Summer 2017

CHAIKIN

SHERMAN

CAMMARATA

SIEGEL P.C.

Attorneys at Law

THERE IS NOTHING AS CERTAIN AS CHANGE

A message from Managing Partner Ira Sherman



The law firm had already been in existence for more than 10 years when Donald Chaikin hired me as a staff attorney in 1980. Over the course of the next 15 years, the law firm dramatically changed in stature as well as in name—it became Chaikin & Sherman, P.C. At that point in time, Nia Morson, our receptionist, and Rand Chatman, our senior claims manager, were working with the firm, as were Joseph Cammarata and Allan M. Siegel, as associates.

In October 2009, we had to adapt to the passing of Mr. Chaikin. By now, Joseph Cammarata and Allan M. Siegel were partners, and the firm's name changed to Chaikin, Sherman, Cammarata & Siegel, P.C. Last year, after 13 years as my secretary and the law firm's office manager, Biera Chin has moved on to pursue other opportunities.

Now, another one of our CSCS "family" has had the opportunity to move on and achieve her professional aspirations. Nia Morson Young, our beloved front office manager for the last 13 years, accepted a position at a national assisted-living facility as part of their human resources department.

We want to welcome Tanisha Hurley, our new front office manager, and Nimma Thorne, our new receptionist. Of course, we are extremely grateful that Rand Chatman, our senior claims manager, has been working with us for over 13 years, and Erik McConnell, his partner as a claims manager, is now in his 10th year. Of course, we particularly treasure the fact that the partners—Joseph Cammarata, Allan M. Siegel, and I—have been together for approximately 20 years, doing all we can do to be your lawyers for life.

We invite you to stop by the office for a cup of coffee or a lollipop, to meet our new staff, and catch up. We enjoy staying in touch with all of our clients—please do not be shy. We have a wonderful new "giveaway" for you.

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Attorneys available 24 hours a day, 7 days a week.

Practice limited to personal injury

- Free consultation
- Home appointments
- No recovery, No fee. We do not get paid unless you do.



PARTNERS JOSEPH CAMMARATA AND ALLAN M. SIEGEL WIN OVER \$2,000,000 IN SETTLEMENTS

We have been extremely busy in 2017 obtaining justice on behalf of our clients. We want to highlight four cases that resolved in the first six months of the year that demonstrate the wide array of cases we handle. The cases highlighted below involve a brain injury, commercial trucks, premises liability, and a wrongful death. We are proud of the results, but even prouder that in each case our

efforts made a difference in our clients' lives.

Partners Joseph Cammarata and Allan M. Siegel won a \$900,000 settlement for a man who suffered a brain injury when his vehicle was struck in the rear. Our client was stopped at a red light when a commercial box truck struck the rear of the car behind our client, which pushed that car into our client's vehicle. Our client was diagnosed with a mild traumatic brain injury (concussion). He was having memory and other cognitive problems following the incident as a result of the head injury. These symptoms improved over time but did not completely resolve, and caused him to have permanent cognitive problems. The case settled at mediation.

Partners Joseph Cammarata and Allan M. Siegel won a **\$500,000** settlement on behalf of the family of an 83-year-old woman who slipped and fell on ice and fractured her skull. The woman eventually died from these injuries. The woman was exiting an apartment complex when she fell on a small patch of ice. The owners of the apartment complex claimed that they acted reasonably in clearing the walkway, and that they could not be held responsible for a small amount of ice on the walkway. The case settled at mediation.

Partner Allan M. Siegel won a \$475,000 settlement on behalf of a man who was crossing the street when he was struck by a truck. Our client suffered serious injuries, including fractures to his right arm, right shoulder, spine, and ribs. The police had concluded that our client was crossing against the light. The law firm did an extensive investigation and was able to locate witnesses who had not spoken to the police. These witnesses testified that our client was crossing in the crosswalk, with the walk sign in his favor. The case settled at mediation.

Partner Allan M. Siegel won a \$300,000 settlement on behalf of a woman who fell after she sat on a broken chair. The owner of the chair knew it was broken and intended to put it in a pile intended for the trash. However, the chair was not in the trash, but was sitting out with other chairs. There was no sign or any other indication that the chair was broken. Our client suffered a rotator cuff tear in her right shoulder, which required surgery. The case settled at mediation.

