

PENN & SEABORN

ATTORNEYS AT LAW

A TRADITION OF QUALITY SINCE 2002

CLIENT BRIEF
FALL 2017

When Tragedy Strikes...Strike Back!



Myron Penn



Shane Seaborn



Will Partin



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No representation is made that the quality of legal services to be performed is greater than the legal services performed by other lawyers.

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Hurricane Safety Tips

While forecasting methods and tools are improving year after year, people are still at great risk to tropical storms and hurricanes because they continue to build along the coastline. The following is a list of helpful hints that you can use before hurricane season, when a watch or warning is issued, before, during, and after a tropical storm, or hurricane strikes your area.

WHEN A WATCH OR WARNING IS ISSUED

- Leave low lying areas.
- Protect windows with plywood boards, or storm shutters.
- Secure outside objects.
- Make sure you have plenty of fuel and water.
- Have several days supply of food and water for each family member.
- If called to evacuate, do so immediately.

BEFORE THE STORM

- Be ready to put your plan and preparation into action.
- Pay attention to local weather reports on radio, television, or the internet.
- Have house boarded up, or have storm shutters in place.
- Have plenty of food and water.
- Make sure all your tools, supplies, and first aid kit available for use.
- Have a secure room available.

DURING THE STORM

- Stay in Secure Room.
- Stay away from windows.
- Do not use the phone, or candles.
- Monitor Weather and Civil Service Bulletins on either regular or NOAA radio.
- Have supplies on hand.



- Remain indoors when the eye moves over your area because the storm will resume shortly.

AFTER THE STORM

- Make sure that all is definitely clear outside, and the storm has completely passed before going out.
- Report downed power lines, and stay away from them.
- Use stored water and food.
- Be patient. Things will take a while before they get back to normal.

Here at Penn & Seaborn, we are constantly looking for ways to connect with our clients and members of our community in order to keep them up to date on what is going on within the firm and within the communities that we are so fortunate to be a part of. Our Facebook, Instagram, and Twitter accounts are full of information we think may benefit you. You can access us on Facebook by searching "Penn & Seaborn" and our Instagram and Twitter accounts may be located by searching the username "penn_seaborn". These accounts also serve as a way to contact us, get directions to our nearest office, share your experience with us, and so much more! We are so thankful to those who have already become a part of our online experience, and we encourage everyone else to check us out!



Will Partin Builds Tower for Louisville Fire Bell

On August 26, 2017, Louisville, Alabama, celebrated its Bicentennial. An integral part of the celebration was the rededication of the Fire Bell. The Fire Bell was cast in 1889 to commemorate the Town of Louisville Fire Department. The bell was used to summon the volunteer fire department in times of need. In preparation for the placement of the bell, Will Partin donated his time and built a tower in which the bell is now displayed. Will is a lifetime member of the Louisville community and is proud of his town. Will understands the importance of our roots and preserving the history of Louisville, “The bell is an important part of town history, and I was proud to be able to help create a place to house the bell where it can be enjoyed by the citizens of Louisville and its visitors.”



Recent Filings

Penn and Seaborn recently filed a case against a trucking company that caused a fatality in Russell County. The trucking company had faulty brakes and inadequate tires.

Penn & Seaborn recently filed suit on behalf of a Columbus, Georgia high school student. Our client was a passenger when the driver was driving recklessly and rolled his pickup truck in a curve. Our client suffered scarring and disfigurement from the crash. The case is filed in the Superior Court of Harris County, Georgia.

Georgia Bar Announcement

CONGRATULATIONS to our Associate Ryan Stinson on passing the Georgia Bar examination. Ryan has been a member of the Penn & Seaborn family for over four years, two years as a law clerk and two years as an attorney. He is now licensed to practice in both Alabama and Georgia. Ryan's practice focuses on personal injuries such as car accidents and slip and falls, as well as criminal defense. If you or a loved one are in need of legal help in Alabama or Georgia give Penn & Seaborn a call today!

Recent Settlements

The firm recently settled a car wreck case on behalf of a Eufaula resident involved in a car wreck in Enterprise, Alabama. Our client was injured when a negligent driver pulled out into oncoming traffic and collided with her. Our client has recovered from her injuries and we were happy to help her get the compensation she deserved.

