



The Lapidus Law Firm, PLLC



PERSONAL ATTENTION AND DEDICATION THROUGH EVERY PHASE OF THE CASE

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NEWSLETTER

FROM THE DESK OF



Lawrence S. Lapidus

Medical Liens: What You Need to Know

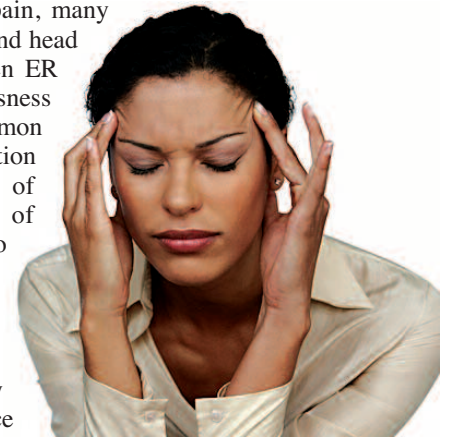
Most health insurance policies and Government programs such as Medicare & Medicaid have either a contractual or statutory right to be paid back out of a personal injury settlement for any amount of money the insurer or government program paid for medical care related to the accident. This legal right to be paid back out of a personal injury settlement is called a "lien". There are many complications which arise from such lien claims: some require formal notice upon the claimant or the claimant's attorney to be enforceable; others do not. Some lien holders will reduce their liens for some proportion of the legal fees and costs which the claimant incurs; other lien holders will not do so. We have experience in dealing with such liens and know which rules apply to the various types of liens. We can negotiate lien reductions at the end of most cases. If you, your family, friends and co-workers are injured in an accident, do not try to resolve your case without legal representation. Liens and other factors make self-help measures dangerous to your financial health and can be very confusing to one not familiar with the lien complexities and laws applicable to such claims.

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HEADACHES, CONCUSSIONS AND MILD TRAUMATIC BRAIN INJURIES:

THE MOST MISSED DIAGNOSIS IN AUTO ACCIDENT CASES

Suffering initially from intense neck and back pain, many accident victims do not mention their headaches and head pain in the Emergency Room. Additionally, when ER nurses and physicians ask if any loss of consciousness occurred, "I cannot remember" is the most common response. Accordingly, the injured person's condition is reported in the ER record as "no loss of consciousness" (even though the statement of memory loss indicates the opposite) Moreover, "no complaint of any head injury" is recorded in the injured person's ER record, even though the pain is frequently there, but not reported. According to the neurological literature, a person need not hit his or her head on anything to suffer a brain injury severe enough to produce migraine headaches. Once the head is shaken about rapidly as a car spins around, the sudden movement can cause a disruption in brain signal transmission. This disruption produces headaches and in many cases, dizziness, sensitivity to light and memory loss. Such symptoms require the attention of a board certified neurologist who can administer and interpret objective tests which measure brain waves. While most primary care doctors will order x-rays when there is a patient complaint of neck and/or back pain, such doctors generally will not order basic neurological tests. There can be many causes of headaches after a car accident. Some are caused by injury to the cervical spine, some may come from a pre-existing sinus condition made much worse by the accident, and some may arise from a post-traumatic stress disorder occasioned by the suddenness and severity of the collision. When selecting an attorney to handle a case involving these injuries, experience matters. Here at the Lapidus Law Firm, we have extensive experience in dealing with these type of injuries and obtaining compensation for them. The impact of even a mild traumatic brain injury can be more severe and take longer to resolve than neck and back pain. Memory losses impair the quality of the activities of daily living, including attention to detail at work, household chores and child care. Such impairments are compensable if properly documented in medical records and corroborated by family, co-workers and friends. If you, your family, friends or co-workers have any of the symptoms described in this article after an accident,



If you, a friend, or relative have been injured in an auto accident, I can help.

Call Me for a

Free Consultation

DC/VA 202-785-5111

MD 301-605-4296

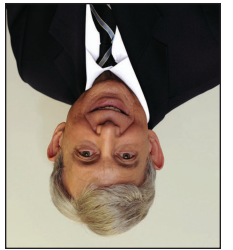
If you, a friend, or relative have been injured in an auto accident, I can help. **Call Me** for a Free Consultation
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