

Navigating a Traumatic Brain Injury Claim in Colorado

Understanding the legal process and your rights after a TBI.

Based on Traumatic Brain Injuries by McCormick and Murphy

Immediate After Injury: Initial Assessment and Medical Attention

- Seek immediate medical evaluation for any head trauma.
- Document all symptoms and how they affect daily life.
- Understand that loss of consciousness is not required for a TBI claim.



Within the First Few Weeks: Gathering Information and Evidence

- Identify the external force or event that caused the injury.
- Collect any evidence related to the incident (photos, witness information).
- Begin documenting all medical treatments and expenses.



Consultation Phase: Seeking Legal Counsel

- Consult with an attorney experienced in traumatic brain injury cases.
- Discuss the circumstances of your injury and potential negligence.
- Understand what qualifies as a legal TBI in Colorado.



Investigation Phase: Building Your Case

- Attorney investigates the cause of the injury and identifies responsible parties.
- Gather medical records and expert opinions on the extent of the TBI.
- Calculate economic damages (medical bills, lost wages) and non-economic damages (pain, impairment).



Negotiation Phase: Seeking Resolution

- Attorney may attempt to negotiate a settlement with the at-fault party or their insurer.
- Present evidence of negligence and damages.



Litigation Phase (If Necessary): Filing a Lawsuit

- If settlement is not reached, file a lawsuit.
- Proceed through the legal discovery process.

- Prepare for trial if the case cannot be resolved.



Resolution: Case Conclusion

- Receive compensation through settlement or court verdict.
- Address long-term needs and recovery.

Resources & Further Reading

Related guides for this timeline:

■ Traumatic Brain Injury Claims in Colorado Springs (Comparison)

<https://storage.googleapis.com/mccormick-and-murphy-checklists-20260706-e1f0ed/mccormick-and-murphy/Comparison/traumatic-brain-injuries-comparison.pdf>

■ Navigating a Traumatic Brain Injury Claim (Process Flow)

<https://storage.googleapis.com/mccormick-and-murphy-checklists-20260706-d25222/mccormick-and-murphy/Process%20Flow/traumatic-brain-injuries-process-flow.pdf>

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If your brain function is affected by someone else's negligence, you may have a valid claim.