

Index

ACCIDENT RECONSTRUCTION

Investigation and Documentation of Case, this index

ADMISSIONS

Pleadings and practice, requests for admissions, § 9-20

AFFIDAVITS

Forms

Hospital liens, § 12-34

Insurance disclosure affidavit, § 12-2

Medical payments affidavit, § 12-35

Non-resident motorist, plaintiff's affidavit of compliance for service of process upon, § 12-5

Service by publication, affidavit in support of motion to allow, § 12-7

Signed statement or affidavit, preservation of testimony, § 2-13

AFFIRMATIVE DEFENSES

Answer, § 9-18

ALTERNATIVE DISPUTE RESOLUTION

Generally, §§ 5-1 to 5-19

Arbitration, this index

Bonding and nonbinding ADR, choosing between, § 5-3

Mediation, this index

Types of ADR, § 5-2

ANSWER

Generally, §§ 9-16 to 9-18

Affirmative defenses, § 9-18

Forms, defendant's answer, § 12-21

Threshold defenses, § 9-17

ARBITRATION

Generally, §§ 5-5 to 5-12

Damages, § 5-12

Defendant's perspective, § 5-8

Defendant's preparation, § 5-10

Insurer's perspective, § 5-7

Liability, § 5-11

Mediation, choosing between arbitration and, § 5-4

Plaintiff's perspective, § 5-6

Plaintiff's preparation, § 5-9

ASSOCIATED SYMPTOMS

Physiology and Treatment of Soft Tissue Injuries, this index

ATTORNEYS

- Forms, association agreement between counsel, § 11-7
- New attorneys, taking on soft injury tissue case, § 1-2
- Preservation of testimony, attorney notes, § 2-12

AUTOMOBILES

- Forms
 - Interrogatories, §§ 12-13, 12-24
 - Non-resident motorist, plaintiff's affidavit of compliance for service of process upon, § 12-5
- Georgia Nonresident Motorist Act, pleadings and practice, § 9-6

BACK PAIN

- Bulging disk, § 3-10
- Herniated disk, § 3-13
- Low Back Pain, this index

BULGING DISK

- Physiology and treatment of soft tissue injuries, § 3-10

CARPAL TUNNEL SYNDROME

- Physiology and treatment of soft tissue injuries, § 3-11

CHILDREN

- Minors, this index

CHIROPRACTORS

- Discovery of chiropractic records, § 6-16
- Physiology and treatment of soft tissue injuries, § 3-22
- Settling soft tissue injury cases, § 4-17
- Trial law, chiropractic examination, § 10-6

CLIENT INFORMATION SHEET

- Forms, § 11-3

CLIENT INTERVIEW

- Generally, §§ 1-3 to 1-8
- Attributes to seek and avoid, § 1-4
- Compatibility check and expectation management, § 1-8
- Evaluating the case, § 1-5
- Expectation management, § 1-8
- Selling yourself, § 1-7
- Witness, evaluating client as, § 1-6

CLOSING ARGUMENT

- Generally, §§ 7-19 to 7-21
- Defendant, § 7-21
- Plaintiff, § 7-20
- Trial law, § 10-8

COLLATERAL SOURCE EVIDENCE

- Admissibility, § 10-3

INDEX

COLOSSUS EQUATION

Computer settlement software, § 4-9

COMPLAINT

Generally, §§ 9-8, 9-9

Damages complaint, Georgia forms, § 12-10

Forms, complaint for damages, § 12-10

Punitive damages, § 9-9

COMPULSORY COUNTERCLAIMS

Pleadings and practice, § 9-19

COMPUTER SETTLEMENT SOFTWARE

Putting together a settlement package, § 4-9

COMPUTERIZED TOMOGRAPHY

Diagnostic testing, § 3-28

CONSOLIDATED PRETRIAL ORDER

Forms, § 12-47

CONSORTIUM, LOSS OF

Settling soft tissue injury cases, § 8-8

COUNTERCLAIMS

Compulsory counterclaims, § 9-19

COURT DOCKET

Discovery of records, § 6-25

CPT CODES

Reading, § 3-5

CREDIBILITY OF WITNESSES

Generally, § 7-12

CROSS-EXAMINATION

Defendant, § 10-5

Expert witness, cross-examination at deposition, § 6-10

Lay witnesses, presentation of, § 7-15

Medical testimony, presentation of, § 7-18

Plaintiff, §§ 7-12, 10-4

CT (CAT) SCANS

Diagnostic testing, § 3-28

DAMAGES

Arbitration, § 5-12

Direct examination of plaintiff, § 10-3

Forms, complaint for damages, § 12-10

Punitive damages, § 9-9

Settling Soft Tissue Injury Cases, this index

Unliquidated damages demand, settlement law, § 8-2

DEFAULT

- Judgment upon default
 - Form 1, § 12-20
 - Form 2, § 12-20
- Pleadings and practice, § 9-15

