



IronHealth[®]

Healthcare Malpractice
Verdicts and Settlements



Verdicts and settlements involving the emergency department

IronHealth's Claim Data Warehouse contains detail on over \$145B of hospital professional liability losses. The frequency of significant verdicts and settlements associated with sepsis and multiple amputation cases continue to rise. The chart below outlines cases that have been resolved.

Year Resolved	State	Age/Sex	Amount	Description
2016	New York	42 years/Male	\$116M Verdict	Alleged failure to timely diagnose stroke-total disability
2016	Ohio	33 years/Female	\$4.58M Verdict	Alleged misdiagnosis of migraine headache rather than brain swelling from lupus-death
2016	Ohio	40 years/Male	\$56M Verdict	Alleged failure to order a spinal tap-paraplegic
2016	Alabama	3 months/Male	\$10M Verdict	Alleged failure to timely diagnose and treat bacterial infection-permanent brain injuries
2016	Pennsylvania	44 years/Male	\$5.026M Verdict	Alleged failure by doctors fail to properly treat chemical burns to 2 plaintiffs
2015	Washington	27 years/Female	\$167M Verdict	Alleged failure to provide informed consent regarding treatment options given presenting symptoms during worldwide pandemic (H1N1)-death
2015	New York	29 years/Male	\$48M Verdict	Alleged departure from accepted standards of medical practice in treatment of patient - by failing failed to timely perform cardiopulmonary resuscitation, and failed to provide appropriate levels of oxygen.
2015	New York	18 months/Female	\$5M Settlement	Alleged failure to timely diagnose and treat herpes simplex encephalitis in a child presenting with seizure activity and high red blood cell count neurological and cognitive deficits full life expectancy
2015	Louisiana	8 years/Female	\$8M Verdict	Alleged wrongful death due to failure to timely diagnose and treat H1N1 virus --child succumbed to cardio-pulmonary arrest secondary to the infection and died

2015	Pennsylvania	44 years/Male	\$66M Verdict	Alleged failure to timely diagnose and treat epidural abscess, systemic blood infection- permanent paraplegia
2015	Connecticut	45 years/Male	\$63M Verdict	Alleged failure to timely treat cardiac abnormalities in patient presenting with neurological issues following heart attack-death
2015	New Jersey	50 year/Male	\$1M Recovery	Failure of emergency room physician to call "stroke code"- sustained cognitive injuries, and has essentially lost the use of his right arm and leg
2014	Alabama	55 years/Male	\$7.5M Verdict	Delayed diagnosis of blood clot - paralysis
2014	Ohio	31 years/Female	\$3.9M Settlement	Alleged failure to diagnose ruptured colon-death
2014	Illinois	23 years/Male	\$17M Settlement	Alleged failure to diagnose infection-brain damage
2014	Florida	36 years/Female	\$19.25M Verdict; \$8M Settlement	Failure to diagnose spinal epidural abscess-permanent lower extremity paralysis
2014	Massachusetts	38 years/Female	\$3.165M Verdict	Alleged failure to perform prompt surgery for cauda equina syndrome - permanent neurological injuries
2013	New Jersey	2 years/Male	\$7.5M Settlement	Alleged failure to report signs of child abuse - brain damage
2013	Florida	17 years/Male	\$13.5M Verdict	Alleged failure to diagnose cerebral arter aneurysm-brain damage
2013	Illinois	13 years/Female	\$17M Verdict	Alleged failure to diagnose endocarditis-brain damage
2013	New Jersey	5 months/Male	\$7.5M Settlement	Alleged failure to diagnose cerebral hemorrhage - brain damage
2013	Massachusetts	36 years/Female	\$4M/	Alleged failure to diagnose stroke in new mother - death

Factors Contributing to Increase in Sepsis Related Amputation Claims

- Concentration of such cases in the hands of high caliber plaintiff attorneys
- Increased focus on economic damages with expensive life care plans
- Advances in medical technology resulting in longer life expectancy
- Jurors with lottery mentality who are desensitized to the value of money

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