

The **BOYK** BULLETIN

CHARLES E. BOYK
LAW OFFICES, LLC

10 Offices >>> NW Ohio & SE Michigan

Your Rights: Ohio Slip and Fall Laws

With winter weather settling in, it is inevitable that some will slip and fall. While we hope this never happens, if it does, the attorneys and staff at Charles E. Boyk Law Offices, LLC are here to help.

I Slipped and Fell on Ice or Snow, What Can I do?

Well, it depends. In Ohio, the law recognizes a "Winter Rule" that states the risk of snow and ice are part of winter. Because of this, a business will not be liable for a fall due to snow or ice, because these hazards are well known and individuals should know and look out for these hazards.

However, the law recognizes an exception known as "Unnatural Accumulation." Here, liability may be present if the hazard was created by something other than natural forces. Put differently, if the snow or ice hazard is created by something other than low temperature, wind, or other natural occurrences, a business may be liable.

But there are still limits to this exception, based on the reason why you were where you slipped and fell, discussed below.

What Standard of Care am I Owed?

Ohio recognizes three categories when someone is out and about: invitees, licensees, and trespassers.

To be an invitee, you must be on the premise of another, by invitation, for a reason beneficial to the owner. Invitees are owed the duty that a business exercise ordinary care to

maintain the premises in a reasonable safe condition and to warn invitees of hidden dangers. However, if you are in a business or premise for a reason that extends the scope of the owner's invitation, you will be considered a licensee or trespasser. In the case of being a licensee or trespasser, you are only owed not to be subjected to "wanton or willful" negligence.

This difference really matters.

Imagine you're walking in front of a store, about to enter to purchase items. Before you make it through the door, you slip and fall on a patch of ice covered by the snow. You later discover that the ice formed not because of the snow and cold conditions, but because the store allowed a pipe to leak, which froze and

was hidden by the snow. Here, since you are in invitee, because you are entering the store to shop, you will likely have a case against the store. However, let's say you are walking in front of the same store, but have no intention to enter and shop; you are simply walking in front of the store to get to a different location. Same slip occurs due to the same reason. Here, there is likely not a case because you are considered a licensee, and the leaky pipe is likely not considered wanton or willful.

If you have suffered from a slip and fall, it is important to immediately contact our Offices to determine if your injury is recoverable. Our attorneys and staff are eager, willing, and able to assist you!



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Boyk Law Gives “Bikes For The Holidays” To Deserving TPS Students

‘Twas the season for giving, and Charles Boyk Law was busy spreading good cheer to some deserving Toledo Public School students. On December 18, Boyk Law Attorney Mike Bruno met with 10 exceptional TPS elementary school students at Wersell’s Bike Shop, 2860 Central Avenue in Toledo. The students were nominated by their teachers and principals for their outstanding accomplishments in the classroom. “Santa Mike” congratulated them for their dedication and hard work on behalf of Charles Boyk Law and then presented each of the surprised scholars with a new bike.

Educators from TPS Elementary schools were asked to nominate remarkable students for their academic achievement, continued improvement or dedication to their school communities. “I am so grateful when members of the community recognize the efforts of our students, especially at this special time of year. Charles Boyk Law Offices has been a longtime supporter of TPS and this donation reinforces their commitment and generosity,” said Dr. Romulus Durant – Toledo Public Schools CEO/Superintendent

Boyk Law was proud to partner with Wersell’s Bike shop, the oldest bike shop in Toledo.

Wersell’s is not only a local small business but a giving community supporter. They provided new helmets and custom fit the bikes for each the students. “Wersell’s Bike Shop is delighted to work with Boyk Law to reward these deserving kids with a new bike,” said company president, Jill Wersell.

“In the spirit of the holiday season, Charles Boyk Law is happy to recognize and reward these students,” said Chuck Boyk. “It is important to for them to realize that their school and community are watching. We want them to succeed, and will support them along the way.”

Look for Boyk Law to continue its Bikes for Kids program later in 2022.



Boyk Law VIP Key Tag Program



Protect Yourself & Your Family by Joining Charles Boyk Law’s VIP Program

It has happened to everyone, you’ve misplaced your keys. Did you leave them at the coffee shop, or on the counter? What would you do if they fall out of your pocket in a parking lot? Or worst case scenario, they fell overboard into the ocean? – Charles Boyk Law can help. Take it from Rebel Coombs. He was fishing off the coast of North Carolina

when a wave crashed into him and swept away his keys – To make matters worse, the newlywed’s wedding band was attached to the keyring for safekeeping. Luckily, he was part of Boyk Law’s VIP Program. When the keys washed up on a Cape Hatteras beach

4 days later, they were found by a good Samaritan who saw the Charles Boyk Law VIP key return tag on his keyring and contacted our office.

Rebel not only recovered his keys but his wedding band as well. “I cannot express the relief,” Rebel said. “Not only was it my keys, but my wedding band was on one of the rings so it wouldn’t slip off [my finger]. And I lose it. Go figure, huh?”

The wedding band is one of a kind that my wife and I found in a very small boutique in St. Augustine, Florida.” Rebel’s wife Lisa was a Boyk client. “I can’t begin to tell you how important those keys are!” Lisa exclaimed after our office contacted her.

