

Contact us for a free consultation!

304-720-1000

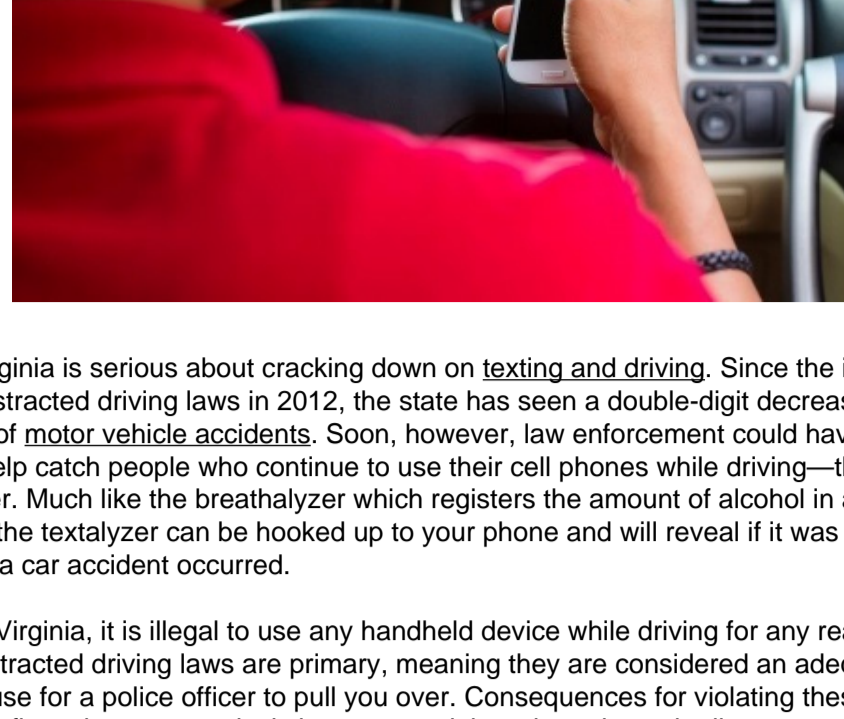
Newsletter September 2020

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Textalyzer May Catch Distracted Drivers



West Virginia is serious about cracking down on **texting and driving**. Since the institution of our distracted driving laws in 2012, the state has seen a double-digit decrease in the number of **motor vehicle accidents**. Soon, however, law enforcement could have another tool to help catch people who continue to use their cell phones while driving—the **textalyzer**. Much like the **breathalyzer** which registers the amount of alcohol in a person's system, the **textalyzer** can be hooked up to your phone and will reveal if it was in use at the time a car accident occurred.

In West Virginia, it is illegal to use any handheld device while driving for any reason. State distracted driving laws are primary, meaning they are considered an adequate legal cause for a police officer to pull you over. Consequences for violating these laws start with fines that progressively increase and then demerits to the license and the potential for license suspension for repeated offenses. This is a serious problem in our country. The AAA Foundation conducted a Traffic Safety Culture Index in 2016 and found the following startling statistics: 33% of 16-18-year-old drivers, 60% of 19-24-year old drivers and 50% of drivers 25-39-years old will compose and send text messages while driving.

Like the way the breathalyzer is administered, no warrant would be necessary to use a textalyzer and driver refusal could result in license suspension. Although the jury is still out as to whether the textalyzer constitutes a privacy violation, your best course of action is to avoid distracted driving.

Strategies for Safe Driving

Remember that it is not just texting and driving that is at issue here. Using your phone as a GPS or to listen to music can also get you in trouble if your device requires you to manipulate it by hand. Observe the following suggestions:

- Switch to voice-activated cell phone services
- If your GPS is not built-in or hands-free, set up your route before you start driving
- Texting and driving too tempting? Turn your phone off or keep it in the back seat while driving so you can't check texts while you drive.

If a family member has been harmed in an accident or any other **personal injury**, or suffered abuse or neglect in a nursing home, 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.

