

The **BOYK** LAW REPORT

11 Offices >>> NW Ohio & SE Michigan

ABOUT THE Boyk Law Report



Charles Boyk Law was founded more than 20 years ago with the intent of helping people in need. Behind a team of outstanding lawyers, professional support staff, and state-of-the-art technology, our firm has grown to become one of the leading personal injury law firms in NW Ohio and SE Michigan.

We consider it an honor to be contacted by attorneys, both locally and across the U.S., who are seeking co-counsel to help litigate complex personal injury cases. It is an even greater honor when those attorneys refer us a case involving their loved ones or friends.

Our co-counsel newsletter is tailored to attorneys. It highlights examples of cases we are handling and provides updates on litigation. If you have a personal injury case you are looking to refer, we invite you to consider our firm. Our team of attorneys and professional staff have the experience, knowledge, and resources to provide your clients with the best representation and maximize the recovery.

Co-Counsel Opportunities

Whether you have an injury case that is outside your core practice area, a case you do not have time or the resources to pursue on your own, or a case outside your geographic area, our firm would love to talk with you about a referral or being associated as co-counsel.

We are proud to work with co-counsels throughout the country. When those cases are resolved, we are honored to pay significant referral and co-counsel fees.

If you would like to speak to someone about referring us cases:
Email: referceb@charlesboyk-law.com

Phone: 419-241-1395

www.charlesboyk-law.com/referral

3M: A \$6 Billion Settlement Agreement May End Largest Mass Tort in History

On August 29, 2023, a landmark \$6.01 billion settlement with 3M Company and its subsidiary Aearo Technologies, was reached on behalf of over 200,000 current and former servicemembers who suffered hearing damage while using 3M's Combat Arms Earplugs version 2.

3M knowingly designed, manufactured and profited from selling these defective military earplugs to the United States Military from 1999 to 2015. The Department of Justice had previously pursued and resolved claims against 3M for violating the False Claims Act by selling these defective earplugs to the Department of Defense.

The settlement comes after 4 years of civil litigation against 3M, where it has lost 10 of the 16 cases and where plaintiffs have been awarded more than \$250 million.

The structure and administration of the settlement is complex and does contain a provision that would permit 3M to back out if more than 2% of the claimants opt out of participation – something that is not expected but will also not be known until the early part of 2024.

This resolution represents a tremendous victory for the thousands of brave men and women who served our country. Our firm is proud to be representing hundreds of veterans in this litigation. While our firm is not taking on new cases or referrals for this litigation, we are thankful to the dozens of firms who entrusted us to represent their clients in this case.



ATTORNEYS

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AUTO ACCIDENTS • MEDICAL MALPRACTICE
WORKERS' COMPENSATION • DOG BITES
WRONGFUL DEATH • PRODUCT LIABILITY
ATV & MOTORCYCLE ACCIDENTS
MASS TORTS • SEXUAL ASSAULT VICTIMS

Boyk Law Uses Technology To Help Clients

Communicating with clients is a priority at Charles E. Boyk Law Offices. We have invested in the best technology platforms to onboard clients, respond to issues, and answer inquiries quickly, even after hours.

Charles Boyk Law has integrated advanced case management software that allows us to communicate with clients by phone, chat, or text messages, 24 hours a day, 7 days a week, including weekends or holidays. This software also allows us to monitor and manage communication with our clients to improve responsiveness and identify questions or concerns early.

Boyk Law has partnered with a legal technology service that enables our attorneys to provide video updates to their clients. As a case progresses through the various stages of the legal system, the client receives a link to a video from their attorney, explaining what is going on and what happens next. It also offers them video answers to many FAQs.

Even with 11 Charles E. Boyk Law Office locations across NW Ohio and SE Michigan, it can be very difficult for a client who is injured or has difficulty traveling to come to us.

Clients can meet with representatives from Charles Boyk Law Offices remotely via video or phone call. In certain cases, court proceedings, such as depositions, can be conducted in one of our office locations, or remotely using Zoom or other video conferencing platforms. Boyk Law also uses an online service to sign contracts electronically.

Our www.charlesboyk-law.com website is constantly refined to provide an excellent customer service experience. It is designed to be a great resource to meet our attorneys and professional staff or chat with our intake specialists on a free online case evaluation to determine how we can help.

Visitors to our website can examine past case results, read client reviews, discover the latest legal



news and information, or watch engaging and educational legal videos.

While Technology can be an amazing communication tool, our clients can also expect our office to reach out occasionally, just to see how they are doing. That's the Charles Boyk way.

Navy Veteran with Mesothelioma Dies After Painful Battle

When our client John joined the U.S. Navy in 1966, at the age of 18 years old, he did so to serve and protect his country – knowing the risks the Vietnam War brought. Tragically, John suffered a painful death. Not as a casualty of war, but some 50 years later as a victim of service-connected mesothelioma.

Tragically, thousands of brave servicemembers, who risked their lives to defend our freedom, die each year from asbestos-related diseases, including mesothelioma – a deadly form of cancer almost exclusively caused by asbestos exposure.