THE THREAT TO YOUR RIGHT TO SUE

On June 28, 2017, the U.S. House of Representatives narrowly passed legislation that will make lawsuits brought by injured patients, nursing home residents, and their families nearly impossible to pursue. The so-called "Protecting Access to Care Act of 2017" [H.R. 1215] will rig the system against individuals and tip the scales in favor of healthcare corporations and the insurance industry. The politicians who are currently pushing this legislation in Congress are in the pockets of powerful corporations and insurance companies. This bill would severely limit your ability to pursue your rights in court. Specifically, it would severely limit the average American's ability to pursue and win fair compensation in medical malpractice and nursing home negligence and abuse cases, and civil rights, employment discrimination, and class-action lawsuits.

The bill would have the following effect on your rights if it becomes law:

- It will put a noneconomic cap of \$250,000 on any recovery in a medical malpractice case, regardless of the permanent, life-altering impact the malpractice may have had on your life.
- It will eliminate class-action lawsuits. The lawsuits these corporations seek to eliminate protect the public by ensuring that corporations cannot trample on our rights without legal recourse.
- It will eliminate individual states' laws regarding certain lawsuits and force cases to federal court.

But it is not too late to stop this. The bill still needs to be passed by the Senate and signed by the President. A strong message must be sent to your senators that these anti–civil justice bills are unacceptable. If you agree, we urge you to call your senators' offices and send them a letter telling them they must vote **NO**. Please visit **www.takejusticeback.com/ProtectMyRightToFight** to help you find contact information for your senators in Washington, D.C. You will also find a sample letter you can send to your senators.

All THREE PARTNERS NAMED WASHINGTON, D.C. 2017 SUPER LAWYERS FOR SEVENTH STRAIGHT YEAR ASSOCIATE MATTHEW TIEVSKY NAMED "RISING STAR" AGAIN JOSEPH CAMMARATA AND ALLAN M. SIEGEL SELECTED TWO OF AMERICA'S TOP 100 LAWYERS IN THE DISTRICT OF COLUMBIA

We are pleased to announce that **Ira Sherman**, **Joseph Cammarata**, and **Allan M. Siegel** have again been recognized in this year's publication of Washington, D.C. *Super Lawyers*®. *Super Lawyers*® magazine is one of the most trusted legal-rating services in the country. They create an annual list recognizing the most accomplished lawyers in every state and the District of Columbia. *Super Lawyers*® is known for its thorough and rigorous selection process, which includes final lists that include no more than 5 percent of the practicing lawyers in Washington, D.C. This is the seventh consecutive year that all partners were selected. Partner Joseph Cammarata was also named one of the *Top 100 Super Lawyers*®, which means he had one of the top 100 highest point totals during the *Super Lawyers*® nomination, research, and review process.

We are also proud to announce that associate **Matthew Tievsky** made the *Super Lawyers® Rising Stars* list for the fourth consecutive year. This is a distinction reserved for attorneys who are under the age of 40, or who have been in practice for 10 years or less. No more than 2.5 percent of attorneys in the District of Columbia earn a spot on the *Rising Stars* list.

In addition, partners Joseph Cammarata and Allan M. Siegel were recently selected as two of America's Top 100 Lawyers in the District of Columbia by *America's Top 100 Lawyers*®. These selections were made after a multiphase selection process including third-party research and statistical analysis of their professional experience, achievements, significant results, community impact, peer reputation, and consumer satisfaction. Less than 1 percent of professionals in the United States are selected for membership as one of *America's Top 100*™ in their profession.

BILL COSBY CASE LITIGATION UPDATE

Mr. Cosby was criminally charged with three counts of aggravated indecent assault arising out of his alleged drugging and sexual assault of Andrea Constand in January 2004.

The criminal trial began on June 5, 2017, and over six days the jury heard testimony from Andrea Constand, her mother, police investigators, an expert on toxicology, and an expert on victim offender dynamics and a victim's response to sexual assault. The jury also heard testimony from another alleged victim of sexual assault by Mr. Cosby, and evidence from a deposition Mr. Cosby gave in 2005. On June 17, the jury informed the judge presiding over the trial that they were deadlocked and could not reach a unanimous verdict. As a result, the judge declared a mistrial. The prosecutor announced that he would retry Mr. Cosby. A new trial date has yet to be set.

