

"Protecting Your Rights"

JAMES F. HUMPHREYS

& ASSOCIATES L.C.

Brought to you by James F. Humphreys & Associates Attorneys At Law

SPRING 2010

A REPUTATION FOR RESULTS

The attorneys of James F. Humphreys & Associates have extensive knowledge in a wide variety of practice areas. We are committed to using new approaches and old-fashioned service to build legal solutions for clients. As your counsel, we understand what victims and their families can go through when faced with a life changing event and related legal issues. Our lawyers are dedicated to recovering the compensation needed to secure the future of our clients and their families.

In addition to mesothelioma and asbestos litigation, our attorneys apply years of courtroom experience representing clients in matters involving:

- Personal Injury
- Defective Drugs
- Wrongful Death
- Medical Devices
- Products Liability
- Occupational Diseases
- Railroad Litigation
- Birth Injuries
- Brain Injury
- Environmental Pollution
- Spinal Cord Injury

Working from offices in Charleston, West Virginia, and Washington, DC, the lawyers of James F. Humphreys & Associates, L.C., strive to obtain fair compensation for injured clients. We have represented thousands of injured and bereaved clients in a wide range of legal issues.

Contact the law offices of James F. Humphreys & Associates, L.C., to schedule a free consultation regarding your occupational disease or other serious injury.

Responsible attorney, James F. Humphreys.



LENDING A HAND

Raleigh County Mine Disaster

We mourn the loss of the hard-working miners who lost their lives on April 5th, 2010. Our thoughts are with all those impacted by this tragic loss and our heartfelt prayers go out to loved ones, families and friends. In light of this terrible tragedy, if you or someone you know was touched by this disaster and are in need of legal assistance, We urge you to call us right away so that we may help during this difficult time. Initial consultation is free.

HELPFUL LINKS

Occupational Safety & Health Administration

www.osha.gov

Mine Safety & Health Administration

www.msha.gov

West Virginia Office of Miners' Health Safety & Training

www.state.wv.us/mhst/

RESOURCES

www.jfhumphreystv.com • www.jfhumphreys.com

www.aduk.org.uk/help_and_info.php www.en.wikipedia.org/wiki/Asbestosis

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Office Hours:

Monday - Friday 8:00am - 6:00pm & By Appointment

PERSONAL INJURY ATTORNEY RECALLS

CHANTIX® PERSONAL INJURY ATTORNEY

Chantix is a prescription drug manufactured and distributed by Pfizer. Chantix is predominately used to help people quit smoking. Chantix hit the market with a high degree of promise. However, since then, the Food and Drug Administration (FDA) has linked the use of Chantix to depression, suicidal thoughts and violent behavior in some users.

- In November 2007, the FDA announced the results of its preliminary assessment of Chantix noting an association between Chantix usage and suicide or attempted suicide.
- Chantix revenues rose from \$101 million in 2006 to \$883 million in 2007. Approximately 2.5 million patients had filled a Chantix prescription as of June 15, 2007.
- On February 1, 2008, Pfizer instituted a label change regarding warnings related to changes in behavior including, but not limited to, suicidal ideation and suicide.

Serious Side Effects

If you or a loved one took Chantix and suffered from agitation, mood changes, suicidal thoughts or suicide, you may be entitled to compensation for your injuries.

LEVAQUIN® & CIPRO® PERSONAL INJURY ATTORNEY

LEVAQUIN (Levofloxacin) is in a class of antibiotics called fluoroquinolone, which have come under attack in recent months as being linked to serious adverse side effects, specifically tendon damage and ruptures in the Achilles tendon, the rotator cuff, the biceps, the hand, and the thumb.

On July 8, 2008, the United States Food and Drug Administration (FDA) issued a black box warning, the strongest warning issued by the FDA, on Levaquin and similar antibiotics, citing evidence that they might lead to serious tendon damage and ruptures.

