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VICTIMS AND THEIR FAMILIES



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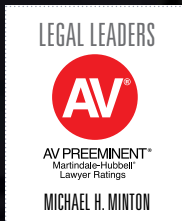
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# THE MINTON FIRM

LEADERSHIP IN FAMILY LAW  
EXCEPTIONAL TRIAL ADVOCACY



From Left: William Shapiro, Magdalena Urban-Raimondi, Michael H. Minton



## INCOMPARABLE DEDICATION TO FAMILY MATTERS DEFINES THE MINTON FIRM.

**LIFE IS IN SESSION. PEOPLE ARE IN TRANSITION. DIVORCE IS TRAUMATIC. “WE CAN’T CHANGE** the fact that people divorce, but we can change the way they divorce,” says Firm founder, Michael H. Minton. The Minton Firm exhibits True Professionalism, “a passionate belief in what we do, never compromising standards or values, and caring about our clients. We have this vision of client service and representation and are committed to delivering on that pledge.”

**DISTINGUISHED BY HIS OUTSTANDING ACHIEVEMENTS IN MATRIMONIAL ADVOCACY,** Minton’s qualifications extend far beyond the courtroom. Minton has been certified\* as a Civil Trial Advocate by the National Board of Trial Advocacy, the oldest and largest not-for-profit American Bar Association accredited trial attorney certification board in the United States. Minton was the first attorney in Illinois to receive Board Certification\* in Family Law Trial Advocacy. Minton’s qualifications include recognition as one of the 2014 Top 10 Family Law Attorneys in Illinois by the Board of Governors of the National Academy of Family Law Attorneys (NAFLA). Minton’s preeminent credentials have earned membership in the Melvin M. Belli Society and independent selection to the The National Trial Lawyers’ Top 100 Attorneys from 2011 to the present. His inclusion in *Chicago’s Top Rated Lawyers* from 2012 to 2014 is based on his AV Preeminent® status from Martindale-Hubbell®, the highest rating available for a lawyer’s legal ability and professional ethics. He was also named as a Legal Network’s Top Lawyer in Illinois in 2013 and 2014.

**“WE ARE A GROUP OF MULTI-DISCIPLINED PROFESSIONALS OFFERING A HIGHLY** personalized strategy of legal representation and direction guided by experience and expertise,” Minton says. In 2014 Minton received a “Superb” rating, the highest of its kind, from AVO.com, one of the world’s largest online lawyer directories. Minton was elected as the 2013/2014 Chair of the Family Law section for the American Association for Justice (AAJ).

**AS AN ADVOCATE, AUTHOR, EDITOR AND LECTURER, MINTON HAS BEEN INFLUENTIAL IN** revolutionizing the role of the homemaker by placing a dollar value on homemaking in his book, *What is a Wife Worth? The Leading Expert Places a High Dollar Value on Homemaking*. The book garnered national attention and lecturing engagements for Minton, who has been featured in magazines including *Fortune*, *Money*, and *People*. He has also appeared on television and radio programs, such as “60 Minutes,” “Late Night with David Letterman,” and “The Larry King Live” radio show.

**MINTON ATTENDED THE UNIVERSITY OF LONDON SCHOOL OF ECONOMICS, WHILE RECEIVING** his J.D. from Northwestern University. He received his B.A. from the University of Notre Dame. Minton’s sought-after courtroom presence and litigation and settlement skills have established a national reputation for The Minton Firm. Minton has argued before the Illinois Supreme Court and several Courts of Appeal. His appearances in state appellate courts have created meaningful family law precedent.

**“AT THIS FIRM, WE ARE WELCOMING OUR CLIENTS TO THE CUTTING EDGE OF FAMILY LAW.** There is no learning curve with the Minton Team,” Minton says. This team includes William Shapiro and Magdalena Urban-Raimondi. Shapiro is a highly experienced litigator and former Assistant Attorney General who received his J.D. and Bachelor’s Degree from the University of Wisconsin. Urban-Raimondi, the 2013/2014 Vice Chair of AAJ’s Family Law Section, received her J.D. from Thomas M. Cooley Law School and her Bachelor’s Degree from Loyola University Chicago.

**“WE ARE THE LAW FIRM FOR YOUR FAMILY’S LIFE CHALLENGES,” MINTON SAYS. “LIFE ISN’T** about waiting for the storm to pass...It’s learning how to dance in the rain! No life story is the same. No fortune is the same, so our approach is never the same. It is individualized and successful.

**“OUR GOAL IS FOR YOUR FAMILY TO REALIZE AN ACCOMPLISHMENT IN THE DISSOLUTION** process. A divorce is unsettling enough, and we are committed to have you resume your life without sacrificing your lifestyle. It is a significant honor to represent you and your family. As our clients and colleagues can attest, we are truly the best of the best. A higher expectation summarizes our views toward client service. We are committed to delivering on that pledge and invite you to meet with us. Family matters matter to us.”

\* Board Certification is not required to practice law in Illinois, and the Illinois Supreme Court does not recognize specialties in the practice of law.

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# CAVANAGH LAW GROUP

PERSONAL INJURY, AUTOMOBILE ACCIDENTS, CIVIL LITIGATION, WRONGFUL DEATH, MEDICAL MALPRACTICE

**AS ONE OF ILLINOIS' LEADING PERSONAL** injury law firms, Cavanagh Law Group has the resources, experience, and commitment to secure justice for its clients. Since its inception, the firm has obtained more than \$450 million in settlements, judgments, and verdicts for injury victims and their families.

**"WHAT SETS US APART IS OUR COMMITMENT** to our clients," says founding partner Timothy Cavanagh. "We are experienced and aggressive lawyers who have taken on some of the largest corporations and insurance companies in the country, and fortunately, we've been pretty successful."

**IN 2014 ALONE, THE FIRM HAS ALREADY** secured multimillion-dollar recoveries in two high-profile cases.

**THE FIRST CASE RESULTED IN A \$6.65 MILLION** wrongful death verdict in the Circuit Court of Cook County. On October 9, 2009, John Bruce, a United Airlines employee, was working as a ramp serviceman on a United military charter at a United States military base in Kuwait. The base was operated by CAV International, Inc., a military contractor hired by the U.S. government. After John exited the cargo pit of the 747 airplane onto the belt loader, an employee of CAV collapsed the safety handrail of the belt loader causing John to be catapulted to the concrete tarmac below. John suffered an extensive brain injury and died 6 days later. Cavanagh Law Group brought a wrongful death lawsuit against CAV. During four years of litigation, CAV denied responsibility for John's death. On February 14, 2014, a Cook County jury found CAV responsible and awarded damages of \$6.65 million to John's widow and children. "We travelled around the world to secure testimony and evidence to prove CAV's responsibility for John's injuries and death," said Cavanagh. "We are grateful that the jury appreciated the loss that the family endured."

**IN THE FIRM'S SECOND CASE OF 2014,** Cavanagh obtained a \$2 million settlement from the Nebraska Department of Corrections for the family of a woman who was killed when a prison

inmate, driving a state-owned van, crashed into her car head-on. Despite the fact that the inmate had a history of reckless driving, the Nebraska Department of a Corrections permitted him to drive the van as a part of their inmate work program. The woman was survived by her husband and three adult children. "This case generated a tremendous amount of media attention due to the egregious conduct of the defendants," Cavanagh said.

**THE FIRM'S MANY SUCCESSES INCLUDE A** \$55.7 million verdict in a railroad-crossing case, which was recognized by *The National Law Journal* as one of the top 100 verdicts in the country in 2002. The award is also a state record in Illinois for a railroad crossing collision case.

**MORE RECENTLY, THE FIRM WON A \$13.7** million verdict in a wrongful death case involving a deadly automobile crash. The firm has successfully settled many cases including a \$14 million medical malpractice recovery for the family of a five-year-old boy who suffered a severe brain injury during birth.

**"WE'VE WORKED ON HUNDREDS OF** wrongful death and injury cases, and we bring the same thorough preparation to each matter," Cavanagh notes. "We get involved with cases right away, file lawsuits as quickly as possible, and then work tremendously hard to get clients full and fair compensation whether by settlement or verdict."

**AS A RESULT, CAVANAGH HAS BEEN AV** Preeminent® rated by Martindale-Hubbell®, included in Illinois *Super Lawyers*, and named a "Leading Lawyer" by the Leading Lawyers Network. He was also selected as one of the top 500 plaintiffs' lawyers in the United States by *Lawdragon* magazine and recognized as one of the top 100 Irish attorneys in America by *The Irish Voice* newspaper.

**WHEN ASKED ABOUT THE SECRET OF HIS** success, Cavanagh simply says, "We have a wonderful team of experienced lawyers and a committed staff who work hard every day on behalf of our clients."

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TIMOTHY J. CAVANAGH

Seated, from left: Timothy J. Cavanagh, Matthew M. Rundio  
Standing, from left: Benjemen L. Nichols, Stacey Feeley Cavanagh, David J. O'Connor, of counsel

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Welcome to the 2014 edition of *Chicago's Top Rated Lawyers*, a publication featuring legal talent from the metropolitan area.

