

The BOYK BULLETIN

One Year After Tragic Accident, Husband Still Grieving The Love Of His Life



Diana when she was younger

After 17 years of marriage, Duane and Diana Shively seemed to have it all.

Diana told Duane that it had always been her dream to build a house near the woods on her family's property in Grand Rapids, Ohio. In 2011 they built what was supposed to be their forever home. It was where their granddaughters would come over to play, where they would do fun activities, constantly read, and where Diana would create beautiful crafts from glass and wood.

But in the winter of 2017, Duane's life would change forever.

"The weather was bad on that particular day, January the 10th," Duane said. "I said to Diana, 'Just let me take you to Kroger and I'll come and pick you up and take you home so we can be together' because the roads were icy and it wasn't the best of days."

"We got on Route 6 and as we were driving east, and as we got closer to the bridge where the accident occurred, it was a little bit more treacherous at that time. All the sudden I saw a pick-up truck in my windshield and there wasn't anything else for me to do but turn the wheel and try to get away from it. It had gone across the center line and was coming right at us. It's a

helpless feeling when you look over and see your wife with her eyes closed and her head laying back. You can hear the sirens getting closer and closer. And I said to her, 'Honey, they can't get here quicker because the roads are bad. I love you. I want you to stay with me.' I leaned over and kissed her a few times. I was trying to do whatever I could to talk with her and encourage her to not lose faith. At that point I was devastated and shaking inside. I just couldn't believe it."

Duane talked to the police while Diana was examined by EMS. Shortly thereafter, two EMS technicians came over and told him that his wife did not make it.

It was the Shively's good friend, neighbor, and health care advocate Allison Roller who helped care for Duane during his months of recovery after losing Diana. Both of his ankles were sprained, he had swelling in both of his knees, and deep bone bruising, in addition to fractures and deep lacerations in his hands that caused him to need constant in-home care for five weeks. But what was even more traumatizing for Duane was not having the care and companionship of his beloved Diana. Diana had cared for him and helped him through cancer two years prior and now he was alone, navigating through physical therapy, doctors' appointments, and visits with the orthopedic surgeon. Allison soon pointed out that he could not go on alone, without the help of someone in his corner. She suggested the same attorney that helped her through her car accident and contact was made with Boyk Law.

"I just knew after spending so much time with Duane that he needed to focus on his health and grieving the loss of Diana and not on all of the phone calls and paperwork that comes along with dealing with the insurance company," Allison

said. "When I used Chuck, everyone there took care of each tiny detail and I wanted to make sure that Duane was protected legally in the same way."

Duane was personally visited at his house multiple times by attorney Chuck Boyk and various members of the team during the case so that Boyk Law could build a strong case to prove to the insurance company just how devastating the accident was to the family. Video impact statements were created, photos were compiled, and interviews were conducted to piece together for a grieving family a story of how much they loved and missed their Diana; their wife, mother, and grandmother.

Boyk Law was able to secure a substantial settlement. While it could never replace the loss and devastation of that fateful January day, it provided for Diana's memory to be kept alive without the worry of medical bills and funeral costs.

"There's not a day that goes by that I don't think about her," said Diana's daughter, Brianna. "When something good happens or something bad happens, that's who I would call. My youngest is three and almost daily she will tell me that grandma is up in the clouds."



Duane and Diana Shively

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ATTORNEYS

Charles Boyk, Michael Bruno,
Wesley Merrillat, & Leah Michael

WE HAVE 5 OFFICES TO SERVE YOU

DOWNTOWN TOLEDO

405 Madison Avenue, Suite 1200
Toledo, Ohio 43604
(419) 241-1395 Main
(800) 637-8170 Toll-free
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SWANTON

10725 Airport Highway
Swanton, Ohio 43558

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123 E. Jackson Street
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TPS Proud Celebrates Winners at Glenwood Elementary

Boyk Law's TPS Proud Student and Teacher of the Month contest awarded students at Glenwood Elementary, as part of our program aimed at highlighting the best of Toledo Public Schools. Glenwood students created 32 teacher appreciation videos and the kids were adorable as they described on camera how important their teachers are to them.



Christina Pietrzak and Iyanna Scrutchins

Winning Teacher: Christina Pietrzak

Nominated by: Iyanna Scrutchins

Iyanna's nomination: "She actually listens to me. She's the music teacher and we do different performances and she is really nice. She taught me to just focus on the good things in life and not the bad things. If I could tell her one thing, it would be that she is like a mom to me and I love her so much."

Prize: \$50 Visa gift card for Iyanna for creating her video, \$150 Visa gift card for Christina Pietrzak for winning Teacher of the Month.

