

SUMMER  
2008

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**NASH & FRANCISKATO**

ATTORNEYS AT LAW

Brought to you by  
**Nash & Franciskato  
Law Firm**

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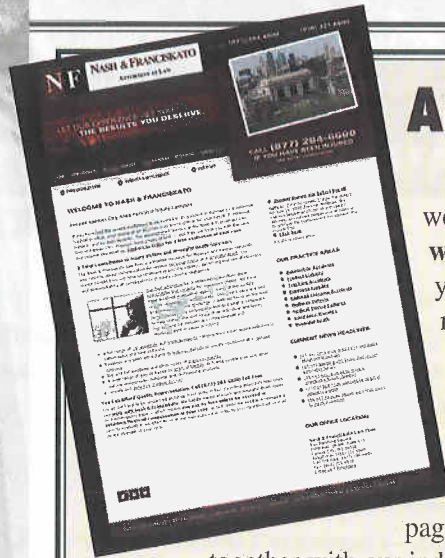
**ADMINISTRATIVE ASSISTANT:**

Kylei Lyon

- 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



## Announcing our NEW Web site!

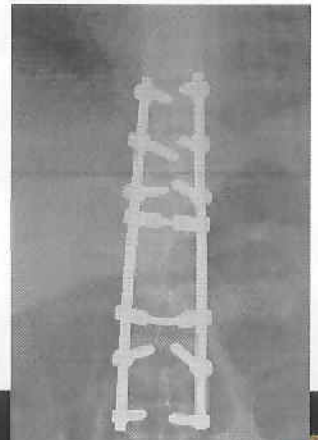
Learn more about the Nash & Franciskato Law Firm and what we can do to assist you! Visit our NEW web site at [www.nashfranciskato.com](http://www.nashfranciskato.com). It contains informational pages to help you determine how we can assist you with legal advice and representation. Our Newsletters page is now readily available to inform you of our past results, as is our Verdicts & Settlements page. Take a few minutes to visit each, where you will find varying types of cases we have handled and the outstanding results obtained for our clients. If you are wondering what we look like and whom you will be talking with, visit our Staff page, where you will find personalized information about each of us, together with our individual e-mail addresses. Don't hesitate to contact us at any time. Let our experience get you the results you deserve!

## Nash & Franciskato recovers \$725,000 for Liberty, Missouri man injured in crash

Sometimes seemingly simple cases can present difficult legal challenges.

That is what occurred in the case of a young Liberty man who was injured in a crash in February 2005. The man, who was under 21, had been drinking alcohol at a local Liberty restaurant/bar. The bar owner had been drinking with him, and both were intoxicated. The owner and the man left, with the owner driving the man's vehicle. The owner crashed the car within a few minutes of leaving the parking lot. The young man was seriously injured, suffering multiple fractures in his spine that required the surgical placement of two steel rods in his back.

The bar had the largest insurance policy; however, the bar's insurance company initially denied coverage for the accident based on exclusions in the insurance contract. In fact, the insurance company filed its own lawsuit asking the court to declare there was no coverage for the accident. **Nash & Franciskato** forced the insurance company to admit that there was coverage and to drop their lawsuit. **Nash & Franciskato** then showed that the bar had a pattern of serving underage drinkers, which in this case led directly to an accident. After more than two years of litigating the case, the various insurance companies agreed to pay the injured man a total of \$725,000.



*Let our experience get you the results you want!*

# WHAT IS A *Trial lawyer?*

Trial lawyers help obtain access to our civil justice system for the powerless in America—working families, individual workers, and consumers who often lack the resources to take their grievances to court.

Trial lawyers play a valuable role in protecting the rights of American families. They champion the causes of those who deserve redress for injury to their person or property; they promote the public good through their efforts to secure safer products, a safe workplace, a clean environment, and quality health care; they uphold the rule of law and protect the rights of the accused; and they preserve the constitutional right to trial by jury and seek justice for all.

*The kinds of cases that trial attorneys handle include:*



• *A child paralyzed after being struck by a drunk driver.*



• *A young woman unable to have children because of a medical mistake.*



• *A person denied a promotion because of racial discrimination.*



• *An elderly man mistreated in a nursing home.*



• *A community whose water was made toxic by a local manufacturer.*



## Auto accidents

### **PARKING BRAKES**

Vehicle parking-brake systems usually work well. But like most other automobile elements, design, manufacture, and poor maintenance can lead to malfunction. Driver, passenger, or pedestrian injury or property damage may result.

Here are some instances:

**2005—Toyota** recalled more than 20,000 Tacoma trucks with ineffective parking brakes.

**2005—Owners of General Motors** cars, trucks, and SUVs filed a national class-action lawsuit after being charged to replace defective parking brakes.

**2004—Hyundai Motor Co.** recalled minivans with defective parking-brake cables.

**2004—Jaguar Motor Company** recalled vehicles with electronic sensors that locked parking brakes while cars were moving.

If you or someone you know has sustained a personal injury or property damage from a parking-brake incident, consider obtaining legal counsel.

## Jury duty *and* **TELEPHONE FRAUD**



The Federal Bureau of Investigation (FBI) has warned the public against an ongoing scam involving jury duty.

Unscrupulous individuals identifying themselves as court employees have been phoning victims, telling them they have been selected for jury duty. Callers then ask for verification of social security numbers, credit-card numbers, and passwords. When those who are called hesitate, callers allegedly threaten with civil fines, or worse.

Members of our judicial system never phone and ask for compromising financial information that can be used to defraud consumers.

Any one who has been contacted or who gave out confidential information should contact local law enforcement, the local FBI office, banks, credit-card issuers, and other financial services.

