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# KLF Legal News

Presented by The Husband & Wife Legal Team at The Kahn Law Firm, PC

Seeking Justice for Texas Families  
Handling Cases involving Personal Injuries and Criminal Defense

VOLUME 1, ISSUE 3

OCTOBER 2010



## 5 Worst Halloween Candies



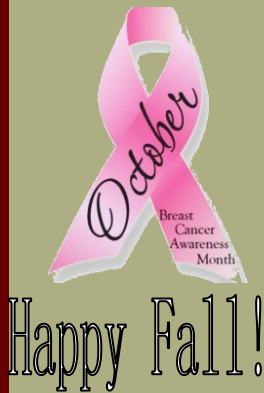
Do you know how much candy an average American eats each year? 24 pounds!! An average one year old child weighs less than 24lbs. Imagine what 24lbs of candy does to our health... scary thought, huh?

- ◆ Three miniature Reese's Peanut Butter Cups (remember, these are the little ones) have more sugar than a glazed donut.
- ◆ Half a pack of Skittles has more sugar than a scoop of Haagen-Dazs Cookies & Cream Ice Cream.
- ◆ Nine Twizzlers have as many calories as a Wendy's Double Stack Hamburger!!

And Halloween is just the beginning of the "eating season" with Thanksgiving and Christmas right around the corner. Here are some of the worst candies that you may find in your child's Halloween bag and what you should eat instead:

- ◆ **Worst "Fun Size" Candy Bar:** Butterfinger Bar (100 calories, 4g fat, 10g sugar); Instead, try a 3 Musketeers Bar which only has 63 calories & 2g fat.
- ◆ **Worst Fruity Candy:** Brach's Airheads (3 pieces) has 140 calories, 1.5g fat & 19g sugar. Instead, have 3 Dum Dum pops which has 77 calories, 0g fat & 105g sugar. Not that the suckers are that much better than Airheads, but suckers are hard candies which dissolve slowly on your tongue allowing you to enjoy the sweetness over time.
- ◆ **Worst Miniature Candy Bars:** Twix Miniatures (3 pieces): 150 calories, 8g fat & 15g sugar. Instead eat 3 pieces of Tootsie Rolls which have 70 calories, 1.5g fat & 9.5g sugar. 81% less fat!!
- ◆ **Worst Chewy Candy:** Brach's Milk Maid Caramels (4 pieces) which have 160 calories, 4.5g fat & 16g sugar. Instead, eat Now & Later (4pieces) which have 53 calories, 0.5g fat & 10g sugar.
- ◆ **Worst Novelty Candy:** Reese's Pumpkin which has 170 calories, 10gfat & 16g sugar. It's really just an oversized peanut butter cup shaped like a pumpkin but with 2/3 more calories than a regular Reese's Peanut Butter Cup. Instead, grab 2 pieces of Reese's Bite Size Peanut Butter Cups which only have 72 calories, 4g fat & 6g sugar.

Remember, Halloween is just a one-day event. Try to limit your candy-eating to just October 31 and you'll be less likely to have a serious candy habit to break!



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For more information about any of these articles and more, please visit our website at

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**Thank you for your REFERRALS!**



## The Kahn Krewe News

The Kahn Krewe is as busy as ever! We love the fall weather and enjoy spending time outside with our family. We are looking forward to Halloween... **look for costume pictures in our next newsletter!**

And now for the kids: Carson, our 6 year old, is busy playing Peewee football and loves his team and teammates. Cody, turned 4 this month and is busy with swim lessons, figuring out puzzles and learning to sound out words. His favorite movies are VeggieTales movies! He & our 2 1/2 year old, Carolyn, run around the house singing the theme song. Carolyn started ballet, tap & tumbling and is preparing for her first dance recital in December! She loves trying to keep up with her big brothers. Corey, our baby, is 11 months old and was baptized this month. He is crawling and cruising around, also trying to keep up with all of his siblings.

Also this month, we celebrate our 8th wedding anniversary!



