



OUR CLIENTS DO NOT WALK ON THEIR ROAD TO RECOVERY ALONE.



ATTORNEY RESEARCH

Accident victim decides *whether to hire a law firm*, and/or which firm to hire. This may take a few days, or a few months. Victims who do not hire an attorney risk sending a message to insurance companies you will not send a demand, and you will not file suit. The result is often a lower valuation of damages in an accident claim.

ACCIDENT INVESTIGATION

Police reports of accidents are ordered, the firm conducts its own investigation which varies depending on the type of accident. This may include interviewing witnesses, visiting the scene of the accident, collecting pictures of damaged vehicles, and monitoring statements to insurance companies. If a case is more complex, the firm may also consult accident reconstruction experts, mechanical engineers, or other experts. We also gather all client medical records and assist clients as they continue treatment, if necessary.

SETTLEMENT NEGOTIATIONS

Insurance companies are often eager to settle before a victim hires an attorney, especially with large policies. Once you've finished medical treatment, our firm *presents a demand* to the insurance company and we continue negotiations until filing suit and again until trial. Our firm prepares every case on a *dual-track*, so our clients are positioned for settlement negotiations, and/or trial.



PREPARE LAWSUIT

If a client and attorney agree the results of settlement negotiations are at an impasse, the law firm conducts final preparations of a lawsuit. In Kansas, lawsuits must be filed within a certain timeline from the date of the accident. This is called the "statute of limitations."

LAW SUIT FILED

A lawsuit is filed with the appropriate court. Kansas law also requires notice to a defendant shortly after a lawsuit is filed.

CONTINUED NEGOTIATIONS

Our firm has found there is sometimes a "*final offer*." ...and sometimes there is a "*final, final, final, offer*." These are usually two very different numbers.

SETTLEMENT

An agreement is reached for the fair value of a client's case. Clients typically receive monetary awards upon receipt and satisfaction of liens.

DEFENDANTS RESPOND

The defense has about a month from the date they find out about the law suit to file their response.

WRITTEN QUESTIONS

Questions are sent out by both parties within two months of the lawsuit being filed. Each side gets assistance from their attorneys and typically about a month to respond.

DEFENSE MEDICAL EXAMINATION OF VICTIM

It's a common practice for defense to require a medical examination conducted by a doctor of their choice. Sometimes the attorney of the victim will set the limit or scope of the examination.

DEPOSITIONS

Both sides meet together to ask questions of key persons involved in the case. Attorneys for the victim often interview the accident victim and witnesses. The defense also conducts depositions. These meetings are less formal than court testimony, but questions are asked under oath and in the presence of a court reporter. Statements made at a deposition can be used at trial.



INVESTIGATION BY EXPERT WITNESS

If the case has still not settled, expert witnesses may be hired by both sides to present theories for their respective side of the case.

DEPOSITIONS OF EXPERT WITNESS

Both sides will then conduct additional depositions to interview expert witnesses.

MEDIATION

If negotiations are still unsuccessful, both sides may agree to or the court may order a settlement conference by a mediator, a neutral third party. The mediator reviews the case and the parties continued negotiations. Mediation usually lasts one or two days and occurs anywhere from 9-18 months into the process.



TRIAL

Trials usually take between four days & two weeks. Non-jury trials (bench-trials) may take as little as a day, whereas complex cases may last one or two months.



DISBURSEMENT OF MONEY AWARDED

Financial recovery for damages are typically disbursed to the victim upon the delivery of funds and payment of liens associated with the case.

Request a Free Consultation

(888) 687-2400

