

TEXTING AND DRIVING

How to Recuperate Damages if You Are Injured by a Texting Driver

Texting while driving is one of the most dangerous forms of distracted driving. If you are injured by a distracted driver, you are entitled to be compensated for any damages you may incur.

LEGAL LIABILITY



Duty of Care:

Tort law – legal obligation to standard of reasonable care when engaging in activity that could potentially harm others (such as driving)



Negligence:

Breach of duty of care



Liability falls on the negligent party

COLLECTING EVIDENCE



Call Police



Take pictures or video using the camera on your cellphone



Have your lawyer subpoena the other driver's cell phone record

Damage to both vehicles

Position of both vehicles

Weather conditions

Skid marks

Video of witness statements

COLLECTING DAMAGES



Property Damage:

Repair or replacement of car/personal belongings



Medical Bills:

Any bills incurred from examination or treatment due to accident



Out-of-Pocket:

Car rental cost and products for injuries



Pain and Suffering:

Intangible losses from accident



CONTACT US

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If you were injured in an accident involving a negligent driver, it's a good idea to contact a personal injury attorney. A personal injury attorney will be able to acquire evidence that might not be available to you and will understand how to navigate the system in a way that benefits you and gets you the best possible outcome. Contact The Pottenger Law Firm at www.pottengerlaw.com today for a free consultation.