The attorneys featured here and in the accompanying online edition have all achieved the peer reviewed rating of AV Preeminent® by Martindale-Hubbell®, the company that has long set the standard for lawyer ratings. The AV Preeminent® rating is a significant accomplishment and demonstrates that a lawyer's peers have ranked them at the highest level of professional excellence.

Our online edition of *Chicago's Top Rated Lawyers*, accessible at <http://at.law.com/Chicagotoprated>, includes the complete directory of all of the Chicago area's AV Peeminent® rated attorneys, listed by their practice areas.

In addition to insightful profiles on many Top Rated attorneys, this publication features articles on current trends in the law. As such, it is a valuable resource in finding top legal talent and making more informed legal decisions.

Sincerely,

KEVIN VERMEULEN  
SENIOR VICE PRESIDENT  
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HIGHLIGHTS IN THIS ISSUE:

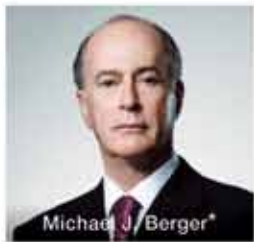
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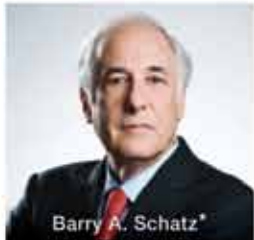
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Since our founding in 1987, Berger Schatz has grown to become one of the premiere matrimonial and family law firms in the nation, known for its extraordinary work in cases requiring sophisticated legal and financial analysis. The firm's 22 partners include seven Fellows of the American Academy of Matrimonial Lawyers – membership that is the standard of excellence in the family law arena – as well

as numerous attorneys who have earned peer ratings of BV Distinguished or AV Preeminent by Martindale-Hubbell, and who are regularly named to the lists of *Leading Lawyers* or *Illinois Super Lawyers*.

\* Our Top Rated Lawyers are: Jason Adess, Michael Berger, Leon Finkel, David Levy and Barry Schatz.

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Chicago's Top Rated Lawyers helps take the mystery out of locating a high-quality advocate to protect you, your family, your business and all other assets. The lawyers in this comprehensive list are considered first-rate in their field and are available to help.

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Lawmakers and lawyers in the Windy City examined cases that touched on subjects ranging from racial bias in the mayor's security detail to the control of ancient Persian antiquities.

#### CHICAGO MAYOR FACES RACIAL BIAS LAWSUIT

In March, federal judge Harry Leinenweber ruled that Chicago Mayor Rahm Emanuel must face a lawsuit alleging racial bias brought by white and Latino officers who are former members of the mayor's security team. The lawsuit also names two of Emanuel's top advisors and several high-ranking officials in the Chicago Police Department.

The 11 plaintiffs were all members of Unit 542, an elite group of officers who served as security specialists for the mayor and visiting dignitaries. The suit alleges that when Emanuel became mayor in 2011, several officers who were not members of Unit 542 were effectively promoted to serve as his security detail. It asserts that Emanuel promoted them because of their ties to Emanuel's political campaign. Later that year, eight of the plaintiffs were demoted without explanation. The plaintiffs' suit also notes that no black officers were demoted.

Emanuel sought to have the suit dismissed. But Judge Leinenweber refused to dismiss the action. "It is plausible that some or all of defendants participated in various ways," Leinenweber wrote in his March 26 ruling. "[F]or example, it is conceivable that the mayor had some input over which officers would form his personal security detail, and Pang and Faulman, as advisors, could have helped the mayor reach that decision or decide whether and how to demote plaintiffs. These allegations raise the right to relief above the speculative level."

#### COOK COUNTY JUDGE REQUESTS TO RETURN TO THE BENCH AFTER INSANITY RULING

In March 2012, Cook County Judge Cynthia Brim shoved a sheriff's deputy outside the Daley Center during a manic episode. She was found not guilty of misdemeanor battery by reason of insanity but was suspended from her duties as a judge in the process. Two years after the incident, Brim appealed to the Illinois Courts Commission, requesting to be allowed back on the bench.

Brim has a history of psychological issues. She has been hospitalized for mental illness at least nine times since 1994. Although she had previously been on and off mood stabilizing drugs, it wasn't until 2009 that she was diagnosed with a bipolar type of schizoaffective disorder. In the two years leading up to her 2012 breakdown, Brim had ceased taking medication and seeing a psychotherapist.

The day before she shoved the deputy, Brim went on a 45-minute rant during a busy traffic court call she was presiding over and was forced to leave the courtroom. "I just broke like a pencil," Brim told the commission. "It was totally inappropriate for me to say what I did at that time—or any other time." Brim assured the commission that she has consistently taken medication in the two years since her breakdown, and that she has not suffered any psychotic episodes during that time. "I can serve as a judge with full capability as long as I continue to take the medication as prescribed," she said. "I've had two years to think about this, and I have a different perspective and understanding of my condition. I realize now I have to stay on my medications and see a psychiatrist on a regular basis."

However John Gallo, attorney for the Judicial Inquiry Board, questioned the wisdom of allowing Brim to resume her judgeship. "They're looking at a judge who said to a court that she was, at one point in time...insane," he said, noting that she "bears some responsibility" for the situation. "Judge Brim decided to go without any kind of psychiatric treatment of any sort after 15-plus years of these episodes while she was a sitting judge," he said.

According to the *Chicago Tribune*, Brim has continued to collect her \$182,000 annual salary during her suspension. Shortly after the assault, Brim was re-elected, receiving more than 60% of the vote, despite the Chicago Bar Association's recommendation that voters remove her from the bench.

#### COOK COUNTY JUDGE THROWS OUT MALAYSIA PLANE LAWSUIT FILED BY CHICAGO FIRM

Just weeks after Malaysia Airlines Flight 370 disappeared over the Indian Ocean, a Chicago-based law firm filed the first lawsuits related to the crash. Shortly afterward, Cook County Judge Kathy Flanagan dismissed the two petitions filed by Ribbeck Law and threatened to impose sanctions against the firm for what she called baseless filings.

Ribbeck Law filed two petitions naming Malaysia Airlines and Boeing as defendants. The petitions seek to preserve evidence and identify anyone involved in the manufacture and upkeep of the Boeing 777 model that was involved in the incident. Ribbeck Law attorney and

## CHICAGO LAW 2014



head of global aviation litigation Monica Kelly told reporters that her firm hoped to represent at least half of the 239 passengers and crewmembers who were on the Beijing-bound flight when it disappeared. The lawsuit, filed on behalf of the father of a passenger and the wife of a crewmember, sought millions of dollars in compensation for each victim.

Judge Flanagan dismissed the filings, ruling that the law only permits such suits when the identities of potential defendants aren't known. According to Flanagan, "the proper procedure would be to sue the defendants first and obtain evidence during the normal process of discovery," the *Chicago Tribune* noted.

This is not the first time Judge Flanagan has run up against Ribbeck Law. Last year, the firm filed similar petitions after airplane crashes in San Francisco and Laos. Flanagan, who oversees Cook County's airline-related suits, dismissed both for the same reason she cited in the Malaysia case. "Despite these orders, the same law firm has proceeded, yet again, with the filing of the (Malaysia crash) petition, knowing full well there is no basis to do so," Flanagan wrote in her ruling, further stating that she would impose sanctions on the firm if it continued with similar filings. "We had no problems with other judges in the past," Ribbeck Law's Kelly told the *Chicago Tribune* after the judge's ruling. "So, either the judge does not understand the rule, or we don't understand it."

#### JUDGE RULES THAT CHICAGO MUSEUMS CAN KEEP THEIR PERSIAN ARTIFACTS

A long-running legal battle reached resolution in March when a federal judge ruled that two Chicago museums did not have to turn over ancient Persian artifacts from their collections in order to resolve

a legal settlement for victims of a 1997 terrorist attack.

Nine Americans who survived the 1997 attack in Jerusalem subsequently filed suit against Iran. They argued that the country was a financial supporter of Hamas, the Palestinian group that carried out the attacks. In 2003, U.S. Federal Judge Ricardo Urbina awarded victims of the attack \$423.5 million in damages. But the plaintiffs found collecting that money to be a difficult prospect.

Rhode Island attorney David Strachman employed an inventive legal tactic to get his clients their money: He requested that the University of Chicago and The Field Museum turn over ancient Persian artifacts to serve as compensation. "This case is about inflicting economic damage and punishment on the terrorists," Strachman said.

The artifacts in question were excavated from the ancient Persian city of Persepolis in the years before World War II. They include thousands of clay tablets with cuneiform writing. Representatives from the University of Chicago conceded that the antiquities were the property of Iran, but they argued that the collections were protected under the doctrine of sovereign immunity. That legal principle holds that a government cannot be sued in the same way as ordinary citizens. Lower courts rejected that argument.

In March, U.S. District Judge Robert Gettleman ruled that the museums could keep control of the collections because Iran had not asserted ownership over the collections. "The court recognizes the tragic circumstances that gave rise to the instant action, but finds the law cited by the plaintiffs does not offer the remedy they seek," he wrote. "These ancient artifacts...have unique historical and cultural value," Gil Stein, director of the University of Chicago's Oriental Institute, said in a statement. "[The university] will continue our efforts to preserve and protect this cultural heritage."

