

NOTICE IN WORKER'S COMPENSATION CASES

If you have suffered a work related injury, it is important that you give notice to your employer, as soon as possible. Unless the employer has **knowledge** of the occurrence of the injury within ninety (90) days you will not be able to pursue a claim for workers' compensation benefits. The safest way to give notice of an injury is in writing. Your attorney may give written notice for you. You should be aware that there are some legal exceptions to this 90-day rule. Iowa Code §§ 85.23-24 However, to be on the safe side, we recommend that you tell your employer and treating doctors about how, when, and where you were injured, as soon as possible.

NOTICE FORM

No specific language is required to give notice to your employer of a work related injury or condition. You may use this form to give notice [be sure to insert the specific details of your injury].

TO: [insert employer's name and address]

I was hurt at work on [insert the date of your injury], when I [describe how you were hurt]. The injury occurred at [insert location or address where you were working when hurt]. As I am allowed to do under Iowa law, I will claim worker's compensation benefits for my injury.

Signed _____

Date _____

STATUTES OF LIMITATIONS IN WORKER'S COMPENSATION CASES

Statutes of limitations are time limits in which a suit must be brought or you waive your right to any recovery. For most workers' compensation claims it is two (2) years from the date of your injury, or three (3) years from date of last payment of **weekly** benefits, though there are some exceptions. Iowa Code § 85.26

STATUTES OF LIMITATIONS IN PERSONAL INJURY CASES

In Iowa, an injured person has two (2) years from the date of an injury to file a lawsuit in Iowa District Court and protect their rights. Iowa Code § 614.1