



PYRROS & SERRES LLP  
ATTORNEYS AT LAW  
718-626-7730

## The Attorneys at Pyrros & Serres LLP Personal Injury vs. Workers' Compensation



### What is the Difference Between Personal Injury & Workers' Compensation?

#### Personal Injury vs. Workers' Compensation Cases:

Although there are many differences between personal injury and workers' compensation cases, the following explains some of the basic ones.

#### ***Fault***

**Personal Injury** - Personal injury claims are based on fault. In order to receive compensation through a personal injury claim, the other person must be negligent. This means that in order to receive compensation from a slip and fall or car accident, the other party needs to have done something wrong.

**Workers' Compensation** - When an employee is injured on the job, they are entitled to workers' compensation benefits regardless of fault. Employees do *not* need to prove fault in a workers' compensation case. Even if you were negligent, you can still receive compensation.

#### ***Damages***

**Personal Injury** - You are entitled to recover all damages from personal injury claims and lawsuits. This includes any compensation you lost for time spent out of work, medical bills, future medical expenses, pain and suffering, etc.

Workers' Compensation - In a workers' compensation case, you can only receive weekly compensation, permanent impairment benefits, medical bills and vocational rehabilitation. You will not receive money for pain and suffering.

If you have any questions about the difference between personal injury and workers' compensation, contact our office. Our experienced attorneys will determine which case will provide you with the most benefits.

Call 718-626-7730 to reach our office for legal assistance.

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Sincerely,  
The Attorneys and Staff at Pyrros & Serres, LLP