

Adventure Rider

RIDE THE WORLD.



ADVrider > Riding > Face plant

Crash in Destruction Bay, YT

WOZZUPPP WayneC1?

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08-11-2008, 06:59 AM

#46

rc mad

Physycotic gecko



Joined: May 2006
Location: north lincolnshire, uk
Odometer: 402

[Blame MaddBrit](#)

[quote](#)

holy feck 🤔 Good job on surviving that one. For those forks to do that it's got to have been a casting failure, you'd sure as hell know about it if the forks took enough damage in the other crash to do that.

Have you owned the bike from new, only other possibility is that a previous owner had a bad smash before you got the bike 🤔

08-11-2008, 07:01 AM

#47

redbaroness

Gnarly Adventurer



Joined: Apr 2008
Location: Seattle, WA
Odometer: 101

[Blame MaddBrit](#)

[quote](#)

Quote:

Originally Posted by **rc mad**

Have you owned the bike from new, only other possibility is that a previous owner had a bad smash before you got the bike 🤔

Nope, it was used. It had had a couple of previous owners, I believe.

08-11-2008, 07:50 AM

#48

kwh

Fat Hairy Git



Joined: Jan 2005
Location: SA31, United Kingdom
Odometer: 98



[Blame MaddBrit](#)

[quote](#)

Quote:

Originally Posted by **redbaroness**

Nope, they took it off in one piece. I took a deep breath and told them to pull it off. Might have cursed a bit. :P

Oooh... now that's brave, if you have an arm with an S-bend in the middle of it and bones poking out of it...! In fact I think brave is something of an understatement 🤔

Ken Haylock

BMW K1200GT SE & Triumph TT600

<http://www.cix.co.uk/~kwh>

08-11-2008, 09:45 AM

49

Mike Butt

Agent Provocateur



Joined: Mar 2002
Location: Looking west
Odometer: 36,010

Blame MaddBrit

Wow!!!

Heal fast. It is a very odd failure.

Libertarianism represents the endgame, the final stage, of the liberal tradition in Western political philosophy.

<http://www.salon.com/jan97/history970120.html>



08-11-2008, 11:31 AM

50

martys

Adventurer

Joined: Feb 2007
Location: Sammamish, WA
Odometer: 13

Blame MaddBrit

Hey Baroness -

I just found out about this the other day, holy crap! I'm so glad you're doing better, relatively speaking. If you need anything just ask, you know I'm nearby.

Heal fast buddy, let's get signed up for next year's CSS early and go for levels 3 + 4 while the rest of Seattle waits for the Mariners spring training to start.

Marty.

[Marty S.](#)

- 2006 Ducati PS1000LE
- 2006 Ducati ST3s ABS



08-11-2008, 01:09 PM

51

xmonger

n00b



Joined: Mar 2008
Odometer: 2

Blame MaddBrit

Wow, to see a front end fail like that sans impact, that is rare. I hope you heal quick.

Now, I have never sued anyone in my life. I think frivolous lawsuits suck for all. However, in this case, I think you need to get an attorney and go after BMW (the company, the dealer is not to blame for a metallurgy failure). If anything, it might prompt a recall that saves lives.

Keep Safe,
Jerry



08-11-2008, 01:34 PM

52

redbaroness

Gnarly Adventurer



Joined: Apr 2008
Location: Seattle, WA
Odometer: 101

Blame MaddBrit

Quote:

Originally Posted by **martys**

Hey Baroness -

I just found out about this the other day, holy crap! I'm so glad you're doing better, relatively speaking. If you need anything just ask, you know I'm nearby.


Heal fast buddy, let's get signed up for next year's CSS early and go for levels 3 + 4 while the rest of Seattle waits for the Mariners spring training to start.

Marty.

Thanks, Marty. :| I'm back at work tomorrow. I'll come by to talk.

 Blame MaddBrit

 quote

 08-11-2008, 01:35 PM

53

redbaroness

Gnarly Adventurer



Joined: Apr 2008
Location: Seattle, WA
Odometer: 101

Quote:

Originally Posted by **xmonger**


Wow, to see a front end fail like that sans impact, that is rare. I hope you heal quick.

Now, I have never sued anyone in my life. I think frivolous lawsuits suck for all. However, in this case, I think you need to get an attorney and go after BMW (the company, the dealer is not to blame for a metallurgy failure). If anything, it might prompt a recall that saves lives.

I'm not sure if I can afford a lengthy lawsuit with a big corporation. :|

 Blame MaddBrit

 quote

 08-11-2008, 01:46 PM

54

The Jerk

Bring us some fresh wine!



