

Can I sue my employer for negligence?

When the Workers' Compensation Act was first created at the turn of the Century (the early 1900's) one of the purposes was to create immunity against civil suit by an employee against their employer in exchange for receipt of the workers' compensation benefit. In most circumstances if the injury arises solely from the conduct of the employer or a co-employee it is not subject to civil suit. Nevertheless, if your work-related injury arises from the conduct of a third-party then you have the right to sue the third-party. As an example if you are on the job and you have a motor vehicle accident due to the negligence of a third-party driver you are potentially entitled to bring a suit against that driver. It is very important in every case to review with your attorney the exact facts associated with your injury to determine whether or not a third-party case exists. If there is a third-party action we will guide you in how to receive the maximum recovery that you are entitled to under the Law.