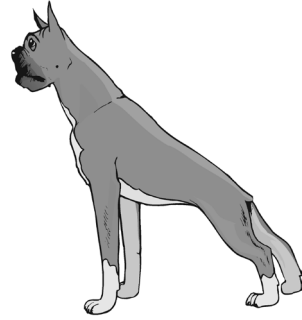


## DOG BITE CASES

Dogs have always been a part of the American Family. They can give us security, companionship, and unconditional love. But when an untrained dog rages out of control, it can threaten the security of you and your family.



According to the Humane Society of the United States:

- Almost 5 million people are bitten each year in the United States.
- Approximately 18 people die annually from dog attacks.
- Most dog bite victims are children.
- Every dog has the capability to bite.

Untrained, unsocialized dogs that haven't been neutered or spayed can be dangerous to people. Dog owners need to be aware of their responsibilities for training, socializing and controlling their dogs.

With the popularity of different dog breeds changing so frequently among dog owners, it is sometimes difficult to determine which dogs have a higher likelihood of biting or attacking people. Actually, even though in recent years certain dog breeds such as Rottweillers and Dobermans have been labeled as aggressive and dangerous, people are at risk for dog bites and dog attacks by ANY type of dog. Section 121 of New York's Agriculture and Markets Law spells out our state's dangerous dog law.

New York has a limited strict liability statute that makes the owner or custodian of a dangerous dog, strictly liable for medical or veterinary bills resulting from any type of injuries inflicted upon a person or animal. Beyond the medical bills, New York is a one bite state. This means if a litigant can prove that a dog has had a history of biting, or a propensity for being vicious and that the owner knew or should have known about that, the owner could be held strictly liable for a victim's injuries caused by the bite.

In order for the owner of a dog to be held liable, the burden of proof is on the injured person to establish that the dog was vicious or had a natural inclination or tendency to be dangerous and that the owner or custodian of the dog had knowledge thereof. In determining the character of the dog, you may consider evidence of the general reputation of the dog, as well as evidence of any prior acts and/or conduct of the dog. In determining the knowledge of the owner, you may consider evidence of the manner which the owner maintained the dog, his knowledge of prior acts and conduct of the dog, and any previous warnings issued to others by the owners.

Actions to be taken, if you have been injured by a dog.

- Seek medical attention immediately.
- Get the name and contact information of the dog owner and the name of the dog.
- Get the name and contact information of any witnesses.
- Save any clothing damaged.
- Report your injury to the police.
- Request a copy of the report.
- Take photographs of the dog and the location when the injury happened.
- Take photographs of your injuries.
- Do not sign anything from the dog owner, an insurance company, or anyone else involved in the attack.

In the State of New York the statute of limitations regarding dog bites is three years. It is important that you obtain legal representation as soon as possible after ANY dog attack. The attorney's at Mallilo and Grossman are familiar with New York dog bite laws and will be happy to assist you each aspect of your case.

### QUEENS DIRECTORY

In order to expedite your calls and minimize your wait and transfers, we are providing you with this handy directory. Please keep it for future reference:

<b>Jean Brumgnach</b>	Ext. 142	(Hi/Low Arb, UM Arb, Mediations)
<b>Anmarie Losito</b>	Ext. 129	(Calendar)
<b>Mimi Andino</b>	Ext. 150	(IME's No Fault)
<b>Russ Gordon</b>	Ext. 121	(Medical Reports)
<b>Barbara Johnson</b>	Ext. 124	(Paralegal)
<b>Chris Laraque</b>	Ext. 159	(Paralegal)
<b>Brian Goldberg</b>	Ext. 173	(EBT)
<b>Alfie Gonzalez</b>	Ext. 163	(Releases)
<b>Mike Anderson</b>	Ext. 149	(Paralegal)
<b>Vanessa Martinez</b>	Ext. 123	(IME's No Fault)

### BROOKLYN DIRECTORY

In order to expedite your calls and minimize your wait and transfers, we are providing you with this handy directory. Please keep it for future reference:

