



Motorcycle Attorney Tip

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You're In An Accident – What Do You do?

Let's attack this question from a personal injury and a criminal perspective. If you're injured in an accident your first priority is medical treatment. Assuming you haven't been drinking or reckless or could otherwise be subject to criminal charges, give the investigating officer your version of what happened and why the other driver is at fault. **NEVER SAY THAT YOU ARE UNINJURED AT THE SCENE!** Some injuries take days to appear. Unless you were on your bike, always state that you were wearing your seatbelt. It's a good idea to actually do so! Refuse to talk to any insurance representative, both at the scene and when contacted later. Without the help of a good injury attorney you will inevitably make statements that will hurt your case. Contact one as soon as you're medically stable.

Don't hesitate to accept medical transport. Diligently follow-up with any medical therapy prescribed. Failure to do so will hurt your case. Keep good records and a daily journal documenting your costs, miles traveled for medical visits, missed work and how your injuries have impacted your life. A good injury attorney will use this to get you fair compensation for your pain and suffering from what will generally be a corrupt insurance company hoping to avoid their contractual responsibilities, hoping you don't get an attorney, and desiring to get rid of you paying you the bare minimum. It's a burdensome time-consuming process that a good injury attorney can make a lot easier. (Don't fall for the propaganda that injured drivers getting compensated raises insurance premiums. Evidence shows insurance companies charge the maximum premium any given geographic market will absorb wholly unrelated to actual costs or damage pay-outs.)

From a criminal perspective realize that you can receive a DUI even if you were not the driver at fault. Example: you've been drinking, you're rear-ended (maybe injured), officer investigates and detects alcohol, other driver gets citation for rear-ending you, you get DUI! (Remember, the law has nothing to do with justice!)

As I've written before, contact a criminal attorney, be polite with the officer but **DON'T ANSWER ANY QUESTIONS**. Refer him to your attorney. **DON'T TAKE ANY FIELD SOBRIETY TESTS; THEY'RE TRICKS AND YOU CAN'T PASS THEM!** If you are at fault in the accident and another person is even slightly injured you will be charged with felonies much more serious than a DUI and need a good criminal attorney to get you justice from a government that only wants to put you in jail!