

# Personal Injury in Pennsylvania

Accidents can happen at any time and in any place, leaving individuals with injuries that may have a significant impact on their lives. If you or a loved one have suffered injuries due to someone else's negligence or intentional actions in Pennsylvania, it is vital to understand your rights and the state's personal injury laws.

## 1. What is a personal injury claim?

A personal injury claim is a legal claim that arises when an individual (the plaintiff) suffers harm or injury due to the actions or negligence of another person or entity (the defendant). The harm may be physical, emotional, and/or financial in nature. Personal injury claims seek to hold the responsible party accountable and recover compensation for the damages suffered by the injured party. The insurance company for the Defendant is first notified about the claim to start the process of evaluating and trying to settle the claim prior to proceeding with litigation, which will be discussed below.

## 2. What are the common types of personal injury cases in Maryland?

There are various types of personal injury cases that can occur in Pennsylvania. Some common examples include:

**Car Accidents:** Accidents involving cars, trucks, motorcycles, or pedestrians can lead to severe injuries.

**Premises Liability:** Cases where injuries occur on someone else's property due to hazardous conditions, such as slip and falls.

## 3. What is the statute of limitations for filing a personal injury lawsuit in Pennsylvania?

The statute of limitations is the time limit within which a personal injury lawsuit must be filed. In Maryland, the statute of limitations for most personal injury cases is two years from the date of the injury. However, there may be exceptions depending on the nature of the case, so it's crucial to consult with an experienced personal injury attorney as soon as possible after the accident to understand the specific time frame applicable to your situation.

#### 4. How is fault determined in Pennsylvania personal injury cases?

Maryland follows the principle of "contributory or comparative negligence" when determining fault in personal injury cases. Under contributory negligence, if the injured party is found to have contributed in any way to the accident that caused their injuries, then there may be an assessment of what percentage of fault Plaintiff is assessed, that can reduce the amount of a monetary award or a complete bar from recovering any compensation. If a Plaintiff is deemed to be 51% at fault or more, they may be completely barred from any recovery. This makes it particularly challenging for plaintiffs, as even a minor degree of fault on their part could prevent them from receiving compensation.

#### 5. What type of compensation can be recovered in a Pennsylvania personal injury case?

If successful in their personal injury claim, the injured party may be entitled to various types of compensation, including:

**Medical Expenses:** Compensation for past and future medical bills related to the injury.

**Lost Wages:** Reimbursement for wages lost due to the injury and inability to work.

**Pain and Suffering:** Compensation for physical pain and emotional distress caused by the injury.

Property Damage: If personal property was damaged in the accident, compensation may be available.

6. Is there a cap on damages in Pennsylvania personal injury cases?

Pennsylvania does not impose a cap on economic damages, such as medical expenses and lost wages or non-economic damages, such as pain and suffering. However, there may be a cap on punitive damages if the tort is viewed as intentional, which is rare in most accident cases.

7. Should a plaintiff hire a personal injury attorney?

While it is possible to handle a personal injury claim without an attorney, having legal representation is highly recommended. An experienced personal injury attorney can guide you through the complexities of Pennsylvania's laws, protect your rights, gather evidence, negotiate with insurance companies, and represent you in court if necessary.

They will work to ensure you receive fair and just compensation for your injuries.

Suffering a personal injury can be a life-altering experience, but understanding Pennsylvania's personal injury laws can help you make informed decisions about your legal options. If you or someone you know has been injured due to another party's negligence, consult with a reputable personal injury attorney to assess your case, determine liability, and seek the compensation you deserve. Remember to act within the statute of limitations, gather evidence, and be prepared to navigate the legal process with the support of a skilled attorney by your side.

The Law Office of Robin J. Gray can help you on Personal Injury cases in Pennsylvania

At the Law Office of Robin J. Gray , we understand the physical, emotional, and financial challenges that can arise from personal injuries in Pennsylvania. We are committed to providing compassionate and skilled legal representation to individuals who have been injured due to the

negligence of others. Here's how we can help you with your personal injury case:

### **Extensive Experience**

The Law Office of Robin J Gray has 35 years' experience firm handling a wide range of personal injury cases in Pennsylvania and Maryland.

Over the years, we have successfully represented clients in car accidents and premises liability cases and more. We have a deep understanding of Pennsylvania's personal injury laws and are well-versed in navigating the complexities of the legal system.

### **Personalized Attention**

At The Law Office of Robin J. Gray, we treat every client with the utmost respect and care. We recognize that every personal injury case is unique, and we take the time to listen to your story, understand your needs, and tailor our legal strategies to achieve the best possible outcome for your specific situation. You can expect personalized attention and support throughout the entire legal process.

### **Thorough Investigation**

A successful personal injury claim requires a comprehensive investigation to establish liability and gather evidence. We are diligent in examining the details of your case, interviewing witnesses, reviewing medical records, consulting with experts, and reconstructing accidents when necessary. This meticulous approach allows us to build strong cases on behalf of our clients.

### **Strong Negotiators**

Insurance companies often attempt to minimize payouts or deny valid claims. We have 35 years of negotiating experience with insurance companies and have the tenacity and wherewithal to stand up to insurance

companies and fight for your rights. We work tirelessly to secure fair and just compensation for your medical expenses, lost wages, pain and suffering, and other damages.

### **Trial-Ready Representation**

While many personal injury cases are resolved through negotiation or mediation, we are always prepared to take your case to trial if it is in your best interest. We begin preparing the case for trial on day one in the event we cannot settle your case. We are highly proficient in the courtroom and have years of experience in front of juries, both State and Federal and we will advocate vigorously for your rights and seek the compensation you deserve.

### **No Fee Unless We Win**

We understand that the financial burden of a personal injury can be overwhelming. That's why we offer our services on a contingency fee basis. You don't pay any legal fees unless we successfully recover compensation on your behalf. This approach allows you to focus on your recovery while we handle the legal complexities.

### **Compassionate Support**

We know that dealing with a personal injury can be emotionally draining. We are not only dedicated to securing the best legal outcome for you but also providing compassionate support throughout the process. We will be there to answer any of your questions, address your concerns, and guide you step-by-step through your case.

At the Law Office of Robin J. Gray, our mission is to help you reclaim your life after a personal injury by providing experienced and aggressive representation and unwavering support. If you or a loved one has suffered injuries in Maryland, don't hesitate to reach out to our firm for a free consultation. We will fight for your rights and pursue the justice and compensation you deserve.

Contact the Law Office of Robin J. Gray to schedule a personal consultation at (484) 769-5855, through Calendly on the Law Firm website or email at [robin@robinjgraylaw.com](mailto:robin@robinjgraylaw.com) We assist clients in Southeastern and Central Pennsylvania, including the counties of Philadelphia, Chester, Montgomery, Bucks, Delaware, Berks, Lancaster, Lebanon Lehigh, Schuylkill, Dauphin and surrounding counties.