

Navigating a Motorcycle Accident Claim in Boulder

Understand your rights and the process after a motorcycle crash.

Based on Boulder Motorcycle Accident Lawyer by McCormick and Murphy

Step 1: Assess Helmet Use and Injury Type

Understand that while helmets are not mandatory for adult riders in Colorado, insurance companies might argue helmet use affects your recovery if you sustained a head or brain injury. However, if injuries are to other body parts, helmet use is generally irrelevant to your claim.



Step 2: Understand Comparative Negligence

Colorado follows comparative negligence rules. Even if helmet use is a factor, you can still recover compensation if you are less than 50% at fault for the accident itself.



Step 3: Focus on Causation

The primary focus in any motorcycle accident claim is determining who caused the crash, not what protective gear was worn.



Step 4: Consult an Attorney

If you've been in a motorcycle accident, especially one involving injuries and potential fault disputes, seek legal counsel.

- An experienced attorney can help navigate complex insurance arguments.
- They can assess fault and protect your right to compensation.



Step 5: Gather Evidence

Collect all relevant information about the accident, including details about your injuries and the circumstances of the crash.



Step 6: Negotiate with Insurance Companies

Your attorney will handle negotiations with the insurance company, addressing any arguments about fault or helmet use.



Step 7: Pursue Legal Action if Necessary

If a fair settlement cannot be reached, your attorney can file a lawsuit to seek compensation on your behalf.

Resources & Further Reading

Related guides for this process:

■ Motorcycle Accident Checklist

<https://storage.googleapis.com/mccormick-and-murphy-checklists-20260710-3eaad2/mccormick-and-murphy/Checklist/motorcycle-accident-checklist.pdf>

■ Motorcycle Accident Action Sheet

<https://storage.googleapis.com/mccormick-and-murphy-checklists-20260710-3eaad2/mccormick-and-murphy/Action%20Sheet/boulder-motorcycle-accident-lawyer-action-sheet.pdf>

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Focus on who caused the crash, not just the gear you wore.