



Miley Legal News

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Bicycle Safety Warning, Recent Deaths Lead to Call for Awareness

After two recent bicycle accidents resulted in deaths, local bicycle enthusiasts are calling for more awareness of bike riders in the area.

There is nothing bicycle riders enjoy more than getting out during nice weather to enjoy cruising along the Van Voorhis Trailhead in Morgantown or the Allegheny Highland Trails leading to Elkins. But there is another side to biking in our area that is known too well by many riders: the impatient drivers that believe the road is only for cars and the distracted drivers that are so engrossed in themselves that they are not watching out for others, including bike riders that are attempting to share the road.

West Virginia law requires that vehicle drivers share roadways with bike riders, in fact in a few cities and towns dotted throughout the area, you will see signs and even bike lanes that proclaim as much. However, time and again we see the blatant disregard for the rules, many of those instances leading to injured bike riders.

As with many states, West Virginia can become a dangerous place for cyclists. Throughout the Spring, Summer and even Fall, West Virginia can be a beautiful place to ride your bike, with the wonderful scenery and the wildlife that comes with it. West Virginia



roadways can also become an issue due to winding turns, rolling blind spots and even potholes.

Many cyclists have organized groups to further promote safety. **Bike Morgantown**, was created to promote awareness of bicycling safety in the Morgantown area while providing a way to share information on cycle resources and events. They have also been an active participant in the creation of a Morgantown Monongalia Bicycle Plan that identifies areas for improvement within the metro area of Morgantown for cyclists and their bikes. **Mountain State Wheelers** has done something similar, in that they organize bike rides to allow their members to participate in cycling with others with the same interests safely.



The Miley Legal Group would like to thank everyone that provided referrals to our office this past month:

Jessica J.
Graham W.
Michael F.
Joseph B.
Hannah E.
Elizabeth K.
Thomas M.

UPDATE: Zantac Lawsuit Moving Forward

It has been well documented with scientific evidence that Zantac directly causes cancer, so much so, that the FDA has pulled the drug from the shelves. Of particular concern is one of the main ingredients, Nitrosodimethylamine or NDMA.

NDMA is found to cause various cancers including: stomach, small intestine, colorectal, esophageal, liver, prostate, breast and a number of other forms cancer.

However, in order for anyone to qualify for the lawsuit, they must be able to prove use



through pharmacy receipts, HSA documents or even medical notes and records.

Next is to prove injury, which means to show diagnosis of a cancer which can be easily shown in medical records. Finally, there has to be some correlation between the use and the cancer, which can get very tricky. This step is the most important for any lawsuit and why participants in the suit require the assistance of an attorney.

The case is thought to be a few years from settlement, but deadlines for filing and participating are fast approaching. So if you or a loved one have been affected by the use of Zantac and are now suffering from cancer, it is important that you reach out to our firm. We do not want you to miss any deadlines.

With two offices to serve you:

229 W. Main Street, Suite 400, Clarksburg, WV 26301
250 Scott Avenue, Suite 100, Morgantown, WV 26508

BAD DRUG: Johnson & Johnson (TALC) Lawsuit



Almost 17,000 people have joined the multidistrict litigation case over allegations that talcum-powder products have caused cancer. Should you join the lawsuit?

Evidence has shown that the talcum powder that is found in Johnson and Johnson Baby Powder products can be linked to causing various forms of cancer where it was used. More specifically, the FDA released in March that asbestos fibers have been found in talc-based products. Asbestos has become a household name over the past 10-15 years as it has caused numerous cases of cancer in millions of people.

As the case moves towards the settlement phase, there will be funds set aside to provide financial assistance to those that were directly impacted by the talcum powder. Each claim will be reviewed and a value assigned, but time is running out.

What can you do if you think your cancer was caused by the extended use of a Johnson & Johnson Baby powder product? Reach out to The Miley Legal Group at (304)326-1800 for a free case evaluation. Find out what your options are and what you can expect from the current Federal case moving through the courts. Keep in mind that there is not much time, so acting fast is important.



American Red Cross

Water Safety Tips

Swim in designated areas supervised by lifeguards.

Always swim with a buddy.

If you go boating, wear a life jacket!

Install and use barriers around your home pool or hot tub.

Actively supervise children whenever around the water.

Always stay within arm's reach of young children and avoid distractions.

Reach or throw aid to distressed swimmers - don't go!

Keep toys not in use away from the pool and out of sight.

Be water smart! Learn how at [redcross.org/watersafety](https://www.redcross.org/watersafety)

Updated 01/4/19

Recent Reviews

★★★★★ "Great people who really care for you!" -Jennica A. (Mount Clare)

★★★★★ "Miley Legal Group did an outstanding job helping my mother-in-law with an injury accident." -Mark G.