## TOBIN & MUÑOZ, L.L.C. PERSONAL INJURY, CRIMINAL, BUSINESS & COMMERCIAL

Craig Tobin and George Muñoz are recognized among the best lawyers in the United States and are members of a select group of lawyers who, for more than two decades, have received the highest ratings available for both legal ability and ethics. Mr. Tobin's peers have also voted him repeatedly into the *Best Lawyers in America*, *Leading Lawyers* and *Super Lawyers* in civil rights, personal injury, business litigation and criminal defense. Mr. Muñoz serves on the boards of public companies including Marriott International and is a Commissioner on President Obama's Commission on White House Fellows.

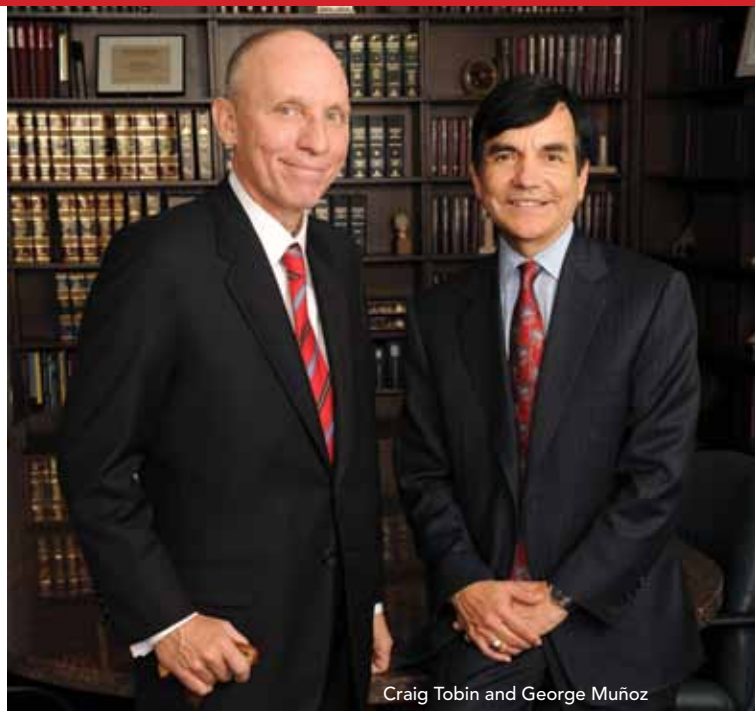
On behalf of their clients, the internationally recognized trial law firm represents both plaintiffs and defendants and has recovered or protected hundreds of millions of dollars in funds and assets. The firm is listed in the Bar Register of Preeminent Lawyers. Recently the firm successfully defended a prominent political figure, obtained a civil rights judgment of \$1.6 million on behalf of a person falsely arrested, a \$4 million verdict on behalf of a plaintiff, who was bumped by an ATV driven by a Chicago police officer, successfully defended a municipality against potential claims of more than \$28 million in damages, and obtained a substantial judgment on behalf of a law partner wrongly ousted from his firm.

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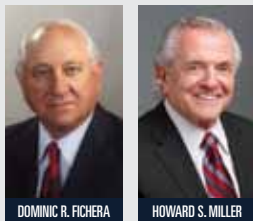
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Dominic R. Fichera and Howard S. Miller founded their law firm to represent clients throughout greater Chicago who have been victimized by the carelessness or negligence of another. With over 100 years of combined experience, no matter what the case or the injury, Fichera & Miller, P.C. is ready to go to work for their clients.

Mr. Fichera has handled personal injury and wrongful death cases for 50 years. He has obtained numerous multimillion-dollar awards on behalf of his clients. As such, Mr. Fichera is a member of the Million Dollar Advocates Forum, one of the most prestigious groups of trial lawyers in the United States. He is past president of the Northwest Suburban Bar Association.

Mr. Miller has over 50 years of experience as a civil trial attorney. In addition to his success in the courtroom, he has served as the president of the Kane County Bar Association, and is also a certified civil mediator and arbitrator in the Sixteenth Judicial Circuit, Kane County, Illinois.

Both Mr. Fichera and Mr. Miller have tried approximately 100 jury trials to verdict, and have received the highest possible ratings for legal ability and ethics from Martindale-Hubbell® and Avvo. Additionally, the two have been named by the American Trial Lawyers Association as being among the Top 100 Trial Lawyers in America.

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# BAR LIABILITY FOR ALCOHOL INJURIES

Many states hold commercial vendors of alcohol responsible for injuries caused by drunk patrons. Different laws apply to social hosts and employers throwing office parties. A drunk person can't collect for injury to himself, but a third party injured by the actions of a drunk person can under certain circumstances.

Laws in most states require the injured person suing a commercial alcohol vendor to prove that the serving of alcohol was a "proximate cause" of the injury. Laws vary widely by state. In some states, for example, commercial vendors will only be held responsible for serving alcohol to minors. In other states, the amount of damages that can be collected from a commercial vendor is capped at a specific amount, under the theory that the major share of blame for the injury should be placed on the drunk person.

## PROVING EXCESS INTOXICATION

So how do you prove the person who injured you or your family member was "visibly intoxicated"? Some states have tried to clarify this vague test by requiring proof that the drunk person demonstrated "significantly uncoordinated physical action or significant physical dysfunction." In other states, you must prove that the bar patron was so obviously intoxicated that he presented a "clear danger to himself and others."

If you or someone you love has been injured by a drunk person whom you suspect may have been served alcohol by a commercial vendor before the injury occurred, it's important to see a lawyer right away. Proving the obvious intoxication of a bar patron often requires eyewitness testimony of other bar patrons and employees. A lawyer can locate and interview these witnesses quickly, and get witness statements right away while they still remember accurately what happened and before they clam up.

The time limit for filing a legal action against a commercial vendor – called a "statute of limitations" – is often very short. So it's very important to develop and file your legal action quickly in order to collect.



## MICHAEL A. MOSES, ESQ.

SIEGEL & MOSES, P.C.

Mike is a principal of the law firm of Siegel & Moses PC, whose practice focuses on most legal aspects of the alcoholic beverage industry. The firm's clients hail from all three "tiers" of the federal and state-mandated alcoholic beverage industry. The collective experience of their principals spans more than 100 years.

Within the supplier tier Clients include foreign and domestic distilleries wineries and breweries, as well as U.S. importers. On the wholesale level, they represent both local and national distributors of spirits, wine and beer. At the retail level, their clients include regional, national and international hotel and restaurant chains.

Included with their principal areas of concentration are federal and state litigation (at the trial and appellate level), administrative proceedings, regulatory matters with various federal and state agencies, commercial agreements amongst members of the industry, licensing, as well as advertising and market- ing guidance.

Mike has been in practice for 38 years, is admitted to bars of Illinois and Texas; the U.S. District Court, Northern District of Illinois, including trial bar; the U.S. Courts of Appeals for the Fourth, Fifth, Sixth, Seventh, and Eighth Circuits, as well as the U.S. Supreme Court.



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AS SEEN ON





# FAILURE TO DIAGNOSE MAY BE MEDICAL MALPRACTICE

**M**any medical malpractice lawsuits originate from a doctor's failure to diagnose a patient's medical condition. Closely related is a misdiagnosis or delayed diagnosis.

## DIAGNOSIS ERRORS

Doctors are responsible for recognizing signs of medical conditions and knowing the risk factors that would make it more likely for you to develop a serious medical condition in the future. If you have symptoms they don't quite understand, they must do what they can to find an answer.

- **Failure to diagnose** is when the doctor misses the connection between your symptoms and a medical condition and no course of treatment is taken.
- **Misdiagnosis** commonly refers to when your doctor believes you have a different condition than you actually do.
- **Delayed diagnosis** is when your doctor isn't quick enough in making the connec-

tion between your symptoms and a medical condition.

## IS IT MALPRACTICE?

In a medical malpractice case, you must prove several things:

- There was a doctor-patient relationship and the doctor owed you a legal duty of care. This duty requires a medical knowledge and skills required of a reasonably competent physician who practices the same type of medicine.
- The doctor breached or broke that duty - a mistake was made in diagnosing your medical condition.
- You suffered some type of harm or injury, such as developing a more serious medical condition.
- The doctor's mistake caused this injury or harm.

It's not malpractice if you're not injured by the mistake. If a doctor prescribes the wrong medication or the wrong dosage, and



after taking it you suffer no serious or lasting harm and the mistake is later corrected, you probably don't have a case.

You have some responsibilities, as well. You need to be up-front with your doctor when it comes to your medical history and personal habits. You also need to explain as best you can what's troubling you and take charge of your treatment. If, for instance, at your annual physical check-up you don't tell your doctor about chest pains you had a few days earlier, it's probably not malpractice if the doctor doesn't diagnose a heart condition and you later develop heart disease.

It comes down to the question of what another reasonably competent doctor would have done differently in your case.