## Thank you for Referrals!

Much of our success is due to satisfied clients & colleagues recommending our firm to those who need an attorney.

Thank You So Much!!

## A Word about the 2010 Elections

*Many people say they don't know anything about the candidates running or don't understand anything about politics, so why should you vote? Voting is a right that our forefathers (and foremothers) fought long and hard for. We ALL owe it to them and your fellow citizens to exercise your right to vote. Take a few minutes to learn about the candidates running for governor, representatives and various judicial positions. Don't just vote a straight party ticket. A few things about some of the positions:*



**Governor:** Gov Perry voted against a bill last year that would have allowed more people to seal/expunge their records. He also vetoed an important bill that had bi-partisan support which would protect the workers in Texas. For these and many other reasons, we support Bill White.

**District Clerk:** Loren Jackson is running for re-election for the Harris County District Clerk. He has done more GOOD for the citizens of Harris county than I can say. We NEED him to be re-elected.

**Judges:** All of the county court and district court judge positions are up for election. We generally support democratic candidates as they are more likely to protect the rights of our clients (both criminal and civil). The GOP wants to change the way our civil justice system is handled. For

example, tort reform is not a good thing for the citizens of Texas. Have you seen what has happened with medical malpractice? Although doctors are still making mistakes and harming people, it is difficult to find a lawyer who will take a medical mal case because they are so expensive to handle and the recovery is now capped. The GOP is also trying to make contingency fee agreements not possible any longer. If these fee agreements are removed, you would have to pay a lawyer hourly, up front, making it nearly impossible for most people to afford to hire a lawyer—particularly those who have been injured who have other bills they are trying to pay.

No one ever plans on needing a criminal lawyer, but when you do, the attorneys at The Kahn Law Firm are here for you!



## I wasn't DRUNK!! Why was I charged with DWI?

In Texas, you can be charged with Driving While Intoxicated if your blood alcohol limit (BAC) was 0.08 or higher or if you "lost your normal use of your mental or physical faculties." Obviously, if the State of Texas has a blood test or a breath test showing that you have a BAC of 0.08 or higher, it is easier for them to secure a conviction. However, that is not always true.

The State may also use physical tests called Standardized Field Sobriety Tests such as the One Leg Stand and Walk & Turn to determine if you are intoxicated. Although these tests are called "Standardized," the police officer must administer them and evaluate them properly for them to be considered valid tests.

The State can also allege that you are "intoxicated" due to the use of drugs which may be illegal drugs or prescription drugs. We have represented numerous individuals who were charged with DWI because they had taken their hydrocodone or ambien. In these cases, the police may take a urine test to determine the amount of the drugs in your body.

Unless it is a no-refusal night, the fewer tests you submit to, the better for your case. If you are charged with a DWI or other alcohol-related crime, it is important that you contact a good DWI lawyer as soon as possible after your arrest so that we can fight your case for you!

This newsletter is meant to educate the public about various areas of law and current events.

It is not intended to be legal advice or establish an attorney-client relationship.



## Ask the Attorney...

### Do I Have to give a Recorded Statement after an Accident?



First, we strongly advise people against giving recorded statements, especially not right after the accident or car wreck. Insurance adjusters will try to convince you that they will not fix your vehicle or say that nothing can be done in your matter unless you give a recorded statement. Other things they may say are "It's just our policy" or "everyone has to give a recorded statement" or "I just need to record a few details".

One of the primary reasons not to give a recorded statement is that you may forget to talk about an injury. You may say "my neck and back hurt the most" and the adjuster will hear that as ONLY your neck and back hurt. The problem may arise later if your knee or shoulder are also injured but you don't mention it at that moment.

It is possible to give just a statement about how the accident occurred and not talk about your injuries. We can do these statements in my office, but, again, we do not recommend making any statements to the insurance adjuster without first consulting with a lawyer.

Insurance adjusters may act like they are trying to help you or they may bully you into feeling like you have to give a recorded statement. Frankly, insurance adjusters are there for one reason... to save the insurance company money. They do not care about you or your injuries.

