. Wicks can shift and crack glass, which can cut or burn users.
- ✓ **Arcraft and Foremost, Inc.**, has asked buyers to return 43,500 Sippy/Tumbler Cups, which can break when dropped and cut children.
- ✓ **American Honda Motor Corporation** recalled 11,000 Honda Model Year 2006 TRX450ER/R ATVs. Contaminated front-suspension-arm ball joints may wear and separate prematurely, injuring riders.
- ✓ **Detour Corp., doing business as Version-X**, has recalled 18,000 Travel'N Baby Mini Hair Dryers unequipped with industry-required immersion protection to prevent electric shock or electrocution if dropped into water.

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Wrongful death

The death of a beloved is heart-breaking. Relatives will no longer share the deceased's companionship, encouragement, or love.

Although compensation never truly makes up for the loss, our civil justice system permits next of kin and relatives to request fair monetary damages when the death of a loved one is caused by another's negligence.

A student's death

While climbing cliffs on a required field trip to a national seashore, a student fell, suffering fatal head injuries. His family sued the university for wrongful death, claiming it failed in its duty of care to monitor their son's climbing. The case went to mediation, and the parties settled.



Hospital medication errors

The Institute of Medicine (IOM) of the National Academy of Science recently reported that 1.5 million Americans are injured or killed by medication errors annually. Studies indicate that approximately 400,000 preventable drug-related injuries occur each year in hospitals. Another 800,000 occur in long-term-care settings, and roughly 530,000 occur among Medicare recipients in outpatient clinics.

In 2005, a 16-year-old died during induced labor when a nurse infused her IV with an epidural anesthetic instead of penicillin at a Wisconsin hospital.

Although bar-code technology and other tracking and monitoring strategies are being put into place, poor handwriting, human error, and carelessness cause many medication mistakes to continue to occur.

What can patients do to protect themselves?

- Know that you have a right to question anyone who is involved with your care.
- Make yourself or family members a part of your care team.
- Learn about your condition.
- Make sure your doctor knows all the medications you are given.
- Be sure to tell of allergies or reactions.
- Ask hospital staff to wash their hands before giving medications to you.
- Ask staff to confirm that they're providing you the right drug, the correct dosage, at the right time.

Some patients actually hire private nurses to monitor hospital staff. If you feel you or a relative has been injured as a result of improper hospital medication or hospital staff negligence, talk to your doctor and seek legal counsel.