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PERSONAL INJURY, MEDICAL MALPRACTICE, PRODUCTS LIABILITY

Elliott Robbins represents seriously injured persons and families who have lost loved ones in personal injury, wrongful death, products liability, medical malpractice, workers' compensation and occupational illness cases throughout the State of Illinois. He has achieved exceptional results in cases involving traumatic brain injury, spinal cord injury, orthopedic injury and disfigurement. "Although highly selective in the cases we handle, we don't shy away from complex cases and we strive to uncover and substantiate the true cause of a multifaceted accident, product failure or untoward medical complication, independently of what the investigating agencies or involved parties may be opining," Mr. Robbins says.

Mr. Robbins has successfully prosecuted medical malpractice cases in virtually every specialty of medicine. He has earned the trust and respect of his opponents by only prosecuting cases of the highest merit, by advocating with civility, and by resolving matters with discretion to all parties and without fanfare. Mr. Robbins is a staunch proponent of ADR and believes in exploring creative solutions leading to resolution at all stages of litigation.

Robbins & Robbins, Ltd. was founded by Mr. Robbins' parents in 1958 and for the last 28 years, he has proudly carried on their tradition of championing the causes of injured workers, consumers and patients, one case at a time, with compassion and uncommon accessibility for all his clients.

Mr. Robbins earned his BA from the University of Chicago in 1983, his JD from Loyola University School of Law in 1986, and is licensed to practice in State and Federal Courts. He enjoys giving back to the community by serving as youth advocate in New Trier Township's peer jury program, and has previously served on Wilmette's Board of Health and New Trier's Health & Human Services Committee, which he chaired.

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# SELECTING A U.S. IMMIGRATION LAWYER

Immigration matters are almost always complicated because of the many laws and rules involved. Sometimes you need the help of a lawyer, but where do you start? Here are some things that will help you find the right immigration lawyer for you.

## COLLECT NAMES

It's always a good idea to talk to more than one attorney in the beginning. Here's where to look:

- Contact the local bar association in your area. Many bar associations have referral programs to connect clients with local attorneys.
- The American Bar Association has tools and information to help you find an attorney, as does the American Immigration Lawyers Association (AILA), a legal association for immigration lawyers only.
- Talk to your family, friends and co-workers. Someone you know may have hired an attorney to help with an immigration issue and he can tell what he liked or disliked about the attorney.

- If you don't think you can afford an attorney, there may be a program in your area that offers free or low-cost immigration legal help.

## RESEARCH

Find out as much as you can about each attorney that you're considering.

- Run internet searches on the attorneys' names. You may find news articles about them, legal cases they've handled, or legal articles or blogs they've written. This type of information can tell you a lot about the attorneys' experience and reputations.
- Make some phone calls if you can't find enough information online. Most attorneys gladly take the time to talk to potential new clients and answer any general questions.
- Check with your state's bar association and your local bar association to see if the attorneys on your list have ever been disciplined and if they're licensed to practice law in your state.
- In some states, attorneys may be cer-



tified by the state bar association as specialists or experts in immigration law. This usually means they have advanced training and experience.

- Look for a lawyer with experience in your type of immigration case. Immigration lawyers sometimes limit their practice to certain areas, like deportation and removal cases or employment-related visas, for example. Look for one who matches your type of case
- Consider the costs. Depending on your case, an attorney may charge you an hourly fee where you pay a certain amount for each hour she works on your case. Some attorneys may charge a flat fee—a pre-set price to work on your case from beginning to end. As you research the attorneys on your list, look for information about how they typically charge their clients and consider which fee arrangement best fits your budget.

## DOUBLE JEOPARDY

In the United States, there are a couple legal concepts called—*res judicata* and *collateral estoppel*—that prevent identical cases from being disputed in the courts more than once. In immigration proceedings, this means that if the government brings a case against an undocumented citizen in attempt to remove them from the country, and if the government loses that case, then the government cannot repeat those removal proceedings in an effort to get a different result.

## QUESTIONS FOR YOUR ATTORNEY

Before meeting with your attorney prepare yourself with questions such as:

- Are you fluent in my native language?
- Can you provide services at all levels of my immigration case?

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## CHRISTOPHER HELT, ESQ. IMMIGRATION LAW



CHRISTOPHER HELT FOUNDED HIS LAW FIRM WITH A GOAL TO REDEFINE THE LANDSCAPE OF IMMIGRATION LAW, offering an aggressive and innovative approach to representing clients in America's immigration courts. His diverse client base ranges from those who come to America with literally nothing more than the "shirts on their backs" to highly successful community, business and political leaders all wishing to realize the American dream.

DURING A CAREER SPANNING 20 YEARS, Chris has assisted clients in navigating through complexities of U.S. immigration law before many of the nation's immigration courts and federal courts, including the United States Supreme Court. Representative cases include federal circuit published decisions, including lead counsel in *Merchant v. U.S. Attorney General*, 461 F.3d 1375 (11<sup>th</sup> Cir. 2006).

Chris has maintained a commitment to providing service to his community, and is the 2013-14 recipient of the Federal Bureau of Investigation's Director's Community Leadership Award, the FBI's principal award given to "honor individuals and organizations for their efforts in combating crime, terrorism, drugs, and violence in America."

Chris is currently rated as an AV Preeminent® Peer Review-Rated Lawyer, Martindale-Hubbell®'s highest rating for legal competence and ethical integrity, as judged by his peers in the legal community.



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# CHALLENGING A WILL MAY LEAVE YOU WITH NOTHING

Challenging a will is difficult, but it can be done. You can challenge a will if facts indicate that the will was not properly made or was the result of fraud, mistake, or improper influence on the person who prepared the will—referred to as the “decedent” after death.

A valid will requires that the decedent possessed “testamentary capacity,” sometimes referred to as having a “sound mind,” at the time the will was made. The decedent must also have met the state’s minimum age requirement. Challenging a will on the basis of capacity typically requires showing that the decedent did not understand the nature and extent of the property or the identity of natural heirs. Typically, such a challenge requires medical evidence showing mental impairment.

A challenge of undue influence means the decedent did not make the will of free choice, but solely due to the improper influence of another person. A common situation

that leads to such a challenge is where a lone sibling cares for an infirm parent, and the caregiver sibling receives a greater portion of the parent’s estate than other siblings. This is particularly true if the parent has changed the will while under the care of the sibling and if this fact was kept secret from the other siblings.

## FRAUD OR MISTAKE

A will can be challenged for fraud, such as when pages have been inserted after the decedent signed the will or the decedent’s signature is forged. If the will was not executed properly, with only one witness signature when two are required, for example, the will can be challenged as invalid. Sometimes a will that has been previously revoked is mistakenly (or purposefully) submitted for probate. This version will be rejected when the superseding will is provided.

You challenge a will by filing an appropriate petition in the state probate court that



has control over the decedent’s estate. The type of petition, the basis for the challenge, and the likely results depend on the state law where the court is located. Each state’s law has its own rules, which can differ.

Challenging a will because you believe your inheritance should be greater involves a risk of violating the “no-contest clause.” If you fail, the will is valid and the no-contest clause will prevent you from receiving the inheritance left to you. State law varies regarding the conditions under which a no-contest clause is valid.

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Front, from left: Paul J. Richter, Stephen B. Cohen, Ronald M. DeHaan, Steven A. Koga  
 Back, from left: Jason T. Johns, Mark A. Costa, Charles L. Michod, Jr., Marc J. Chalfen, Kim A. Mahan, James L. Stephenson, Paul A. Doucette, David S. Adduce.

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Chicago law firm Kelly, Olson, Michod, DeHaan, & Richter, L.L.C. (KOMDR) is a multi-disciplined and solutions-oriented law firm serving banks, corporations, real estate developers, private entrepreneurs, small business owners, and individuals since 1872. To this day, KOMDR continues to help its clients solve their legal problems, large or small, simple or complex, by listening to and then recommending and implementing solutions that fit their needs, all with small firm collegiality but with the toughness and aggression needed to win the litigated matter.

Member Steven A. Koga, whose practice is business and estate planning, says it’s KOMDR’s relationships with clients that sets the firm apart. “The attorneys and people here at KOMDR are professionals,” he says. “We provide client service like attorneys used to—serving as counselors and developing unique solutions with our clients since no one solution fits all.”

Koga counsels business owners on transferring ownership and management to the next generation, writes and lectures in the areas of estate planning, gifting strategies, and trust administration. Even as the firm’s lawyers handle multimillion-dollar mergers or other business transactions, they maintain a “people first” mindset that acknowledges the financial and emotional impact of their work.

Helping clients through succession planning or other important decisions provides a source of pride to Koga and the rest of the team. “It’s the satisfaction you get from knowing you’ve been able to help,” he says. “I enjoy advising people about their estate plans and making sure the family is properly taken care of.”



# WHAT TO DO AFTER AN AUTOMOBILE ACCIDENT

**A**utomobile accidents are all too common. Thousands happen each year, with the results ranging from minor “fender-benders” with little property damage and no personal injuries to multi-vehicle collisions with major property damage and deaths. Accidents can have life changing consequences and you should know what to do if you are involved in one.

## STEPS TO TAKE AFTER AN ACCIDENT

It only takes seconds for an accident to happen. Afterward, you need to act quickly to protect yourself and others involved.

