



# WINNING A SLIP AND FALL CLAIM

You need to be able to prove three things to win your slip and fall claim:

- 1** The defendant had a duty of care, which includes maintaining a safe premises for customers, guests and residents
- 2** The defendant failed to uphold that duty by failing to fix the problems or warn visitors about the safety hazards
- 3** You were injured as a result of that failure and have suffered damages as a result



## Factors that may make your case difficult to win:

- The property owner didn't know about the unsafe premises
- You were trespassing at the time of your injury (some exceptions for children)
- Warnings had been posted about the hazards and steps were being taken to rectify the situation
- Your actions caused the unsafe environment, or your actions otherwise contributed to the injury

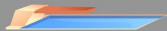


### Examples of Potential Premises Liability Cases



There's a spill in a grocery store and none of the employees take actions to warn customers or clean it up. You slip in the puddle and suffer back injuries that require physical therapy or invasive treatments.

Your rental home has a mold problem. You complain to your landlord. The landlord takes no action and a few months later you or a loved on get sick or develop a chronic lung condition.



A swimming pool on a property your family was visiting had a defective diving board and someone in your family was injured as a result.



### Examples Where the Property Owner Wouldn't be Liable



You snuck into an abandoned building with a "condemned" sign on it and were injured by rusty nails or broken glass.

You drop a glass jar of pickles in the store and immediately slip in the puddle and suffer an injury.



You vandalize the light in a pool and are electrocuted as a result of your actions.