

August 1, 2003

LEGAL ISSUES UPDATE

An interesting issue of law presented itself in my office recently. A client called and indicated to me that he tripped and fell on a defective or broken sidewalk and he wanted to know if he could sue for his injuries.

The municipality is legally responsible to pay for the injuries to someone hurt due to a defective or broken sidewalk as long as the municipality had been given written notice of the defective or broken condition of the sidewalk before the accident had occurred. In The City of New York, the City has usually received the required notice because there is a company which goes throughout the entire City making notes of the defective and broken sidewalks and then provides the required notice to the City. The important thing to remember in cases against the City or any other municipality is that a Notice of Claim must be filed against them within 90 days after the date of the accident. Therefore, it is absolutely urgent that you call my office to discuss your claim as soon as possible after the accident occurs.

Of course, the specific facts of each case will affect the liability of the parties involved. Therefore, in each instance you should always call my office for a legal opinion so the specific facts can be considered.

I will continue to provide you with updates on legal issues which may affect you or someone you know. If you move please be sure to inform my office of your new address so that you can continue receiving our **LEGAL ISSUES UPDATE**. The success of my law practice depends upon keeping my clients satisfied and informed of their legal rights. If you would like a specific legal issue addressed in a future **LEGAL ISSUES UPDATE** please forward your written questions to me and I will attempt to address that issue.

Of course, please remember that if I can ever be of assistance to either you or someone you know who has suffered injuries from any type of accident or medical malpractice please feel free to call me. I greatly appreciate the opportunity to help you and yours with your personal injury claims. Your referrals are very important to me and will be handled with personal attention. Thank you.

Very truly yours,

MARK EDWARD GOLDBERG