DEMONSTRATIVE AIDS

- Closing arguments, § 10-8

DENTAL RECORDS

- Discovery, § 6-19

DEPOSITIONS

- Generally, §§ 6-1 to 6-11
- Cross-examination of expert witness at deposition, § 6-10
- Defendant, depositions of party taken by, § 6-3
- Experts
 - Cross-examination at deposition, § 6-10
 - Forms, § 9-29
 - Witnesses, § 6-8
- Forms
 - Generally, §§ 9-25 to 9-29
 - Experts, § 9-29
 - Health care provider, § 9-28
 - Nonparties, §§ 9-27 to 9-29
 - Notice of filing depositions, § 12-41
 - Party, § 9-26
 - Sample deposition questions, § 11-21
 - Video deposition, stipulation regarding, § 12-40
- Health care providers
 - Generally, § 6-9
 - Forms, § 9-28
- Hostile witnesses, § 6-6
- Lay witnesses, § 6-5
- Nonparties, forms, §§ 9-27 to 9-29
- Notice of filing depositions, defendant forms, § 12-41
- Other depositions, §§ 6-4 to 6-9
- Party, depositions of, §§ 6-1 to 6-3
- Plaintiff, depositions of party taken by, § 6-2
- Records custodians, § 6-7
- Sample deposition questions, defendant forms, § 11-21
- Video Depositions, this index

DERIVATIVE CLAIMS

- Settling soft tissue injury cases, § 4-10

DIAGNOSTIC TESTING

- Physiology and Treatment of Soft Tissue Injuries, this index

DIARY

- Investigation and documentation of case, client's diary, § 2-22

INDEX

DISCLOSURE

Forms, request for disclosure of liability limits, § 12-1

DISCOVERY

Generally, §§ 6-1 to 6-28
Chiropractic records, § 6-16
Court docket records, § 6-25
Dental records, § 6-19
Depositions, this index
Discovery summary, § 6-28
Driving history records, § 6-24
Employment records, § 6-20
EMT records, § 6-15
Family physician records, § 6-17
Hospital records, § 6-14
Index records, § 6-26
Insurance records, § 6-22
Interrogatories, this index
Medical records, § 6-13
OB-GYN records, § 6-18
Records to obtain, §§ 6-12 to 6-27
School records, § 6-21
Social security records, § 6-23
Tax returns records, § 6-27
Video Depositions, this index

DIZZINESS

Physiology and treatment of soft tissue injuries, associated symptoms, § 3-17

DOCKET OF COURT

Discovery of records, § 6-25

DOCUMENTATION

Investigation and Documentation of Case, this index

DRIVING HISTORY

Discovery, § 6-24

DRUGS

Treatment, drugs as type of, § 3-37

EMPLOYMENT AND EMPLOYER

Forms, authorization to release employment information, § 11-9
Interviewing witnesses, employer, § 2-9
Third parties, employer-supplied coverage, § 4-15

EMPLOYMENT RECORDS

Discovery, § 6-20

EMT RECORDS

Discovery, § 6-15

ENERGY

Exercise as type of treatment, § 3-38

EXERCISE

Physiology and treatment of soft tissue injuries, exercise as type of treatment,
§ 3-38

EXPERTS

Depositions, this index

FAMILY PHYSICIAN

Discovery of records, § 6-17

FIBROMYALGIA

Physiology and treatment of soft tissue injuries, § 3-12

FIRST CONTINUING INTERROGATORIES

Forms, § 12-11

FOLLOW-UP LETTER

Preservation of testimony, § 2-15

FORMS

Admissions to plaintiff, defendant's request for, § 12-28

Affidavits

Hospital lien affidavit, § 12-34

Insurance disclosure affidavit, § 12-2

Medical payments affidavit, § 12-35

Non-resident motorist, plaintiff's affidavit of compliance for service of process
upon, § 12-5