★★★★★ "Keith and Haley are the best! They always answer any questions I might have and are always there when I need them. I highly recommend MLG for your personal injury needs!" - Courtney P. (Clarksburg)

★★★★★ "I was working most of the time while they were working on my case. They were very responsive, even during this Covid-19, they really helped me get what I deserved" - Wesley S. (Cowen)

Pet Peeves: Chin-Chillin'

Hey there everyone! Our names are Wink, Grace (the Gray one) & Lacey, and we just wanted to drop by and see how your summer is going!

Our summer can be described in one word: hot! You see, we are Chinchillas and due to our soft, thick fur, we enjoy the cold. As you can imagine, this makes the summer months a bit difficult in the middle of West Virginia, but luckily our mom has some neat ways of keeping us cool!

One of the things we do is enjoy a wonderful dust bath. Have you ever tried one? No? You see, water makes our fur too wet - so no pool for us - and it has a hard time drying. So, we have to find other ways of staying clean and cool. Not to mention, it's funny seeing the look on mom's face when we shake and get dust everywhere. Don't worry, she secretly loves it.

Mom also makes sure we have cold rocks scattered around our wooden castle for us to sleep on. Let us know what you do to stay cool?

Love,
Wink, Grace
& Lacey

You can find us on Instagram @hillschinchilla

Recipe of the Month: Grilled Corn Salad

Ingredients:

6 ears freshly shucked corn
1 green pepper, diced
2 Roma tomatoes, diced
1/4 cup diced red onion
1/2 bunch fresh cilantro, chopped
2 tps olive oil
1 pinch salt and ground black pepper to taste



Directions:

1. Preheat an outdoor grill for medium heat; lightly oil the grate.
2. Cook the corn on the grill, turning occasionally, until the corn is tender and specks of black appear, about 10 minutes; set aside until just cool enough to handle. Slice the kernels off of the cob and place into a bowl.
3. Combine the warm corn kernels with the green pepper, diced tomato, onion, cilantro and olive oil. Season with salt and pepper; toss until evenly mixed. Set aside for at least 30 minutes to allow flavors to blend before serving.

Recipe & Picture Courtesy of Allrecipes.com. Submit recipes to mlg@mileylegal.com

Words of Encouragement

"I can do all things through him who strengthens me."
- Philippians 4:13

"He will establish you and guard you against the evil one."
- 2 Thessalonians 3:3

"It's not stress that kills us, it is our reaction to it."
- Hans Selye

"The greatest glory in living lies not in never failing, but in rising every time we fall."
- Nelson Mandela

Your Life: The Miley Legal Group Adapts to Changing Times

The Miley Legal Group never closed and continued working during the pandemic, but with a few changes to ensure that the safety of our staff and our clients was a priority.

As part of the firm's response to the requests of local and state agencies, our office's were closed to the general public. Meetings are being held by Zoom and telephone to reduce physical interaction. The court system has also taken a virtual approach, allowing some hearings to be had through virtual meeting services.

"We are still serving our clients in the same manner as we always have," stated Tim Miley, "It is just important to take precautions to protect everyone involved." And that includes offering electronic signatures for important documents, including when clients need to sign up for our services. 95% of contracts signed over the past three months have been over a phone or tablet.

"We want our clients to feel comfortable, we will talk them through what they are signing over the phone and allow them to review the documents in the privacy of their own home." Miley stated.

"Businesses all across our region have had to make adjustments, but our firm will not compromise customer service to do so."



July's Cases of Interest

Dog Slips Owner's Control, Bites Delivery Woman

Mail carriers and delivery drivers receive the largest number of dog bites of any profession. This continues true today. Our client is a delivery driver for a third party company that delivers for a major shipping company. She was delivering a package on her assigned route when a dog broke loose from the owners control and attacked her from behind.



Unfortunately, for our client, she received multiple bites, including on her chest and torso. A report was filed and the case was referred to us from a local agency. We are currently investigating available insurance policies to cover the damages.

Insurance Company Treats Local Family Poorly

Our clients were involved in an accident that injured both parents and three children. The insurance company involved accepted liability for the accident and settled the claims for the adults in the accident, but for some reason decided that the injuries sustained by the children were not their responsibility. So the family reached out to us for assistance.

Each of the three children sustained injuries in the accident. Two children had injuries to their face, including a damaged eye socket and the other may have had smaller injuries, but they were injured just the same. Their claims deserve to be treated just as they would be as an adult and we intend to hold the insurance company accountable.





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*Check out our blog at
MileyLegalBlog.com*



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Give this newsletter to a friend. They will thank you for it and so will I.

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Miley Family Fun

*What are you doing
while social distancing?*

Email us a picture at mlg@mileylegal.com to post on social media showing us what you and your family have been doing to pass the time and if we select your photo, we will send you a gift certificate to a local restaurant!
(Entries must be received by June 30th)

