

# MICHIGAN Lawyers Weekly

Part of the  BRIDGETOWER MEDIA network

■ OCTOBER 8, 2025

## VERDICTS & SETTLEMENTS

### Insurance – Injured driver secures benefits after third suit with insurance co. \$3.7 MILLION SETTLEMENT

In 1997, the plaintiff sustained catastrophic injuries in a motor vehicle accident that left him totally dependent on his family for 24-hour daily attendant care.

The case marks the third lawsuit between the plaintiff and his no-fault insurance carrier concerning reimbursement for care services.

The plaintiff's family was represented by a different lawyer in the first lawsuit. The second lawsuit, filed in 2022, stemmed from the insurer's decision to unilaterally reduce payments after more than 20 years of covering 24-hour care. The insurer improperly applied the 2019 amendments to Michigan's No-Fault Act, limiting payments to only eight hours a day.

The case was tried in Oakland County and re-

sulted in a favorable verdict to the plaintiff that included penalty interest and attorneys' fees.

The defendant appealed the award of attorneys' fees and interest but not the underlying verdict. Nevertheless, the defendant refused to pay the underlying verdict and refused to pay the jury's finding of the proper value of the attendant care, instead reverting to the old attendant care rates that prompted the lawsuit. The plaintiff was forced to sue again.

Following extensive litigation and negotiation, the insurance company agreed to dismiss its appeals, pay over \$900,000 up front, and pay an hourly attendant care rate into the future that was above the prior jury's award and increases over time to reflect cost of living.

Plaintiff's counsel provided the case information.

**Action:** Insurance

**Injuries alleged:** Brain injury with hemiparesis and dysphasia requiring 24/7 attendant care

**Case name:** Withheld

**Court/case no.:** U.S. District Court for Eastern District of Michigan/case no. withheld

**Judge:** N/A (settled)

**Amount:** \$3,684,991

**Date:** June 4, 2025

**Attorneys for plaintiff:** Nicholas S. Andrews and Meagan L. O'Donnell, Liss & Andrews, Bloomfield Hills