Service by publication, affidavit in support of motion to allow, § 12-7

Answer of defendant, § 12-21

Association agreement between counsel, § 11-7

Authorization to release information. Release of information, below

Before and after witness questionnaire for use at trial, § 11-16

Brief in support of motion for service by publication, § 12-8

Car accident, interrogatories, §§ 12-13, 12-24

Case information for client, § 11-4

Certification of records, nonparty, § 12-32

Client information sheet, § 11-3

Complaint for damages, § 12-10

Consolidated pretrial order, § 12-47

Damages, complaint for, § 12-10

Defendant forms, generally, §§ 11-19 to 11-22, 12-21 to 12-37

Defense and answer of defendant, § 12-21

Depositions, this index

Disclosure of liability limits, request for, § 12-1

Dismissal of UM carrier without prejudice, § 12-37

First continuing interrogatories (plaintiff or defendant), § 12-11

Georgia forms, generally, §§ 12-1 to 12-37

Georgia open records request, § 12-38

INDEX

FORMS—Cont'd

- Hospital lien affidavit, § 12-34
- Indemnity agreement, § 12-33
- Injured party questionnaire for trial, § 11-15
- Insurance
 - Disclosure affidavit, § 12-2
 - Letter notifying insurance company of representation, § 11-11
- Interrogatories
 - Car accident, §§ 12-13, 12-24
 - Defendant's first continuing interrogatories to plaintiff, § 12-23
 - First continuing interrogatories (plaintiff or defendant), § 12-11
 - Slip and fall case, § 12-12
- Judgment upon default
 - Form 1, § 12-20
 - Form 2, § 12-20
- Letter acknowledging receipt of file, § 11-19
- Letter notifying client of filing suit, § 11-12
- Letter notifying insurance company of representation, § 11-11
- Letter rejecting potential client, § 11-5
- Letter to defendant advising of representation, § 11-20
- Letter to video deponent, § 11-22
- Material facts not in dispute, plaintiff's statement theory of recovery and of,
§ 12-15
- Medical information, authorization to release, § 11-8
- Medical payments affidavit, § 12-35
- Minors, compromise of minor's claim where litigation pending, §§ 12-17, 12-18
- Nonparty, certification of records, § 12-32
- Non-resident motorist, plaintiff's affidavit of compliance for service of process
upon, § 12-5
- Notice
 - Change of address, § 12-39
 - Depositions, filing, § 12-41
 - Dismissal with prejudice, § 12-36
 - Filing suit, letter notifying client of, § 11-12
 - Insurance, letter notifying insurance company of representation, § 11-11
- Order to allow service by publication, § 12-9
- Partial summary judgment
 - Liability, plaintiff's motion for partial summary judgment as to, § 12-14
 - Plaintiff's brief in support of motion, § 12-16
- Personal injury
 - Intake sheet, § 11-1
 - Questionnaire, § 11-2
- Physical examination of plaintiff
 - Brief in support of motion, § 12-26
 - Motion for, § 12-25
- Plaintiff forms, generally, §§ 11-1 to 11-18, 12-1 to 12-20
- Prejudice
 - Dismissal of UM carrier without prejudice, § 12-37

FORMS—Cont'd

Prejudice—Cont'd

Notice of dismissal with prejudice, § 12-36

Pre-suit checklist

Form 1, § 11-13

Form 2, § 11-14

Pretrial order

Consolidated pretrial order, § 12-47

Motion for entry of, § 12-45

Order granting motion for entry of pretrial order and scheduling pretrial conference, § 12-46

Production of documents to plaintiff, defendant's request for, § 12-27

Publication, service of process by

Affidavit in support of motion to allow service by publication, § 12-7

Brief in support of motion for service by publication, § 12-8

Order to allow service by publication, § 12-9

UM action, motion for order to allow service by publication, § 12-6

Questionnaires

Before and after witness questionnaire for use at trial, § 11-16

Injured party questionnaire for trial, § 11-15

Personal injury questionnaire, § 11-2

Supervisor questionnaire for trial, § 11-17

Receipt of file, letter acknowledging, § 11-19

Records certification, nonparty, § 12-32

Rejection, letter rejecting potential client, § 11-5

Release and indemnity agreement, § 12-33

Release of information

Employment information, authorization to release, § 11-9

Medical information, authorization to release, § 11-8

Request for production of documents to nonparty

Letter, § 12-30

Pleading, § 12-31

Retainer agreement, § 11-6

Salary verification, § 11-10

Sample deposition questions, § 11-21

Service of process

Non-resident motorist, plaintiff's affidavit of compliance for service of process upon, § 12-5

Publication, service of process by, above

Settlement demand letter, § 11-18

Slip and fall case, interrogatories, § 12-12

Special agent to serve process, motion for, § 12-3

Special process server, order granting appointment of, § 12-4

State of Georgia forms, § 12-1 to 12-47

Summary judgment

Generally, § 12-42

Partial summary judgment, above

Supervisor questionnaire for trial, § 11-17

INDEX

FORMS—Cont'd

- Trial calendar, stipulation of, § 12-44
- Twelve person jury, demand for, § 12-22
- UM action
 - Dismissal of UM carrier without prejudice, § 12-37
 - Motion for order to allow service by publication, § 12-6
- Uniform Rule 6.5 statement and memorandum of law in support of summary judgment, § 12-43
- Verification, § 12-29
- Video Depositions, this index
- Wage and salary verification, § 11-10

FULL COMPENSATION RULE

- Settling soft tissue injury cases, § 4-18

FUNCTIONAL CAPACITY TESTING

- Diagnostic testing, § 3-29

GENERAL DAMAGES

- Settling soft tissue injury cases, § 4-8

GEORGIA NONRESIDENT MOTORIST ACT

- Pleadings and practice, § 9-6

GLOSSARY OF MEDICAL TERMS

- Physiology and treatment of soft tissue injuries, § 3-7

HEADACHES

- Physiology and treatment of soft tissue injuries, associated symptoms, § 3-18

HEALTH CARE PROVIDERS

- Client referral, § 1-11
- Depositions, this index
- Physiology and treatment of soft tissue injuries, §§ 3-21 to 3-26

HEAT AND COLD THERAPIES

- Physiology and treatment of soft tissue injuries, § 3-39

HERNIATED DISK

- Physiology and treatment of soft tissue injuries, § 3-13

HOSPITALS

- Discovery of hospital records, § 6-14
- Forms, hospital lien affidavit, § 12-34
- Liens
 - Hospital lien affidavit, Georgia forms, § 12-34
 - Third parties, settling soft tissue injury cases, § 4-13

