

MICHAEL F. LYON, ESQ.

PROFESSIONAL ADDRESS:

Lindhorst & Dreidame Co., L.P.A.
312 Walnut Street, Suite 3100
Cincinnati, Ohio 45202-4048

Telephone: (513) 421-6630

PERSONAL:

Born March 15, 1947

6 Children

(Joseph, Margaret, Matthew, Zachary,
Grace and Margo)

Spouse: Jacqueline Marie

Professor of English, Xavier University

EDUCATION:

1961 - 1965 Notre Dame High School, Niles, Illinois

1965 - 1969 Xavier University
B.A. English Literature/Philosophy

Under Graduate Awards/Positions:

Chief Justice Student Review Board - 2 years
President, Student Volunteers Xavier University
President, Students for Christian Community - 1 year
Who's Who In College Campuses, 1968-1969

Post Graduate Education:

Northern Kentucky State University
Salmon P. Chase College of Law
1971-1975
Juris Doctor

Licenses:

Ohio 1975; Federal 1975

MEMBERSHIPS:

American Board of Trial Advocates:

ELECTED TO RANK OF ADVOCATE, January 15, 1990

ELEVATED TO RANK OF DIPLOMAT July 3, 2007

(In order to achieve the rank of Diplomat,
one needs a minimum of 100 civil jury trials.)

President, Ohio Chapter of American Board of Trial Advocates, 2005

International Society of Barristers, Elected 9-26-96, to Rank of Fellow

AWARDS:

1983 through 1988	Distinguished Service Award for Ohio Academy of Trial Lawyers
2000, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012	Selected to Ohio Super Lawyers for 10 years
2012	Ohio Super Lawyers 2012 Top 50 – Cincinnati, Ohio List
2012	Ohio Super Lawyers 2012 Top 100 - Ohio
2011	Outstanding Alumnus Award, Chase College of Law, Northern Kentucky University
2013	Ohio Super Lawyers 2012 Top 50 – Cincinnati, Ohio List
2013	Ohio Super Lawyers 2012 Top 100 - Ohio
2013	Voted One of the Best Lawyers in America
2013	Ohio Super Lawyers 2013 Top 100 - Ohio
2013	Ohio Super Lawyers 2013 Top 50 – Cincinnati, Ohio List
2014	Ohio Super Lawyers 2014 Top 100 - Ohio
2014	Ohio Super Lawyers 2014 Top 50 – Cincinnati, Ohio List
2015	Ohio Super Lawyers 2015 Top 100 - Ohio
2015	Ohio Super Lawyers 2015 Top 50 – Cincinnati, Ohio List
2015	ABOTA Ohio Chapter Michael Colley Award
2016	Ohio Super Lawyers 2016 Top 100 - Ohio
2016	Ohio Super Lawyers 2016 Top 50 – Cincinnati, Ohio List
2017	Chase Law School Distinguished Professor Award
2017	Ohio Super Lawyers 2017 Top 100 - Ohio
2017	Ohio Super Lawyers 2017 Top 50 – Cincinnati, Ohio List
2017	Distinguished Guest Professor, Chase College of Law
2018	Ohio Super Lawyers 2018 Top 100 - Ohio
2018	Ohio Super Lawyers 2018 Top 50 – Cincinnati, Ohio List
2019	Ohio Super Lawyers 2019 Top 100 - Ohio
2019	Ohio Super Lawyers 2019 Top 50 – Cincinnati, Ohio List

PROFESSIONAL EXPERIENCE:

Present	Partner - Lindhorst & Dreidame Co., L.P.A. 95 Percent Defense, Medical Malpractice
1977-1988	Partner - Keating, Ritchie, Lyon & Norwine Co., L.P.A.
1975-1977	Associate - Mechley & Mechley Co., L.P.A.
1971-1975	Law Clerk - Mechley & Mechley Co., L.P.A.

PROFESSIONAL APPOINTMENTS:

1982-1988	Co-Chairman of Ohio Academy of Trial Lawyers Medical Malpractice Seminar
1982-1988	Chairman, Amicus Curiae Committee of Ohio Academy of Trial Lawyers

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| 1984-1986 | Trustee, First District of Ohio Academy of Trial Lawyers |
| 1986-1988 | Chairman, Negligence Law Committee of Cincinnati Bar Association |
| 1985-Present | Member of Joint Commission of the Academy of Medicine and Cincinnati Bar Association |
| 1984-1986 | Vice Chairman of Negligence Law Committee of Cincinnati Bar Association |
| 1994 | Chairman, National Task Force of Tort and Insurance Practice Section of American Bar Association
Re: Tort Reform Provisions of Health Security Act |

Have participated successfully in 10 cases as Amicus before the Supreme Court of Ohio, including: French v. Dwiggins; Huffman v. Hair Surgeon; Monminee v. Schurbeck; Gebell v. Ebersole.

