

HARMON SIEFF

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1. Product Liability

A Montana driver was killed and a Minnesota driver injured due to malfunctioning vehicles manufactured in Michigan. The court ruled that each could sue in their own state of residency because the manufacturer advertises and markets in both.

2. Resisting Arrest

Guilt does not require that the defendant actually knows he is resisting a peace officer.

3. Nondisclosure Agreements

Where the defendant did not contest it had breached an NDA, the unharmed plaintiff was entitled to at least nominal damages.

4. Real Estate Ownership

An action to quiet (settle) title must be filed with a court within four years from when the plaintiff becomes aware that a "hostile claim" is being asserted by another against the title or possession.

5. Expert Witness

An attorney's non-testifying expert did not need to be identified because it constituted attorney-work product which would reveal the lawyer's impressions, conclusions, and opinions.

6. Jurisdiction

Service of a summons is sufficient to establish jurisdiction over a defendant if it is published in a newspaper "most likely to give actual notice" to the otherwise unlocatable defendant after a number of honest attempts to find him.

7. Staffing Companies

Are not liable for the harassment of individuals with which they were entirely uninvolved.

8. Frivolous Claims

An arbitration agreement cannot award attorney's fees to a prevailing defendant without a showing that the claim was "frivolous".

9. Current Cases

This month our office is implementing two corporate dissolutions; defending a Superior Court lawsuit; prosecuting a consumer claim for identity theft and fraud; reorganizing an interstate law practice; and representing other commercial and individual clients.

This practice serves as a "lawyer of first resort", or "primary care attorney," advocating for small businesses and individuals with transactions and disputes, including accident victims by referral only. We specialize in personalized client service. If we can be of any assistance with your legal issues, consider contacting us as soon as a question is identified. Your recent referrals have been greatly appreciated.

Remember: Preventative lawyering is the most effective kind.

Sincerely,



HARMON SIEFF