Mesothelioma disproportionately affects servicemembers. Those who worked on U.S. Navy vessels built prior to 1980, are most at risk. The U.S. Military embraced asbestos as a useful fireproofing material on naval ships

between the 1930s and 1970s and exposed countless servicemembers to its deadly properties.

The diseases have a long latency period and some people do not become symptomatic for 30-50 years after the initial exposure. As a result, many veterans who served our country are still being diagnosed today.

While the Feres Doctrine bars suits against the military, veterans still can pursue VA claims, or file suit/make claims against companies that supplied asbestos to the military.

We represent victims like John, and his family, in the asbestos cases and have seen firsthand the devastation that these diseases can cause. We are always honored to accept asbestos referrals from attorneys.

ATTORNEY REFERRAL CASE RESULTS



Premise Liability

Charles Boyk lawyers have handled numerous business invitee cases over the years. The common theme in most of these cases is property or business owners placing profits over people. Maintenance can eat into revenue and often, owners and management push off repairs or let the conditions of their properties deteriorate to the point of creating risks to others.

In one such case referred to us by counsel, a client lost his eye due to the neglect of the property owner in maintaining its vacant property. The client, at the request of the owner, went to the property and discovered it had become completely overgrown with dense weeds. While attempting to make his way through the weeds to the building his foot became entangled in underlying vines and he tripped and fell – impaling his eye on sharp piece of equipment.

In a pre-suit mediation, to the great satisfaction of our client, we were able to secure a settlement well above Ohio's damage cap.

Workplace Injuries

On-the-job injuries happen all too frequently. When our lawyers investigate such injuries, numerous factors have to be considered – particularly when there is industrial machinery involved.

Our firm was referred a case where a supervisor at a large manufacturing facility lost multiple fingers after his employer removed a safety guard on a saw to improve productivity. When the client went to remove a piece of sawed-off material, his hand came into contact with the spinning saw blade, instantly amputating multiple fingers and causing extensive damage to his other fingers and tendons.

Our office engaged a nationally known expert on industrial saw design and safety and we were able to put forward a successful VSSR claim, reaching a settlement agreement with the employer that provided our client and his family with significant financial security.

Worker's Comp/Personal Injury

In most states, including Ohio and Michigan, Workers' Compensation, when it applies, is the exclusive remedy against an employer for a workplace accident/injury. But occasionally, if the injury was caused by a third-party, the injured party may be able to recover additional damages through a personal injury action.

Our firm accepted a case where the referring attorney's client was seriously injured while working on the job at a grain elevator. A man, hallucinating on illicit drugs, came onto the premises, jumped into a company vehicle, and intentionally crashed it into one of the silos (later stating he believed he was involved in a rescue mission). The employee attempted to jump out of the way but was crushed under a concrete wall that collapsed on him. He suffered serious internal organ damage requiring him to be airlifted to Ohio State Medical Center.

Our office was not only able to obtain a maximum Worker's Comp recovery, but we also identified underinsured/uninsured motorist coverage the employee was unaware he even had and made a successful claim against it for the full \$250,000 policy.



Contact Charles Boyk Law Offices

For more information about Co-Counsel Opportunities, contact Charles E Boyk Law Offices, by phone at 419-241-1395, email at refereceb@charlesboyk-law.com or visit our website, www.charlesboyk-law.com/referral

Sheldon Slaybod, Toledo Attorney



"As a practicing attorney for nearly fifty years and referring cases to Charles Boyk law for over twenty-five years, I am confident in continuing this relationship. The attorneys at Boyk Law are caring, hardworking, and extremely competent. They treat my clients with care and keep me updated on the case status. I know several personal injury attorneys, but choose to send my clients to Boyk Law, where I believe that they will receive the best legal representation."



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A Newsletter by Attorneys, For Attorneys

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Major Settlement Reached in Private School Bus Company Sex Abuse Case

Our firm reached a significant, confidential pre-suit settlement with one of the largest private school transportation companies in the country, following a sexual assault by one of its drivers against a student in a New York school district.

The driver, who was convicted and sentenced to prison, spent months grooming the middle-school student. He was able to obtain the student's cell phone number under the guise of needing to contact her if the bus was running late. He began texting with her, discussing things of sexualized nature and then changed his route so she was the last one off the bus. Having isolated her, he raped her.

Sexual assault is a particularly difficult form of trauma, with potential long-term, even lifelong, implications. In this case, the student contracted a sexually transmitted disease, developed PTSD, acute depression, anxiety, and eating disorders, and turned to self-mutilation with constant thoughts of suicide.

While no amount of money can right the wrongs inflicted upon her, this life-changing settlement can help provide financial security, and a peace of mind that she has the resources to continue with the professional treatment she needs to heal.

Our firm is committed to providing representation to victims and survivors of sexual assault and abuse. We

have a dedicated team of attorneys and staff to expertly handle cases on behalf of those who were victimized.



New address or phone number? Help us stay current by letting us know! Call 419.241.1395 or e-mail marketing@charlesboyk-law.com