

# BASCH & KEEGAN

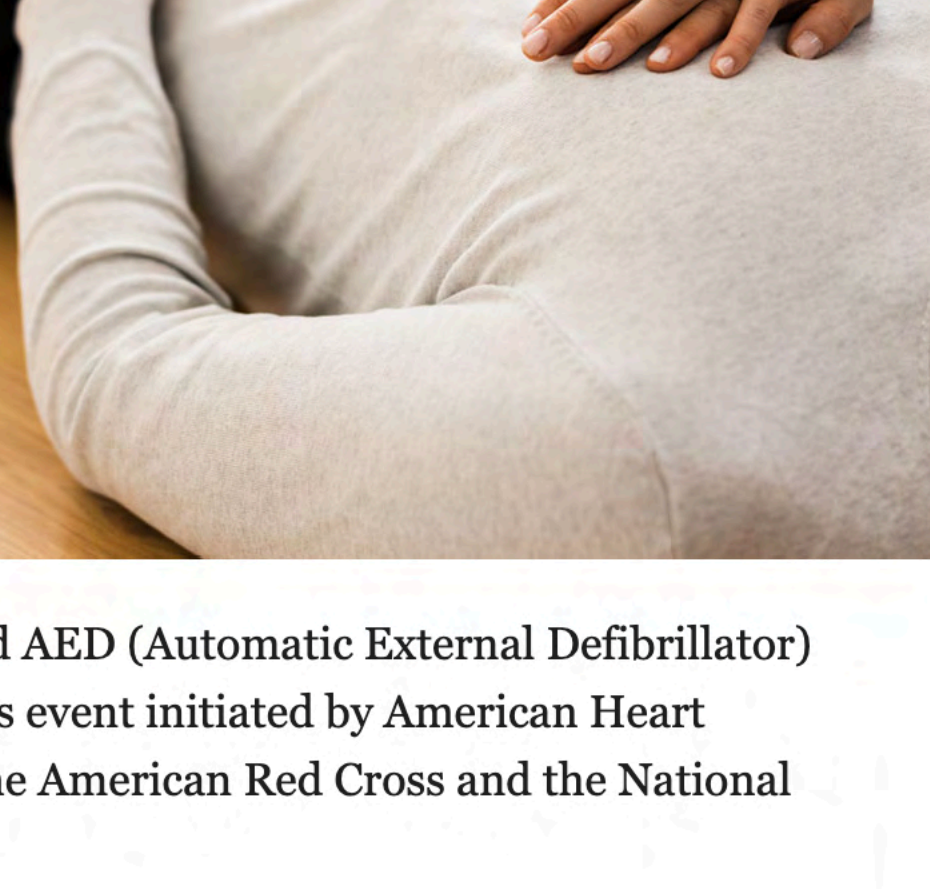
PERSONAL INJURY ATTORNEYS

## Brief Insights



A DIGITAL BULLETIN—JUNE 2022

### CPR & AED Awareness Week



June 1-7 was National CPR and AED (Automatic External Defibrillator) Awareness Week, an awareness event initiated by American Heart Association in coalition with the American Red Cross and the National Safety Council.

As personal injury lawyers, we know the importance of having AED's available in places of public gathering, as well as a professional trained to operate the AED and deliver CPR on site.

**In a notable case handled by Basch & Keegan**, failing to have an AED on premises contributed to the unfortunate death of a Montgomery County man. Attorney John DeGasperis obtained a settlement of over \$550,000 in this case.



### Eli Basch and Derek Spada Obtain \$3,750,000 Settlement

Eli Basch and Derek Spada recently obtained a \$3,750,000.00 settlement on behalf of a Basch & Keegan client. After a long and difficult battle, justice was obtained.

Our client was a grandmother visiting a museum with her grandchildren. She tripped and fell on ramp that led from one room to another within the museum.