HOSTILE WITNESSES

- Depositions, § 6-6

ICD-10 CODES

- Physiology and treatment of soft tissue injuries, § 3-6

INDEMNITY

Forms, indemnity agreement, § 12-33

INDEX RECORDS

Discovery, § 6-26

INSURANCE

Arbitration, insurer's perspective, § 5-7

Discovery of insurance records, § 6-22

Forms

Insurance disclosure affidavit, § 12-2

Letter notifying insurance company of representation, § 11-11

Service of pleadings, insurance companies, § 9-12

Settlement law, insurance coverage disclosure, § 8-1

Third parties, health or disability insurance, settlement, § 4-14

INTERNET

Investigation and documentation of case, use as research tool, § 2-24

INTERROGATORIES

Forms

Car accident, §§ 12-13, 12-24

Defendant's first continuing interrogatories to plaintiff, § 12-23

First continuing interrogatories (plaintiff or defendant), § 12-11

Slip and fall case, § 12-12

Pleadings and practice, § 9-21

INTERVIEWS

Client Interview, this index

Witnesses, this index

INVESTIGATION AND DOCUMENTATION OF CASE

Generally, §§ 2-1 to 2-24

Accident reconstruction

Generally, §§ 2-16 to 2-19

Perception and reaction time, § 2-19

Skid marks, § 2-18

Speed, time, and distance, § 2-17

Telltale speed signs, § 2-18

Attorney notes, preservation of testimony, § 2-12

Depositions, this index

Diary of client, § 2-22

Discovery, this index

Follow-up letter, preservation of testimony, § 2-15

Hypothesis to proof, importance of investigation, § 2-1

Internet, use as research tool, § 2-24

Interrogatories, this index

Interviews

Client Interviews, this index

Witnesses, this index

Lost wage verification, § 2-21

INDEX

INVESTIGATION AND DOCUMENTATION OF CASE—Cont'd

- Medical records, gathering, § 2-20
- Medical testimony. Trial, this index
- Perception and reaction time, reconstruction of accident, § 2-19
- Photographs, obtaining, § 2-3
- Reconstruction of accident. Accident reconstruction, above
- Recorded statement under oath, preservation of testimony, § 2-14
- Securing other physical evidence, § 2-23
- Signed statement or affidavit, preservation of testimony, § 2-13
- Skid marks, reconstruction of accident, § 2-18
- Speed, time, and distance, reconstruction of accident, § 2-17
- Tape recordings made by attorney, preservation of testimony, § 2-12
- Telltale speed signs, reconstruction of accident, § 2-18
- Testimony preservation
 - Generally, §§ 2-11 to 2-15
 - Attorney notes, § 2-12
 - Follow-up letter, § 2-15
 - Recorded statement under oath, § 2-14
 - Signed statement or affidavit, § 2-13
 - Tape recordings made by attorney, § 2-12
- Verification of lost wage, § 2-21
- Video recording, § 2-4
- Visiting the scene, § 2-2
- Witness interviews. Witnesses, this index

JAW

- Temporomandibular dysfunction, § 3-14

JOINT AND SEVERAL LIABILITY

- Pleadings and practice, § 9-4

JOINT TORTFEASORS

- Venue, § 9-3

JUDGMENT UPON DEFAULT

- Form 1, § 12-20
- Form 2, § 12-20

JURY

- Twelve person jury, demand for, forms, § 12-22

LAY WITNESSES

- Cross-examination by defendant, § 7-15
- Depositions, § 6-5
- Plaintiff, § 7-14
- Presentation of, §§ 7-13 to 7-15

LIENS

- Hospital liens
 - Affidavit, Georgia forms, § 12-34
 - Third parties, settling soft tissue injury cases, § 4-13

