

**SPECIAL
EDITION**

MONSEES MILLER MAYER PRESLEY & AMICK

A PROFESSIONAL CORPORATION • TRIAL ATTORNEYS

Brought to you by
Monsees, Miller, Mayer,
Presley & Amick
A Professional Corporation

Web site:
www.mmmpla.com

Kansas City Office
4717 Grand Avenue, Suite 820
Kansas City, MO 64112-2258
816-361-5550
800-444-7552
FAX: 816-361-5577

Springfield Office
1021 East Walnut
Springfield, MO 65806-2301
417-866-8688
800-333-7552
FAX: 417-866-8687

CLAIMS/CASES

- Automobile Accidents
- Dangerous Products
- Medical Malpractice
- Nursing Home Negligence
- Industrial Accidents
- Construction Accidents
- Recreational Accidents
- Explosions, Electrocutation
- Insurance Claims
- ...and many others.

Referrals

We want you to think of us as your law firm.

If you have legal matters that need attention, please let us know. If we cannot handle the matter, we will refer you to a competent firm that can.

Please feel free to refer us to your family, friends, and neighbors for their legal needs. We welcome the opportunity to help.

Auto insurance

Why you may not be adequately covered

Most people spend 20 to 30 hours researching and looking at new cars, but only 30 minutes buying auto insurance. Since most don't understand insurance, drivers often have insufficient automobile coverage to protect their vehicles and families.

Insurance companies—Focused on the bottom line

To an auto insurer, you're a set of "risk factors." See inside for the factors affecting your rates.

Insurance companies work hard to be profitable. They increase premiums, raise deductibles, and reduce liability coverages when they can. They also spend millions lobbying lawmakers to limit the ability of victims of auto accidents, personal injuries, and medical malpractice to recover fair and just compensation in courts of law.

Auto insurance agents—Not always there for you

To an auto insurance agent, you're a person and a sale. Most agents provide good coverage and services. But some don't live up to the "we're there for you" messages in television commercials. Everyone has heard insurance-agent horror stories.

Do you have enough auto insurance?

Many who think they have sufficient auto insurance protection learn otherwise after accidents.

One option every driver should purchase is uninsured/underinsured motorist coverage (UM/UIM). Never sign UM/UIM waivers.

UM coverage protects you when a negligent driver in an automobile accident has no insurance. It pays lost wages, medical costs, and other expenses associated with serious injuries.

UIM coverage safeguards you if you are injured by a careless driver who has only minimal insurance. Since UM doesn't apply, the other driver's nominal coverage may not cover injuries you suffer. Your own policy may not cover injuries, either.

Protect yourself

Be sure you have sufficient auto coverage for all your family's drivers. Talk to your auto insurance agent to learn the extent to which your UM/UIM coverages will safeguard you and your family. If they are inadequate, increase this relatively inexpensive protection.



Good people who happen to be good lawyers.

What you need to know

Shopping for auto insurance



The seven steps in buying auto insurance that will best protect you and your family include:

1. Educating yourself about state auto insurance requirements.
2. Comparison-shopping coverages.
3. Meeting with several insurance agents.
4. Reading the entire policy very carefully.
5. Listing all drivers.
6. Paying premiums promptly.
7. Disclosing past claims.

Types of coverage

Auto insurance policies include several coverage elements, specifically costed out, that you should understand:

Bodily injury liability—protects you against injury, death claims, and legal expenses from an accident.

Property damage liability—covers property damaged by your car in an accident. Since liability covers other parties, almost all states require it.

Medical payments—compensates for injuries your passengers suffer. In some states it's optional. In “no-fault” states, personal injury coverage replaces basic medical compensation coverage.

Uninsured/underinsured motorist protection—pays for your and your occupants' accident injuries from uninsured, inadequately insured, or hit-and-run drivers.

Collision coverage—after you pay the deductible, it reimburses for damage to your vehicle, up to its book value.

Comprehensive—covers physical damage to your car from fire, flood, theft, vandalism, wind, and other nonaccident causes, also with deductibles.

What affects auto insurance rates?

The insurance industry uses data that weigh the following risk factors in calculating your policy payments:

- **Accidents**—Every fender bender increases a driver's risk quotient.
- **Age**—Youthful males and older drivers can be expected to have more accidents.
- **Credit rating**—Lower FICO credit scores translate to higher insurance risk.
- **Gender**—Women are safer drivers than men.
- **Location**—Rural drivers are lower risks than urban drivers.
- **Marital status**—Married individuals are considered safer drivers.
- **Occupation**—Significant business-related driving increases risk.
- **Traffic citations**—Every speeding, red-light running, and other traffic ticket raises the risk ante.
- **Vehicle**—Sporty vehicles are more risky than conservative family sedans. Also, air bags, braking-safety systems, theft-deterrent devices, and other features decrease risk.
- **Others**—Insurers also factor annual mileage, distance to work, and years behind the wheel into risk assessment.



How about auto insurance

Auto insurer tactics

Insurers are profitable because they increase premiums and deductibles, and then reduce liability coverages whenever they can. Many drivers report abusive and unfair behavior by insurance companies.

Pressure to settle

A woman sustained lifelong, debilitating injuries as a result of an auto accident. The at-fault driver's insurance company tried to pressure her into a speedy, unfair settlement. Incredibly, when she refused, insurance company representatives demanded money from her for the driver who caused the accident. If she disagreed, they threatened to ruin her credit!