- Put on your emergency flashers so other drivers will go around you.
- Check to see if anyone in your car is injured, and if so, call for medical help.
- Exit your vehicle if it is safe and you're physically able to do so.
- Check to see if anyone in the other vehicle is injured, and if so, call for medical help.
- Call the police. An officer will make a police report of the facts of the accident, which can be used in insurance investigations and lawsuits. The officer will also assist in exchanging information between you and the other driver, as well as routing traffic around the accident. The officer may also determine if anyone has been driving while intoxicated.
- Take a picture of the scene.
- If you're able to safely move your vehicle, move it to the shoulder of the road.

## RECORDS FOR YOUR RECOVERY

Complete and accurate records help you resolve your accident claims as quickly and

smoothly as possible. Information you gather or preserve at the accident scene may help settle any legal issues that come up. Many insurance companies have smartphone apps to help you record your accident information.

- Exchange names, addresses, telephone numbers and insurance information with other drivers. This information is very important for filing a claim with your insurance company.
- Get the names, addresses and telephone numbers of any witnesses so you know who to call if the accident needs to be investigated at any point.
- Do not discuss the accident with other drivers or witnesses. If you admit liability, this may be used against you later.
- Write down the facts surrounding the accident, such as the time, date, location of the accident and weather conditions. Some cell or smartphones are also recording devices and are a good way to record anything you think is important.
- If the police have been called, stay at the scene of the accident until the responding officer says you can leave.
- Call your insurance agent and report the accident. Ask your agent about any time limits for filing a claim. If you plan on filing a claim, begin the claims process as soon as possible. Your insurance company will investigate the loss, take statements and inspect the damage to both vehicles in order to determine the merits of your claim.
- Call your attorney if you are injured or the damages are extensive. Your attorney can help determine who was at fault and may help you receive compensation for your property and any injuries you may have endured.

## REPORTING AN ACCIDENT TO INSURANCE COMPANIES

Sometimes, drivers do not want to report accidents to their insurance companies because they are worried about their rates going up. It is up to you to decide if you want to pay for the damages out-of-pocket; just because the other driver opts to file a claim doesn't mean you have to as well.

Some states have “no-fault” auto insurance (also called “personal injury protection”) where the insurance company automatically pays certain losses or damages sustained by an accident victim who was covered by the insurer's policy or was injured by someone covered by the insurer's policy. These damages are called “economic damages,” and include things like medical expenses.

Many states' no-fault laws have no restrictions on when you can file a “tort action,” that is, a private civil lawsuit against the wrongdoer or “tortfeasor,” for non-economic damages. There are some states that place limits or “thresholds” on when the tortfeasor can be sued. These thresholds are typically based on:

- The amount of medical expenses that the injured person has paid or has been billed for payment, known as the “monetary threshold.”
- The type of injury that the victim suffered, known as the “injury threshold.”

It is best to talk to your insurance agent and to your lawyer. If the other driver changes his mind and files a claim with his insurance company, it may be too late to file a claim with your own.



# DIVORCED PARENTS: KNOW YOUR CHILD CUSTODY AND VISITATION RIGHTS

As a parent, losing full-time access to your children in the wake of a divorce can be a difficult experience. Unless a court has terminated your parental rights, you still have the right to limited visitation and participation in the welfare of your children.

## YOUR VISITATION RIGHTS

The court will issue a written custody order that sets out your rights as a non-custodial parent. Even if you disagree with the custody order, it has the force of law and you could face legal consequences for violating its terms. The custody order will explain your visitation rights in detail and outline responsibility for transportation to your home or another location where you will spend time with your children.

## MAKING IMPORTANT DECISIONS

Most states recognize two types of child custody: physical custody and legal custody. If physical custody is granted to only one

parent, the child will live with that parent most or all of the time. Legal custody is the right to make important life decisions for your children. These include matters of religious upbringing and school selection.

## ENFORCING THE CUSTODY ORDER

If the custodial parent refuses to comply with the custody order, keep a written record of each violation. With this information, your attorney may be able to convince the court to enforce the custody order. Keep in mind that requesting court intervention is a serious decision, and it may have legal consequences that could make a strained relationship even more difficult.

## REMARRIAGE OF THE NON-CUSTODIAL PARENT

If you did not request or receive custody of your children in a divorce, your remarriage can change the picture in a positive way. If your home life is now more stable and wel-



coming than it was when you divorced, most courts will give you additional visitation with your children if you ask.

Many states will consider the wishes of minor children in custody and visitation decisions along with many other factors. If you want to change custody because your ex has remarried, you'll also have to give the court proof of negative impact of this change on your children. This can be done by hiring a custody evaluator to talk with your children, or by showing that their grades are dropping or that they've been acting out and misbehaving since the change.

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## KATZ, GOLDSTEIN & WARREN

### FAMILY LAW

Clients in the Chicagoland area of Cook and Lake Counties look to the law firm of Katz, Goldstein & Warren for excellence, integrity, and quality results in the area of family law. Prior to establishing the firm in 1998, the three founding principals had practiced together in the field of matrimonial law for many years.

Through years of experience representing families, the attorneys at Katz, Goldstein & Warren have developed a sensitivity to the strife and emotional stress that often accompany divorce and other domestic issues.

In establishing the firm, Stephen H. Katz, Ilene B. Goldstein, and Todd R. Warren sought to create a collaborative practice that would move quickly to make a difference for its clients. Today, the firm provides a variety of quality legal services, both in and out of court. "The best part of working in family law is that we can solve problems and make people's lives better from the moment we meet them," Goldstein says. "We can immediately bring order to disorder."

The firm's attorneys have focused on family law throughout their careers, and are recognized leaders in the field: Katz, Goldstein and Warren are AV Preeminent<sup>®</sup> rated by Martindale-Hubbell<sup>®</sup>, and all three principals have been selected by their peers as Leading Lawyers and Illinois *Super Lawyers*. In addition, Goldstein has been named as one of the top 50 female attorneys in Illinois by *Super Lawyers*; Katz and Warren have been selected for inclusion in the *Best Lawyers in America*; and Katz has been elected as one of the top 20 divorce lawyers in Chicagoland by *North Shore Magazine*.



Seated, from left: Todd R. Warren, Stephen H. Katz, Ilene B. Goldstein  
 Standing, from left: Matthew A. Włodarczyk, Marlene R. Halpern, Marc R. Fisher, Karen V. Paige, Rosemary R. Alexander

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# MEDICAL NEGLIGENCE AND MALPRACTICE – HOW CAN YOU PROTECT YOURSELF?

If you are a victim of a treatment that led to negative effects on your health, you may be able to receive compensation for hospital bills, loss of income, or pain and suffering caused by the procedure.

## NEGLIGENCE VS. MALPRACTICE – WHAT'S THE DIFFERENCE?

While “negligence” and “malpractice” are often used interchangeably, there are some important differences between the two. Negligence is defined broadly as conduct that fails to meet the standard of care for a patient, whereas malpractice is considered improper, illegal, or negligent professional activity or treatment. It is possible for medical negligence to fall under the category of malpractice.

Treatments that are classified as negligence rather than malpractice usually involve a lack of action on the part of the physician. In comparison, a doctor who misdiagnoses a condition and then performs surgery might be accused of malpractice if, based on the evidence, other competent doctors would not have made the same mistake.

## DUTY OF CARE

You must show that the defendant didn't follow the duty of care required by the law. This is defined as the legal obligation to act in a standard or reasonable way.

The duty of care is difficult to assess in emergency situations. In the emergency room, doctors face this dilemma daily. The fear of missing something and then being sued often leads to extra tests and scans for many non-threatening ailments. These scans are not only expensive, placing strains on insurance claims, but often subject the patient to high levels of radiation. However, in the small chance there is a life-threatening condition, these tests are necessary.

Duty of care can be a flexible concept. In order to have a successful claim, it is important to prove that a duty existed in the first place.

## LACK OF INFORMED CONSENT

One kind of medical malpractice is based on a doctor's failure to adequately inform you about a proposed medical procedure or treatment. You have the right as a patient to determine what you want done to your

body. If you're not given the right information and you're injured during the treatment, you may have a medical malpractice case.

“Consent” means your doctor gives you information about a medical treatment and you agree to it. You may consent verbally or by an act showing consent - like nodding your head. Most states require written consent. You must give informed consent - you need to be told about and understand many things before treatment begins, including:

- The name of the doctor performing the procedure and their qualifications.
- Your medical condition and the purpose of the proposed procedure.
- The risks involved.
- Any alternative treatments or procedures and the risks involved.
- The chances of the procedure's success.
- The expected recovery time.
- The approximate cost of the procedure and whether it is likely to be covered by your health insurance.

Signing an informed consent form doesn't mean your doctor or the hospital can't be liable for malpractice. If the doctor exceeds the consent you gave, it may be malpractice. There must be a connection between the lack of informed consent and your injury. You must prove that, with the right information you would not have consented to the medical treatment and the medical outcome would have been different.