LECTURES/SEMINARS/PROFESSIONAL PRESENTATIONS:

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| 1982-1983 | Co-Chairman of Ohio Academy of Trial Lawyers Medical Malpractice Seminar |
| March 3, 1982 | Lecture at Regional Seminar for Ohio Academy of Trial Lawyers on Constitutionality of Statutes Relating to Driving Under the Influence of Alcohol |
| February 5, 1983 | Lecture, Finding the Expert in Medical Malpractice Cases |
| April 10, 1984 | Lecture at Convention of Ohio Academy of Trial Lawyers on Pathology Protocols, Autopsies and Exhumation of Bodies |
| 1984-1985 | Practice Law Institution of the Cincinnati Bar Association - Principles of Negligence |
| March 10, 1985 | Cincinnati Bar Association's Medical Malpractice Seminar on Statute of Limitations |
| May 21, 1985 | Lecture at Cincinnati Lawyers Club on Medical Malpractice |
| October 8, 1985 | Seminar on Medical Discovery - Cincinnati Bar Association |
| February 2, 1986 | Lecture at Epp Memorial Hospital, Cincinnati, Ohio on Standard of Care for Physicians and Medical Liability |
| March 5, 1986 | Lecture at Cincinnati Patent Society on Medical Malpractice |
| March 12, 1986 | Lecture for Cincinnati Bar Association on Deciphering Medical Records |

April 15, 1986	Lecture to the Independent Insurance Agents of Hamilton County regarding Tort Reform
April 23, 1986	Lecture at University of Cincinnati Paralegal Program on Insurance and Tort Reform
July 17, 1986	Lecture to The Hamilton Rotary Club of Hamilton, Ohio Regarding Medical Malpractice and Tort Reform
September 8, 1986	Lecture for The Christ Hospital Seminar on Medical Malpractice regarding Medical Malpractice, Standard of Care and Mock Trial
September 25, 1986	Ohio Academy of Trial Lawyers Regional Seminar Lectures in Toledo and Columbus, Ohio Regarding Medical Depositions
November 5, 1986	Insurance Day - Cincinnati Financial Institution Regarding Tort Reform
November 18, 1986	Lecture on Epidemiology and the Law; and Use of Epidemiologic Evidence in Legal Proceedings
November 21, 1986	Lecture at Ohio Academy of Trial Lawyers Annual Medical Malpractice Seminar Regarding Medical Causation: Recognizing Medical Causation Problems
December 2, 1986	Lecture on Physician's Symposium (Medical Malpractice, Psychiatry and the Law) Liability Prevention
May 8, 1987	Premises Liability: A Legal Oxymoron Ohio Association of Civil Trial Attorneys
August 12, 1987	Lecture to Pro Seniors on Acceptance/Rejection and Continuation/Termination Decision Making Concerning Health Care
August 27, 1987	Lecture to Summit/Hilltop Nursing Homes on Legal Aspects of Nursing (Nurse Practice Act)
November 5, 1987	Ohio Academy of Trial Lawyers Medical Malpractice Seminar/Lecture on Economic Loss, Wrongful Death of an Infant
November 27, 1987	Lecture to The Northeast Lawyers Association Regarding Tort Reform in Ohio and Medical Malpractice

November 30, 1987	The Ohio Academy of Trial Lawyers Regional Seminar in Cleveland, Ohio Physician/Patient Privilege in Ohio
February 4, 1988	The Ohio Academy of Trial Lawyers Regional Seminar in Dayton, Ohio Physician/Patient Privilege and Medical Malpractice Reform in Ohio
February 19, 1988	Lecture regarding Medical Malpractice in Ohio at National Business Institute Seminar, Cincinnati, Ohio
April 29, 1988	Moderator of the Cincinnati Bar Association Program Entitled "Recent Changes in Ohio Tort Law" and Lecture on Medical Malpractice
November 9, 1988	Lecture - Mock Trial at Cincinnati Financial Corporation for Insurance Day
November 11, 1988	Res Ipsa Loquitur - Ohio Academy of Trial Lawyers on Medical Malpractice
November 17, 1989	Ohio Academy of Trial Lawyers Medical Malpractice Seminar Lecture on the Direct Examination of Medical Experts in Medical Malpractice Cases
December 9, 1989	Lecture to the Ohio Academy of Trial Lawyers - Medical Records, What to Get and Where to Find Them
April 17, 1990	Lecture on Medical Malpractice to the Ohio Association of Legal Secretaries
May 4, 1990	Medical Malpractice: The "High Risk" Patient Ohio Nurses Association Conference
September 28, 1991	Jury Selection and Persuasion in Obstetrical and Perinatal Malpractice Litigation, Mid-Year Meeting, American College of Legal Medicine, Obstetric Neonatal Malpractice
October 23, 1991	Seminar at Middletown Regional Hospital Nursing Responsibility, Legal and Ethical Concerns; Documentation of Records; Standard of Care
November 7, 1991	Litigation Strategy Development: Using Pretrial Testing to Strengthen Your Case; Center for Jury Analysis Seminar

