

CHAMLIN ULIANO & WALSH, PA

Attorneys At Law



Spring Forward BY , J.J. ULIANO, ESQ.

Spring is on its way. The days are getting longer, and the air will be getting warmer. Plants and flowers will soon show their first buds after being dormant all winter. While we have been far from dormant all winter, there is still a sense of revitalization that comes with spring.

On Sunday, March 10th we will once again spring forward into an extra hour of daylight. This made me start to think about time and how we spend our hours. Time is one of the most important resources we have. It is something that we cannot buy or get back once it's gone. With the extra hour of daylight, we have a chance to make the most of our time and take advantage of the brighter days ahead.

Many people use this time of year to start a new project or take up a new hobby. It's a great opportunity to try something new and challenge yourself. Whether it's taking a cooking class, joining a sports team, or learning a new language, there are endless possibilities to explore.

But it's also important to remember that time is not just about being productive. It's also about taking time for yourself and your loved ones. Spring is a great time to go for a walk in the park, plan a picnic, or spend time with family and friends.

So as we approach the start of spring and prepare to spring forward into an extra hour of daylight, let's take a moment to reflect on how we spend our time. Let's make the most of this season and all the opportunities it brings.

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I Was Injured in a Car Accident: How Much Is My Case Worth?

By J.J. Uliano, Esq.

Every prospective personal injury client wonders what their case is worth, but it is important to remember that every personal injury case is extremely fact specific.



Just because you know someone that received 100K for a similar injury, does not mean that your case is worth 100K; your case may be worth more, the same, or less depending on the specific facts of your matter. There are three factors that go into the evaluation of your claim.

The first factor is the nature and extent of your injury. To evaluate the nature and extent of an injury, you must consider the following: did you have surgery? Did you miss a significant amount of time from work? Is your injury considered permanent? What is the pain and suffering you have endured? Has your injury changed the quality of your life and how you live? How old are you? How long are you projected to live with this injury? What are your lost wages? What things does the injury prevent you from doing that you were able to do prior to the injury?

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WHAT IS HAPPENING AT CU&W?



Our Law Firm is proud to sponsor youth sports like this cute kid's rec basketball team and community events like the Little Silver Fire Department's Annual St. Patrick's fundraiser



March and April CU&W Birthdays

March 18th - Ken Chamlin

I Was Injured in a Car Accident: How Much Is My Case Worth?

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The second factor that determines the value of your case is the liability. In other words, who is at fault for your injury? In New Jersey, in order to recover on your personal injury claim you must be 50% or less responsible for the accident that caused your injury. If it is determined that you are more than 50% responsible for the accident, you are barred from recovery on your claim. This concept is known as comparative negligence. Ultimately, a jury is responsible for determining the percentage that you are responsible for the accident and any reward you receive will be reduced by that percentage.

For example, if a jury awards you \$100,000 but finds you were 30% responsible for the accident, your award will be reduced by \$30,000.

Comparative negligence is also a determining factor in the value of a case when it comes to negotiating a settlement prior to a jury trial.

The third factor is insurance coverage, which is essentially the ability of the other side to pay. You may have a \$1,000,000 injury, but if the other side has insufficient insurance coverage there will be a limitation on what, if anything, you can receive. While, you can always get a judgment, the most important thing is to be able to collect.

Evaluating your personal injury claim requires an experienced attorney that has negotiated settlements and undergone jury trials for clients with similar injuries. Never try to negotiate with an insurance company without first attending a free consultation with an experienced personal injury trial attorney.

Real Estate FAQ with Andrew Walsh, Esq.

Q. Is the deposit returned to the buyer if the real estate deal falls through?

In most cases if the real estate deal falls through, the buyer's deposit will be returned. Most real estate deals fall through because a contingency of the real estate contract has not been satisfied. For example, the buyer is unable to secure the mortgage or there are inspection issues that cannot be resolved.

In the event that the buyer breaches the contract, they do risk losing their deposit. However, if the buyer breaches the contract, the deposit money held in the attorney's trust account would remain in trust until there is an agreement or litigation to prove that the seller is owed damages from the buyer's breach. Some contracts may contain a provision for liquidated damages in the event of a breach which may entitle the seller to retain the deposit.

As many real estate deals fall through, it is important to retain an experienced Real Estate attorney that understands the specific language of the contract to ensure your interests are protected.

YOUR CAR ACCIDENT INJURY CHECKLIST

- Always make sure the police have been contacted to complete an accident report
- Start getting medical treatment for your injuries immediately
- Contact your insurance company and advise them of the particulars of the accident
- Complete the Personal Injury Protection "PIP" form sent to you by your auto insurance company (this is how your medical bills will get paid)
- Take photographs of your injuries and your vehicle
- Save auto body shop repair estimates
- Obtain a copy of the police report from the accident
- Start keeping a daily diary - record how you feel each day, how your injury is effecting your day-to-day life. Do not forget to include all medical appointments and treatments, with names and contact information of all your medical providers
- Contact a certified civil trial attorney for a free consultation to evaluate your claim