- Used for pneumonia, chronic bronchitis, urinary tract infections, and sinusitis
- In March of 2007, FDA granted Levaquin pediatric exclusivity

Serious Side Effects

If you or a loved one took Levaquin and suffered from tendon damage or ruptures in the Achilles tendon, the rotator cuff, the biceps, the hand, or the thumb, you may be entitled to compensation for your injuries.

NUVARING® PERSONAL INJURY ATTORNEY

NuvaRing is a birth control ring that is inserted once a month and releases low levels of estrogen to prevent pregnancy. Side effects of NuvaRing have been linked to increased risk of pulmonary embolism, deep vein thrombosis, heart attacks, strokes and blood clot-related death.

Serious Side Effects

If you or a loved one used NuvaRing and suffered from a pulmonary embolism, deep vein thrombosis, heart attack, stroke, blood clots or death you may be entitled to compensation for your injuries.

CONTACT US

Our attorneys are here to help obtain compensation for you. Please contact us today for a free evaluation by calling 1-877-341-2595.

RAPTIVA® PERSONAL INJURY ATTORNEY

Raptiva (efalizumab), is a drug prescribed to treat individuals with Psoriasis. In October of 2008, the United States Food & Drug Administration (FDA) required the manufacturer, Genentech Inc., to place a black box warning, the strongest warning issued by the FDA, on Raptiva concerning the risk of progressive multifocal leukoencephalopathy "PML", bacterial sepsis, viral meningitis, invasive fungal disease and other infections. On April 8, 2009, Genentech began a phase out of Raptiva from the U.S. market, which was to be completed by June 8, 2009.

PML is a rare, serious, progressive neurological disease caused by a virus that affects the central nervous system. PML is a brain disease that worsens over time. There is no effective treatment for PML.

Serious Side Effects

If you or a loved one used Raptiva and was diagnosed with PML, bacterial sepsis, viral meningitis, or other infections, you may be entitled to compensation for your injuries.

REGLAN® PERSONAL INJURY ATTORNEY

Reglan (metoclopramide) is often prescribed to treat individuals with gastrointestinal problems and heartburn. In February of 2009, the United States Food and Drug Administration (FDA) issued an advisory requiring the manufacturers of Reglan to update their label. The advisory called for a black box warning, the strongest warning issued by the FDA, regarding the risk of individuals developing Tardive Dyskinesia. The condition of Tardive Dyskinesia is

most often characterized by repetitive, involuntary movements which include lip smacking, tongue thrusting, eye blinking and bulging, head jerking, and facial grimacing, among others. Tardive Dyskinesia is a devastating and sometimes lifelong syndrome. At this time, there is no known treatment for Tardive Dyskinesia. It is important to know that the FDA has only approved Reglan for short-term use (4 to 12 weeks) and only when conservative treatment fails.

Serious Side Effects

If you or a loved one took Reglan and was diagnosed with Tardive Dyskinesia, you may be entitled to compensation for your injuries.

HEPARIN PERSONAL INJURY ATTORNEY

Heparin is in a class of medications called anticoagulants or blood thinners. Heparin is used to prevent blood clots from forming in certain people and during certain medical procedures. In January of 2008, Baxter — a manufacturer of Heparin — began recalling contaminated lots of Heparin. Those patients given the contaminated Heparin may have suffered from an allergic reaction. Many of the adverse reactions to the contaminated Heparin occurred at kidney dialysis centers or in patients undergoing heart surgery.

Serious Side Effects

If you experienced a life threatening adverse reaction from Heparin, or a loved one died as a result of taking Heparin, you may be entitled to compensation.

YAZ, YASMIN & OCELLA® PERSONAL INJURY ATTORNEY

Yaz, Yasmin, & Ocella are oral contraceptives. These drugs were touted as birth control for those with serious menstrual problems and/or acne. The use of Yaz, Yasmin, or Ocella may increase a woman's risk of stroke, thromboembolism, and in some cases, death.