Student Winner: Dale Hines

Nominated by: Pascha Jackson

Pascha's nomination: Dale is always eager to lend a helping hand to peers as well as staff. He shows leadership skills in the cafeteria as he organizes the younger students with cleanup when they are done. He uses a voice that is calm yet firm enough to say, "Please sit down," or, "What do you need?" I've witnessed his interaction with peers as socially and emotionally appropriate. He greets staff with a hug and often asks, "How is your day going?" Dale's academic performance is right on the mark. It is without reservation that I nominate Dale as student of the month.

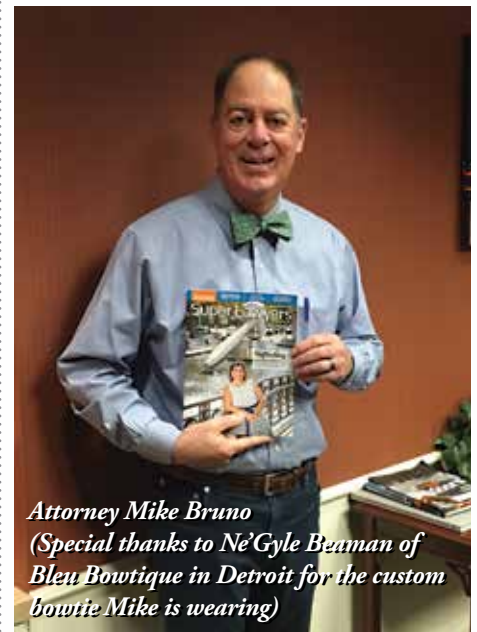
Prize: \$150 Visa gift card for Dale Hines for winning Student of the Month.



Pascha Jackson and Dale Hines

Attorney Mike Bruno Named 2018 Super Lawyer

Congrats to Attorney Mike Bruno on his 2018 Super Lawyers award, for the third year in a row! The rating service identifies attorneys from over 70 practice areas who have attained a high degree of peer recognition and professional achievement. Mike is a Board Certified Civil Trial Advocate and has tried over 100 jury trials to date. He also earned the largest jury verdict in Wood County, Ohio of \$1,250,000 in 2009.



Attorney Mike Bruno
(Special thanks to Ne'Gyle Beaman of Bleu Bowtique in Detroit for the custom bowtie Mike is wearing)

RECIPE: Benny's Best Broccoli Cheddar Soup

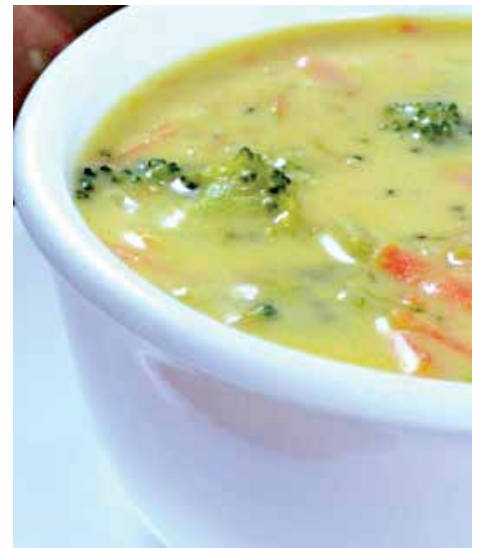
Better than anything you can get in a restaurant, this cheesy, creamy soup is perfect for a winter day!

INGREDIENTS

- 1 tablespoon melted butter
- 1/2 medium chopped onion
- 1/4 cup melted butter
- 1/4 cup flour
- 2 cups half-and-half cream
- 2 cups chicken stock
- 1/2 lb fresh broccoli (chopped into bite size pieces)
- 1 cup carrot, julienned, grated
- 1/4 teaspoon nutmeg
- 8 ounces grated sharp cheddar cheese
- salt and pepper
- 2 cups whole milk

DIRECTIONS

1. Sauté onion in butter. Set aside.
2. Cook melted butter and flour using a whisk over medium heat for 3-5 minutes or until you see a noticeable golden brown color in your pan.
3. Slowly add in the chicken stock and whisk again to combine. Simmer contents covered (stirring occasionally) for 20 minutes on medium heat.
4. Add the broccoli, carrots and the sauteed onions, into the pot. Stir, add the milk and half & half. Cook covered over low heat 20-25 minutes but do not bring to a boil. This may cause the milk to curdle.
5. Add salt, pepper & nutmeg.
6. Once all the cheese has been added is melted, remove from heat, and serve immediately.



Holiday Cheer Spread By Greensweep, Inc.

Thank you Steve Fuzinski of Greensweep, Inc. for gifting Boyk Law such a fun holiday present this year. The 7ft tall, inflatable bear even moved his hands; giving “hugs” to anyone passing by. Many clients and employees enjoyed having their photo taken with the bear and it will be a staple each year! Steve often brings us presents; years ago he bought Chuck his all-time favorite gift – Oatmeal the Sheep.



