



DIEHL & HUBBELL, LLC
304 E. Warren Street
Lebanon, OH 45036-1854

Phone: 513-932-2121
Toll free: 1-800-932-2928
Fax: 513-932-3355



Diehl & Hubbell, LLC

Presort
Standard
U.S. Postage
PAID
Columbia Sta., OH
Permit #4

*We Rise to
the Challenge*

**3000+ CLIENTS HAVE
COUNTED ON US**

We've seen it all.
Put our skill, expertise
and knowledge to
work for you.

Digest

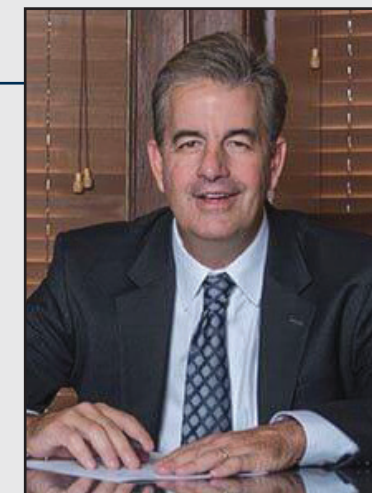
Diehl & Hubbell, LLC

**Volume XIV
Issue 2**

A note from Tom . . .

How do you find the “right” lawyer for your Ohio car accident, motorcycle accident or personal injury?

It can be difficult and overwhelming to sort through the clutter. If you've been in an accident, you've probably received countless letters, pamphlets, and packages from lawyers.



Attorney Thomas J. Diehl

Do your “homework” and utilize third-party sources that rate personal injury lawyers.

Avvo.com is one of those sources. Avvo was started by a group of legal professionals and people looking for legal services as a way to evaluate all lawyers using the exact same set of standards. The good news for you is that it is unbiased, cannot be bought and 97% of all lawyers across the U.S. are listed.

It uses a mathematical model which includes reviews from other attorneys, clients, public data (including state bar associations, regulatory agencies, and court records), years of experience, professional achievements, and publications. Avvo gives each attorney a rating on a scale of 1 to 10: 1 use extreme caution, 8-9 is excellent and 9-10 indicates superb.

This should not be the only source you will use to choose a lawyer, but it may help you get started—kind of like a “Consumer Reports” for lawyers.

Tom

In this issue:

- pg 1 ... Note from Tom
- pg 2 ... Accident Tip #2
- pg 2 ... Recipe: Beef Vegetable Soup
- pg 3 ... Intrafamily Claim for Policy Limits
- pg 3 ... Major Recovery for Slip and Fall in Japanese Restaurant

**DID YOU
KNOW?**

**We Handle All of These
Types of Cases?**

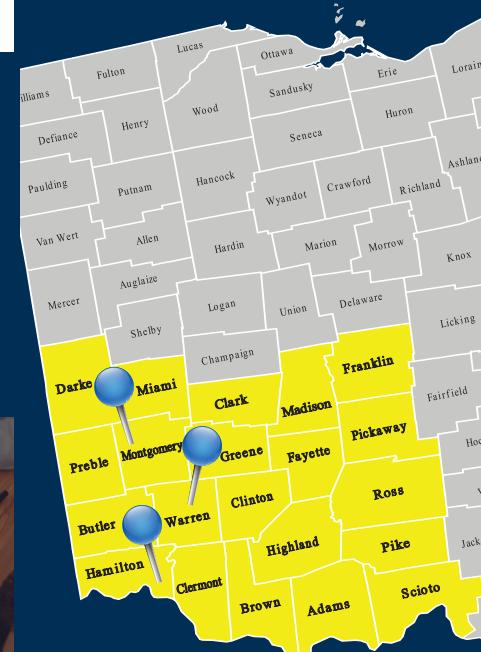
Vehicle, Truck & Bus Accidents
Motorcycle & Bicycle Accidents
Pedestrian Collisions
Slip & Fall Accidents
Wrongful Death

**We also have additional
locations to meet with
clients including:**

124 W. 8th Street
Cincinnati, OH 45203

2121 Miamisburg-Centerville Rd.
Dayton, OH 45459

We will also come to you!
diehlhubbell.com



HAVE YOU BEEN INJURED? HAVE QUESTIONS? WE HAVE THE ANSWERS!

If you have a serious medical issue you immediately see a physician trained to handle that specific problem, right? Of course you do! So, if you have received serious injuries because of someone else's negligence, make sure you get the advice and counsel you need. If you ever have a question about any injury claim, please call me. I'll be happy to discuss the problem with you. Don't make a big mistake with your injury claim. Call for a free copy of my recently-published book.

GET YOUR FREE “MUST-READ” BOOK

A new book published by Thomas J. Diehl reveals several factors that will help anyone dealing with an auto accident avoid serious and common mistakes.

The 7 Big Mistakes to Avoid is loaded with “must-read” information and is available FREE of charge, shipping and handling included.

Call today for your free copy! (800) 932-2928



FELLOW
LITIGATION COUNSEL
OF AMERICA



Thank you **For Your Referrals**

Most of our business comes from word of mouth. We are so appreciative of you sharing your good experience with the people you know!