Serious Side-Effects

If you or a loved one took Yaz and suffered from a stroke, heart attack, severe blood clots, deep vein thrombosis, pulmonary embolism, or organ failure, you may be entitled to compensation for your injuries.

FIXODENT® PERSONAL INJURY ATTORNEY

Fixodent® and PoliGrip® are popular denture creams in the United States. However, doctors have established a link between denture creams and nerve damage. Researchers also found that a large number of denture cream users suffer from high levels of zinc and

low levels of copper in their bloodstream, which can affect neurological health. Zinc is a common ingredient in denture creams.

Nerve damage is often described as neuropathy. While there are hundreds of different kinds of neuropathy, peripheral neuropathy is the most common form. The Neuropathy Association describes peripheral neuropathy as "the result of damage caused to the nerves, which disrupts the body's ability to communicate with its muscles, skin, joints, or internal organs."

Symptoms of neuropathy include:

- Tingling or numbness in the extremities
- Abnormal sensations
- Foot pain
- Loss of balance
- Inability to hold objects

Serious Side Effects

If you or a loved one used denture cream and suffered from neurological symptoms, you may be entitled to compensation for your injuries.

FLEET PHOSPHO-SODA® PERSONAL INJURY ATTORNEY

In December of 2008, C.B. Fleet recalled its Phospho-soda® laxative that was commonly used since the early 1990s as a safe bowel cleanser before undergoing a colonoscopy. Phospho-soda® works by drawing liquid from other parts of the body into the colon in order to produce bowel movements, which can cause severe dehydration and ultimately lead to kidney damage. In the last 10 years, there have been approximately 200 lawsuits filed against CB Fleet in the U.S. The suits allege that Fleet's laxative caused kidney failure, chronic kidney disease and end stage renal disease in many of its users. Kidney damage caused by the use of this product is often referred to as Acute Phosphate Nephropathy, Acute Renal Failure, Chronic Renal Failure, or Acute Nephrocalcinosis.

Serious Side Effects

If you or a loved one suffered kidney disease or kidney damage subsequent to taking Fleet Phospho-Soda®, you may be entitled to compensation for your injuries.

WE MAY BE ABLE TO HELP

If you or a loved one took any of these drugs and suffered from the serious side effects indicated or death, contact us at 1-800-442-1161 for a FREE initial consultation about your claim.

Responsible attorney, James F. Humphreys.



TOYOTA® UNINTENDED ACCELERATION PERSONAL INJURY ATTORNEY

Recently, Toyota recalled more than 4 million vehicles because of their potential to accelerate suddenly and unexpectedly. Toyota first blamed this problem on the vehicle's floor mats, saying that they were designed incorrectly and could slide forward and jam the accelerator pedal. However, there are concerns that the public is being supplied with inaccurate information. Our firm is investigating these cases.

Since the initial recall, Toyota has decided to install a brake override system in its high-end models - the Avalon, Camry and Lexus ES350, while leaving its other "lower" models without such a system. This decision leaves many individuals at potential peril. Unintended acceleration problems in Toyota models have left a number of people critically injured, and in some cases, people have died.

Serious Injury

If you or a loved one own a recent model Toyota vehicle that unintentionally accelerated and caused you harm, you may be entitled to compensation for your injuries.

CONTACT US

Our attorneys are here to help obtain compensation for you. Please contact us today for a free evaluation by calling 1-877-341-2595.

Responsible attorney, James A. McKowen.



MESOTHELIOMA FACTS

Mesothelioma is a disease in which cells in the mesothelium become abnormal and divide without order or control. The cancer cells can invade nearby tissues and organs or spread to other areas of the body.

Decades ago, researchers connected the development of mesothelioma to asbestos exposure in South African miners. In this country, asbestos exposure is almost the only known cause of mesothelioma. Mesothelioma cases have been reported among many occupations, including people who worked at chemical plants, powerhouses, glass plants, steel mills and other industrial sites; shipyard workers; railway workers; and, housewives who washed their husband's work clothes.