A recorded statement is done to find a weakness in your case. They also want to pin you down to a version of how the accident happened early on in the case because sometimes individuals have not retained an attorney yet. They want to find a reason to blame YOU for the accident—it'll save them money if it was YOUR fault, rather than their insured.

We handle a lot of Houston area car wrecks in our office. Depending on the circumstances of your particular case, you may never have to give a statement about your accident. If you do have to give a statement, it is usually done during a deposition in our office after a lawsuit has been filed.



*If you have a question for the attorneys, email your question to [info@kahnlawyers.com](mailto:info@kahnlawyers.com) and put "Ask the Attorney" in the subject line.*

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### The Spotlight...

## Meet our Legal Assistant, Monica Moreno

I grew up in San Benito, Texas, a small town located in the lower Rio Grande Valley. I spent most of my childhood

outdoors at the ranch hunting or on the beach fishing. I was raised in a very close family which was and still is a supportive element in my daily life. After graduating high school, I followed the path my older sister, brother and cousins took and attended Texas A&M University-Kingsville. I created memories with my family and close friends that I will cherish forever. My interest in the legal industry drew me away from the small town life and led me to move to Houston to pursue my goal of working for a law firm.

I continued to pursue my education at the University of Houston and received a Bachelor of Arts in Political Science with a Minor in Spanish. While earning my Bachelor's Degree from the University of Houston, I also accepted an internship position as a Legislative Intern in

State Representative Jessica Farrar's district office. Through my experiences, I have had the privilege of working with and for some great attorneys in areas of environmental law, civil and commercial litigation, real estate and criminal. I recently received my Texas Real Estate Salesperson License and work part-time for a Houston real estate firm.

I am a member of the National Association of Realtors, Houston Association of Realtors, American Notary Association, Coastal Conservation Association and National Wild Turkey Federation. I like to spend my free time outdoors fishing and hunting. To date, I have harvested three white-tail deer, a red stag, a blue marlin, a dorado and a wild turkey. In fact, I was awarded special recognition from the National Wild Turkey Federation for my prize winning turkey, which ranked 42nd in Texas and 64th in the nation.

If you have any questions about your case, please feel free to contact me. I'm always happy to help!



If you have questions about a specific case, please call us for a FREE, NO-OBLIGATION, CONFIDENTIAL case evaluation at 713-226-9900 or 1-877-226-9940.





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## Rx Alert: Reglan & Tardive Dyskinesia

**Must READ!**

**Tardive dyskinesia** is a very serious and often irreversible movement disorder, often caused by drugs that patients use to control their psychiatric disorders. The words tardive dyskinesia describes the involuntary movements that occur in patients who take long-term neuroleptic drugs such as **Reglan**.

In February of 2009, the U.S. Food and Drug Administration announced that manufacturers of metoclopramide such as Reglan, a drug used to treat gastrointestinal disorders, must add a boxed warning to their drug labels about the risk of its long-term or high-dose use. Chronic use of metoclopramide has been linked to tardive dyskinesia, which may include involuntary and repetitive movements of the body, even after the drugs are no longer taken.

Tardive dyskinesia is characterized by repetitive, involuntary, purposeless movements. Features of the disorder may include:

- ◆ Grimacing
- ◆ Puckering
- ◆ Rapid eye blinking
- ◆ Tongue protrusion
- ◆ Pursing of the lips
- ◆ Lip smacking

Rapid movements of the arms, legs, and trunk may also occur. Impaired movements of the fingers may appear as though the patient is playing an invisible guitar or piano. Many of the symptoms of tardive dyskinesia appear similar to Parkinson's disease.

Although tardive dyskinesia is linked to neuroleptic drugs, such as Reglan, its treatment is not as simple as discontinuing the use of those drugs. Tardive dyskinesia sufferers often rely on their neuroleptic medication for severe conditions, and while treating tardive dyskinesia may require changing medications, the original condition might not respond to other drugs.



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