


Medical Evidence Guide for Mass Tort Claims

Medical records are the **foundation of a successful mass tort case**. They provide the **proof** needed to link your injuries to the defective product, drug, or exposure. This guide will help you **obtain, organize, and use medical evidence** effectively in your claim.

How to Obtain & Organize Your Medical Records

Step 1: Identify the Key Medical Records You Need


- ✓ **Diagnosis Reports** – Confirm the medical condition caused by the harmful product.
- ✓ **Hospital & Doctor Visit Records** – Include **ER visits, surgeries, and specialist consultations**.
- ✓ **Prescription History** – Document all **medications used**, including those related to side effects.
- ✓ **Treatment Plans & Progress Notes** – Show **ongoing care, rehabilitation, and medication adjustments**.
- ✓ **Lab Tests & Imaging Reports** – **X-rays, MRIs, blood tests** proving health damage.

 **Tip:** If your injuries developed over time, request a **full medical history** to track symptom progression.

Step 2: Request Your Medical Records

Under the **Health Insurance Portability and Accountability Act (HIPAA)**, you have the **legal right** to access your medical records. Follow these steps:

- ✓ **Contact your doctor's office, hospital, or pharmacy.**
- ✓ **Submit a written request** (See sample template below).
- ✓ **Ask for digital copies** for easier sharing with your attorney.
- ✓ **Check for completeness** – Ensure all test results, doctor's notes, and treatments are included.

 **Tip:** Some healthcare providers charge a small fee for copies, but **they cannot deny your request**.



Sample Template for Requesting Medical Records

[Your Name]

[Your Address]

[City, State, ZIP Code]

[Phone Number]

[Email Address]

[Date]

Medical Records Department

[Healthcare Provider's Name]

[Hospital/Clinic Address]

Subject: Request for Medical Records

Dear [Medical Records Department],

I am requesting copies of my complete medical records, including all **diagnosis reports, lab tests, imaging, prescriptions, and treatment history** from [Start Date] to [End Date].

I am exercising my rights under **HIPAA (45 CFR 164.524)** to access this information. Please provide the records in **digital format (PDF)** or printed copies.

If there are any associated fees, please inform me in advance. I appreciate your prompt assistance and request a response within **30 days**, as required by law.

Thank you for your cooperation.

Sincerely,

[Your Full Name]

[Your Date of Birth]

[Your Patient ID (if applicable)]

 **Tip:** Submit your request via **certified mail or email** and keep a **copy for your records**.



Why Medical Documentation is Crucial for Your Case

✓ **Proves the Connection Between the Product & Your Injury** – Solid medical evidence makes it harder for the defendant to deny liability.

✓ **Supports the Severity of Your Damages** – The more detailed your records, the higher your potential compensation.

✓ **Prevents Insurance & Defense Challenges** – Gaps in treatment or missing records can be used to **weaken your claim**.

📌 **Tip: Never alter or exaggerate** medical reports—this could jeopardize your case.



Working with Healthcare Providers to Support Your Claim

💡 **Be Honest About Your Symptoms** – Doctors need accurate details to document your injuries properly.

💡 **Request a Written Medical Opinion** – A letter from your doctor linking your condition to the product can be valuable.

💡 **Follow Your Treatment Plan** – Missed appointments or skipped treatments may be used against you.

📌 **Tip:** Inform your doctor that your records **may be used in a legal case** to ensure thorough documentation.



Need Help Building Your Case? Get a Free Case Evaluation Today!

Proper medical evidence can **make or break** your mass tort claim. If you need assistance gathering records or filing your lawsuit, **contact our legal team** today.

📞 **Call Now or Visit Our Website to Get Started!**