

# MICHIGAN LAWYERS WEEKLY

## Third lawsuit avoided by settlement

*Plaintiff suffered brain injury at age 6 in 1995*

By: Michigan Lawyers Weekly Staff in Verdicts & Settlements January 7, 2019

Plaintiff was 6 years old when he suffered a severe traumatic brain injury in 1995. His mother filed a lawsuit against defendant insurance company in 2000 which resulted in a favorable judgment.

Plaintiff's mother filed a second lawsuit against the insurance company in 2002. Again, this suit terminated with a favorable outcome to plaintiff. The residual effects of plaintiff's traumatic brain injury have continued and plaintiff requires continuous attendant care.

Plaintiff demanded a cost-of-living increase due to the passage of time and the expected complications related to his age and injuries. Plaintiff and defendant insurance company have been able to resolve their differences and enter into a long-term resolution of the attendant care benefits rather than go through a third lawsuit.

Plaintiff provided the insurance company with additional documentation and expert economic opinions as to the reasonable value of the attendant care services provided by the family.

Nicholas S. Andrews, counsel for plaintiff, provided case information.

**Type of action:** Automobile no-fault

**Injuries alleged:** Traumatic brain injury requiring attendant care services

**Name of case:** Confidential

**Court/Date:** Pre-suit settlement/Feb. 26, 2018

**Settlement amount:** \$2,098,750

**Attorneys for plaintiff:** Nicholas S. Andrews, Arthur Y. Liss