In the United States, approximately 2,000 to 3,000 cases of mesothelioma are diagnosed annually. Men are more likely to be diagnosed with mesothelioma than women, although the gap is closing. Before regulations concerning asbestos were established, workers carried home asbestos fibers on their clothing, exposing their family members as well. In addition, those living or working near asbestos-related operations can be exposed to asbestos released into the environment.

- In 1999, The Federal Government began tracking mesothelioma as a cause of death.
- According to a 2007 report by NIOSH (National Institute of Occupational Safety and Health), 149 mesothelioma deaths were reported in West Virginia between 1999 and 2004.
- According to the same report, West Virginia ranked fourth in the nation for crude death rate per million from mesothelioma.
- According to a 2009 report by the Center for Disease Control, West Virginia ranked third for mesothelioma deaths per million between 1999 and 2005.

If you or a loved one were diagnosed with mesothelioma, contact James F. Humphreys and Associates today to arrange a free consultation.

To learn more about your legal options, trust a dedicated asbestos and mesothelioma lawyer at James F. Humphreys and Associates.

If you or a loved one were diagnosed with mesothelioma or lung cancer, please contact our office immediately at 1-800-442-1161 (if you have not already contacted us about your mesothelioma or cancer).

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www.jfhumphreys.com
www.jfhumphreystv.com

PRACTICE AREAS

Mesothelioma
Asbestos-Related Lung and
Gastrointestinal Cancers
Personal Injury/Wrongful Death
Occupational Disease
Defective Products
Defective Drugs
Chemical Exposure
Environmental Pollution
Railroad Law
Insurance/Financial Bad Faith
Traumatic Brain Injury

These are only some of the types of cases we handle. We represent victims in all types of serious injury and death cases. Please call us for a free case evaluation.

TRUCKING ACCIDENTS

Why Truck Accidents Happen

Eighteen-wheel trucks truly are “King of the Road”, and drivers know it. Accidents between passenger cars and trucks occur for a myriad of reasons. Tragically, when they do occur, they often result in catastrophic injuries or death for the passenger car's driver and occupants. Below are some of the reasons for these accidents.

Dangers Presented By Trucks and Truck Drivers

Normally, many truck drivers are skilled and patient drivers. However, in addition to the inherent dangers of a truck—that is, its size, weight, and speed—the business of trucking itself can contribute to traffic accidents. These include:

- Cell phone use or Driving While Texting (DWT) by truck drivers
- Inadequately trained drivers
- Pay systems that reward faster vehicle speeds and more hours of consecutive truck operation than is legal
- Over-the-road schedules set by trucking companies that actually encourage drivers to drive too fast, in spite of the risks involved
- Inadequately monitored health conditions of drivers, such as high blood pressure, diabetes, and heart conditions
- Overweight trucks
- Impaired drivers.

Unsafe Acts by Passenger Vehicle Drivers

Sometimes a traffic accident between a passenger vehicle and an eighteen-wheel truck is caused by an unsafe act by the car's driver. Car drivers are simply not aware that large trucks do not have the ability to accelerate, brake, and stop as quickly as cars. Further, a truck driver can't always see as clearly as someone driving a car.

Some unsafe acts by car drivers around large trucks are:

- Driving in the area behind and beside a truck where the truck driver has limited or no way of seeing you;
- Changing lanes quickly in front of a truck;
- Merging carelessly into traffic, causing the truck to take evasive maneuvers or brake abruptly;
- Unsafe passing, in particular, passing with insufficient space between you and the truck; and
- Abandoning a vehicle in a lane of travel, or not getting a stalled vehicle completely off the highway and onto the shoulder.

If you or a loved one were severely injured because of a trucking accident, please contact attorney Samuel D. Elswick at our firm.