

# 2 Fall to Their Deaths at NYC Construction Site, New York Construction Accident Lawyer comments

**The deaths of two New York construction workers appear to have been a preventable construction accident.**

NEW YORK, NEW YORK –The two ironworkers who died after a five-story fall down an elevator shaft on a New York church construction site lacked even the most basic fall protection.

Investigators believe Brett McEnroe, 49, and Roy Powell, 51, fell while they were installing steel beams in the elevator shaft and one of the beams gave way or shifted. A representative of the New York City Buildings Department, said it appeared that the workers did not have adequate fall protection, including harnesses, safety netting or a support platform.

[New York construction accident lawyer](#) David Perecman wants to remind construction workers and construction companies that safety precautions on construction sites is the law.

For more than 30 years, New York [construction accident lawyer](#) David Perecman has represented seriously [injured construction workers](#), as well as workers killed on a construction site because owners and contractors failed to follow proper safety precautions. Perecman has been named one of the “Best Lawyers in America” multiple times.

OSHA's "Standard for Fall Protection" requires sites to protect employees from fall hazards, one of which requires that anyone working at heights of 6 feet or more above a lower level be provided with fall protection. Employees who may be exposed to fall hazards must also be trained to recognize possible hazards and understand the danger. Construction workers must also be able to demonstrate competency in the use of fall protection systems.

Protection measures can include solutions like full-body harnesses, safety netting, a guardrail systems or a wooden platform. These measures are known

to reduce construction site injury.

This recent construction accident brought the number of [New York construction deaths](#) in 2011 to three. In all of 2010, there only four construction-related deaths. There were three NYC construction deaths in 2009.

Perecman believes that this [construction accident](#) should be investigated further especially since there was a series of violations tied to this building site since late 2009.

Police, the New York Department of Buildings and the Occupational Safety and Health Administration (OSHA) are investigating the [tragic construction accident](#). New York construction accident attorney Perecman is [following the story](#).

A few years ago [New York construction accident lawyer](#) Perecman handled a similar case where a construction worker fell. The case was settled for \$9, 200,000

In that case, the construction worker was working at a Bronx, New York construction site when a steel reinforcement bar snapped. Ryszard Lomotowski plummeted 20-25 feet, and landed on his feet. He suffered severe injuries to his legs that resulted in permanent residual injuries and prevented his resumption of work.

According to Perecman, a New York construction accident lawyer with over [thirty years experience in construction-related cases](#), Mr. Lomotowski's injuries could have been prevented if the building owner took the necessary steps to protect the workers and adhere to New York State labor laws. Specifically, the plaintiff claimed that the defendants failed to provide rails or a net and a safety line or other equipment that could have prevented his fall. The \$9 million verdict for the injured New York construction worker went on record as one of the largest in the state.

“If owners and/or managers of construction sites and contractors violate New York’s strict statutes and regulations that mandate safe construction practices , they may find themselves responsible for the death and serious injury of workers in New York,” the construction accident lawyer said.

“The responsibility of New York construction accident attorneys is to ensure that [construction workers are compensated for their injuries](#). Lawsuits, verdicts and settlements send a message to employers and contractors so that similar accidents may not occur again. In New York, construction accident lawyers at The Perecman Firm know that a number of construction accident injuries could be avoided if construction site safety precautions were followed.

About David Perecman and The Perecman Firm, PLLC:

For the past 30 years, the construction accident, medical malpractice, personal injury accident and auto accident, lawyers at The Perecman Firm, PLLC have championed all types of cases concerning personal injury. David Perecman, founder of the Firm, is particularly well known for his work in the area of construction accidents. As a Board Director and the past Secretary and Treasurer of the New York State Trial Lawyers Association (NYSTLA) and a chair of its Construction Accident committee. Mr. Perecman's achievements have brought him recognition as an Honoree in the National Law Journal's Hall of Fame, in New York Magazine's "The Best Lawyers in America" and The New York Times Magazine "New York Super Lawyers, Metro Edition" for the years 2007-2010.

"I am proud to say I have helped more construction workers and their families than most New York Accident Lawyers", Says Perecman.

The Firm has recovered millions of dollars for its clients. Among the more recent victories, Mr. Perecman won a \$15 million verdict\* for a construction accident numerous other multimillion dollar verdicts and settlements for construction workers, a \$5.35 million dollar verdict\*\* for an automobile accident, and a \$40 million dollar structured settlement for medical malpractice\*\*\*\*.

\*later settled while on appeal for \$7.940 million

\*\* later settled for \$3.5 million

\*\*\*\* total potential payout

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