Oatmeal the Sheep



Boyk Law receptionist Emily Revenaugh with the Holiday Bear

Diabetes Drugs Invokana & Forxiga Linked To Serious Health Issues

Invokamet™
canagliflozin/metformin HCl
tablets

forxiga.
(dapagliflozin)

Those with diabetes may be familiar with a class of drugs known as sodium-glucose co-transporter 2 (SGLT2) inhibitors. With the combination of diet and exercise, SGLT2 inhibitors are designed to lower blood sugar and improve glycemic control.

However, the FDA has warned that these drugs may inhibit kidney function and lead to “ketoacidosis”. Ketoacidosis is a severe condition in which the body is unable to get sugar needed for energy so it begins to break down fat and muscle for energy and releases “ketones” into the blood. The release of ketones into the blood produces abnormally high amounts of blood acid.

Left untreated, ketoacidosis can lead to a diabetic coma or even death. The FDA as also issued an alert about an increased risk of bone fractures and bone loss associated with these drugs. Specifically, patients taking these drugs were nearly 50% more likely to suffer a fracture. Many individuals are stepping forward, accusing pharmaceutical companies of knowing about the risks of these drugs and not warning patients. If you take any SGLT2 inhibitor, you should speak to our pharmaceutical team about your legal options.

Who may have a lawsuit? Anyone on diabetes medication who has developed ketoacidosis, kidney failure, or a suffered a fracture.

I'm a diabetic with one of these problems, but I don't know if I am taking one of those medications. Can you help me? If you are not sure which medication you are taking, talk to your physician or pharmacist, or Boyk Law would be happy to find out on your behalf. Simply call our office at 888-888-2110 or confidentially provide your information by visiting www.isitalawsuit.com.

CASES OF INTEREST: JANUARY 2018

At-Risk Woman Falls Twice After Being Left Unattended At Local Nursing Home

Boyk Law is helping one family investigate two tragic incidents that caused one woman to be hospitalized for multiple days. Our client fell out of bed only 1.5 hours after arriving at the nursing home's rehab facility, causing the need for a trip to the emergency room, CT scans, and a two-day stay. After returning for a second visit once she was released from the hospital to the nursing home, our client was left unattended and fell out of bed again, only 12 hours after her arrival. She was taken by ambulance to the local hospital where she was immediately transported to a trauma hospital to treat a fractured left eye socket, damage to her eye, and permanent disfiguration. After a long hospital stay, she was discharged to her home where she is under the care of hospice.

Client Left With Need For Surgery After Car Accident

Surgery was performed to repair the damage done to our client's shoulder after the car he was riding in was struck by a vehicle that pulled out in front of theirs. After an initial emergency room visit the day of the accident and x-rays of his chest and shoulder, our client visited his family physician for on-going pain. He was referred to an orthopedic surgeon who advised that he get an MRI. The test showed a muscle tear in his dominant arm and surgery was ordered. The surgeon placed anchors into the muscle and bone to reattach the muscle to the bone since the tear has been allowing joint fluid to leak, creating a cyst. Our client is facing months of recovery before it is determined whether or not he will ever gain back full range of motion.

Worker Attacked By An Inmate At Local Jail, Suffers Traumatic Brain Injury

Our client is still unable to work nearly five weeks after she was left with a serious brain injury from being attacked by an inmate while working at a local jail. During the attack, the inmate threw her, and she hit her head on a pole, causing her to temporarily lose consciousness. Boyk Law is working toward proving to the Bureau of Worker's Compensation that the incident may have caused post-traumatic stress syndrome and that she will need further treatment.



CHARLES E BOYK

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 Charles E. Boyk

 charlesboyklaw

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Charles E. Boyk
Law Offices, LLC

405 Madison Avenue, Suite 1200
Toledo, Ohio 43604

Phone: (419) 241-1395

Toll-Free: (800) 637-8170

Fax: (419) 241-8731

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January's Raving Fan of the Month

"I never felt alone in my situation. Whenever I had a concern or problem with my case there was ALWAYS someone there to answer or handle my concern or problem."

— *Esha Hawkins*

New address or phone number?

Help us stay current by letting us know!

Call Anneke at (419) 241-1395

or e-mail her at

marketing@charlesboyk-law.com

Dogs Doing Good

We had the pleasure of visiting with Canine Detective Gable of Corporate Intelligence Consultants in Perrysburg. Gable has been providing Comic Relief to CIC since the fall of 2013. He was born on July 25th of that year and has been with the company since owner Steve Cotner brought him home as a young puppy. He goes to work with Steve every day and everyone looks forward to seeing him as much as he enjoys going to work. Gable still has a lot of puppy in him and loves to play ball with everyone at the office. His intense concentration, keen instincts, and quick reflexes make him a formidable opponent. He would make an excellent soccer goalie! Gable is a good ambassador, an excellent stress reliever, and a great co-worker. To learn more about our friends at Corporate Intelligence, visit their website www.corpintel.com or call them at 800.573.2201.

Canine Detective Gable

