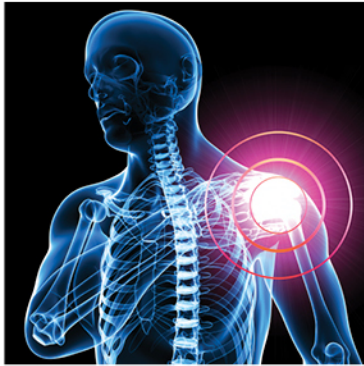


# \$325,000 FLORIDA UIM RECOVERY FOR FROZEN SHOULDER INJURY



Our client was injured while on the job as a bus driver when another vehicle crashed into his bus. Following the crash, our client was seen by doctors through his workers compensation carrier as a result of pain to his left shoulder. An MRI study was prescribed by the doctors. The results of the MRI showed a micro size stress fracture involving the shoulder bone head. Some rotator cuff tendon inflammation was additionally shown. Our client was then referred to an orthopedic surgeon. He was examined by the orthopedic surgeon who

injected his shoulder, prescribed Percocet, and a ordered physical therapy three times a week. Our client was told to not work as a bus driver due to the use of only one shoulder. With this treatment plan, our client's symptoms did not progress. At the follow up consultation the doctor assessed that our client possibly developed scar tissue which did not allow him to have full range of motion. He was prescribed Ambien for sleep, because the shoulder pain was adversely affecting his sleep, and continued physical therapy. Thereafter, after no progress, the orthopedic surgeon recommended surgery due to his decreased range of motion and ongoing pain. The doctor advised of the need for our client to address his Coumadin dosing (as to when to stop it, prior to or after surgery, as our client was chronically on a blood thinner, Coumadin, due to two previous deep vein blood clots which prevents him from taking anti-inflammatory

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medication). A preoperative physical was given for surgery clearance. Our client then underwent surgery. While our client was under anesthesia his range of motion was assessed and found to be limited in all planes. Our client was manipulated in all planes with steady pressure until the adhesion released. A scope was then placed inside his shoulder to clear away any extra growth and inflamed tissue. After the surgery, our client was examined by the surgeon and some improvement was noted. He continued physical therapy but still complained of pain going down his arm and back with swelling below his shoulder blade. Two months after his operation our client's range of motion, particularly reaching behind, was not as full in the left arm compared to the right. Our client experienced what is commonly known as a frozen shoulder or adhesive capsulitis. The pain in the shoulder is due to inflammation of the surrounding tendons; as a result, range of motion in the shoulder is lost.

The driver of the vehicle that crashed into our client's bus only had \$25,000 of insurance which the insurance company paid or tendered. Our client was also eligible for up to \$300,000 of underinsured

motorist coverage (UIM) available under the insurance policy for the bus. Based on our assessment of the case, we determined that the value of our client's case required payment of the full \$300,000 of UIM coverage. Thus, we demanded that the UIM insurance company tender or pay the \$300,000. In response, the insurance company mailed us a check for \$24,000. We rejected this offer, returned the check, and filed a lawsuit on behalf of our client in the Circuit Court for Miami-Dade County. In response, the insurance company removed the case to federal court and litigation commenced. Ultimately, the insurance company tendered or paid the full \$300,000 of available UIM coverage, as a result of our efforts, resulting in a gross settlement of \$325,000 for the client.

## Happy 4th of July!

Independence Day celebrates the signing of the Declaration of Independence on July 4, 1776. Independence Day is probably the most important non-religious holiday in the United States. Americans typically use this day to honor all that is American, reflecting on the historic sacrifices of our nation's founders as they battled for our independence from Great Britain. The holiday is also referred to as 4th of July and is usually commemorated with a show of fireworks.

*Don't quit on your claim just because your insurance company quit on you!*



J.P. has built his entire career on protecting the rights of insurance policyholders, personal injury and wrongful death victims and fighting for the rights of Florida consumers and small businesses. Prior to attending law school, J.P. worked as a claims adjuster for a busy independent adjusting firm in Miami where he handled hundreds of claims. Before launching his own law practice in 1994, J.P. worked for a prominent insurance defense firm in Miami. He now uses the insight that he gained working for the insurance industry for the benefit of his clients. J.P. has recovered millions of dollars for victims of denied or underpaid insurance claims, victims of catastrophic personal injuries and wrongful death and on behalf of those that have been taken advantage of by Big Business and Big Insurance. In Miami-Dade County call J.P. at (305) 461-1095 or toll free at (866) 71-CLAIM or fill out the short online contact form at [www>YourAttorneys.com](http://www>YourAttorneys.com).

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