LIENS—Cont'd

Medical liens and reimbursement requests, § 8-4

LIMITATION OF ACTIONS

Pleadings and practice, § 9-1

LIMITED RELEASE

Settling soft tissue injury cases, § 8-5

LITIGATION

Discovery, this index

Trial, this index

LONG ARM STATUTE

Pleadings and practice, § 9-7

LOSS OF CONSORTIUM

Settling soft tissue injury cases, § 8-8

LOST WAGES

Investigation and documentation of case, verification of lost wages, § 2-21

LOW BACK PAIN

Associated symptoms, § 3-19

Exercise as type of treatment, § 3-38

MANIPULATION

Treatment types, § 3-40

MATERIAL FACTS NOT IN DISPUTE

Forms, plaintiff's statement, § 12-15

MEDIATION

Generally, §§ 5-13 to 5-19

Arbitration, choosing between mediation and, § 5-4

Defendant's perspective, § 5-17

Mandatory or voluntary, § 5-15

Plaintiff's perspective, § 5-16

Sample mediation, § 5-18

Strategies for success, § 5-19

Training and goal of mediator, § 5-14

MEDICAL EXPENSES

Forms, affidavit, § 12-35

Settling soft tissue injury cases, evaluation of soft tissue injuries, § 4-2

MEDICAL RECORDS

Generally, §§ 3-2 to 3-8

CPT codes, § 3-5

Dental records, § 6-19

Discovery, § 6-13

EMT records, § 6-15

Family physician, § 6-17

Forms, authorization to release medical information, § 11-8

INDEX

MEDICAL RECORDS—Cont'd

- General components, § 3-4
- Hospital records, § 6-14
- ICD-10 codes, § 3-6
- Investigation and documentation of case, gathering medical records, § 2-20
- Medical terminology, § 3-7
- OB-GYN records, § 6-18
- Physiology & treatment of soft tissue injuries, generally, §§ 3-2 to 3-8
- Preparation, § 3-3
- Reading, §§ 3-2 to 3-8
- Spine, anatomy of, § 3-8

MEDICAL TERMINOLOGY

- Physiology and treatment of soft tissue injuries, § 3-7

MEDICAL TESTIMONY

- Cross-examination by defendant, § 7-18
- Plaintiff, § 7-17
- Presentation of, §§ 7-16 to 7-18

MEDICARE AND MEDICAID

- Settling soft tissue injury cases, § 4-16

MINORS

- Forms, compromise of minor's claim where litigation pending, §§ 12-17, 12-18
- Service of process upon minor, § 9-14
- Settling soft tissue injury cases, §§ 4-11, 8-7

MOTOR VEHICLES

- Automobiles, this index

MRI

- Diagnostic testing, § 3-30

NECK PAIN

- Associated symptoms, § 3-20

NEUROLOGIC TESTING

- Diagnostic testing, § 3-31

NEUROLOGIST

- Physiology and treatment of soft tissue injuries, § 3-23

NONPARTIES

- Depositions, forms, §§ 9-27 to 9-29
- Forms
 - Certification of records, nonparty, § 12-32
 - Request for production of documents to nonparty, §§ 12-30, 12-31

NONRESIDENT MOTORIST ACT

- Pleadings and practice, § 9-6

NOTICE

- Depositions, notice of filing depositions, defendant forms, § 12-41

NOTICE—Cont'd

Forms

Change of address, § 12-39

Depositions, filing, § 12-41

Dismissal with prejudice, § 12-36

Filing suit, letter notifying client of, § 11-12

Insurance, letter notifying insurance company of representation, § 11-11

OB-GYN

Discovery of records, § 6-18

OPEN RECORDS REQUEST

Forms, § 12-38

OPENING STATEMENT

Generally, §§ 7-7 to 7-9

Defendant, § 7-9

Plaintiff, § 7-8

Trial law, § 10-2

ORTHOPEDICS

Diagnostic orthopedic testing, § 3-32

Orthopedist, § 3-24

ORTHOPEDIST

Physiology and treatment of soft tissue injuries, § 3-24

PAIN AND IMPAIRMENT RATINGS

Physiology and treatment of soft tissue injuries, § 3-41

PAIN AND SUFFERING

Closing arguments, § 10-8

Settling soft tissue injury cases, damages, § 4-2

PARTIAL SUMMARY JUDGMENT

Liability, plaintiff's motion for partial summary judgment as to, § 12-14

Plaintiff's brief in support of motion, § 12-16

PERCEPTION AND REACTION TIME

Reconstruction of accident, § 2-19

PERSONAL INJURY

Intake sheet, § 11-1

Questionnaire, § 11-2

PHOTOGRAPHS

Investigation and documentation of case, § 2-3

PHYSICAL EXAMINATION OF PLAINTIFF

Brief in support of motion, forms, § 12-26

Motion for, forms, § 12-25

PHYSICAL THERAPIST

Physiology and treatment of soft tissue injuries, § 3-25

INDEX

PHYSICIANS

- Discovery of records, family physician, § 6-17
- Settling soft tissue injury cases, § 4-17

PHYSIOLOGY AND TREATMENT OF SOFT TISSUE INJURIES

- Generally, §§ 3-1 to 3-41
- Activator methods of treatment, § 3-36
- Associated symptoms
 - Generally, §§ 3-16 to 3-20
 - Dizziness, § 3-17
 - Headaches, § 3-18
 - Low back pain, § 3-19
 - Neck pain, § 3-20
- Back Pain, this index
- Bulging disk, § 3-10
- Carpal tunnel syndrome, § 3-11
- Chiropractor, § 3-22
- CPT codes, reading, § 3-5
- CT (CAT) scans, diagnostic testing, § 3-28
- Diagnostic testing
 - Generally, §§ 3-27 to 3-33
 - CT (CAT) scans, § 3-28
 - Functional capacity testing, § 3-29
 - MRI, § 3-30
 - Neurologic testing, § 3-31
 - Orthopedic testing, § 3-32
 - Thermography, § 3-33
 - X-rays, § 3-34
- Dizziness, associated symptoms, § 3-17
- Drugs as type of treatment, § 3-37
- Exercise as type of treatment, § 3-38
- Fibromyalgia, § 3-12
- Functional capacity testing, diagnostic testing, § 3-29
- Headaches, associated symptoms, § 3-18
- Health care providers, §§ 3-21 to 3-26
- Heat and cold therapies, § 3-39
- Herniated disk, § 3-13
- ICD-10 codes, reading, § 3-6
- Low back pain, associated symptoms, § 3-19
- Manipulation as type of treatment, § 3-40
- Medical Records, this index
- Medical terminology, § 3-7
- Methods and types of treatment
 - Generally, §§ 3-35 to 3-40
 - Activator methods, § 3-36
 - Drugs, § 3-37
 - Exercise, § 3-38
 - Heat and cold therapies, § 3-39