The Judgement

After I prosecuted a man for killing a bird out of season with his slingshot, the court clerk suggested setting up a date for him to return with both the money for the fine and proof of community service. "That way," she said innocently, "you can kill two birds with one stone."



Intrafamily Claim for Policy Limits

We resolved a claim for our client who had serious injuries from a motor vehicle accident. The accident happened on a major U.S. highway. Our client was a passenger in the car operated by his wife. As they were proceeding down the highway, a tractor trailer started to veer into their lane, but quickly corrected. His wife over-reacted, lost control and went down an embankment, into a rocky ditch. Our client sustained serious injuries.



Motor Vehicle Accidents - What to do - Tip #2

DON'T MISS A DEADLINE.



Under Ohio law, the statute of limitations (deadline) to file a claim for damages and injuries from a motor vehicle accident that

occurs in Ohio is two years from the date of the accident. If a claim is not properly filed within that deadline, the rights to be fairly compensated are lost, no matter how valid the claim might be and no matter how substantial the damages or injuries are. This deadline is absolute. Also, it is important to understand that filing is not accomplished by the act of notifying the police or submitting a claim to an insurance company. The lawsuit must be filed in the appropriate county against the appropriate parties within the two year deadline.

The accident was either caused by the tractor trailer or by the negligent driving by the wife. The identity of the tractor trailer driver could never be determined, as he never stopped. We asserted a claim on the theories of negligence against and for uninsured/underinsured coverage under our client's policy. (If the accident was caused by the driver of the tractor trailer, since this vehicle was unidentifiable, then our client had a valid uninsured claim.)

The insurance company argued that it was not responsible to compensate our client for damages because the insurance policy specifically excluded any coverage for claims brought against a family member. We successfully argued that if this particular clause was applicable, then the wife was an uninsured driver and our client was entitled to bring a claim for underinsured coverage under that insurance policy. We won. We were able to obtain a recovery at full policy limits.

Major Recovery for Slip and Fall in Japanese Restaurant

We had the privilege of representing an elderly Southwest Ohio man who, along with his family, went to a Japanese restaurant. He and his family were the first customers at the restaurant that Saturday evening. Before the restaurant was open to the public, the employees had cleaned and disinfected the bathroom. Soon upon entering the restaurant, the elderly man went into the bathroom and immediately slipped. It turned out that the bathroom floor was very slick from the soapy cleaning product on the floor that had not been fully removed. Our client fell awkwardly and sustained a severe lower limb orthopedic injury.

When family members rushed into the restroom to attend to our client, they immediately noticed the wet and slippery conditions, almost slipping themselves. We were able to obtain the testimony of responding EMS workers who also corroborated that the floor was unusually slippery and dangerous. We were able to establish through witnesses that there were not any posted warnings about these conditions, and we were able to obtain admissions from the restaurant employees that the restroom floor had been left in a dangerous condition without proper warnings to the public.



In addition to needing to establish the liability of the restaurant, our work included negotiations with the various health insurance companies that paid medical bills related to this case. These companies were seeking substantial portions of the recovery available. We were able to negotiate favorable health insurance reimbursement percentages and we were able to obtain a large and fair recovery from the insurance carrier.



Although Punxutawney Phil indicated an early spring, we are not out of the woods yet. I think we still have some more soup days left so this month I wanted to share what I think is the absolute best beef vegetable soup recipe I have had!

Beef Vegetable Soup

2-1/2 to 3 lbs short ribs	3 tablespoons dried parsley	1 can of green beans(drained)
4 quarts cold water	1 tablespoon dried Italian seasoning	1 can of corn(drained)
6 foil packets of G Washington's Rich Brown Seasoning and Broth- (my favorite brand of bullion!)	1/2 teaspoon garlic powder	1 cup diced potatoes
(or you could just use 4 quarts beef broth instead of the water and seasoning)	2 teaspoons salt	Any other vegetable you like in your soup--peas, butter beans, lima beans, okra, chopped fresh parsley leaves
1- 28 oz can of diced or petite diced tomatoes	1 tablespoon seasoned salt	
1-1/2 cups chopped onions	1 tablespoon Worcestershire sauce	
	1 teaspoon celery salt	
	1 teaspoon ground black pepper	
	2 bay leaves	
	1 cup thinly sliced carrots	
	1 cup diced celery	



Place short ribs directly into a large stockpot. Add water, tomatoes, onions, dried parsley, beef seasoning or bullion, dried Italian seasoning, salt, garlic powder, seasoned salt, Worcestershire sauce, celery salt, garlic powder, black pepper, and bay leaves. Bring to a boil over high heat. Cover the pot; reduce heat to simmer for 1 to 1-1/2 hours, or until meat is very tender. Remove short ribs from the pot and cut the meat from the bones, discard the bones and fat, and return the cubed or shredded meat to the pot. Add the remaining vegetables, stir, and return the soup to a boil. Reduce heat and simmer for 45 minutes. Season with salt and pepper to taste and add fresh chopped(or dried) parsley. *Enjoy!*