

## PI E-MAIL & FAX ALERT

May 6, 2010

Shawn Steel, Chiropractic Attorney

Telephone: 800-626-0003

Website: [www.shawnsteel.com](http://www.shawnsteel.com)

Email: [shawnsteel@shawnsteel.com](mailto:shawnsteel@shawnsteel.com)

### Essential Steps for Re-evaluations forms---to justify continue care [Lewkovich]

Fact -- most re-evaluations do little to justify necessary additional care.

Key questions for any Re-evaluation :

1. Is the re-eval too brief?
2. Is it readable?
3. Is it meaningful?
4. What portions of the re-eval discuss the necessity of continue care?
5. Does it anticipate the questions that defense might ask when attempting to discount, delay or deny?

Key factors often omitted in Re-evals.

- a. Are complicating factors clearly stated?
- b. Try using the Croft/Foreman Whiplash Injury Grade for severity designation. Since this is lacking with many ICD-9 codes
- c. Do you state the treatment plan and recovery goals?
- d. Any mention of the patient's disabilities: at work, ADL, or impairment?

For a copy of the Lewkovich form, contact [johntawlian@shawnsteel.com](mailto:johntawlian@shawnsteel.com)

\*\*\*\*\*

Next CCA-District Seminar  
LA Southwest, May 19 @ 7:00 PM  
Buca Di Beppo, Redondo Beach, CA  
"Defense attorney v. Plaintiff attorney  
argue 2 PI cases"

\*\*\*\*\*

Next Free PI Teleconference with special guest  
Dr. Lawrence Nordhoff, DC  
Wednesday, May 26 @ 1:00 PM  
e-mail [johntawlian@shawnsteel.com](mailto:johntawlian@shawnsteel.com)

### Top Jury Verdicts: Big Winner and Little Loser

*Big Winner Gary Kurilla DC, Santa Barbara*

Chela St John-Parisian was sideswiped by an 18-wheeler owed by Foster Farms, and forced into the concrete median divider on 101.

Defendant denied any contact with St John. Further defendant charged that St John had pre-existing back pain and DC care some 9 months before the accident. St John re-aggravated her back while lifting luggage one week before the collision and saw her DC.

Moreover, the emergency room doctor stated that St John's T12 injury was "old" and her accident injuries were merely minor sprain/strain.

St John claimed a compression fx and burst fracture of her T12 & right hip labral tear. No paralysis could still walk and carry on with ADL limitations. Had surgery for right hip two years post accident. Lost her job.

Defendant no offers until during trial for up to \$25,000. Jury awarded a jaw dropping \$4,190,002. Santa Barbara Sup Ct: 124 5594, St John-Parasian vs. Foster Farms.

*The Loser : Marino vs. Jackson -Sacto*

Accident on east I-5 in Sacramento county. Anthony Marino claimed he was rear-ended by defendant and pushed over a steep embankment. He received only DC care. His medical bills were \$7283 and LOE \$1312.

Stephen Leamon DC testified for def. He must have been real good. The jury gave only \$1250. OUCH! Sacramento Co Sup Court 06AS 029 84, Judge Robert Hight. For copies email: [JohnTawlian@Shawnsteel.com](mailto:JohnTawlian@Shawnsteel.com)