The law firm is representing seven women who have civilly sued Mr. Cosby for defamation arising out of Mr. Cosby's claiming each women was a liar when each publicly asserted that they were sexually assaulted by Mr. Cosby. That case is pending in the U.S. District Court in Massachusetts and is in the fact-finding (discovery) phase of the case. No trial date has been set in that case.

PARTNERS JOSEPH CAMMARATA AND ALLAN M. SIEGEL TEACH NATIONAL AND LOCAL TRIAL LAWYERS

Partner **Joseph Cammarata** was recently invited to speak at an American Association for Justice (AAJ) Seminar in Washington, D.C., regarding traumatic brain injuries. Mr. Cammarata serves on the Board of the AAJ Traumatic Brain Injury Litigation group and is a well-respected authority on how to handle and litigate brain injury cases. The seminar drew attendees from all over the country.

Partner **Allan M. Siegel** was invited to make a presentation to the D.C. Bar on May 31, 2017, regarding how to handle automobile cases in the District of Columbia. This is the second consecutive year that the D.C. Bar has invited Mr. Siegel to talk to its members. Mr. Siegel, along with two attorneys who primarily represent defendants, spoke for three hours regarding D.C. law and practice in this ever-changing field.

CONCUSSIONS AND SUMMER SPORTS

Concussions never take a vacation. If you are involved in any activity, especially a sporting or summer activity, you may be injured and suffer a concussion. Even water sports, such as tubing or waterskiing, can cause you to hit the water hard and sustain a concussion. Remember, a concussion can occur from a blow or a jolt to the head. You need not be unconscious to suffer a concussion. Being dazed, confused, or disoriented is enough. The consequences of a concussion can be severe and last a long time, including a lifetime. Preexisting conditions, such as a history of headaches, attention deficits, anxiety, or depression, may complicate recovery.

Some symptoms may appear right away, while others may not show up for days or weeks after the concussion. The signs of a concussion may be subtle, and although a person may look fine, they may be acting or feeling differently. "If there is any doubt, it is best to sit it out," meaning if you think you may have suffered a concussion, it is best to stop participating in the activity and to seek medical attention as soon as possible.

The Centers for Disease Control and Prevention (CDC) is a wonderful resource for information about concussions, which can be found at **www.cdc.gov**. Use the search term "traumatic brain injury."

Of course, if you are injured through the fault of someone else and suffer a concussion, our attorneys are here to help.

Mr. Sherman is a member of the board of directors of the Brain Injury Association of America, and Mr. Cammarata is the president of the Brain Injury Association of Washington, D.C. In addition, the law firm has been chosen as Preferred Lawyers by the Brain Injury Association of America.

We are your law firm

We want you to think of us as your law firm.

If you have legal matters that need attention, please let us know. If we cannot handle the matter, we will refer you to a competent firm that can.

Please feel free to refer us to your family, friends, and neighbors for their legal needs. We welcome the opportunity to help.

Call us. You're going to feel a whole lot better about things.

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Attorneys at Law

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ASSOCIATE MEGAN GIBSON PASSES MARYLAND BAR

Megan Gibson, our newest associate and our own "Rising Star," recently passed the Maryland Bar. She was sworn in on June 20, 2017, and will be able to handle cases in Maryland, the District of Columbia, and Virginia.

Ms. Gibson has already hit the ground running. She received her first verdict a few months ago, which more than doubled the last offer from the insurance company. She has also gotten great reviews from her clients. A client recently posted the following review of Megan online:

Of course, I must also convey my appreciation to
Ms. Megan Gibson and how hard she worked on my case.
Behind her humble, friendly, frank, and calm demeanor lies a professional, highly skilled and focused litigation attorney who fights for her clients with utmost tenacity to the end. It is only because of her persistent and consistent engagement with the parties involved that she brought my case to an amicable conclusion. There is no doubt in my mind that she has great passion for her work.

We are proud to have Ms. Gibson on our team!