

MANI ELLIS & LAYNE, PLLC

It's not just business. It's personal.™

CHARLESTON, WV | COLUMBUS, OH

When you're injured, it's not just business,

IT'S PERSONAL.

Newsletter January 2023

Contact Us for a FREE Consultation  
304-720-1000

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For a Free Case Consultation Click Here

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## Mani Ellis & Layne | Verdicts and Settlements Kathleen Sullivan

Click Here to to play the video

Thanks to all who dropped off toys in our  
Toys For Tots donation box!

## What's Different if a Child Is Involved in an Accident

A car accident is always a traumatic event, but if a child is involved, it's even more distressing. There are special rules that apply to a personal injury case when a minor is the victim that are designed to provide added protection to the child. Below are some differences about these types of cases you should know:

- **Who can file?** Children cannot file a lawsuit on their own behalf. In most civil cases, the injured person must be the one to file suit but when a minor child is the injured party, then parents are usually allowed to file on behalf of the child.
- **Longer statute of limitation.** Typically, the time limit for filing a suit in a personal injury case is two years. For minor children, however, that clock doesn't start until he or she reaches the age of 18. They then have two years to bring a case.
- **How comparative negligence is applied.** Both West Virginia and Ohio are comparative fault states. This means that the amount of damages an accident victim is entitled to can be reduced by the amount that the accident is determined to be partially the result of the victim's own negligence. For minor children, however, the standards are different:
  - o Children under the age of 7 are considered incapable of negligence even if they are deemed to actively have participated in causing the injuries.
  - o Minors between the ages of 7 and 14 are presumed incapable of negligence but defendants are allowed to present evidence to refute the presumption.
  - o Minors over the age of 14 are presumed to be capable of negligence.

If your child has suffered injuries as the result of a car accident, your best plan of action is to contact an experienced attorney. Having a minor as the injured party complicates a case. Our lawyers can help you to understand your options and make the best choice to get your child the damages he or she needs to cover expenses associated with their recovery.

If a family member has been harmed by nursing home abuse or neglect, in an accident or any other personal injury, it's important to get an attorney experienced in these types of cases involved immediately. Call (888) 402-9607 for your initial free consultation. Mani, Ellis & Layne, PLLC, injury attorneys in West Virginia, can help you determine whether you need a lawyer for an accident or any personal injury case.

## Checklist for a Car Emergency Kit

No one expects to have a roadside emergency when traveling but it can happen whether you're on a long road trip or just traveling around town. That's why it's a good idea to have an emergency kit for your car. The Automobile Associate of America (AAA) recommends you have the following items in your kit:

- Cell phone charger and a charging block that does not need your car to be running to charge your phone. (Check periodically that the block is still charged and re-charged, as necessary.)
- First aid kit
- Basic tool kit—including what's needed to change a tire, duct tape, "inflate a tire" spray and flares, reflectors, or other car emergency warning devices
- Flashlight with fresh batteries
- Jumper cables/portable jumper
- Ice scraper/snow brush
- Shovel
- Traction aid such as sand, salt, or cat litter
- Tarp
- Gloves
- Rags, paper towels or pre-moistened wipes
- Blanket
- Drinking water and non-perishable snacks for everyone who might be in the car including pets

Be sure to check your emergency kit at the start of each season and replace any items that have expired or been used. This way you'll always be prepared in case of a breakdown or weather emergency on the road.

If a family member has been harmed by nursing home abuse or neglect, in an accident or any other personal injury, it's important to get an attorney experienced in these types of cases involved immediately. Call (888) 402-9607 for your initial free consultation. Mani, Ellis & Layne, PLLC, injury attorneys in West Virginia, can help you determine whether you need a lawyer for an accident or any personal injury case.

★★★★★

"They helped me after my car got totaled and got me more money back than I expected. They were very helpful, and I would definitely choose them again."

— Brian H.

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## From Our Blog: E-Scooter Popularity Sparks Safety Concerns

To Read More Click Here

HERE ARE 5 THINGS  
YOU NEED TO KNOW ABOUT  
MEDICAL MALPRACTICE CASES:

MEDICAL MALPRACTICE CASES  
ARE OFTEN COMPLICATED

OUR EXPERIENCED ATTORNEYS CAN HELP

NOT EVERY DEATH OR INJURY IS  
THE RESULT OF MALPRACTICE

BUT IF A MEDICAL PROFESSIONAL HAS BEEN  
NEGLIGENT, YOU MAY HAVE A CASE

DEFECTIVE DRUG CASES ARE  
NOT MALPRACTICE CLAIMS

HOWEVER, A DOCTOR PRESCRIBING THE  
WRONG MEDICATION COULD RESULT IN A CASE

MEDICAL MALPRACTICE IS MORE  
COMMON THAN YOU THINK

BETWEEN 50 & 100 THOUSAND PEOPLE DIE EACH  
YEAR IN AMERICAN HOSPITALS DUE TO  
PREVENTABLE ERROR

MOST VICTIMS OF MEDICAL  
MALPRACTICE NEVER RECEIVE  
COMPENSATION

OFTEN BECAUSE THEY DON'T TRY - LET US  
DETERMINE IF WE CAN HELP YOU

MANI ELLIS & LAYNE, PLLC

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What You Need to Know About  
Nursing Home Negligence!