<b>Theresa Bethelmy</b>	Ext. 210
(No Fault/IME's/Medical Records)	
<b>Jennifer Sawyers</b>	Ext. 211
(Office Manager/Arbitrations Medical Records)	
<b>Cleopatra Livingston</b>	Ext. 212 & 217
(Calendar, EBT's & Paralegal)	



## LAW OFFICES OF MALLILO & GROSSMAN

Visit us at [www.malliloandgrossman.com](http://www.malliloandgrossman.com)

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*There is no better time than the Holidays to express our appreciation for your business and friendship.  
May all the joys of the season be yours*



### MALLILO & GROSSMAN

*A world class law firm, with offices in Queens and Brooklyn and recognized by many lawyers,  
as the standard, in the practice of personal injury*

#### WHY OUR CLIENTS HAVE CHOSEN OUR FIRM

As it has for the past 4 decades the Law Offices of Mallilo & Grossman commits itself to ensuring client satisfaction and obtaining the best possible result on your case. At Mallilo & Grossman we are committed to the successful litigation of all civil litigation matters including personal injury, labor law and matrimonial matters. We are a diverse law firm and are fluent in Spanish, French/Creole, Korean and Mandarin providing the best possible representation to all of our clients.

In addition to being trained and experienced litigators our attorneys are also skilled negotiators. At Mallilo & Grossman we offer an organized processing of all cases and strive for the best possible result through negotiation of a settlement or through the trial of your case. Mr. Mallilo and Mr. Grossman have been successfully handling and negotiating civil matters for over 20 years with a long list of satisfied clients. The secret to our overwhelming success? We strive to focus our full attention on each and every case to achieve the best possible results.

Our staff of over 60 experienced employees ensures individual attention to each and every case by following each client's case from inception through conclusion. The secretaries, paralegals and attorneys at Mallilo and Grossman are highly trained and will guide you through every aspect of your case.

At Mallilo & Grossman, client satisfaction is evidenced by the fact that the majority of our business comes from client referrals. In order to ensure that our clients are receiving the best possible representation all of our attorneys are required to attend weekly trial skill seminars. At Mallilo & Grossman, our attorneys have changed the law in the State of New York and have obtained proven results through trial, settlements and arbitrations. At Mallilo & Grossman we believe that knowledge is power. In addition to trial and negotiation skill seminars our attorneys are required to keep abreast of all current developments in the law so we can zealously advocate for our clients. At Mallilo & Grossman your rights will be protected and you will receive the personal and professional attention that you deserve.

**PLEASE CONSIDER MALLILO & GROSSMAN  
FOR ALL OF YOUR LEGAL NEEDS**

## PRENUPTIAL AGREEMENTS



Nothing can kill romance faster than the word prenup. But with about one in three of all first marriages ending in divorce as well as 50 percent of second or third marriages, a prenup is smart financial planning.

The idea of a prenuptial agreement carries certain connotations; the wealthy spouse asking the love of their life to sign off on a contract to prevent them from “taking them for everything they’re worth” or worse yet the recognition that the marriage may not succeed. Because of these preconceived notions many people hesitate to sign or even mention a prenuptial agreement. However, the reality of a prenup is far different.

From the law’s perspective a marriage is similar to a legal partnership and all parties involved should have a clear understanding of the marriage contract before it is initiated.

You should consider having a prenup if you fall into any of the following categories:

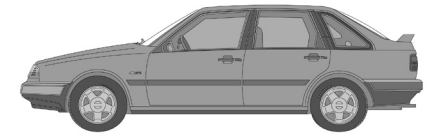
- You have assets such as a home, stock or retirement funds
- Own all or part of a business
- You may be receiving an inheritance
- You have children and/or grandchildren from a previous marriage
- One of you is much wealthier than the other
- One of you will be supporting the other through college
- You have loved ones who need to be taken care of, such as elderly parents
- You have or are pursuing a degree or license in a potentially lucrative profession such as medicine.
- You could see a big increase in income because your business is taking off.

Difficult as it may be to talk about money before marriage; doing so can save heartache and hassles in the long run. A prenup can minimize the financial and emotional toll of a divorce. Couples without one will have their assets distributed for them by the state if the marriage ends and they disagree about who should get what.