## UNNECESSARY SURGICAL PROCEDURES

All surgeries come with the risk of complications such as hemorrhage, damage to organs, infection and anesthesia errors. When the surgery was not necessary in the first place, these costs hit especially hard. Many analysts feel that the increasing number of unnecessary surgeries is linked to the increasing number of doctor-owned outpatient surgery centers. If you feel you have been unnecessarily subjected to surgery, you could be entitled to compensation for expenses related to the surgery, plus lost income as well as pain and suffering.

A doctor who turns to surgery right away instead of suggesting non-surgical options to the patient might be considered negligent. Before undergoing surgery, a patient should always get a second or third opinion.

If a lawsuit is filed, the patient's medical



records will most likely be turned over to a third-party expert who will determine if the doctor's decision to recommend surgery complied with standard practice.

## WRONG-SITE SURGERY

Despite procedures to prevent it, wrong-site surgery is on the rise. The Joint Commission estimates wrong-site surgery happens 40 times a week on average.

Wrong-site surgery comes in a couple of varieties. A surgeon might operate on your left knee instead of your right. A surgeon might perform the right procedure on the wrong patient. A surgeon might do a hip replacement where a knee replacement was intended. Health care providers should have procedures in place to eliminate the risk of wrong-site surgery. Hospitals, administrators, nurses and surgeons must follow guidelines set out by the Joint Commission. According to the Joint Commission's policies, hospitals are supposed to follow a triple-check system before conducting any surgery.

In the operating room, the protocol requires a time-out and final verification of what's to be done before beginning surgery. All of the professionals involved must agree unanimously on the proceedings. To prevent wrong-site surgery, become educated about your procedure, and ask for a second opinion before it is done. Be patient with the nurses and other surgical staff as they ask you questions about your procedure - it is better to take the time to go over it now than suffer long-term consequences.

## PATIENT ABANDONMENT

Once a doctor-patient relationship is created, the doctor is obligated to treat the



patient until the relationship ends. The doctor's duty to treat a patient includes coverage for the patient when the doctor is away or otherwise unable to attend to the patient. Abandoning a patient in need of attention without making reasonable plans for care isn't only unprofessional, but it is considered medical malpractice.

Examples of abandonment include:

- o Failing to transfer a patient to an appropriate level of care.
- o Failing to respond to calls from a hospital regarding a patient.
- o Refusing to care for a patient after arranging the patient's admission.
- o Failing to treat a patient until new coverage is arranged.

If you believe your doctor abandoned you during treatment, you must show that:

- o Your doctor had a duty to treat you - a duty was created when the physician-patient relationship was established.
- o You had a reasonable expectation that your doctor would treat you.
- o Your doctor failed to treat you although he or she was obligated to do so.
- o You suffered injury as a result.

**CONFLICTS OF INTEREST**

A conflict of interest occurs when someone's involvement in more than one activity or project may lead them to make decisions that favors one while hurting the other. The same rules apply to medical practitioners - doctors are meant to perform on behalf of their patient. Unfortunately, recent trends dictate that this is not always the case.

According to a 2010 professional report, a large percentage of doctors across the country have some sort of a relationship with outside companies, specifically pharmaceutical manufacturers. Some doctors are being paid millions of dollars by big drug companies to promote their products. While in some circumstances this might be to the benefit of the patient, there are many cases where newer medications have been prescribed with a lack of sound research regarding their side effects.

It is recently become common for doctors' offices to buy their own equipment for tests like MRIs and CT Scans. Sometimes doctors even open their own outside testing facility, run the tests themselves, and collect the fees. This is a practice called self-referrals. Doctors who run their own site are required to inform patients of this, as well

as provide a list of other sites in the area where they can receive the same treatment.

When a medication is prescribed or a test is ordered:

- o Ask for an explanation of why the drug or test is needed. Ask how often the doctor prescribes or orders it, too. Answers like, "It is just routine," or "All the time," may be an indication that a second opinion is needed.
- o When it comes to drugs, ask if the doctor is paid in any way by the drug's maker.
- o If an MRI, CT Scan, or another imaging test is ordered, ask if the doctor has an ownership interest in the testing site.
- o If you suspect a doctor is acting improperly, contact your state's medical board and file a complaint. You may also consider filing a Medicaid/Medicare fraud complaint with the federal government and your attorney general's office.



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With 66 years of combined experience, the trial lawyers at Kurasch & Klein have successfully represented clients in plaintiffs' personal injury, medical malpractice, and workers' compensation cases. "Our success as trial lawyers begins with the attention we pay to each of our clients," says founding partner Don Kurasch. "Referrals from past clients continue to be our largest source of new cases, which is a testament to the way we take care of our clients and their cases."

The Kurasch & Klein firm has represented victims in every kind of injury situation, including nursing home negligence, truck accidents, and construction site accidents. In the process, Don Kurasch and Dan Klein have recovered millions of dollars in settlements and verdicts for their clients: Don recently secured recoveries of \$7.5 million and \$4.8 million, in addition to a trial verdict of \$4.3 million following a three-week trial. Dan recently achieved a verdict of \$10 million in a construction accident case and a trial verdict of \$4.8 million, in addition to a recovery of \$2.4 million in a medical malpractice case.

In order to provide clients with the most effective representation, the firm uses a team approach on every case. The Firm stresses client communication, offering both Polish-speaking and Spanish-speaking services, and answering all telephone calls promptly. "When clients call us, they can always talk to a lawyer," Klein notes. "The key to our successful outcomes is not only the will to win, it is also the will to prepare to win."

Both Don Kurasch and Dan Klein are AV Preeminent® rated by Martindale-Hubbell® and both have been voted to the National Trial Lawyers' and the American Society of Legal Advocates list of the top 100 trial lawyers in Illinois. They are also members of the Million Dollar Advocates Forum and have been named as Illinois Super Lawyers annually since 2005. Illinois Super Lawyers also selected Dan as one of the top 100 lawyers in Illinois in 2012, 2013 and 2014.



Seated, from left: Daniel A. Klein, Donald A. Kurasch  
Standing, from left: Agata Wozny, Adam Shapiro, Miriam Castellanos

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# BUYING AND SELLING COMMERCIAL REAL ESTATE

Commercial real estate transactions are typically more complex than residential transactions. They often involve large sums of money and increased liability for both parties. Unlike a residential transaction where basic consumer protection is provided to the buyer, the law takes a neutral approach to its treatment of commercial transactions. Courts will hold the parties to the terms of any sales agreement - absent illegality or fraud.

## PROPERTY VALUATION

A large part of buying and selling commercial real estate is the process of determining a value for the property. By nature, real estate is a unique product that may have no exact sales comparison. For example, a buyer may be looking to purchase a movie theater in an area where there is no other theater that has sold to establish a market value for the property. Further, commercial property often has an income component

that adds to the value of the property, and typically has a current and future income stream that must be factored in to the sales price. A professional valuation expert can help set a price for the property.

## SALES NEGOTIATION AND DUE DILIGENCE

Buying and selling commercial real estate is typically subject to intense negotiation. Commercial buyers must investigate the transaction thoroughly before making a decision. During the sales negotiation, the buyer has leeway to determine facts that impact the value of the property and attempt to gain concessions from the seller to offset any problems.

## ASSUMING LIABILITY

Another important aspect of buying and selling commercial real estate is the potential transfer of legal liability to the new owner. If commercial property is found to violate certain laws, it can be subject to gov-



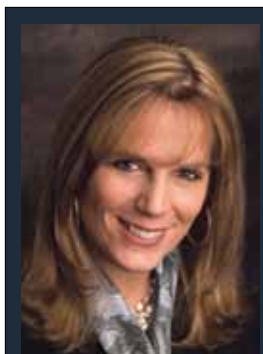
ernment regulation. The current owner is responsible for resolving this regardless of who initially created the hazard.

## LOSS OF LIQUIDITY

Commercial real estate transactions typically tie up large sums of liquid assets. Owners can have trouble with tenants and vacancy rates that affect their ability to make financing payments on the property. Commercial real estate purchases can come with long-term risks which must be evaluated prior to making the purchase.

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Kent M. Lucaccioni founded the firm of Kent M. Lucaccioni, Ltd. and has built his reputation representing seriously injured clients in all areas of personal injury law including medical malpractice, automobile and trucking negligence, nursing home negligence, construction negligence, premise liability, professional negligence as well as representing the families of wrongful death victims. Mr. Lucaccioni additionally represents several product manufacturers in product liability defense in the States of Illinois and Indiana.

As one of the leading personal injury attorneys in Illinois, Mr. Lucaccioni has obtained numerous multi-million dollar settlements and jury verdicts. At the age of 30, Mr. Lucaccioni was one of the nation's youngest injury attorneys to win a million dollar verdict on behalf of his injured client. In over 20 years of practice, Mr. Lucaccioni has established himself as one of the leading trial attorneys in the state.

Mr. Lucaccioni is a 1984 graduate from Miami University, Ohio, and 1987 graduate from DePaul School of Law.