PHYSIOLOGY AND TREATMENT OF SOFT TISSUE INJURIES—Cont'd

- Methods and types of treatment—Cont'd
 - Manipulation, § 3-40
 - MRI, diagnostic testing, § 3-30
 - Neck pain, associated symptoms, § 3-20
 - Neurologic testing, diagnostic testing, § 3-31
 - Neurologist, § 3-23
 - Orthopedics
 - Diagnostic orthopedic testing, § 3-32
 - Orthopedist, § 3-24
 - Pain and impairment ratings, § 3-41
 - Physical therapist, § 3-25
 - “Questionable doctors,” § 3-26
 - Spine, anatomy of, § 3-8
 - Testing. Diagnostic testing, above
 - Thermography, diagnostic testing, § 3-33
 - TMJ, § 3-14
- Types of injury
 - Generally, §§ 3-9 to 3-15
 - Bulging disk, § 3-10
 - Carpal tunnel syndrome, § 3-11
 - Fibromyalgia, § 3-12
 - Herniated disk, § 3-13
 - TMJ, § 3-14
 - Whiplash, § 3-15
- Types of treatment. Methods and types of treatment, above
- Whiplash, § 3-15
- X-rays, diagnostic testing, § 3-34

PLEADINGS AND PRACTICE

- Generally, §§ 9-1 to 9-32
- Admissions, requests for, § 9-20
- Answer, this index
- Complaint, this index
- Compulsory counterclaims, § 9-19
- Default, § 9-15
- Depositions, this index
- Georgia Nonresident Motorist Act, § 9-6
- Interrogatories, § 9-21
- Joint and several liability, § 9-4
- Joint tortfeasors, venue, § 9-3
- Long Arm statute, § 9-7
- Nonresident Motorist Act, § 9-6
- Pretrial conference, § 9-31
- Pretrial order, § 9-32
- Production of documents
 - Nonparty, request for production to, § 9-23
 - Party, request for production to, § 9-22

INDEX

PLEADINGS AND PRACTICE—Cont'd

- Punitive damages, § 9-9
- Sanctions for failure to make discovery, § 9-24
- Service of Process, this index
- Statute of limitations, § 9-1
- Trial calendar, stipulations to, § 9-30
- Uniform Transfers Rules, § 9-5
- Venue, this index

PREEXISTING INJURIES

- Settling soft tissue injury cases, § 4-3

PREJUDICE

- Dismissal of UM carrier without prejudice, forms, § 12-37
- Notice of dismissal with prejudice, forms, § 12-36

PRESERVATION OF TESTIMONY

- Investigation and Documentation of Case, this index

PRE-SUIT CHECKLIST

- Form 1, § 11-13
- Form 2, § 11-14

PRE-SUIT SETTLEMENT

- Generally, § 8-3

PRETRIAL CONFERENCE

- Pleadings and practice, § 9-31

PRETRIAL ORDER

- Consolidated pretrial order, forms, § 12-47
- Motion for entry of pretrial order, forms, § 12-45
- Order granting motion for entry of pretrial order and scheduling pretrial conference, forms, § 12-46
- Pleadings and practice, § 9-32

PRODUCTION OF DOCUMENTS

- Nonparty, request for production to, § 9-23
- Party, request for production to, § 9-22

PROXIMATE CAUSE

- Settlement package, § 4-6

PUBLICATION, SERVICE OF PROCESS BY

- Affidavit in support of motion to allow service by publication, forms, § 12-7
- Brief in support of motion for service by publication, forms, § 12-8
- Order to allow service by publication, forms, § 12-9
- UM action, motion for order to allow service by publication, forms, § 12-6

PUNITIVE DAMAGES

- Pleadings and practice, § 9-9

“QUESTIONABLE DOCTORS”

- Physiology and treatment of soft tissue injuries, § 3-26

QUESTIONNAIRES

- Before and after witness questionnaire for use at trial, § 11-16
- Injured party questionnaire for trial, § 11-15
- Personal injury questionnaire, § 11-2
- Supervisor questionnaire for trial, § 11-17