Without a prenup, assets could end up in the hands of your spouse’s children from a previous marriage instead of your own kids, or they could go to a lazy spouse who did nothing while you toiled away at a business that eventually became a big success.

If you don’t want a divorce court to make the final decision about how your assets will be divided, a prenuptial agreement can protect you and your spouse and ensure you enter into your marriage on sound financial ground.

## MOTOR VEHICLE ACCIDENTS



While no one ever expects to be involved in an automobile accident, according to the Centers for Disease Control an auto accident occurs approximately once every second in the United States and it is likely that you will be involved in at least one accident in your lifetime.

Following an accident, you might be confused or scared and not thinking clearly. That is why it is important to know your rights prior to being involved in an accident. As with any emergency situation preparation makes all the difference

Do not move an individual who is injured as this may cause more harm. If you are the driver of the vehicle and you are hurt, do not move unless you fear for your safety. If you are involved in an accident, you should immediately call 911 and give an accurate description of where you are. If you are able to, write down the names, addresses and telephone numbers of any witnesses to the accident as they tend to leave before emergency personnel arrives. If you speak to the driver of the other car, you must remain calm. It is important that you do not say much to the other driver about how the accident occurred, as something you say might be taken out of context and used against you at a later date. If it is at all possible, take pictures of the accident scene and any damage to the cars involved.

When the police arrive at the scene, you will be asked to explain your version of how the accident occurred. Make sure you keep it in simple terms and describe accurately how the accident happened. The police will give you an accident report number, so that you can obtain a copy of the police report a few days after the accident.

If you are injured, make sure you tell the police officer at the scene, and usually the officer will ask you if you want an ambulance. It is always wise to request an ambulance, as a serious injury may not always be apparent. Many times, a little bump or bruise may become more severe over time. When you are in the ambulance, make sure you tell the ambulance personnel your physical complaints so they may be documented on the ambulance call sheet. When you arrive at the hospital, make sure that the hospital personnel knows your physical complaints as well.

Following an automobile accident there are always a lot of questions. At Mallilo & Grossman, we will be happy to answer any questions you may have. So if you find yourself in situations where you need questions answered, please call Mallilo & Grossman.



### RECENT VERDICTS



**\$667,500.00** settlement for a man who slipped and fell as a result of a lifted flagstone, causing him to suffer two fractured arms and a back injury.

**\$ 413,000.00** verdict for a woman who slipped and fell over a recessed electric outlet on the floor and suffered herniated discs.

**\$ 1,675,000.00** settlement for a man who needed shoulder surgery as a result of a motor vehicle accident.

**\$850,000.00** settlement for a man who fell in a hole in a parking lot and suffered a back injury which required surgery.

**\$850,000.00** settlement for a woman who was hit by an automobile and suffered a degloving injury to her left lower extremity

**\$665,000.00** settlement for man who was involved in a car accident and suffered a head injury.

**\$425,000.00** settlement for a woman who slipped and fell on a broken sidewalk and sustained a fractured radius with internal fixation.

**\$625,000.00** for a man who sustained injuries as a result of plywood falling from a ceiling causing him to sustain a back and knee injury.

**\$525,000.00** for a pedestrian who suffers a fractured foot as a result of being struck by an automobile.

**\$427,500.00** settlement for man who was involved in a car accident and suffered a knee injury requiring surgery.

#### BROOKLYN OFFICE

1957 FLATBUSH AVENUE  
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718-951-7345

For the last four years Mallilo & Grossman has maintained an office in Kings County, to help better service our Brooklyn clients. Our Brooklyn office is capable of servicing all our clients needs including but not limited to personal injury, real estate, estate planning, and family law matters. In the event that certain documents need execution, or personal contact is required, all our clients should consider making use of our Brooklyn office if it is more convenient. Again at Mallilo & Grossman, we maintain a state of the art computer system which allows our Brooklyn office to view all information and documents on your case, regardless of the fact that all your contact was with the Queens office.