Charles Boyk Law offers a reward to the Good Samaritans who return lost keys to our office using our VIP Program tags. It also offers other perks, including – FREE family and small business contract review; FREE insurance policy review; FREE notary service; and FREE entry into Boyk Law contests

If you or someone you know would like a FREE set of these key tags, contact Boyk Law, 419-241-1395 or via email: marketing@charlesboyk-law.com

Employee Spotlight:

VANESSA WILSON



Vanessa Wilson

We'd like to offer a warm welcome to Vanessa Wilson, our newest Mass Tort Paralegal! Vanessa graduated from the University of Toledo, with a degree in Law and Social Thought. Though a native to the northwest Ohio area, her studies took her as far as Canada, where she was an intern in the Canadian Parliament. She enjoys baking (which we here in the office appreciate very much – her Orange Cranberry Loaf is to die for!) and hopes to one day become an appellate attorney, who reviews the verdicts of cases in higher courts.

RECIPE:

Mom's "Most Requested" Cinnamon Cheesecake Squares

INGREDIENTS:

Crust

- 2 (10-ounce) cans refrigerated crescent rolls

Filling

- 2 (8 ounce) packages softened cream cheese
- 1 cup sugar
- 1 teaspoon vanilla extract

Topping

- 1 stick butter, melted
- ½ cup sugar
- 3 teaspoons cinnamon

INSTRUCTIONS:

1. Press 1 package of crescent rolls in the bottom of ungreased 9 x 13 pan. Press and pat the perforations together.
2. Mix cream cheese, 1 cup sugar and vanilla. Pour over crescent roll crust and spread to sides.
3. Lay the second can of crescent roll dough onto a piece of waxed paper. Pat the perforations together and carefully stretch dough as needed to fit the pan. Flip the waxed paper over placing the dough onto the cream cheese layer and remove the paper.
4. Melt the butter and pour over the top crust. Mix the ½ cup sugar and cinnamon together and sprinkle over the buttered dough.
5. Bake at 350 degrees for 25 – 30 minutes until the top is brown and bubbly. Allow to cool until firm and then cut into squares.
6. Andrea's mom said this was her most requested recipe ever! Her instructions suggested keeping copies of it on hand for guests whenever you serve them.



Andrea's mom



CASES OF INTEREST: JANUARY 2022

Rear-end Accident Leads to Traumatic Brain Injury

Our client was travelling northbound on State Route 235 in Orange Township, Ohio. As our client slowed for traffic, the vehicle behind him failed to slow and smashed into the rear end of his vehicle. The impact forced our client's vehicle into the vehicle ahead of him. Upon impact our client's head hit the steering wheel causing a significant laceration and concussion. Our client was taken by ambulance to the hospital where he was admitted and treated for a concussion and several other injuries. He underwent stitches to his forehead. Due to his traumatic brain injury, he experienced ongoing headaches, memory loss, and issues with competency.

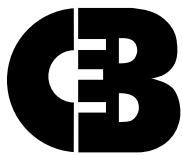
Motorcyclist Dies In Intersection Collision

A father of three was operating a motorcycle on Bayshore Road in Oregon, Ohio. At the same time a pickup truck was travelling northbound on N. Stadium Road approaching Bayshore Road in Oregon, Ohio. The driver of the pickup truck failed to stop at the stop sign, entering the motorcyclist's path of travel, causing the vehicles to collide. The motorcyclist was ejected from the motorcycle suffering fatal injuries. Our office is pursuing a wrongful death claim on behalf of the family he left behind.

Pickup Truck Goes Over Cliff-edge Injuring Passenger

Our client was a front seat passenger in a pickup truck traveling in Broadwater County, Montana. As they travelled along a mountain road, the driver missed a turn, sending the vehicle over the edge of the mountain. Our client was life-flighted to the nearest hospital where he was kept for five days and was then flown from Montana to Ohio. He suffered a broken back and several cuts and bruises. At this time, he is under the care of a neurosurgeon and has a long road to recovery.





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Open it! Read it! Share it!

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January's Raving Fan of the Month

"Words can't even describe how good they are. They are very compassionate and committed to getting the job done for you. Charles and his staff are the power team. Keep them in mind when looking for an attorney and staff that provide great customer service and if I had to go through it again (knock on wood I don't have to) but I would definitely go through them again."

- Gregory J.

Have a positive review to share? Go to boykreviews.com to tell us about your experience!

Client's Gift To Lucas County Dogs Is Matched by Boyk Law

An anonymous Boyk Law client, who shares our passion for furry canines, donated \$1000 toward the care of local dogs. Our client's generous gift inspired Charles Boyk Law to match his donation to the Friends of Lucas County Dogs. The mission of this 501c-3 charity is to "provide support for the dogs and staff at Lucas County Canine Care and Control through education, enrichment and fundraising to help the shelter meet its needs."

Doug Dibble, President of Friends of Lucas County Dogs says the \$2000 donation "will go for equipment including a centrifuge, a digital ultrasound, where they will check pregnant dogs to see how many puppies are about to come; bear-hugging warmers that are used on a surgical table and several other medical instruments that will help dogs get healthy and be adoptable at the earliest possible date. And we are very appreciative of your support."

Boyk Law Paralegal, Sarah Sharpe delivered the check as well as treats for all of the adoptable dogs at the Lucas County Canine Care and Control shelter.

Check out a video of the visit here:
youtu.be/Mbu2mrcf7ko

For more information on adoption or to make your own donation visit
www.lucascountydogs.com



Friends of Lucas County Canine Care and Control Nov 19 2021 (L-R Megan Newcomer, Caitlin O'Shea, Boyk paralegal Sarah Sharpe, Douglas Dibble, Kelly Sears)

New address or phone number? Help us stay current by letting us know!

Call (419) 241-1395 or e-mail marketing@charlesboyk-law.com