The ramp was built in a way that left a raised lip at the end of the ramp, instead of making it flush with the floor. The museum covered the ramp and surrounding floor with the same wall-to-wall carpet, thereby camouflaging the height differential. The museum recognized that this was a trip hazard and placed yellow caution tape around the edge of the ramp, but removed the tape shortly before our client's incident.

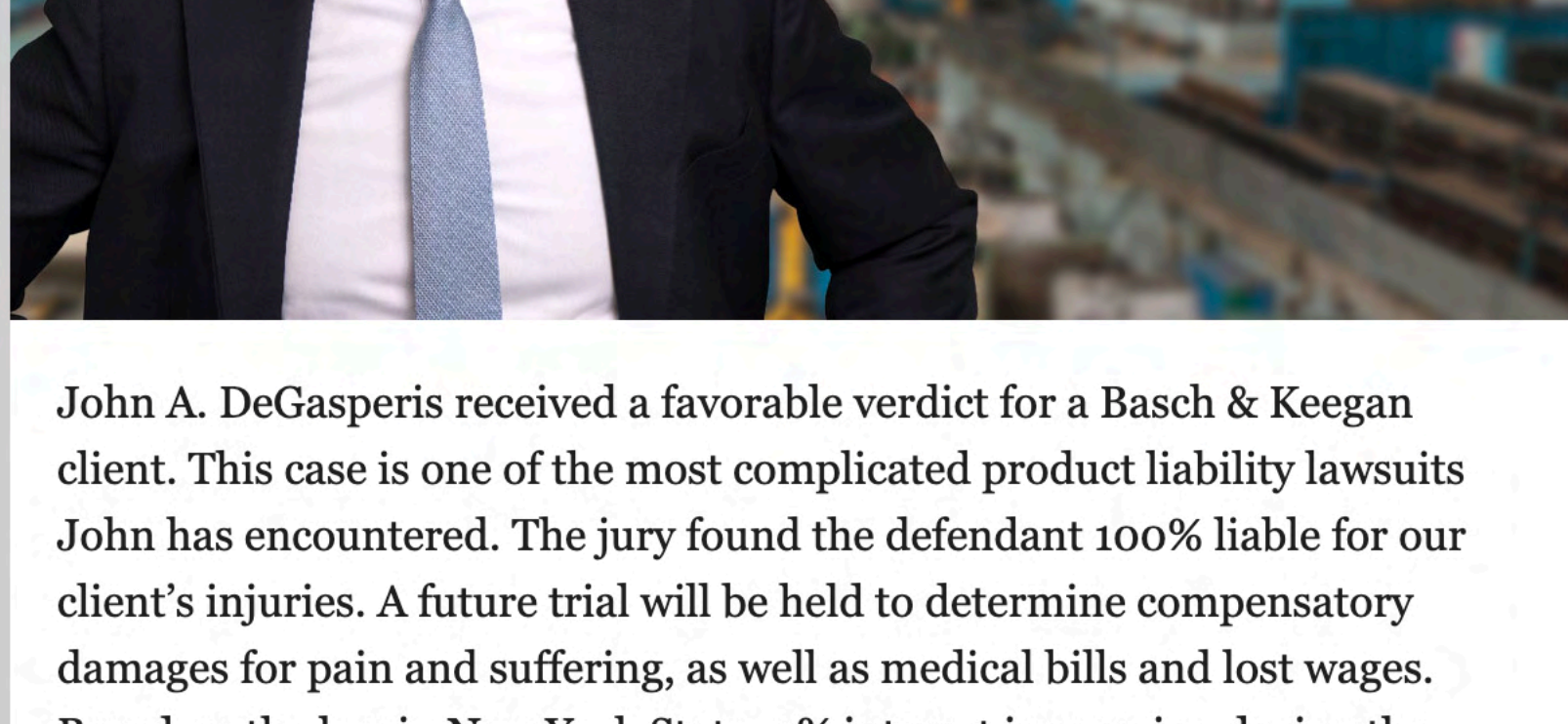
As a result of tripping on the raised end of the ramp, our client fell and her head struck the floor. She sustained a traumatic brain injury that had a profound effect on her. She remained confined to bed and reliant on a ventilator for nearly three years. Sadly, our client died due to this injury.

