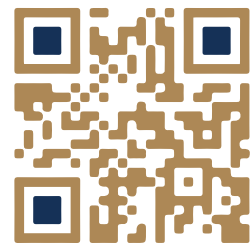


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FEAUTURED ARTICLE

Unpacking the Statute of Limitations in Personal Injury Cases



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The Legal Scoop

An Exclusive Publication From Yosha Law

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172
Years

COMBINED LEGAL
EXPERIENCE

100+
Verdicts

VERDICTS BEATING
PRE-TRIAL OFFERS

Hundreds
of Millions

RECOVERED IN SETTLE-
MENTS & VERDICTS

98%

SUCCESS RATE IN
BEATING AN INSURER'S
FINAL OFFER

4x

AVERAGE WE BEAT THE
INSURER'S FINAL OFFER

In Brandon Yosha’s new book, *From Running Back to Giving Back*, he provides insights into his personal history, his journey to the legal profession, and some of the most defining cases of his career so far.

One of the things that the book illustrates is the way that Brandon uses his experience, intuition, and curiosity to bring justice to his clients after they have been injured in an accident. Too often, individuals who are injured by someone else’s carelessness or neglect end up getting overwhelmed by expenses, losses, grief, and pain.

Brandon and the other attorneys at Yosha Law believe that these individuals deserve to have an advocate. Someone who speaks up for them and protects their rights.



Getting to know clients on a deep, personal level

You may be wondering how getting to know someone is a legal strategy. Isn’t that just part of being a caring person?

On the one hand, getting to know someone is related to being a caring and empathetic person. But it’s also how the team at Yosha Law wins their cases. You see, when you really know someone, you develop a much deeper understanding of who they are – and what they have lost because of their accident.



Unpacking the Statute of Limitations in Personal Injury Cases

Across the US, there are statutes of limitations in place for personal injury cases. Although that may seem frustrating for victims who seek justice, these laws are in place to protect both plaintiffs and defendants.

In Indiana, the statute of limitations protects people from getting blindsided by frivolous lawsuits decades after an accident supposedly occurred. This state code also allows victims to seek swift justice, and gives them more than enough time to file a legal personal injury claim.

So, how can this law impact your own personal injury case? How can a lawyer in Indiana ensure that your claim is filed before time runs out?

Let’s unpack how the statute of limitations influences personal injury cases.

A man who suffers neck injury wearing a neck brace during a personal injury case

What is a statute of limitations?

A statute of limitations regulates the amount of time a plaintiff can file a case against a defendant, and can apply to both criminal and civil cases. However, the settlement period of a personal injury claim may exceed the statute of limitations to file a claim.

If no settlement can be reached and the case goes to court, there’s no limit on time once the trial process begins.

Why do states have statute of limitations laws?

Every state in the US has a statute of limitations on the books. This law allows protection for both victims and defendants. For example, if you were the victim of a hit-and-run accident and are now experiencing exorbitant bills and severe injury, you want to get your lawsuit filed as quickly as possible.

Conversely, imagine you own a public-facing, thriving business. Shockingly, you’re hit with a catastrophic injury lawsuit that claims you are liable for premises gross negligence committed in 2003, but the claim was filed in 2023. The law protects you from this type of legal action, and this claim would no longer hold merit.

Is the statute of limitations the same in every state?

Although every state regulates the time window on filed criminal and civil claims, the statute of limitations varies based on the state and the case. However, no state has a statute of limitations that exceeds six years, and most states require personal injury claims to be filed within two years.

Here’s a look at some time regulations for personal injury cases:

- Alabama, 2 years
- Arkansas, 3 years
- Colorado, 2 years, 3 years for car accident claims
- Illinois, 2 years
- Louisiana, 1 year
- Maine, 6 years
- Michigan, 3 years
- Missouri, 5 years
- Ohio, 2 years
- Wyoming, 4 years

What is the statute of limitations in Indiana?

Indiana state code § 34-11-2-4 mandates that any personal injury claim is filed within two years of the date of the injury. If you fail to begin the claims process before the statute of limitations runs out, you may find you have no legal merit to pursue compensation.

However, there are several exceptions to this statute. If the victim in the claim was a minor or was mentally incapacitated when the injury occurred, they may wait longer to begin pursuing their personal injury case.

Similarly, if a named defendant does not respond to a claim within the statute of limitations, the victim may be given a time extension to file their lawsuit.

How can an Indiana personal injury lawyer help? If you choose to retain an Indiana personal injury lawyer to help you file your lawsuit, it’s important that you research attorneys in your area and come to your initial consultation meeting with prepared questions.

Read more at: <https://yoshalawfirm.com/blog/>

Our Success Stories

\$20.3 Million Verdict

\$20,325,000 verdict against a Fortune 500 energy company following a near-fatal electric shock injury that occurred at the company’s power plant in Petersburg, Indiana

\$5 Million Verdict

Motor Vehicle Accident. A passenger in a vehicle driven by a friend who wanted to demonstrate the speed of his new car. The driver hit a curb and the passenger suffered a traumatic brain injury.

\$7.5 Million Verdict

Slip and Fall case against National Car Rental Company. Verdict Amount \$7.5 Million Dollars, includes \$2.5 Million in loss of services for the plaintiff’s spouse. Plaintiff required a total hip replacement.

Emotional Trauma: The Overlooked Aspect of Personal Injury

In Indiana, after you’ve suffered personal injury in an accident, you’re likely to seek medical attention and treatment. However, you may feel that it’s quicker to either dismiss the emotional trauma you’ve endured or just deal with it on your own.

Nevertheless, any accident can create significant damage to your psyche, and you may need support while navigating through the aftermath of your initial injuries. daughter, whose life was stolen from her by another person’s carelessness.



Car accidents, slip and falls, and workplace accidents — regardless of how severe or minor — are scary, shocking events. Two tons of metal screeching toward you, a dramatic fall, or equipment failure can all leave an indelible emotional mark.

Emotional trauma can be an overlooked aspect of personal injury. However, when it is suffered at the fault of another, like all types of personal injury it deserves compensation.

Let’s take a look at the following questions and how they can impact the compensation you might receive for your emotional trauma:

- Legally, what is considered emotional trauma?
- How can emotional trauma impact your overall health?
- How can you file an insurance claim for the psychological impact of your accident?
- How can a personal injury lawyer help?

Read more at: <https://yoshalawfirm.com/blog/>