Time is of the essence if you or a family member  
suspects neglect or negligence.

The state of West Virginia has shortened the Statute of Limitations for Nursing Home Abuse or  
Neglect to **1 YEAR** from the date of death or discovery of negligence!

As a firm, we have worked hard to defend the rights of the elderly and their families in West Virginia  
and hold corporate wrongdoers accountable. We are here for you to answer any questions you may  
have regarding your situation. Give us a call at (304)720-1000 for a free consultation.

## Recipe of the Month: Eggplant Lasagna

### Ingredients:

- 16 oz cremini mushrooms
- 2 eggplants
- 3.5 tbsp olive oil
- 1/2 tsp pepper
- 3 cloves garlic
- 1/2 tsp oregano
- 24 oz can marinara sauce
- 15 oz container ricotta cheese
- 10 oz package of frozen spinach
- 1/2 cup grated parmesan cheese
- 1 egg
- 1 cup shredded mozzarella cheese
- 2 tbsp basil

### Directions:

- Wash any fresh produce, if necessary.
- Slice eggplant into thin planks.
- Divide olive oil, pepper, and parmesan in half and set aside.
- Chop spinach, once thawed and chop basil
- Preheat the oven to 400 degrees F.
- Position racks in the upper and lower thirds of your oven. Lightly coat 2 rimmed baking sheets with nonstick spray. Coat a 9x13-inch baking dish with nonstick spray and set aside.
- Arrange sliced eggplant in a single layer on the 2 sheet pans – if some of the ends of the eggplant slices are very curved, trim off the eggplant outermost curvy portion so the slices lay mostly flat. Brush 2 1/2 tablespoons of the oil over both sides of all the slices. Sprinkle 1/2 teaspoon kosher salt and 1/4 teaspoon pepper over the top.
- Roast the eggplant until soft and golden, about 25 minutes, flipping the slices over and swapping the pans positions once halfway through. Remove the slices from the oven and reduce the oven temperature to 350 degrees F.
- Meanwhile, in a large skillet, heat the remaining 1/2 tablespoon of oil over medium heat. Add the sliced mushrooms. Sauté until the mushrooms are soft, about 7 minutes. Add the minced garlic, next add 1/2 teaspoon kosher salt, and oregano. Cook for another 2 minutes. Remove the pan from the heat. Add the marinara pasta sauce and stir to combine.
- In a large bowl, add the ricotta, 1/4 cup parmesan, egg, and remaining 1/2 teaspoon of salt and remaining 1/4 teaspoon of pepper. Mix well, until the mixture is evenly combined. Stir in the spinach, using a fork to break it up and distribute it as evenly with the ricotta mixture as possible.
- Spoon half of the mushroom marinara sauce on the bottom of the prepared baking dish and spread it into an even layer. Lay 4 eggplant slices on top followed by all the ricotta mixture. Layer on another 4 slices of eggplant and finish with the remaining mushroom marinara sauce. Top with the mozzarella and remaining 1/4 cup parmesan. Bake for 25 to 30 minutes. Until the cheese is melted, and the lasagna is hot and bubbly. Remove from the oven and sprinkle with fresh herbs.
- Let rest 5 to 10 minutes, then serve.

Recipe: Courtesy of [CommonThreads](#)

## What's Happening In & Around Charleston, WV & Columbus, OH

**Jan 20 – 22**  
WV Hunting & Fishing Show  
Charleston Coliseum & Convention Center

**Jan 21**  
Rodney Carrington  
Charleston Coliseum & Convention Center

**Feb 10 - 12**  
National Fishing Expo  
Ohio Expo Center

**Feb 14**  
Carle Underwood The Denim & Rhinestones Tour  
Charleston Coliseum & Convention Center

**Feb 18**  
The Judds: The Final Tour In Celebration  
Of The Life And Legacy of Naomi Judd  
Charleston Coliseum & Convention Center

**Mar 24 - 25**  
Columbus Scrap & Stamp Show  
Ohio Expo Center

## Meet Our Attorneys

Jonathan R. Mani

Damon L. Ellis

Bernard E. Layne III

## Our Offices

**MANI  
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## In Office Hours

Monday 9:00 AM - 5:00 PM  
Tuesday 9:00 AM - 5:00 PM  
Wednesday 9:00 AM - 5:00 PM  
Thursday 9:00 AM - 5:00 PM  
Friday 9:00 AM - 5:00 PM

Available 24/7 By Phone or Website

Website: [www.mel-law.com](http://www.mel-law.com)

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