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Have you ever seen an attorney do the touchdown dance in Court?

It's a long, hard fought trial. The defense attorney is an excellent lawyer. Now, you're on trial for two weeks. Now, as you get closer to verdict, as you get closer to the end of the trial, the defense makes a significant settlement offer. You agree to the settlement offer. Do you ever see a trial attorney who now accepts the settlement offer do the touchdown dance? And say Yes! Goal! We won! Do you ever see anybody who does that? Do you want to know why that's not going to happen? Come join me for a moment as I share with you some terrific information.

Hi. I'm Gerry Oginski. I'm a New York Medical Malpractice and Personal Injury attorney practicing law here in the state of New York. You're never going to see a trial attorney at the end of a case when he finally settles a case after a hard fought, long battle turn around in the middle of the courtroom and start doing the touchdown dance. Or yell Goal! Or I scored! You're never ever going to see that. Want to know why not? It's because most of these great trial attorneys are extremely professional. They will accept it in stride. They'll be happy and joyous inside, they'll be jumping for joy inside that they just achieved a great result for their client and now maybe outside they'll celebrate with their client, but, in the courtroom, you're never, ever going to see that. Why?

What happens during the course of a settlement is that it's really a business decision. The defense recognizes that there is significant exposure if they allow a jury to go ahead and create a verdict and put a value on this particular case so the defense is taking away all the risk. Now, they're opting to pay a certain amount of money to compensate the injured victim. The injured victim is also accepting, agreeing to accept, that particular offer in order to make this case go away. Now, there's almost like a compromise. Each side is giving up something. Each side is giving up a right to do various things. Now, professional attorneys don't turn around and jump up for joy and say, Yes, we won! No, because a settlement is not a particular win. Each side walks

away knowing that they could have done better, they might have done better, each side might have done better. The reality is, going to trial is a risk and nobody knows what the outcome is. The only time you're going to trial is when the defense refuses to pay, or when they refuse to pay the full value, or what they perceive to be the full value for your particular injuries.

Why do I share this humorous look at what goes on when a case ultimately settles after a long, hard fought battle during trial? I realize you're watching this video because you have questions or concerns about your own particular matter. If your matter did happen here in New York and you're thinking about bringing a law suit, but you have questions that need answers, what I encourage you to do is, pick up the phone and call me. I answer questions just like yours every single day and I'd love to chat with you. You can reach me at 516-487-8207 or by email at Gerry@Oginski-law.com. That's it for today's video. I'm Gerry Oginski. I'm going to go inside now and do the happy dance. See you later everybody.