

QUESTIONNAIRE: When You Are Injured By a Defective Product

One of the most important things your lawyer needs to know is when you were injured. While in many cases the day of this event is completely obvious, in some cases the answer is very subtle. If your injury cannot be linked to a specific accident on a specific date, this questionnaire will help your lawyer pin down this fact. The date of injury is extremely important. Your state has statutes that prevent you from making any recovery if too much time has passed between the date you were injured and the date you file your lawsuit. It is better to know right away if these statutes will affect your case.

As you complete this questionnaire, keep in mind that some of the questions may not apply to you. Read them carefully before you move on to the next question. Also, some of the questions are fairly technical, but do your best with them.

1. Does your legal claim arise out of a disease rather than an injury?

_____Yes _____No

2. When did you discover that you were, in fact, injured?

3. If you suffered more than one injury, did they occur on different dates?

_____Yes _____No

4. If you answered "Yes" to Question 3, on what dates did your injuries occur?

First injury _____

Second injury _____

Third injury _____

5. If you were injured in an accident involving a product or some equipment, when did you learn the identity of the manufacturer? _____

6. If you were injured in an accident involving a product or some equipment, when did you first learn that the product was defective, or that the manufacturer was negligent in designing or manufacturing the product? _____

7. If you were injured by a long-term exposure to a substance, chemical, or product, when was the last time you were exposed to it? _____

8. When you bought the product or equipment, did it come with any express warranties? (An express warranty is a specific promise about the product. It is not a general promise that it is “merchantable” or “fit for a particular purpose.”)

_____ Yes _____ No

9. If you answered “Yes” to Question 8, did the manufacturer break that promise?

_____ Yes _____ No

10. When you bought the product or equipment, did it come with any promise about its future performance?

_____ Yes _____ No

11. If you answered “Yes” to Question 10, did the product live up to that promise?

_____ Yes _____ No

12. Did the product or equipment have a concealed defect?

_____ Yes _____ No

13. When you were injured, were you:

a. Under age 18? _____ Yes _____ No

b. Not in your right mind? _____ Yes _____ No

c. Severely ill? _____ Yes _____ No

d. In jail? _____ Yes _____ No

14. If you answered “Yes” to Question 13(b) or Question 13(c), please explain the circumstances.

15. At the time you were injured did anybody else do something that contributed to causing the accident or your injury?

_____ Yes No_____

If you answered "Yes" please explain how: _____
