Wheeler Trigg
O'Donnell

Won a defense verdict for a Florida hospital in a three-week medical malpractice trial. The case involved a baby who suffered cerebral palsy after a rare delivery complication. The plaintiff sued the hospital for $7 million, claiming complications could have been avoided had a C-section been performed. Our team successfully argued the complication was unpredictable and unpreventable, and the doctors had actually saved the mother and child.

2012

On January 24, 2012, a Wheeler Trigg O'Donnell team led by partner John Fitzpatrick successfully defended a Florida hospital in a three-week medical malpractice trial in Vero Beach, Florida. The case involved a baby who suffered a severe brain injury that led to cerebral palsy due to lack of oxygen after a rare delivery complication of uterine rupture in the mother.

The plaintiff sued the hospital for $7 million claiming the complications could have been avoided had a C-section been performed prior to the rupture. The WTO team argued the

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uterine rupture was unpredictable and unpreventable and the doctors did everything they could to save the mother and child. After deliberating less than half an hour, the jury returned a unanimous defense verdict in favor of the hospital.

Professionals

Joel S. Neckers
Partner

Related Practices

Healthcare Litigation

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