Penn & Seaborn settled a case on behalf of a Union Springs resident and her three minor children when they were injured in a car accident in Montgomery, Alabama. Our clients were injured when a vehicle that did not have the right of way turned left into oncoming traffic and collided with our clients. We were able to reach a good result

for all of our clients and they have since healed from their injuries.

Our firm settled a claim on behalf of a Montgomery client who was injured when a distracted driver pulled out in front of him. Our client has recovered from his injuries and was pleased with the result.

Penn & Seaborn recently obtained a favorable settlement on behalf of a Montgomery County woman who suffered a torn rotator cuff during a motor vehicle collision. The at-fault driver ran a stop sign and crashed into our client on Norman Bridge Road in Montgomery.

Penn & Seaborn recently obtained a settlement on behalf of two of our clients involved in a Houston County, Alabama motor vehicle accident. Our clients were injured when their car was struck by a commercial vehicle that merged into their lane. This was a good result for our clients in a tough venue.

Penn and Seaborn settled a worker's compensation case that was filed in Pike County on behalf of a client that was run over by a forklift at work. Our client suffered a very significant injury to his leg.

These recoveries and testimonials are not an indication of future results. Every case is different, and regardless of what friends, family, or other individuals may say about what a case is worth, each case must be evaluated on its own facts and circumstances as they apply to the law. The valuation of a case depends on the facts, the injuries, the jurisdiction, the venue, the witnesses, the parties, and the testimony, among other factors. Furthermore, no representation is made that the quality of legal services to be performed is greater than the quality of legal services performed by other lawyers.

Have a case like one of these? Call Penn & Seaborn

Pharma and Devices

E-CIGARETTE EXPLOSIONS

We are handling cases involving e-cigarettes. In addition to concerns about toxic chemicals associated with the devices, we are currently investigating cases involving severe injuries caused by exploding e-cigarette devices and exploding e-cigarette batteries. These explosions have been linked to faulty e-cigarette products, defective lithium-ion batteries, and insufficient warnings for users. With few regulations to ensure their safety, e-cigarette devices have been aggressively marketed and sold in stores throughout the United States.

18-WHEELER ACCIDENTS

There are significant differences between handling an interstate trucking case and other car wreck cases. It is imperative to have knowledge of the Federal Motor Carrier Safety Regulations, technology, business practices, insurance coverage's, and to have the ability to discover written and electronic records. Expert testimony is of utmost importance. Accidents involving semi-trucks and passenger vehicles often result in serious injuries and wrongful death. Trucking companies and their insurance companies almost always quickly send accident investigators to the scene of a truck accident to begin working to limit their liability in these situations. Our lawyers, staff and accident investigators immediately begin the important task of documenting and preserving the evidence. We would like to review any case involving catastrophic injury or death.

DEFECTIVE TIRES

Tire failure can result in a serious car crash and even a vehicle rollover accident, causing serious injury or death to vehicle occupants. Air, heat and sunlight can cause the rubber in tires to break down. When a tire is defective, potentially serious problems



like detreads and blowouts can occur long before the tire would be expected to wear out. If the tire failure is the result of design or manufacturing defects, and the manufacturer is aware of the problem, they have an obligation to alert consumers to the potential danger.

ON-THE-JOB PRODUCT LIABILITY

Many times product claims arise from workers compensation claims. After we investigate the circumstances that caused the injuries, many times we discover a defective machine may be the cause of the injuries.

XARELTO

Lawsuits filed against Johnson & Johnson subsidiary Janssen Pharmaceuticals and Bayer Corp. over the blood thinner Xarelto have been consolidated in Louisiana federal court. Xarelto has been linked to serious side effects including internal bleeding, gastrointestinal bleeding, brain bleed and death. The Xarelto lawsuits come on the heels of the recent \$650 million Pradaxa settlement. Researchers linked Pradaxa, also a blood thinning medication, to more than 500 deaths. Xarelto blood thinner litigation has been consolidated before U.S. District Judge Eldon Fallon in the Eastern District of Louisiana, who presided over suits against Merck & Co. over its medication Vioxx. The Vioxx litigation resulted in a \$4.85 billion settlement in 2007.