Joined: Mar 2006
Location: Brooklyn, NY
Odometer: 975

I would not necessarily say that a lawsuit is in order *yet* but you should at least do the right thing up front and provide the information to BMW about what happened and allow them to examine the failed parts to determine what caused the failure. I would not necessarily give them the parts as that's your evidence but on the other hand if there is some casting defect they may wish to issue a recall. You might also notify NHTSA as they can open an investigation and order a recall if necessary.

I might also have an independent metallurgist examine the failed parts and offer their opinion as to what caused the failure, i.e. whether it was a casting defect there since new or whether the previous incidents caused the failure, or both (i.e. a casting defect that was aggravated by the previous crash).

If it's determined to be a casting defect, then BMW should a) compensate you for your medical bills and b) issue a recall if it is determined that there were more faulty forks put on the road than just yours. If it is determined that it was a casting defect and BMW tells you to screw off, then I would say unleash the lawyers. At the very least, you should be made whole, assuming that there was a defect.

If the failure, through metallurgical analysis and not just internet speculation, can be traced to a previous incident or crash, then I wouldn't go after BMW as it wouldn't be their fault it failed.


If a defect was found to have caused the failure, then you could probably find a lawyer willing to take the case on contingency.

At any rate, that's a hell of a thing to have happen. Heal well.


2007 Triumph Tiger 1050 ABS

2007 Triumph Scrambler - For Sale

If a British high school dropout can put it together, I can take it apart.

 Blame MaddBrit



 08-11-2008, 01:51 PM

#55

redbaroness

Gnarly Adventurer


That is very good advice. Thank you.



Joined: Apr 2008
Location: Seattle, WA
Odometer: 101

 Blame MaddBrit



 08-11-2008, 01:53 PM

#56

AKhf

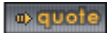
Fishbone


Was there any impact to the front end when it failed, I mean like a bump, pot hole or something ?



Joined: Dec 2006
Location: Alaska
Odometer: 1,754

 Blame MaddBrit



 08-11-2008, 01:55 PM

#57

redbaroness

Gnarly Adventurer

Quote:

Originally Posted by **AKhf**
Was there any impact to the front end when it failed, I mean like a bump, pot hole or something ?




Joined: Apr 2008
Location: Seattle, WA
Odometer: 101

 Blame MaddBrit



None at all. It was a well paved road. The bike did act like it went into a massive tankslapper though.

 08-11-2008, 02:03 PM

#58

AKhf

Fishbone


I hope you are healing fast and well !



Joined: Dec 2006
Location: Alaska
Odometer: 1,754

 Blame MaddBrit



 08-12-2008, 12:40 AM

#59

themenz

Study Adventurer



Joined: Aug 2003
Location: Rodeo California
Odometer: 626

Glad you are healing!


Quote:

Originally Posted by **redbaroness**
I'm not sure if I can afford a lengthy lawsuit with a big corporation. :|

I would suggest you find a good attorney or two who specializes in manufacturing defects. Talk to your insurance company first as they are supposed to represent you to collect damages. Look on the web for attorneys who have won judgments.

Get a free consultation and lay out your side. The attorney will figure out if you have a case. If you have a good case, they will pay for all research and their expenses out of pocket in the hopes of settling with BMW or others. Fork manufacturer comes to mind.

If your case is marginal or weak, they will tell you and may ask you to pay for those costs. You might not want to go forward.

The vast majority of lawsuits are not frivolous. (Unlike the ones you read about --Yes the McDonald's coffee was too hot. )


Lawsuits are a civilized mechanism to help people decide who is at fault when they disagree.

Of course we could always go back to the OK Corral and settle our problems with the business end of a Colt 45.

When the road is straight, any fool can ride fast.

 Blame MaddBrit

 quote

 08-12-2008, 01:15 AM

60


TorqueWrench

Obsolete and Ugly



Joined: Dec 2003
Location: NE GA USA
Odometer: 524

I know of a case where fellow BMW rider experienced a failure of the critical lower ball joint in the front telelever suspension on a brand new R1100S. He was running about 60mph down a smooth paved road when it sheared in half. Needless to say, both he and the bike took a serious tumble and it was a miracle that he survived. It's my understanding that BMW covered his expenses and promptly delivered a shiny new replacement bike to his house.


I would not be bashful about contacting BMW about this issue. It might save someone's life and it might set things right for you. 

TorqueWrench

'04 R1150GSA - Henry

'81 Suzuki TS185


XLHDTB Troy-Bilt Lard Boy (42" cut)

All The Other Bikes... 

 Blame MaddBrit

 quote

 new reply

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Face plant



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Times are GMT +10. It's 06:44 PM.

-- cRASH 

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