



**LESSER LESSER  
LANDY & SMITH PLLC**  
ATTORNEYS AT LAW

- Established 1927 -

*Serving our clients for more than 80 years*



AUGUST

**e-Journal Alert**

2009

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**ABOUT US**

**PRACTICE AREAS**

- Personal Injury**
- Vehicle Accidents
- Wrongful Death
- Nursing Home Neglect/Abuse
- Product Liability
- Premises Liability
- Insurance Bad Faith
- Social Security Disability

**ATTORNEYS**



Gary S. Lesser  
Joseph R. Landy

**To Better Serve Our Clients and Our Community**



Lesser, Lesser, Landy & Smith, PLLC always puts our clients first. Dealing with an injury or loss of a loved one due to the negligence of others is not an easy task. That is why we try to do all we can to make our clients feel comfortable and help them better understand the process they are going through.

We are excited to share with you the many new features on our [website](#), which will help us better serve our clients and our community. Visitors can now learn a great deal more about our Firm, and about law in general, by interacting with our website through these exciting new website pages: [Florida Personal Injury Help Blog](#), [Se Habla Español](#), [Social Security Disability](#), and [In the News](#). [Resources](#) includes helpful links to other important websites. What are you waiting for? [Check it out now](#).

**Managing Partner Appointed Vice Chair of The Florida Bar Advertising Committee**



Gary S. Lesser, Managing Partner of Lesser, Lesser, Landy & Smith, PLLC, has been appointed Vice Chair of The Florida Bar Advertising Committee (2009-2010), which serves to uphold pertinent Florida Bar Association Ethics Rules governing advertising. He has also served as the Chair of the Palm Beach County Bar Association's Medical Legal Committee, following service for many years as Chair of the Palm Beach County Bar Association's Professionalism Committee. Lesser served on the Florida Bar Professional

Ethics Committee for six years, including serving as the Chair of the Committee, which reviewed professional ethics inquiries and promulgated Ethics Opinions on important issues. [Read more](#).

Michael S. Smith  
Shepard P. Lesser  
C. Reid Bierer  
Heidi S. Reiff  
Glenn E. Siegel  
Chad C. Hastings  
Daniel Lustig  
Jodi Seldin Adams  
Joseph H. Lesser  
(1899 - 1982)

## LOCATIONS

### MAIN OFFICE

#### WEST PALM BEACH

101 Northpoint Pkwy.  
West Palm Beach, FL 33407  
(561) 655-2028  
(561) 655-2033 FAX

#### STUART

615 SW St. Lucie Crescent  
Suite 107  
Stuart, FL 34994  
(772) 283-6839

#### BOCA RATON

2101 NW Corporate Blvd.  
Suite 300  
Boca Raton, FL 33431  
(561) 367-7799

## Focus on Chief Investigator / Paralegal, Gene E. Osborne, CP/CLA



Gene Osborne, Chief Investigator of Lesser, Lesser, Landy & Smith, PLLC has been with the Firm for over three years. Mr. Osborne brings with him well over 40 years of experience, with over 15 years experience in insurance claims management, 8 years in corporate risk management, and over 21 years experience as a plaintiff paralegal / investigator. We are glad to

## Multi-Million Dollar Settlement

Our 22 year-old client was a ventilator dependent patient at Delray Medical Center. Without warning, the ventilator became disconnected, thereby stopping his oxygen supply. Alarms sounded, yet no one responded. Jairo's restrained wrists, which were tied to the bed to prevent him from inadvertently removing the breathing tube, made it impossible for him to move. The alarms continued to ring. Incredibly, the nurse responsible for monitoring Jairo went on a break without informing her co-workers or obtaining coverage. Moreover, she left her stat pager, a device which would have immediately notified her that a crisis was occurring, at Jairo's bedside. By the time the hospital staff finally responded, it was too late - the lack of oxygen caused Jairo to sustain a devastating and life-altering anoxic brain injury from which he will never recover. For the remainder of Jairo's life, he will be bedridden, blind, unable to communicate, but yet still able to feel pain. Prior to trial, a substantial settlement was obtained which included funds which will cover the cost of Jairo's round-the-clock needs and medical care for the remainder of his life.



## Partner Heads Firm's Insurance Bad Faith Department



Mickey Smith is head of the Firm's Insurance Bad Faith Department, handling such cases all over Florida. Mickey spent the first 16 years of his career representing insurance companies throughout the State of Florida. This gives him a unique perspective in analyzing whether insurers have acted in bad faith. His peers have named him one of The Best Lawyers in America in the field of insurance law.

What is insurance bad faith? In the context of a liability claim - for example, someone suffers a personal injury or wrongful death and a claim is made against the person (or company) who caused the accident - an insurance company in Florida is merely required to settle the claim when it can and should do so. Doesn't sound too hard, does it? The law does NOT require an insurance company to settle claims it shouldn't, nor does it require insurers to pay unreasonable amounts to settle claims. All of us want insurance companies to fight fraudulent, frivolous, and overstated claims. [Read more.](#)

have him as a part of our team.

With Mr. Osborne's resources and experience, LLL&S is able to better investigate, prepare and prosecute its cases. Mr. Osborne is a member of the Florida Justice Association, American Justice Association, and Palm Beach County Paralegal Association. He is also very active in the community with civic organizations such as being a Past President of the Royal Palm Beach Rotary Club and serving on the Board of Directors for the Wellington Boy's and Girl's Club.

Join Our Mailing List!

## Community Strong - United Way of Martin County

Established in West Palm Beach in 1927, the Firm is now growing stronger than ever in the Treasure Coast. Our [Stuart office](#) serves numerous clients in the Martin County/ Treasure Coast area. The month of May started off with much excitement as the Firm hosted a Spring Reception for its clients and



friends at the [Flagler Grill](#) in Stuart, Florida. During the reception, the Firm announced its \$1,500 donation to the [United Way of Martin County](#), which it has supported for many years, helping raise and distribute money to those in need in the community.

## Partner Named to Board of Directors for Jewish Community Center of the Greater Palm Beaches



Joseph Landy, a partner at Lesser, Lesser, Landy & Smith, PLLC, has been named to the Board of Directors for the [The Jewish Community Center of the Greater Palm Beaches](#) for 2009-2010. In May, the Firm hosted a fundraiser to support the JCC's Special Needs Programs that provide a wide array of services including aftercare, camps, cooking classes, art classes, sports classes, and

family events for all children with varying exceptionalities. 100% of the \$27,000+ raised in donations that evening are being used to benefit these Special Needs Programs.