



LAW OFFICES OF
ERNEST HOLZBERG & ASSOCIATES, P.C.

1700 Broadway, 14th Floor • New York, NY 10019

(212) 391-1139

LEGAL UPDATE

SUMMER 2008

HIGHLIGHTS OF LEGAL NEWS & INFORMATION

In This Issue

This issue of our newsletter discusses nursing home abuse as well as obtaining compensation for work injuries.

If you have a question about any article, please call us.

*Ernest Holzberg
& Associates*

About Our Firm

We handle all types of personal injury cases, including:

- Auto, Motorcycle & Truck Accidents
- Slips and Falls
- Medical Malpractice
- Product Injuries
- Construction and Work Accidents
- Falling Ceilings
- Building and Sidewalk Defects
- Lead Poisoning
- Nursing Home Cases
- Bicycle Accidents

Free Consultation
(212) 391-1139

*We Appreciate
Referrals*

www.holzberglaw.com

We Help Victims of Nursing Home Abuse and Neglect

Over 1.5 million seniors and people with disabilities live in nursing homes. Although they are entitled to receive proper care, many suffer from serious abuse and neglect, including poor medical care and physical and emotional abuse. When abuse and neglect occur, the loved ones of the abuse victim must take steps to end this conduct and enforce legal rights.

Both the Federal government and State of New York have laws that protect the rights of nursing home residents and regulations that

set standards for their care. A lawsuit can be brought for violating a nursing home resident's rights as well as for negligent care or abuse by employees of a nursing home.

Types of Abuse

There are several different kinds of abuse, including:

- Physical abuse - inflicting pain, or threatening to inflict pain, on an elder.
- Emotional abuse - inflicting mental pain, anguish or distress on an elder through verbal or nonverbal acts.
- Neglect - refusal or failure by those

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Hurt On The Job? You May Be Entitled To More Than Workers' Compensation Benefits

If you are hurt on the job or suffer a job-related illness, you are entitled to receive money under workers' compensation laws. These laws let workers recover money from their employer's workers' compensation insurance carrier for different kinds of damages, including medical bills and compensation for partial or total disability. Workers' compensation is a "no fault" system, meaning the injured worker does not have to prove the employer was at fault. Workers' compensation laws were designed to

avoid lawsuits between employees and their employers over job injuries and illnesses.

In many cases, though, workers hurt on the job can receive more than just workers' compensation benefits. They can also make a claim against a third party who may be legally responsible for causing the injury. At Ernest Holzberg & Associates, we aggressively pursue third party claims to hold all responsible parties accountable for injuries and accidental deaths.

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Tips For Safe Bicycling

With gas prices so high, more people are taking to the road on bicycles. Each year, there are about 900 bike-related deaths and 500,000 serious injuries. Here are tips to make sure you and your family's bike rides are safe:

- Wear a helmet. Helmets can reduce head injuries by 85 percent.
- Make sure all parts of your bike are secure and work properly.
- Wear bright clothes. This helps drivers see you.
- Use the right size bike.
- Check brakes and use them properly. If your bike doesn't stop quickly, have the brakes adjusted. If your bike has hand brakes, apply the rear brake slightly before the front.
- Be alert for traffic. Over 70% of car-bike crashes happen at driveways or other intersections.
- Obey traffic laws. Bicyclists must follow the same rules as motorists.

Nursing Home Abuse and Neglect, *continued*

responsible to provide proper care of the elder.

How To Spot Abuse and Neglect

There are many signs of possible abuse and neglect, including:

- Bruises, broken bones, abrasions and burns may indicate physical abuse, neglect or mistreatment.
- Withdrawal from normal activities or unusual depression may be indicators of emotional abuse.

- Poor hygiene, unusual weight loss and dehydration may indicate possible neglect.

How We Can Help

If a loved one is in a nursing home and you suspect he or she is being abused or neglected, call us. We will investigate to determine if abuse or neglect occurred, and advise you of the legal options to end it as well as recover damages for it.

This newsletter is published for this firm's clients and friends. It has general information. Due to changes in the law, exceptions to general rules of law, and variations of state laws, seek professional legal advice before acting on any matter. ©2008 ANSI

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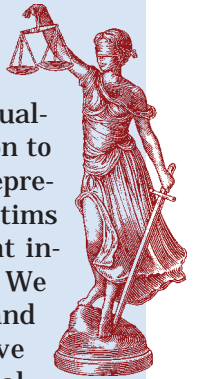
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Hurt On The Job?, *continued*

If you are hurt on the job, you may be entitled to more than just workers' compensation benefits. If you suffer a job injury, call us to find out what your rights are regarding compensation. We will investigate your injury and advise you if other parties may be legally liable for paying your damages. Call us promptly after any work accident for a free consultation to discuss your case.

IF AN INJURY OCCURS

If you are hurt in an accident, call us. We are dedicated to providing the highest quality legal representation to accident victims. We represent only accident victims — we do not represent insurance companies. We fight for your rights and try to quickly resolve your claim, with the goal of obtaining the maximum compensation for you.



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