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

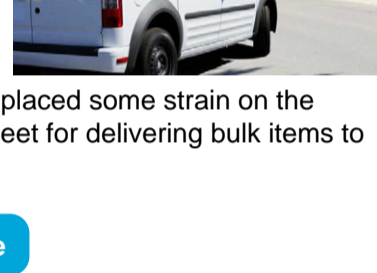
OFTEN BECAUSE THEY DON'T TRY - LET US DETERMINE IF WE CAN HELP YOU

MANI ELLIS & LAYNE PLLC
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From our Blog

Are Truck Accidents More Likely to Happen During the Covid-19 Pandemic

The COVID-19 pandemic has changed our way of life dramatically, even months after the pandemic first arrived. Commerce was impacted in two ways. More people are ordering retail products online and there has been a greater demand for essential products.

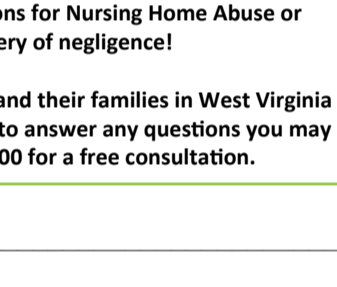


As a result, people have been relying on e-commerce for "non-essential" items, and local grocery and warehouse stores for essential items. The high demand for both has placed some strain on the trucking industry. Truck drivers have strict deadlines to meet for delivering bulk items to stores or individual packages to residential homes.

[Click Here to Read More](#)

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 Apple Cinnamon Quinoa Breakfast Bowls



Apple Cinnamon Quinoa Breakfast Bowls are the coziest way to start your morning. A great alternative to your usual bowl of oatmeal!

INGREDIENTS:

Quinoa

- 1/2 cup uncooked quinoa, rinsed and drained
- 1 cup water
- Pinch of salt
- 1 teaspoon ground cinnamon
- 1/4 teaspoon ground ginger
- 1/8 teaspoon ground nutmeg
- 2 tablespoons maple syrup
- 2 tablespoons milk (optional)

Cinnamon Apples

- 1 apple peeled and diced
- 1 teaspoon melted coconut oil or butter
- 2 teaspoons maple syrup
- 1/4 teaspoon ground cinnamon

Yogurt

- 1/2 cup plain non-fat Greek yogurt
- 1 teaspoon maple syrup
- 1/4 teaspoon ground cinnamon

Other Ingredients

- Toasted chopped pecans and toasted coconut flakes

INSTRUCTIONS:

1. In a small saucepan, bring the quinoa, salt, and water to a boil. Once boiling cover with a lid and reduce the heat to medium. Cook for 12-15 minutes or until the liquid is absorbed (drain remaining liquid if needed). Add in the cinnamon, ginger, nutmeg, maple syrup and milk. Stir together then remove from the heat and let it steam, covered for about 10 minutes.
2. Divide the quinoa into two bowls then add the coconut oil or butter to the saucepan and heat over medium-high heat. Add in the diced apple, maple syrup and cinnamon. Stir together and cook until the apples are tender, about 5 minutes.
3. While the apples cook, whisk together the yogurt, maple syrup and cinnamon.
4. Top the bowls of quinoa with the Greek yogurt mixture, cooked apples, chopped pecans and coconut.

Recipe courtesy of [RecipeRunner.com](#)

What's Happening In & Around Charleston, WV

The COVID-19 pandemic has caused many large events to be cancelled or postponed. To ensure public safety, we would like to encourage you to enjoy some socially distant outdoor activities in your area.

Shanholtz Orchards
Romney, WV

Little Creek Park
South Charleston, WV

Coonskin Park
Charleston, WV

Hatfield & McCoys Trail
Man, WV

Clay Center
Charleston, WV

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Meet Our Attorneys



Jonathan R. Mani



Damon L. Ellis



Bernard E. Layne Iii



Our Office

MANI ELLIS & LAYNE PLLC

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

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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
Saturday	9:00 AM - 5:00 PM
Sunday	9:00 AM - 5:00 PM

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