RECONSTRUCTION OF ACCIDENT

- Investigation and Documentation of Case, this index

RECORDS AND RECORDINGS

- Attorney, preservation of tape recordings made by, § 2-12
- Chiropractic records, § 6-16
- Court docket, § 6-25
- Dental records, § 6-19
- Discovery, records to obtain, §§ 6-12 to 6-27
- Driving history records, § 6-24
- Employment records, § 6-20
- EMT records, § 6-15
- Family physician, § 6-17
- Forms
 - Certification of records, nonparty, § 12-32
 - Georgia open records request, § 12-38
- Index records, § 6-26
- Insurance records, § 6-22
- Medical Records, this index
- Oath, preservation of recorded statement under oath, § 2-14
- Preservation of testimony, recorded statement under oath, § 2-14
- Records custodians, § 6-7
- School records, § 6-21
- Social security, § 6-23
- Tape recordings made by attorney, preservation of testimony, § 2-12
- Tax returns records, § 6-27
- Video Depositions, this index
- Video records and recordings, § 2-4

REFERRAL SOURCES

- Taking on soft injury tissue case, § 1-10

REIMBURSEMENTS

- Settlement law, § 8-4

RELEASE

- Forms, release and indemnity agreement, § 12-33

RELEASE OF INFORMATION

- Employment information, authorization to release, § 11-9
- Medical information, authorization to release, § 11-8

RETAINERS

- Forms, retainer agreement, § 11-6

INDEX

SALARY AND WAGES

- Forms, wage and salary verification, § 11-10
- Settling soft tissue injury cases, special damages, § 4-2
- Verification of lost wages, § 2-21

SCHOOL RECORDS

- Discovery, § 6-21

SERVICE OF PROCESS

- Generally, §§ 9-10 to 9-14
- Forms
 - Non-resident motorist, plaintiff's affidavit of compliance for service of process upon, § 12-5
 - Publication, service of process by, below
 - Special process server, order granting appointment of, § 12-4
- Insurance companies, § 9-12
- Minor, service upon, § 9-14
- Publication, service of process by
 - Affidavit in support of motion to allow service by publication, § 12-7
 - Brief in support of motion for service by publication, § 12-8
 - Order to allow service by publication, § 12-9
 - UM action, motion for order to allow service by publication, § 12-6
- Special process server, § 9-13
- Timeliness, § 9-11

SETTLING SOFT TISSUE INJURY CASES

- Generally, §§ 4-1 to 4-19
- Damages
 - General damages, §§ 4-2, 4-8
 - Special damages, §§ 4-2, 4-7
- Defense perspective to settlement, § 4-19
- Demand, settlement package, § 4-9
- Derivative claims, settling, § 4-10
- Doctors and chiropractors, § 4-17
- Employer-supplied coverage, § 4-15
- Evaluation of soft tissue injuries, § 4-2
- Forms, settlement demand letter, § 11-18
- Full compensation rule, § 4-18
- General damages, § 4-8
- Health or disability insurance, § 4-14
- Hospital liens, third parties, § 4-13
- How to settle case, § 4-1
- Insurance coverage disclosure under settlement law, § 8-1
- Limited release under settlement law, § 8-5
- Loss of consortium under settlement law, § 8-8
- Medical liens and reimbursement requests under settlement law, § 8-4
- Medicare and Medicaid, § 4-16
- Minor's, settlements under settlement law, §§ 4-11, 8-7
- Payor claims, third parties, § 4-12

SETTLING SOFT TISSUE INJURY CASES—Cont'd

- Preexisting injuries, § 4-3
- Pre-suit settlement, demand for under settlement law, § 8-3
- Proximate cause, settlement package, § 4-6
- Putting together settlement package, §§ 4-4 to 4-9
- Settlement package
 - Generally, §§ 4-4 to 4-9
 - Demand, § 4-9
 - General damages, § 4-8
 - Liability, § 4-5
 - Proximate cause, § 4-6
 - Putting together settlement package, §§ 4-4 to 4-9
 - Special damages, § 4-7
- Special damages, § 4-7
- State-specific settlement law, generally, §§ 8-1 to 8-9
- Third parties
 - Generally, §§ 4-12 to 4-18
 - Doctors and chiropractors, § 4-17
 - Employer-supplied coverage, § 4-15
 - Full compensation rule, § 4-18
 - Health or disability insurance, § 4-14
 - Hospital liens, § 4-13
 - Medicare and Medicaid, § 4-16
 - Payor claims, § 4-12
- Timing of settling case, § 4-1
- UM carrier settlements under settlement law, § 8-6
- Unliquidated damages demand under settlement law, § 8-2
- Written offer to settle tort claims under settlement law, § 8-9

SIGNED STATEMENT OR AFFIDAVIT

- Preservation of testimony, § 2-13

SKID MARKS

- Reconstruction of accident, § 2-18

SLIP AND FALL CASE

- Interrogatories, forms, § 12-12

SOCIAL SECURITY

- Discovery of records, § 6-23

SPECIAL AGENT

- Forms, motion for special agent to serve process, § 12-3

SPECIAL DAMAGES

- Settling soft tissue injury cases, § 4-7

SPECIAL PROCESS SERVER

- Generally, § 9-13

SPEED

- Reconstruction of accident, §§ 2-17, 2-18

INDEX

SPINE

Physiology and treatment of soft tissue injuries, anatomy of spine, § 3-8

STATUTE OF LIMITATIONS

Pleadings and practice, § 9-1

STRATEGIES FOR TRIAL

Defendant, § 7-3

Plaintiff, § 7-2

SUMMARY JUDGMENT

Forms, § 12-42

Partial Summary Judgment, this index

Uniform Rule 6.5 statement and memorandum of law in support of summary judgment, § 12-43