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In addition to his faculty appointment at Lake Forest College, where Mr. Stone teaches classes in criminal law and procedure, Mr. Stone travels across the nation to lecture and train public defenders and young lawyers in the art of trial advocacy. Jed Stone has nearly 38 years of experience at the bar defending persons charged with serious crimes. If you have only one call, make it count. Call **Jed**

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Wexler Wallace LLP partner Edward A. Wallace joined the firm soon after its founding in 2000 and has helped

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With a legal career that spans more than three decades and appearances in courtrooms from the U.S. Supreme Court to trial courtrooms in five states, in cases ranging from constitutional conflicts to broken bones, for national labor unions and injured children, Bill Barr has been an advocate for his clients. Launching his own practice enabled him to focus exclusively on individuals who may not otherwise find representation. Bill Barr works for people, individuals like you who may have been injured through someone else's neglect or wrongful conduct. His experience and legal knowledge enables him to consider the broad ramifications of a claim, communicate effectively in order to build the best possible case for his client and litigate it with expert skill.

He is admitted to practice before the U.S. Supreme Court, the Seventh Circuit Court of Appeals, the District Court for the Northern District of Illinois, the Illinois State Bar and is a member of the Federal Trial Bar.

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He frequently speaks on bankruptcy, insolvency and creditors' rights and has published numerous articles. He has drafted policy manuals on litigation, bankruptcy, insolvency and entire loan programs for corporate clients.

Kurt has been recognized by the Leading Lawyers Network in the areas of commercial bankruptcy and workout law, since 2008.

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Kevin W. Doherty is a principal of Doherty & Progar LLC, an AM Best Recommended and 2013 Top Ranked AV Preeminent® law firm. He focuses all of his efforts on jury trial work and administrative litigation. For the past 30 years, he has practiced in numerous forums throughout the Midwest, handling complex matters in state and federal courts and administrative agencies. Mr. Doherty continues to represent individuals, businesses, not-for-profits, and professionals in a broad range of contested matters involved in civil litigation.

Mr. Doherty is published on civil procedure, has lectured on complex litigation and trial practice, and peer-rated as an AV Preeminent® attorney with the highest ethical standards. Doherty & Progar LLC has offices in Illinois, Indiana, and Wisconsin.

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Dolgin Law Group, LLC provides services to closely held family businesses including general corporate legal and business planning, transactional services and succession planning and commercial real estate.

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Practicing in the commercial bankruptcy, restructuring and debtor and creditor area of the law he represents debtors, creditors, trustees, and receivers among other parties in interest, including asset purchasers. He has successfully represented parties in restructuring and reorganizations for over 40 years. He and his firm represent numerous interests in bankruptcy adversary proceedings in highly contested cases, including preference actions and objections to discharge and dischargeability of debt. He has participated in some of the country's largest bankruptcy cases, both Chapter 7s and 11s, as well as representing troubled small businesses. He brings to the counsel's table a history of pragmatism, wisdom, and success that often leads to case resolution.

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**PERSONAL INJURY DEFENSE,  
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Mary Jo Greene is a partner at Doherty & Progar LLC an AM Best Recommended and 2013 Top Ranked AV Preeminent® law firm. For the past 30 years, she has focused her practice on the defense of complex matters with an emphasis on personal injury and general civil litigation. Ms. Greene has practiced in state, federal and administrative forums throughout the Midwest and has handled complex matters involving both catastrophic injuries and multimillion-dollar losses. She represents individuals, corporations, professionals, and not-for-profits in a broad range of contested matters.

Ms. Greene has lectured on civil procedure and issues related to tort liability. Ms. Greene is peer-rated as an AV Preeminent® attorney with the highest ethical standards and has been selected to the Bar Register of Preeminent Women Lawyers since its inception. Doherty & Progar LLC has offices in Illinois, Indiana, and Wisconsin.

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CORPORATE RESTRUCTURING**

Steve Jakubowski, a Univ. of Chicago law grad and bankruptcy veteran, has served as bankruptcy counsel in a number of high-profile matters nationwide for debtors and creditors' committees, including most recently the dairy, hog, and meat-packing industries. He has extensive litigation experience and has recovered hundreds of millions of dollars for bankruptcy estates. He provides legal and litigation support for the firm's corporate, real estate, litigation, and financial services areas. Steve is recognized as an *Illinois Super Lawyer 2014* for bankruptcy and creditors' rights and is rated AV® Preeminent. He has served as a Member of the Planning Commission of Lincolnwood since 2009. He has been quoted in the *WSJ*, *NYT*, *Chicago Trib.*, among other media outlets and professional publications, including for his extensive pro bono work in 2009 (and recently on Capitol Hill) on behalf of accident victims left behind in GM's bankruptcy.

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Steven H. Jesser served 14 years as the first Associate General Counsel of Northwestern Memorial Hospital/Northwestern Memorial HealthCare, renowned Midwest tertiary care medical center. He was a commercial litigation-commercial real estate development attorney of an international law firm, and a felony trial prosecutor.

In private practice since 1995, he has represented many U.S./international physicians, dentists, other healthcare providers, individuals/corporations, in contract transactional, regulatory, licensing-disciplinary, intellectual property, state/federal health care fraud, regulatory, trial, appellate matters; state/federal commercial/criminal litigation/trials, and state/federal commercial/criminal appellate matters.

Admitted to practice in Illinois, as well as MA, AZ, DC, GA, MN, NE, NY, TX, WI and 60 federal courts, he has been a frequent author-lecturer on health, corporate, and criminal law.

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Mr. Kream has 30 years of experience in the prosecution and defense of complex medical, hospital and nursing home negligence cases, as well as other types of professional negligence cases. Mr. Kream has also successfully litigated other catastrophic injury cases involving construction accidents, electrocution, injuries caused by dangerous or defective machinery or other products and motor vehicle accidents. Mr. Kream has won multi-million dollar verdicts and settlements in these cases.

Mr. Kream also has an active appellate practice that has established important legal precedents in these types of cases.

Mr. Kream is a member of the Illinois State Bar Association, the Illinois Trial Lawyers Association, (medical negligence and amicus curiae committees), the American Association for Justice, (amicus curiae committee) and the Northwest Suburban Bar Association.

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**ESTATE PLANNING AND PROBATE,  
BUSINESS AND CORPORATE,  
RESIDENTIAL REAL ESTATE/LEASES**

Law Offices of Marc J. Leaf, P.C. combines over 25 years of experience with focused personalized service. Mr. Leaf personally handles every aspect of his clients' matters, from the initial meeting to the final resolution or signing. In a cost effective manner, Mr. Leaf looks forward to interacting with his clients and enjoys the personal satisfaction that he receives from knowing he has successfully helped them with their particular matter. Mr. Leaf has extensive estate planning and probate experience. Mr. Leaf also counsels his clients with the formation of new entities, ownership issues, and with the drafting, reviewing and negotiating of contracts and entity ownership documents. In addition, Mr. Leaf regularly represents his clients with residential real estate matters and leasing activities.

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**SHERWIN H. LEFF**

**BUSINESS & COMMERCIAL, TAXATION,  
TRUSTS & ESTATES**

Sherwin H. Leff, born 1941, was admitted to the Illinois Bar in 1967. He received a B.S. in Accounting from the University of Wisconsin in 1962 and his J.D. from John Marshall Law School in 1967. He passed the certified public accounting examination in Illinois. His prior experience includes the Internal Revenue Service and public accounting.

Practice specialties include representing owners of closely held business entities and their ongoing operations, representation of high net worth individuals in sophisticated estate planning, probate, income and estate taxation, purchase and sale of businesses and commercial real estate, insurance planning, and real estate tax assessment reduction and appeals.

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**MARC S. LIPINSKI**

**CIVIL LITIGATION, BUSINESS &  
COMMERCIAL, CONSTRUCTION LAW**

Marc S. Lipinski has a commercial practice emphasizing business, real estate and construction law. He has over 30 years of experience in state and federal courts, including bankruptcy courts.

Representing owners and contractors, Mr. Lipinski has presented and defended cases involving construction disputes, construction defects, damage to adjacent property and mechanics lien claims. He has handled disputes concerning contracts for the sale of real estate and leases, disputes between business owners, a case involving the sale of a business whose principal asset was a computerized program for the hedging of derivatives, and cases involving fraud.

Mr. Lipinski provides counseling and is experienced in alternative dispute resolution.

A graduate of Stanford Law School, Mr. Lipinski has been rated AV Preeminent® since 1997.

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**BRIAN P. LISTON, ESQ.**

**EMINENT DOMAIN,  
PROPERTY TAX LITIGATION,  
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Brian P. Liston – M.B.A., J.D. President of Liston & Tsantilis in Chicago, where he specializes in eminent domain and property tax litigation. He has successfully tried jury and property tax appeal hearings throughout Illinois. He is a 12-time NAIOP and SIOR award winner given for major Land Use Projects Illinois. Liston & Tsantilis was ranked 1st nationally by the Leading Lawyers. He was an Assistant Attorney General for the Department of Transportation and Assistant Attorney General for the Toll Authority also Counsel for the Metropolitan Water Reclamation District. He is Assistant Editor for the Illinois Continuing Legal Education. Mr. Liston received his B.S. from Purdue University where he was a three-year varsity letterman and received Academic All-Big Ten Honors, his M.B.A. from St. Xavier University *Cum Laude* and his J.D. from the John Marshall Law School.

