

The Hochfelder Report

THE CONSUMER'S GUIDE TO INJURY LAWSUITS IN NEW YORK

ARM FRACTURES, HUMERUS

ISSUE 7

In this issue of The Hochfelder Report, you'll discover...

- How much money New York juries awarded for arm injuries
- How much money New York lawyers accepted to settle cases
- What makes an arm injury's value in New York go up or down
- Types of injuries in the low-range, mid-range and high-range of values
- Details from actual New York arm injury cases
- Different types of arm injuries
- Accurate meanings of related medical terms
- Fine points of the arm's anatomy
- More!

This week The Hochfelder Report focuses on arm fractures. Before we analyze the potential New York pain and suffering recoveries for this type of injury, let's define certain terms:

Definitions

Arm: Commonly used to refer to the entire upper extremity (from the wrist to the shoulder), but more accurately refers to the Humerus, which is the long bone between the shoulder and the elbow.

Fracture: A break or disruption in the continuity of a bone.

Comminuted Fracture: A bone splintered into multiple fragments.

Open Fracture: When the wound extends through the skin.

Closed Fracture: When the wound does not extend through the skin.

Displaced Fracture: A fracture in which two ends of a fractured bone are separated from each other.

Proximal: Closer to the center of the body (for arms, closer to the shoulder).

Distal: Further from the center of the body (for arms, closer to the hand).

Now, let's look at the arm:

The Hochfelder Report provides facts and estimated ranges of value for New York pain and suffering for specific traumatic injuries. Often in trauma cases, many body parts are injured. As a result, the verdicts, settlements and case histories that you often hear discussed on the evening news or in the newspaper do not help you determine the



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value of your injury when you have injured only body part.

Therefore, please understand that if you have suffered a traumatic injury to more than one part of your body, you should use the information in The Hochfelder Report only as a starting point. The value of your case could be much less or much more than the amounts discussed here.

Often, in cases involving arm fractures — resulting from slip/trip and fall trauma, car accident trauma and construction injuries — the victim has other injuries as well. These frequently include wrist fractures, shoulder injuries and neck injuries. For information about a specific claim regarding those injuries, see The Hochfelder Report that deals with that specific injury.

If we haven't discussed your injury, you're invited to call John Hochfelder, who will gladly discuss your injuries with you at no cost or obligation. You're invited to call John toll free at 1-800-530-4660, or locally, 914-686-0900.

Please understand that the values set forth here are for pain and suffering only. The dollar amounts can be much higher when an injured person also incurs significant lost wages, significant medical expense payments and other so-called special or out of pocket damages.

Note: The verdicts and settlements described in this issue of The Hochfelder Report were current on the date of publication. If you'd like to verify that these case results are current, please call John Hochfelder at 914-686-0900. Or, if you're outside the local area, call John toll free at 1-800-530-4660.

Now, here are the estimated New York pain and suffering values of injuries based on the circumstances described:

**Low Range of Value for an Arm Fracture:
\$10,000 to \$40,000**

Your case is often valued in the \$10,000 to \$40,000 range when any or all of the following factors are present: When you do not need surgery. When you have an excellent recovery. When you will not likely have future pain or disability. And when your case would be tried in an area where juries are conservative in their awards.

Actual Case: \$10,000 settlement in a Queens County lawsuit for a 27-year-old who suffered a fractured humerus (the bone between the shoulder and elbow) and did not need surgery.

**Mid Range of Value for an Arm Fracture:
\$40,000 to \$80,000**

Your case is often valued in the \$40,000 to \$80,000 range when any or all of the following factors are present: When you need surgery. When you have a good recovery. When you have only a small likelihood of future pain or disability. And when your case would be tried in an area where juries are about average in their awards.

Actual Case: \$50,000 settlement for a 35-year-old Westchester woman office clerk who fractured her humerus, requiring minor surgery and who experienced a good recovery.

**High Range of Value for an Arm Fracture:
\$80,000 to \$350,000**

Your case is often valued in the \$80,000 to \$350,000 range when any or all of the following factors are present: When you require surgery. When you have a poor to fair recovery. When you will likely have significant future pain and disability. When you may or will require additional surgery in the future. And when your case would be tried in an area where juries are liberal in their awards.

Actual Case: \$125,000 settlement in Westchester for a 30-year-old injured victim with a fractured humerus requiring surgery, displacement and impingement; and who will likely need another surgery in five years.

Actual Case: \$115,000 recovery in Queens for an 82-year-old man with a fractured humerus requiring an open reduction and internal fixation.

Actual Case: \$350,000 recovery in Kings County for a homemaker with a fractured humerus requiring internal fixation surgery with percutaneous pinning, an extended stay in the hospital, and a second surgery.

Actual Case: \$300,000 recovery for a 51-year-old Manhattan accounting manager with a comminuted and displaced fracture of the proximal humerus requiring the insertion of a plate and six screws and a second surgery. The plaintiff can no longer golf, swim or play tennis.

You're Invited to Call or E-mail!

"If you have suffered an arm fracture or other injury, you're invited to call me. I will ask questions about your injury and help you determine the value of your claim.

Call me toll free at 1-800-530-4660 or e-mail jhochfelder@newyorkinjurycases.com. I promise I'll do everything I can to help you."

—John Hochfelder