Silence from adjusters

A driver didn't hear from an insurance adjuster until two months after a wreck in which she was seriously injured and not at fault. She tried to settle her claim for the amount of her expenses, but was refused. With bills piling up and creditors calling, she finally settled her claim after a year of battling the at-fault insurance company. She was still forced to pay \$2,500 out of her own pocket for damages.



Special considerations

Rental car liability insurance

Personal auto insurance will usually cover you for a rented car. However, you should confirm this with your insurance agent.

Most auto policies provide rental car liability. However, collision damage to rental cars is covered only under a policy's comprehensive and collision coverage. Be sure your auto policy includes these coverages.

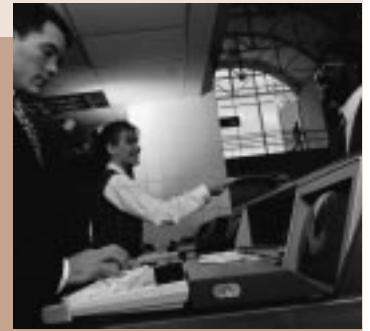
Your credit cards may also provide insurance accident coverage. To be eligible, you may have to decline the collision damage waiver (CDW) and charge the full amount of the rental car on your card. Reconfirm that your card issuer offers these services, and review the limitations and exclusions your credit card may impose, such as limited rental contracts and approved rental dealers. If in doubt, purchase the CDW for peace of mind.

Consult an attorney experienced with auto accidents for counsel.

Work-related accidents

Employees injured in auto accidents during employment-related driving customarily have three protections:

- Workers' compensation benefits. Workers' compensation benefits, such as wage-loss coverage, often face insurance-company-imposed limitations, so check with human relations specialists. Consult an attorney experienced with workers' compensation for counsel.
- Personal liability insurance coverage. Be sure your liability and UM/UIM coverages are adequate.
- Personal injury claims against at-fault drivers. Contact an attorney for counsel.



Auto accident attorneys

No matter how carefully you drive, you can't control other drivers' behavior on the road. Attorneys experienced in representing drivers who have gotten into auto accidents as a result of others' negligence and poor judgment can obtain fair and just compensation in courts of law.

Accident cases

Insurer fails to pay underinsured motorist claim

A pickup truck backed into a car driven by a driver recovering from back surgery. The injured driver's doctor determined that the accident caused the patient's initial disk-fusion surgery to fail, which necessitated two additional surgeries. When the injured driver sued for medical expenses, the truck driver's insurance company refused to pay the full underinsured motorist claim. When the injured driver's attorney filed a bad-faith claim on his behalf, a jury's verdict resulted in a significant award.

Passenger killed by drunk driver

A husband and wife were passengers in a car allegedly driven by a drunk driver who lost control of the vehicle and struck a utility pole. The husband was killed instantly by a section of the pole that entered the car. The defendant pleaded guilty to impaired driving, and the wife's attorney sued for her husband's significant lost income and her own posttraumatic stress disorder. The parties settled prior to trial.



MONSEES MILLER MAYER PRESLEY & AMICK

A PROFESSIONAL CORPORATION • TRIAL ATTORNEYS

4717 Grand Avenue, Suite 820
Kansas City, MO 64112-2258

PRESORTED
STANDARD
U.S. POSTAGE PAID
MAILED FROM ZIP CODE 17604
PERMIT NO. 242

RETURN SERVICE REQUESTED

Our *Martindale-Hubbell* rating

Monsees, Miller, Mayer, Presley & Amick has earned an AV rating, the highest possible, in the *Martindale-Hubbell® Law Directory* for our legal capabilities and devotion to professional ethics. Since *Martindale-Hubbell* bases assessments on surveys of members of the bar and of judges, we take pride in our colleagues' recognizing and respecting the quality of our legal work.

Copyright © 1996-98 Reed Elsevier Inc.

© Copyright 2007. Newsletters, Ink. Corp. All rights reserved. Printed in the U.S.A. www.newslettersink.com

The information included in this newsletter is not intended as a substitute for consultation with an attorney. Specific conditions always require consultation with appropriate legal professionals.

INCREASE family protection

In addition to purchasing adequate UM/UIM insurance, here are several other auto insurance coverage options to talk to your auto insurance agent about.

Coverage "stacking" can help if your household insures more than one car. Stacking increases uninsured/underinsured motorist limits based on the number of autos insured. If you purchase \$100,000/\$200,000 coverage and insure two cars, stacked limits equal \$200,000/\$400,000.

Add a wage-loss benefit. If your insurance company doesn't provide a wage-loss benefit, you can ask for it. Although many carriers cap benefits at 80 percent, some insurers offer additional wage-loss-expense enhancements.

Increase medical-expense benefits to obtain additional coverage for larger medical bills in case of serious injury. Many policies place a minimum of \$10,000 for medical expenses, but that may not be adequate. Health insurance

coverages have large deductibles for serious injury, and auto insurance medical coverage may pay for chiropractic or other specialized medical treatment excluded by health insurance.

Purchase more bodily-injury insurance. The customary \$20,000 minimum coverage may not protect you if you are sued for causing a collision in which someone else is seriously injured. Bodily-injury coverage can protect your home, cars, and other assets.



Lower your insurance costs

Here are nine more ways to reduce your auto insurance premiums:

1. Drive carefully.
2. Purchase a safe vehicle that costs less to insure.
3. Maintain the vehicle's safety.
4. Increase deductibles.
5. Reduce older car coverage.
6. Maintain a good credit rating.
7. Obtain low-mileage discounts.
8. Investigate group insurance plans.
9. Seek other discounts.