Basch & Keegan hired an engineer who determined that the ramp violated the New York State Building Code and other building standards. The expert reported, "The ramp did not smoothly meet the floor on the low side. Instead, the walking surface was approximately 1 1/2 inches above the surrounding floor." The expert went on to say, "The walking surface and sides of the ramp were covered with carpeting of similar pattern and colors as the surrounding floor carpeting. The ramp was improperly constructed and unsafe."

At the time that COVID struck, our client was unable to see her husband and family. She felt abandoned and passed away while isolated in a nursing facility.

Eli and Derek went up against two tough defense attorneys. It was a long battle, and our attorneys were set to go to trial when the defendant would not offer a fair settlement for our client's family. Then, a week before trial and after two days of back-to-back settlement conferences, an offer of \$3,750,000.00 was agreed upon.

The settlement will help to ease the pain and suffering that our client's family has endured since this tragic incident. Our client's husband plans to use some of the proceeds to buy a house for his daughter and grandchildren to improve their lives.



### John A. DeGasperis Receives Favorable Product Liability Verdict

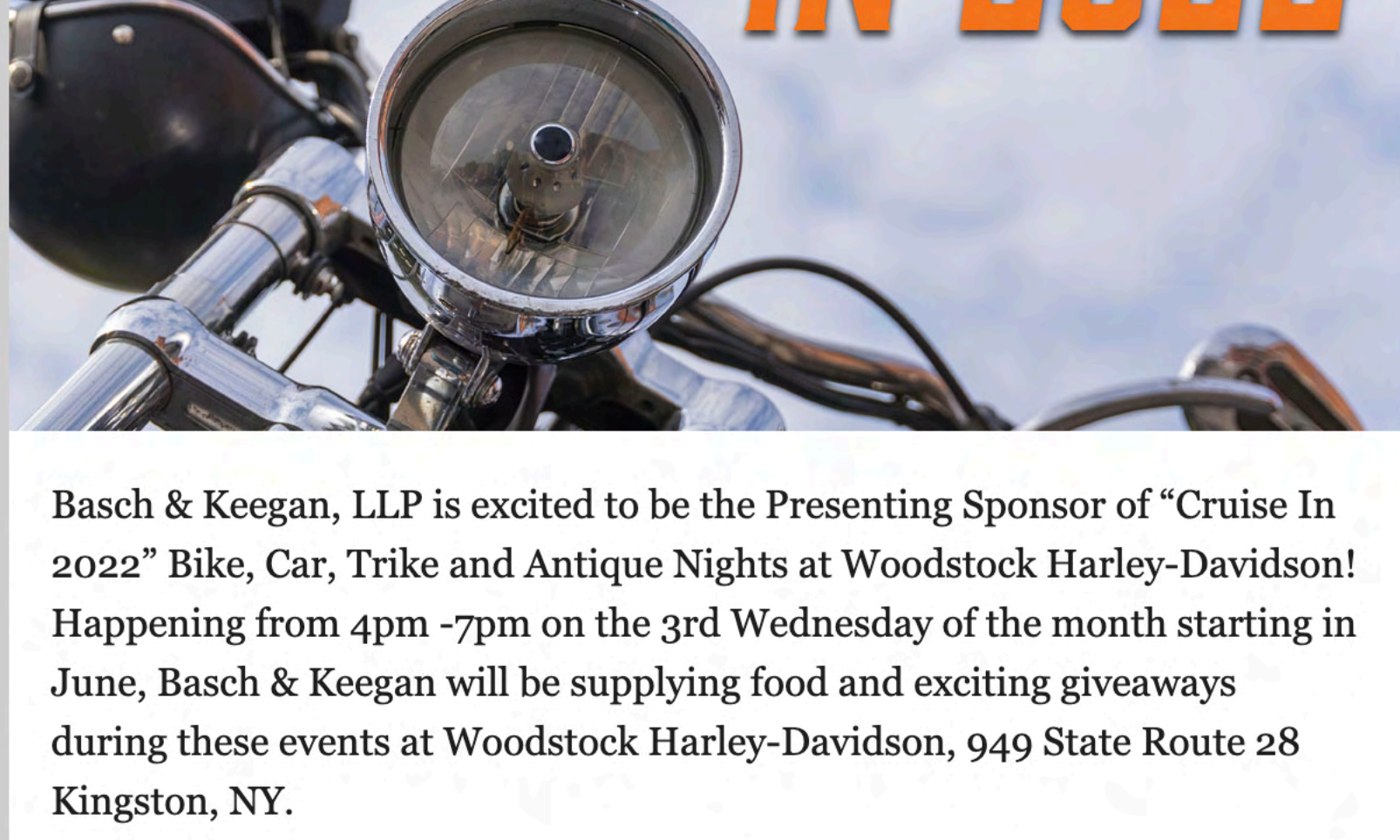
John A. DeGasperis received a favorable verdict for a Basch & Keegan client. This case is one of the most complicated product liability lawsuits John has encountered. The jury found the defendant 100% liable for our client's injuries. A future trial will be held to determine compensatory damages for pain and suffering, as well as medical bills and lost wages.

