

# Insurance law is complicated

RIGHT SIDE OF THE LAW

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Last week my wonderful brother and fellow lawyer at Diamond and Diamond, Isaac Ziskind, was wholly successful at the Ontario Court of Appeal, arguing that an insurance company cannot be relieved of its responsibilities to its clients based on technicalities.

The legislation surrounding insurance

law is so complex and convoluted it can make even the most educated person's head spin. That is why most personal injury lawyers, such as myself, only specialize in personal injury. This type of law is very difficult to "dabble" in.

The law is consistently changing and evolving and a good personal injury lawyer needs to be on top of all the changes. When you are seriously injured, you need someone who knows the law inside and out; I would suggest it's better to have a lawyer who specializes in personal injury.

As we saw last week with Isaac's triumph, the insurance

company will fight if it means it will not have to pay out. Its mandate is to make a profit – it is a business after all. That is why I always tell clients it is better to have a good team behind you from the get-go, so you are not left fixing problems and mistakes afterwards.

The insurance companies have a duty to act in good faith, but you often need a lawyer to remind them of their duty and hold them to it. ■

*Sandra Ziskind provides an educational article for viewing, it should not be construed as legal advice. If you need Legal advice, please contact a lawyer or Sandra Ziskind at 416 850 PAIN*



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