ZOFRAN

Manufactured by GlaxoSmithKline, Zofran (ondansetron) was approved to treat nausea during chemotherapy and following surgery. Zofran (ondansetron) works by blocking serotonin in the areas of the brain that trigger nausea and vomiting. Between 2002 and 2004, GSK began promoting Zofran off-label for the treatment of morning sickness during pregnancy, despite the fact the drug has not been approved for pregnant women and there have been no well controlled studies in pregnant women. The FDA has received nearly 500 reports of birth defects linked to Zofran. Birth defect risks include cleft palate and septal heart defects.

TALCUM POWDER AND OVARIAN CANCER

As many as 2,200 cases of ovarian cancer diagnosed each year may have been caused by regular use of talcum powder. Talc is a mineral made of up various ele-



ments including magnesium, silicon and oxygen. Talc is ground to make talcum powder which is used to absorb moisture and is widely available in various products including baby powder and adult products including body and facial powder. Talc products used regularly in the genital area increase the risk of ovarian cancer. A jury recently found consumer health care products manufacturer Johnson & Johnson knew of the cancer risks associated with its talc products but failed to warn consumers.

IVC FILTERS

Retrievable IVC filters are wire devices implanted in the vena cava, the body's largest vein, to stop blood clots from reaching the heart and lungs. These devices are used when blood thinners are not an option. Manufacturers include Bard, Cook and Johnson & Johnson. While permanent IVC filters have been used since the 1960s with almost no reports of failure, retrievable IVC filters were introduced in 2003, promoted for use in bariatric surgery, trauma surgery and orthopedic surgery. Risks associated with the retrievable IVC filters include migration, fracture and perforation, leading to embolism, organ damage and wrongful death.

INVOKANA

Approved in March 2013, Invokana (canagliflozin) is an SGLT2 Inhibitor used to treat adults with Type 2 diabetes, manufactured by Janssen Pharmaceuticals, a subsidiary of Johnson & Johnson. SGLT2 inhibitors work by preventing high blood sugar by helping the patient's kidneys remove excess sugar through their urine. In May 2015, the U.S. Food and Drug Administration (FDA) issued a warning the drug has been linked to cases of ketoacidosis, a serious condition where there is too much acid in the blood. Complications of diabetic ketoacidosis included difficulty breathing, nausea/vomiting, abdominal pain, confusion and unusual fatigue or sleepiness. The condition can lead to diabetic coma and/or death.

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*10th Annual Barbour County
Law Enforcement, First
Responders and Healthcare
Appreciation Day*

Join us for Lunch
at Shorty's

November 3, 2017

PENN & SEABORN, LLC
11:00 am - 2:00 pm
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2017 FOOTBALL SCHEDULE



DATE	AUBURN TIGERS	ALABAMA CRIMSON TIDE	ALABAMA STATE HORNETS	TROY TROJANS	TUSKEGEE GOLDEN TIGERS
September 2	Georgia Southern	Florida State	Tuskegee	at Boise State	at Alabama State
September 9	at Clemson	Fresno State	Troy	Alabama State	vs. Albany State (Phenix City)
September 16	Mercer (HC)	Colorado State	Kennesaw State	at New Mexico State	Clark Atlanta
September 23	at Missouri	at Vanderbilt	Prairie View A&M	Akron	at Findley
September 30	Mississippi State	Ole Miss		at LSU	at Lane College
October 5			Alcorn State		
October 7	Ole Miss	at Texas A&M			vs. Morehouse (Columbus, GA)
October 11				South Alabama	
October 14	at LSU	Arkansas	Texas Southern		vs. Jackson State (Mobile, AL)
October 21	at Arkansas	Tennessee		at Georgia State	at Kentucky State
October 28			Alabama A&M	Georgia Southern	Central State
November 2				Idaho	
November 4	at Texas A&M	LSU	Jackson State		Miles
November 11	Georgia	at Mississippi State	Grambling State	at Coastal Carolina	
November 18	ULM	Mercer	Mississippi Valley State	at Georgia State	
November 23			Cheyney		
November 24				Texas State	
November 25	Alabama	at Auburn			
December 2				at Arkansas State	

HOME GAMES IN BOLD