

Understanding the Impact of Roadside Assistance Negligence on Louisiana Accident Claims

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[/EINPresswire.com/](https://www.einpresswire.com/) -- Roadside assistance services are meant to provide relief and support during unexpected vehicle breakdowns. However, when these services are performed negligently, they can lead to serious accidents, creating additional hazards on the road. In Louisiana, the consequences of roadside assistance negligence can significantly impact accident claims, leaving victims with complex legal issues to resolve.

Roadside assistance negligence occurs when a service provider fails to perform their duties with the necessary care and attention, resulting in accidents or worsening existing situations. Examples of negligence may include improper tire changes, faulty

vehicle towing, or inadequate safety measures during roadside repairs. These errors can place both the vehicle owner and other drivers at risk, potentially leading to collisions, injuries, or even fatalities.

Attorney [William P. Morrow](#) of the [Morrow Law Firm](#) in Opelousas, Louisiana, sheds light on the legal ramifications of roadside assistance negligence in accident claims. "Roadside assistance providers have a duty to perform their services safely and competently. When that duty is breached, and an accident occurs as a result, those affected may have the right to seek compensation for their injuries and damages," says Morrow.

The Legal Responsibilities of Roadside Assistance Providers

In Louisiana, roadside assistance providers are expected to adhere to a standard of care that ensures the safety of their clients and other road users. This standard includes properly securing





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vehicles, providing clear warnings to oncoming traffic, and performing repairs or services with accuracy and attention to detail.

Negligence in these duties can have serious consequences. For instance, if a roadside assistance technician fails to securely attach a vehicle to a tow truck, and the vehicle later detaches and causes an accident, the provider may

be held liable for the resulting damages. Similarly, if a tire change is performed improperly, leading to a blowout that causes a collision, the service provider may face legal repercussions.

Establishing liability in these cases requires a thorough investigation of the incident. Evidence such as service records, witness statements, and expert testimony can be crucial in proving that the roadside assistance provider's negligence directly contributed to the accident.

The Impact on Accident Claims

When roadside assistance negligence leads to an accident, the victims may face challenges in pursuing compensation through their insurance claims. Insurance companies often scrutinize the circumstances surrounding the accident to determine liability and coverage. In cases involving roadside assistance negligence, there may be disputes over who is responsible for the damages.

For example, if an accident occurs due to a faulty repair by a roadside assistance provider, the insurance company may argue that the provider, rather than the driver, is liable for the damages. This can complicate the claims process and may require legal intervention to resolve.

Louisiana's comparative negligence law also plays a role in these cases. If the driver shares any responsibility for the accident, their compensation may be reduced based on their percentage of fault. This means that even if the roadside assistance provider is found to be negligent, the driver may still face a reduction in their compensation if they are partially at fault.

"Victims of roadside assistance negligence should be aware that these cases can involve multiple parties and complex legal issues. It's important to carefully document the incident and seek legal advice to ensure that all responsible parties are held accountable," Morrow advises.

Steps to Take After an Accident Involving Roadside Assistance Negligence

If you are involved in an accident that you believe was caused by roadside assistance negligence, there are several steps you should take to protect your rights and strengthen your case:

Document the Scene: Take photos of the accident scene, including any evidence of the roadside assistance provider's actions. This may include photos of the vehicle, the location of the accident, and any equipment or tools used by the provider.

Collect Witness Information: If there are witnesses to the accident, gather their contact information and ask them to provide statements. Witness testimony can be crucial in establishing the facts of the case.

Request Service Records: Obtain copies of any service records or invoices from the roadside assistance provider. These documents can provide important evidence of the services performed and may help prove negligence.

Report the Incident: Notify the roadside assistance company of the accident and file a report. This creates an official record of the incident, which may be necessary for your insurance claim or legal case.

Consult with Legal Counsel: Given the complexity of these cases, it is advisable to seek legal counsel to help navigate the legal process and ensure that your rights are protected.

Seeking Compensation for Damages

Victims of roadside assistance negligence may be entitled to compensation for a variety of damages, including medical expenses, property damage, lost wages, and pain and suffering. However, pursuing this compensation can be challenging, especially when dealing with insurance companies and multiple liable parties.

In some cases, the roadside assistance provider may attempt to deny responsibility or minimize their liability. Legal representation can help counter these tactics and ensure that victims receive the compensation they deserve.

In Louisiana, the Morrow Law Firm, led by William P. Morrow, John Michael Morrow, Jr., and Stephen M. Morrow, is well-versed in handling complex accident claims involving roadside assistance negligence. Understanding the legal landscape and taking appropriate action can make a significant difference in the outcome of these cases.

Conclusion

Roadside assistance negligence can have serious consequences for Louisiana drivers, leading to accidents and complicating the claims process. Understanding the legal responsibilities of roadside assistance providers, documenting the incident, and seeking legal advice are crucial steps in protecting your rights and pursuing fair compensation.

Morgan Thomas
Rhino Digital, LLC
+1 504-875-5036

[email us here](#)

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