SUPERVISORS

Forms, supervisor questionnaire for trial, § 11-17

TAKING ON SOFT INJURY TISSUE CASE

Generally, §§ 1-1 to 1-11

Client Interview, this index

Health care providers, client referral to, § 1-11

New attorneys, § 1-2

Referral sources, § 1-10

Setting up a file, § 1-9

Special considerations, § 1-1

TAPE RECORDINGS

Attorney, preservation of tape recordings made by, § 2-12

TAX RETURNS

Discovery, § 6-27

TEMPOROMANDIBULAR DYSFUNCTION

Physiology and treatment of soft tissue injuries, § 3-14

TESTIMONY

Preservation. Investigation and Documentation of Case, this index

TESTING

Diagnostic testing. Physiology and Treatment of Soft Tissue Injuries, this index

THERMOGRAPHY

Diagnostic testing, § 3-33

THIRD PARTIES

Employer-supplied coverage, § 4-15

Hospital liens, settling soft tissue injury cases, § 4-13

Settling Soft Tissue Injury Cases, this index

THRESHOLD DEFENSES

Answer, § 9-17

TMJ

Physiology and treatment of soft tissue injuries, § 3-14

TRIAL

Generally, §§ 7-1 to 7-21, 10-1 to 10-9

Chiropractic examination, § 10-6

Closing Argument, this index

Cross-Examination, this index

Direct examination of plaintiff, § 10-3

Jury charges, § 10-9

Lay witnesses, presentation of

Generally, §§ 7-13 to 7-15

Cross-examination by defendant, § 7-15

Plaintiff, § 7-14

Medical narrative, § 10-7

Medical testimony, presentation of

Generally, §§ 7-16 to 7-18

Cross-examination by defendant, § 7-18

Plaintiff, § 7-17

Opening Statement, this index

Plaintiff, presentation of

Generally, §§ 7-10 to 7-12

Cross-examination by defendant, § 7-12

Direct examination, § 7-11

Preparation, § 7-1

State-specific trial law, generally, § 10-1 to 10-9

Strategies

Defendant, § 7-3

Plaintiff, § 7-2

Trial law, §§ 10-1 to 10-9

Voir Dire, this index

TRIAL CALENDAR

Forms, stipulation of trial calendar, § 12-44

Pleadings and practice, stipulations to trial calendar, § 9-30

TWELVE PERSON JURY

Forms, demand for twelve person jury, § 12-22

TYPES OF INJURY

Physiology and Treatment of Soft Tissue Injuries, this index

UM ACTION

Forms

Dismissal of UM carrier without prejudice, § 12-37

Motion for order to allow service by publication, § 12-6

Settlement law, UM carriers, § 8-6

UNIFORM RULE 6.5 STATEMENT

Forms, § 12-43

INDEX

UNIFORM TRANSFERS RULES

Pleadings and practice, § 9-5

UNLIQUIDATED DAMAGES

Settling soft tissue injury cases, § 8-2

VENUE

Generally, §§ 9-2, 9-3, 9-5

Joint tortfeasors, § 9-3

Uniform Transfers Rules, § 9-5

VIDEO DEPOSITIONS

Generally, § 6-11

Defendant forms, letter to video deponent, § 11-22

Forms

Letter to video deponent, § 11-22

Stipulation regarding, § 12-40

VIDEO RECORDS AND RECORDINGS

Depositions. Video Depositions, this index

Investigation and documentation of case, § 2-4

VISITING THE SCENE

Investigation and documentation of case, § 2-2

VOIR DIRE

Generally, §§ 7-4 to 7-6

Defendant, § 7-6

Plaintiff, § 7-5

Trial law, § 10-1

WAGES

Salary and Wages, this index

WHIPLASH

Cross-examination of witnesses, § 7-12

Physiology and treatment of soft tissue injuries, § 3-15

WITNESSES

Auto mechanic, witness interviews, § 2-8

Client interview, evaluating client as witness, § 1-6

Cross-examination

Expert witness at deposition, § 6-10

Lay witnesses by defendant, § 7-15

Employer, witness interviews, § 2-9

Expert witnesses, § 6-8

Eyewitnesses, interviews, § 2-7

Family and friends, interviews, § 2-10

Forms, before and after witness questionnaire for use at trial, § 11-16

Hostile witnesses, § 6-6

Interviews

Generally, §§ 2-5 to 2-10

WITNESSES—Cont'd

Interviews—Cont'd

Auto mechanic, § 2-8

Client as witness, evaluating, § 1-6

Employer, § 2-9

Eyewitnesses, § 2-7

Family and friends, § 2-10

Investigating officer, § 2-6

Investigating officer, interviews, § 2-6

Lay witnesses

Generally, § 6-5

Cross-examination by defendant, § 7-15

Plaintiff, § 7-14

Presentation of lay witnesses, §§ 7-13 to 7-15

X-RAYS

Diagnostic testing, § 3-34