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## LEE A. MARINACCIO

### FAMILY LAW

Lee A. Marinaccio is a partner in the law firm of Botti Marinaccio, Ltd. In his more than 40 years of experience as a trial attorney, Lee has been recognized as one of the preeminent practitioners in the field of family law. Lee's accomplishments have been recognized by Martindale-Hubbell and in Who's Who in American Law, Super Lawyers and Leading Lawyers Network. Lee is a Fellow in the American Academy of Matrimonial Lawyers. He attributes his success to his patience and compassion for his clients and his ability to negotiate settlements or should negotiations fail, litigate complex issues to a successful result.

Lee and his wife of 45 years, Katherine, have 5 children: LeeAnne, Carla, Laura, Anna, and Anthony, and 10 grandchildren.

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Barry has devoted his career in private practice to assisting both businesses and individuals in resolving legal disputes. Barry has extensive trial and appellate experience and utilizes his knowledge to assist his clients make meaningful decisions in how to cost-effectively manage business disputes. He represents clients in many real estate-related matters such as landlord-tenant disputes, mortgage foreclosures, mechanics' lien cases and other construction-related disputes as well as general commercial matters. Barry works with owners of businesses with shareholder and partnership disputes, helping them resolve these problems, preferably without litigation. In addition, Barry works closely with other law firms to represent their clients in litigation matters, when they do not provide this service. As a result, Barry can provide his clients with access to quality, personalized legal counsel in transactional and other matters.

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Anthony Pinelli is the proprietor of the Law Offices of Anthony Pinelli. He has been ranked AV Preeminent® for over 20 years. Mr. Pinelli has tried complex civil litigation matters to verdict in both state and federal court. He is a former Public Defender and has tried numerous felony matters and capital litigation cases. Mr. Pinelli has represented many clients on appeal and has been counsel of record in the United States Supreme Court. He negotiates union collective bargaining agreements in the construction industry in Cook County, Illinois. He has been an adjunct professor of Trial Practice and Appellate Advocacy at Loyola University School of Law since 1982. He is peer rated as a preeminent attorney with the highest ethical standards.

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In the area of complex commercial litigation, Ed Ruberry has substantial experience in the trial of major lawsuits. He has obtained numerous multimillion dollar verdicts on behalf of clients in jurisdictions throughout the country and obtained many settlements in excess of \$20 million.

Ed has litigated numerous complex insurance coverage disputes and bad faith actions on a nationwide basis. He has also tried cases on behalf of professionals, including suits involving attorney/accountant and architect/engineer malpractice and broker liability.

Throughout the country, Ed has tried scores of cases in such diverse jurisdictions as Houston, Texas, Palestine, Texas, Decatur, Alabama, New Orleans, Louisiana, Jacksonville & Tampa, Florida, Des Moines, Iowa, Denver, Colorado, New York, and Chicago, Illinois.

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Jeffrey A. Schulkin is a Partner at Munday & Nathan, representing individuals in catastrophic injury cases, including workplace accidents, motor vehicle collisions, medical negligence, and product defects. In more than 18 years of legal practice, Jeffrey has demonstrated the ability to handle complex injury cases with passion and logic, successfully resolving hundreds of cases and helping to obtain justice, closure and financial security for his clients. Jeffrey has used his unique perspective and experience to make certain that his tragically injured clients and their families receive outstanding legal representation and maximize their recoveries.

Since 2002, Jeffrey has co-authored the Illinois Institute for Continuing Legal Education (IICLE) handbook, *Illinois Civil Discovery Practice*, Chapter 4, including all supplements and updates. Jeffrey is a member of the American Bar Association and Illinois Trial Lawyers Association.

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Joseph Siprut is the founder and managing partner of Siprut PC. His practice emphasizes litigation against powerful, well-funded adversaries. He was named a "Super Lawyer" for Class Action Litigation, and holds an AV Preeminent® rating by Martindale-Hubbell®, the highest possible peer review rating. Mr. Siprut is a member of the Multi-Million Dollar Advocates forum, one of the most prestigious groups of trial lawyers in America. Membership is limited to attorneys who have won multimillion-dollar verdicts and settlements. Mr. Siprut has appeared in media worldwide, including CBS Radio, NPR, ESPN, and others. He has been deemed the "Friend of the Frequent Fliers" for his successful litigation crusades against airlines, as well as a "Leading Sports Reformer" for his advocacy combating concussions in college sports.

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Michael T. Sprengnether is a partner at Doherty & Progar LLC, an AM Best Recommended and 2013 Top Ranked AV Preeminent® law firm. He has focused his practice over the last 35 years in personal injury defense, property damage claims and related insurance coverage issues. He has tried over 30 jury trials in both federal and state courts with many involving complex issues, catastrophic injuries, and multimillion-dollar property claims. Mr. Sprengnether continues to concentrate his practice in the same areas but also has represented a number of professionals before various disciplinary boards and other administrative agencies.

Mr. Sprengnether has lectured on civil procedure and trial practice and is peer-rated as an AV Preeminent® attorney with the highest ethical standards. Doherty & Progar LLC has offices in Illinois, Indiana, and Wisconsin.

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John M. Stalmack has extensive experience in civil litigation and trial work and has been obtaining outstanding results for over 35 years. He has tried over 75 complex cases to verdict throughout Illinois and the country in the areas of products liability, premises liability, governmental liability, trucking negligence and toxic torts. He has had additional concentration in the area of the Structural Work Act and large property damage losses.

John has deposited and cross-examined hundreds of retained expert witnesses including engineers, physicians and accountants.

John has written over 20 major articles for publication in the areas of evidence, trial practice, and medical negligence. He has also been a frequent lecturer for the CBA, ISBA, and IICLE. He frequently lectures and writes in the field of medical malpractice as well as trial evidence. He also served as President of the Illinois Society of Trial Lawyers.

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For the past several years he has been named an Illinois Leading Lawyer and *Super Lawyer* in family law. Alan is a frequent author and lecturer and has appeared on CNN and has made other network television appearances.

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PERSONAL INJURY, WORKERS' COMPENSATION, MEDICAL MALPRACTICE

Back from left: Kristy Casaccio, Anthony M. Cuda, Dolores Stastny, Vanina Rivera, Lisa Hawk  
Front from left: Assunta A. Karris, Anthony Cuda, Lucia Falco

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ANTHONY CUDA

**CHICAGO-AREA INJURY ATTORNEY ANTHONY CUDA** brings more than 30 years of legal experience to clients throughout Illinois. He attended law school at Northern Illinois University College of Law and worked as a Trial Lawyer with the Public Defender's Office before founding Cuda Law Offices in 1984.

**WITH THREE LAWYERS, SEVEN PARALEGALS, AND A** team of support staff, the firm represents victims in cases involving personal injury, workers' compensation, and medical malpractice on a contingent fee contract basis. So clients pay nothing until they recover funds to cover medical costs, lost wages, pain and suffering, or other costs associated with their injury.

**CUDA'S ATTORNEYS HANDLE CLIENTS' CASES FROM** start to finish, with meticulous attention to detail and an extensive knowledge of legal precedent in its practice areas. The firm has recovered millions of dollars in accident and personal injury cases, such as spinal cord injuries, motorcycle accidents, boating accidents, and dog bites. They have aggressively advocated for clients who've suffered work-related injuries, construction accidents, or wrongful death, as well.

**THESE TYPES OF CASES HAVE HIGH STAKES AND** even higher emotions. That's why clients appreciate what sets Cuda's firm apart from the pack: Their lawyers are always accessible. "Every one of my clients has my cell phone number," he says. "Whenever it's something that's important to our clients, I take their calls. That's the major feature that separates us. We really care about our clients'

problems. When we take on a case, their problems essentially become our problems." In addition to meeting clients in the Oak Park office, attorneys make home and hospital visits to ensure that clients receive the timely counsel that they need.

**ANOTHER DIFFERENTIATOR IS THAT CUDA LAW** Offices will often take on difficult cases that other firms turn away. "We represented the CEO of a major company who travels a lot for business and contracted this horrible condition that caused his death," he says. "We wound up getting very successful results for his family."

**THIS LEVEL OF PROFESSIONALISM AND DEDICATION** to client outcomes has earned Cuda Law Offices an outstanding reputation throughout the Illinois legal community. Its attorneys are members of the American Justice Association, the Illinois Trial Lawyers Association, the Chicago Bar Association, the Illinois State Bar Association, the Workers' Compensation Lawyers Association, the DuPage County Bar Association, and the Justinian Society of Lawyers. Cuda was also named a Leading Lawyer by his peers.

**PROFESSIONAL ACCOLADES ASIDE, CUDA SAYS THE** biggest honor bestowed upon the firm is the many people who refer clients to them. "I have other lawyers that refer me to friends and family, state senators, judges, doctors, nurses, police, firemen—and that's the thing I'm most proud of," he says. "People from all walks of life refer their friends, and we take their cases seriously. They can trust us with their friends and family. I treat them just as if it's my own."



# LEGAL LEADERS

P R E S E N T S

## CHICAGO'S

TOP RATED LAWYERS™ OF 2014

### CHICAGO'S TOP RATED LAWYERS BY SPECIALTY

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