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**Frequently Asked Truck Accident Questions**

**By Michael Monheit, Esquire, Monheit Law, PC**

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What's the difference between truck accidents and other vehicle accidents?

Although the same laws of negligence apply, there are special Vehicle Code sections that apply only to commercial truck drivers and trucking companies. Truck drivers also have special licensing and training requirements which generally make truck accidents harder to defend but easier for the plaintiffs to win.

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How do I deal with trucking companies or their insurance carriers after a truck accident?

The first thing you should do is consult with an expert truck accident attorney. The last thing you want to do is your own negotiation with a trucking company about your trucking accident. Most trucking companies are highly skilled at truck accident investigation and claims. Anything you say or sign may be held against you further down the road. For a NO-OBLIGATION, free consultation with an expert truck accident lawyer attorney, [click here](#).

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Who can sue in a truck accident injury or death case?

Anyone who is injured or has had a loved one killed in a truck accident can sue as long as some other person or entity is at fault for the accident. This includes adults and children (who can sue through guardians or parents); and even truck drivers if another person or entity was at fault for the accident.

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Who can be sued in a truck accident case?

## Frequently Asked Truck Accident Questions

Any person or entity who was at fault for causing the truck accident can be sued including the truck driver and the trucking company, the owner of the trailer, the shipper, as well as any other driver, person or entity who contributed to the accident, such as the manufacturer of one of the vehicles involved in the accident, the manufacturer of a tire that contributed to the accident or the owner of any public or private property whose negligence contributed to the accident.

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My accident occurred in New Jersey but I live in Pennsylvania. Should I hire a Pennsylvania truck accident lawyer or a New Jersey truck accident lawyer?

That's a good question. A prominent truck accident law firm will have co-counsel in several states.

Your case can be filed where you live or where the trucking company is incorporated; where the trucking company does business; or where the trucking accident happened.

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How soon should a truck accident injury or death case be pursued?

Each state has a different law regarding big rig accidents and/or wrongful deaths. In some states a truck accident case must be brought within two years of the date of the decedent's death, if death occurred on or after January 1, 2004; and one year from the date of decedent's death if the death occurred before January 1, 2004.

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How important is an investigation in a truck accident case?

Extremely important; if the truck is commercially owned, large trucking companies will perform their own investigation immediately after the accident. Unfortunately, this puts you at a big disadvantage. To counteract, retain an attorney who immediately investigates the case to pin down liability for potential at-fault defendants.

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Are expert witnesses necessary to prove fault in a truck accident case?

Usually, unless there is no question that one party was completely at fault, a plaintiff in any serious injury or death case involving a truck should retain an expert with expertise in the design, manufacturing, and operation of trucks and the rules of the trucking industry.

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Can a truck driver operate his vehicle 24/7?

## Frequently Asked Truck Accident Questions

No. Since 1939, Federal law has placed restrictions on the hours of service that a trucker may operate his truck. Recent changes have been made to these rules for the first time in over 60 years. The new rules are designed to reduce the effect of cumulative fatigue and prevent many of the accidents and fatalities to which fatigue is a contributing factor for big rig drivers.

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I can't afford a truck accident lawyer. What can I do?

Many truck accident law attorneys represent clients on a contingency fee basis. Under this arrangement, there is no fee, unless and until there is a recovery. If nothing is recovered — than no fees are collected.

### **Online Resources about Truck Accident Litigation**

**By Michael Monheit, Esquire, Monheit Law, PC**

Here is a list of helpful links related to truck accidents and the resources to research truck accident related data.

**Fatality Analysis Reporting System (FARS) Web-Based Encyclopedia**

Comprehensive site offering a wealth of knowledge based on breakdown of truck related accidents, cause of truck accidents, and injuries/death categorized by state and year.

<http://www-fars.nhtsa.dot.gov>

**National Highway Traffic Safety Administration**

Part of the U.S. Department of Transportation (DOT), NHTSA is a federal agency for the prevention and control of motor vehicle and truck related death and injury. NHTSA's mission is to save lives, prevent injuries, and reduce traffic-related health care and other economic costs. <http://www.nhtsa.gov>

**Hotline to National Highway Traffic Safety Administration**

Here's the handy page and toll-free number to file a vehicle safety defect report, learn about the process of car and truck recalls, and search the database of consumer complaints related to car and truck accidents.

<http://www.nhtsa.gov/hotline/>

**Child Passenger Safety Tips from National Highway Traffic Safety Administration**

Buckle up for child passenger safety. Use this chart for the good, bad, and better options available in the marketplace today.

<http://www.nhtsa.gov/CPS/>

**Statistics for Car Accidents**

There were an estimated 6,356,000 car accidents in the US in 2000. Get the breakdown of how and why.

<http://www.car-accidents.com/pages/stats.html>

## Frequently Asked Truck Accident Questions

### National Center for Statistics and Analysis

A division of National Highway Traffic Safety Administration, NCSA provides truck accidents and traffic safety reports, high profile cases, and data sheets.

<http://www-nrd.nhtsa.dot.gov/departments/nrd-30/ncsa/AvailInf.html>

### Bureau of Transportation Statistics

Comprehensive site for all things related to transportation in the U.S.

<http://www.bts.gov/>

### University of Michigan Transportation Research Institute Center for National Bus and Truck Statistics

Collects and analyzes truck and bus accidents and related travel data

<http://www.umtri.umich.edu/cntbs/>

### Safety and Fitness Electric Records System (SAFERS)

A division of FMCSA (Federal Motor Carrier Safety Administration) -- SAFERS offers truck company safety data and related services to the industry and the public over the Internet.

<http://www.safersys.org/>

### Legal Sources: Trucking Accidents

Materials provided courtesey of Jim Ronca, Esq. [jronca@srklaw.com](mailto:jronca@srklaw.com)

Truck Accident Resources for Lawyers

### Truck Accident Lawyers Across the USA

A list of personal injury law firms in the USA who handle complex tort cases.

State by State Law Firm List

### Additional Articles about Truck Accidents and Safety

News and other articles about truck safety and truck accidents.

Additional Truck Articles

### Latest Truck Accident News

Online truck accident news stories.

Related News: Truck Accidents

### Latest Truck Accident News

Statistics

Truck Accidents Stats

### Pennsylvania Driver and Vehicle Services

Everything you need to know about applying for a driver's license, titling, and registration in PA.

<http://www.dmv.state.pa.us/>

### Online Resources about Truck Accident Litigation

## Frequently Asked Truck Accident Questions

Tractor Trailer Underride Accidents.

Heavy Truck Accidents and Unnecessary Deaths and Serious Injuries

The 7 Tough Job Interview Questions That Can Make or Break You – and How to Answer Them

Types of Truck Accidents

The Buy Impulse

Disaster Preparedness and Crime Protection Manual

Cure Bad Breath

IP Ad Websender – The Ultimate Promotion Tool

The Ultimate Guide To Acing ANY Job Interview



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