



BSPH congratulates Bret C. Perry and Elena M. Gutbrod on obtaining a unanimous defense verdict in favor of their clients in a recent two (2) week wrongful death trial held in Cleveland, Ohio. Plaintiff claimed that the decedent suffered her untimely death due to the collective negligence of several Defendants in failing to recognize and identify that the decedent was likely suffering from an aggressive kidney infection during her emergency department evaluation. Plaintiff claimed that the standard of care required urgent CT imaging to rule out an obstructed ureter and admission to the hospital. Due to the collective negligence of the Defendants, Plaintiff claims that the decedent was denied life-saving intervention and suffered her untimely death only days later. Plaintiff asked the jury to return a verdict in the amount of \$18,000,000 for the wrongful death of decedent.

On behalf of their clients, Mr. Perry and Ms. Gutbrod countered that the decedent was appropriately referred to the emergency department for evaluation and assessment. Further, the decedent's symptoms had improved and the decision to discharge from the emergency department was reasonable given that close follow-up as an outpatient was secured for the decedent. The jury deliberated for approximately seven (7) hours before returning a verdict in favor of Mr. Perry and Ms. Gutbrod's clients finding that the standard of care was met.

