

Man suffers brain injury in auto accident

Attendant care needed to safely function

By: Michigan Lawyers Weekly Staff in Verdicts & Settlements March 5, 2019

Plaintiff, a highly educated and functioning husband, father and provider for his family before the automobile accident sustained a frontal lobe traumatic brain injury and associated significant impairments in his judgment and higher-level executive functions as a result of a catastrophic motor vehicle accident.

Plaintiff being unable to adjust to his incapacity to work and engage in meaningful employment suffers psychological impairments, mood disorder, post-traumatic cephalgia, and disturbed sleep. He cannot safely function without significant attendant care including psychological intervention and redirection necessary at a moment's notice because of his executive dysfunction which has manifested itself frequently with anti-social and potentially dangerous behaviors.

His attendant care has included many directed activities to attempt to keep the injured engaged as part of his therapy and to prevent further regression. Since the first litigation ending in 2007, the parties have had multiple disputes relating to the injured's medical and rehabilitative needs, including attendant care. In 2018, the insurance company successfully negotiated a long-term agreement resolving these issues.

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/June 7, 2018

Settlement amount: \$1,752,000

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

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