Based on the law in New York State, 9% interest is accruing during the waiting period for this trial. This is a huge victory for our client and the overall safety of employees.

Read the full story at our latest blog post here: <https://www.baschkeegan.com/blog/2022/may/basch-keegan-receives-favorable-product-liabilit/>

### Join Us This Month at Woodstock Harley-Davidson

### CRUISE IN 2022



Basch & Keegan, LLP is excited to be the Presenting Sponsor of "Cruise In 2022" Bike, Car, Trike and Antique Nights at Woodstock Harley-Davidson! Happening from 4pm -7pm on the 3rd Wednesday of the month starting in June, Basch & Keegan will be supplying food and exciting giveaways during these events at Woodstock Harley-Davidson, 949 State Route 28 Kingston, NY.

As leading personal injury attorneys in the Hudson Valley, we understand the importance of having proper insurance coverage. If you are injured by an uninsured or underinsured driver, your insurance coverage is crucial. Protect yourself and your bike by bringing your declaration page from your insurance policy to these events to have one of our attorneys look it over. Basch & Keegan is here to help ensure your coverage is protecting you while you ride.

"Cruise In 2022" dates are June 15th, July 20th, August 17th, and September 21st.



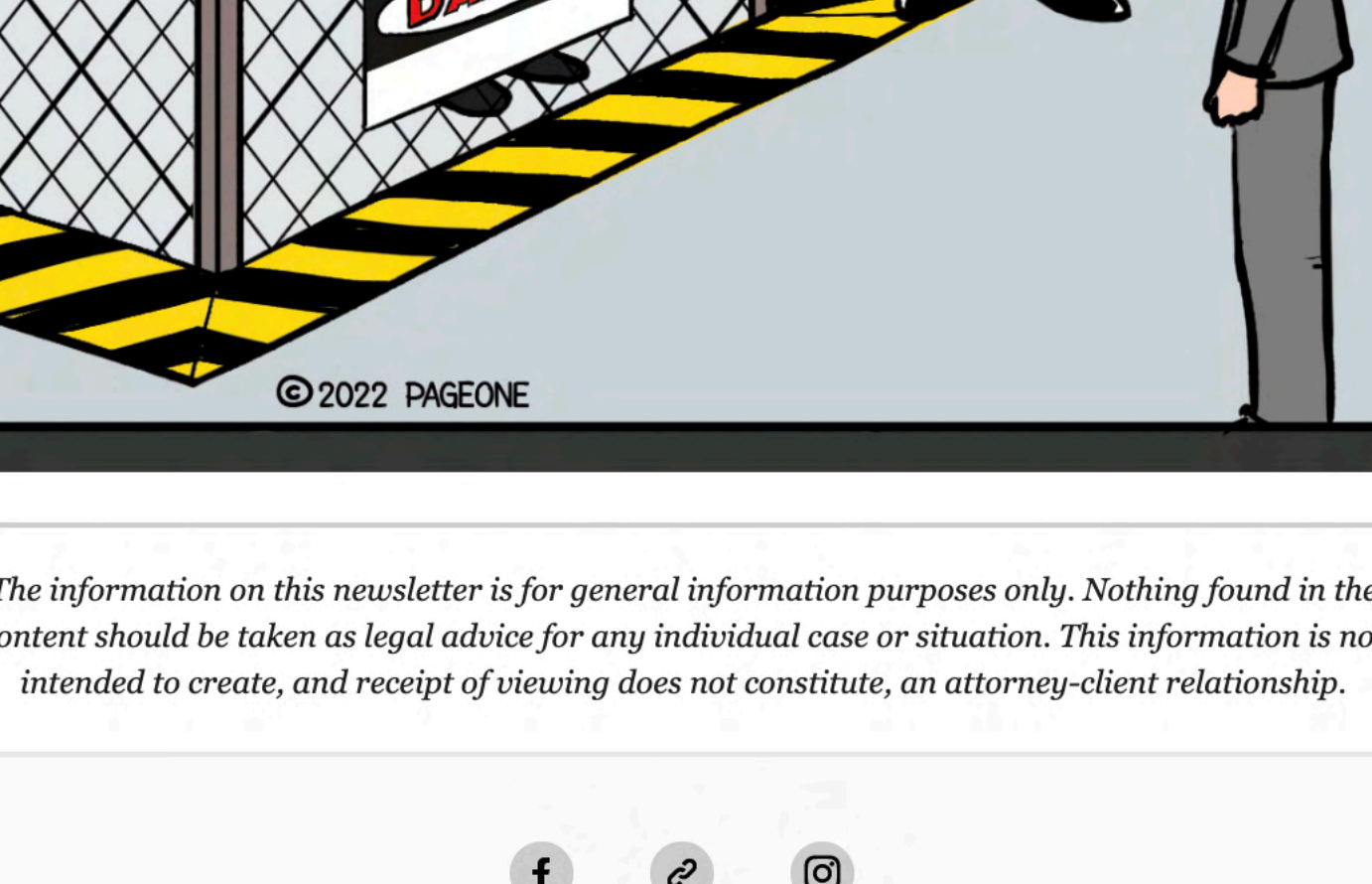
## COMMUNITY NEWS & Local Events

### Upcoming Sponsored Events

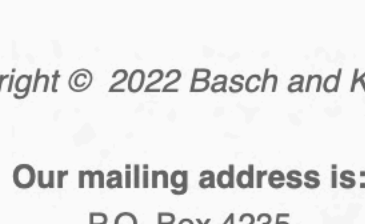
- **Every Saturday:** Kingston Farmers Market, County Courthouse Parking Lot in Uptown Kingston, 9AM-2PM
- **Sunday, June 5th:** Cystic Fibrosis Great Strides Walk at Bowdoin Park in Poughkeepsie 10AM
- **Friday, June 10th:** 40th Annual Michael B. Finnegan Golf Classic at Wiltwyck Golf Club in Kingston
- **Wednesday, June 15th:** Woodstock Harley-Davidson "Cruise In", 4-7PM
- **Saturday June 18th:** Center 4 Creative Education Annual Recital and Fundraiser and KHS, 6-8PM

## A Brief Relief

WE'VE HAD TO INSTALL SAFEGUARDS AROUND THIS ONE CO-WORKER... HE'S VERY CHATTY & DISTRACTING, A POTENTIAL HAZARD!



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