December 6, 1991	Jury Selection in Medical Malpractice Cases; Salmon Chase Law School Seminar
April 5, 1992	National Business Association Education Foundation Lecture on Trial Practice
August 28, 1992	National Education Network Seminar "Winning In Court"
September 14, 1992	Counselor on Trial Lecture Regarding Malpractice of Psychiatrists
November 19, 1992	National Education Network Seminar "Winning in Court" Voir Dire and Opening Statement
December 10, 1992	National Education Network Seminar "Winning in Court" Voir Dire and Opening Statement
April 30, 1993	Northern Kentucky Bar Association Lecture: "Most Common Mistakes Trial Lawyers Make"
May 7, 1993	National Business Institute Seminar Lecture: "Bad Faith Litigation, The Defense Viewpoint"
May 21, 1993	Ohio Association of Civil Trial Lawyers Annual Convention, Wheeling, West Virginia Lecture: "Depersonalizing the Practice of Law and Increasing Your Life Expectancy"
June 17, 1993	National Education Network Seminar "Winning in Court" Voir Dire & Opening Statement
June 8, 1994	Meeting of In-House Hospital Counsel Cleveland, Ohio "Ohio National Medical Malpractice Tort Reform"
July 25, 1994	"Medical Issues Aspects of Home Nursing Care", University of Cincinnati College of Nursing
August 17 & 18, 1994	National Business Institute Seminar "Bad Faith" Dayton and Cincinnati, Ohio
September 24, 1994	American Board of Trial Advocates Seminar Trial Practice - "Cross-Examination of Medical Malpractice Plaintiff" Columbus, Ohio

October 22, 1994	American Board of Trial Advocates Seminar "Cross-Examination of Medical Malpractice Plaintiff" Columbus, Ohio
December 16, 1994	Lead Speaker, Medical Malpractice Seminar Medical Protective Company, Fort Wayne, Indiana
January 31, 1995	Lecturer, University of Cincinnati School of Nursing, "Malpractice and the Nurse in the Hospital Setting" Cincinnati, Ohio
March 18, 1995	American Board of Trial Advocates Medical Malpractice Seminar "Direct Examination of Defense Expert -- Causation" Morgantown, West Virginia
May 5, 1995	Ohio Academy of Trial Lawyers Annual Convention, Medical Malpractice Seminar Presentation on Emergency Room Medicine
October 25, 1995	Medical Risk Management Seminar, The Medical Protective Company, Marriott, Inn, Sharonville, Ohio
April 25, 1996	Obstetrics, Gynecology, Malpractice, Boca Raton, Florida Seminar for Professional Education Systems, Inc.
April 26, 1996	Obstetrics, Gynecology & Malpractice, Tampa, Florida Seminar for Professional Education Systems, Inc.
July 30 & 31, 1996	Medical Malpractice in Ohio, Cincinnati, Ohio; Dayton, Ohio
September 6, 1996	Masters in Trial Demonstration, Panel Member American Board of Trial Advocates; Columbus, Ohio "Cross-Examination of Neurologists"
October 16, 1996	National Education Network Orthopaedics for Lawyers; Cincinnati, Ohio "Direct and Cross-Examination of the Orthopedic Expert Witness"
November 20, 1996	Cincinnati Financial Insurance Day "Insurance on Trial", Mock Trial Trial of a Contractual Dispute with Insurance Company

January 29, 1997	Medical Malpractice: Lecture to Medical Protective Physicians
May 7, 1997	Medical Malpractice: Lecture to Kentucky Medical Physicians Relative to Trial Practice and Medical Malpractice Holiday Inn, Dayton, Ohio
May 8, 1997	Medical Malpractice: Lecture to Kentucky Medical Physicians Relative to Trial Practice and Medical Malpractice Holiday Inn, Dayton, Ohio
May 12, 1997	Medical Malpractice: Lecture to Kentucky Medical Insureds Relative to Medical Malpractice and Trial Practice Cleveland, Ohio
May 14, 1997	Medical Malpractice: Lecture to Kentucky Medical Physicians Relative to Medical Malpractice and Trial Practice Cincinnati, Ohio
May 28, 1997	Medical Malpractice: Lecture to Kentucky Medical Physicians Relative to Medical Malpractice and Trial Practice Columbus, Ohio
May 29, 1997	Medical Malpractice: Lecture to Kentucky Medical Physicians Relative to Medical Malpractice and Trial Practice Columbus, Ohio
August 14, 1997	Lecture Regarding Medical Malpractice to Medical Protective Physicians, Ramada Inn, Cincinnati, Ohio
September 26, 1997	Columbus Bar Association Advanced Medical Evidence Seminar "Learned Treatise Rule in Ohio"
September 30, 1997	Lecture to Kentucky Medical Physicians Relative to Medical Malpractice, Trial Practice and "Anatomy of a Lawsuit" Toledo, Ohio
March 15, 1998	Lecture to Ohio Urological Society "Anatomy of a Medical Malpractice Case"

May 21, 1998	Lecture at the Ohio Academy of Trial Lawyers Medical Malpractice Seminar “Learned Treatise Rule”
August 2, 2002	Seminar – Conducting an Effective Cross-Examination in Ohio
October 12, 2002	Lecture – Medical Protective Physicians on Medical Malpractice
May 15, 2003	Seminar – Successful Handling of Wrongful Death Cases
June 4, 2003	Lecture – Department of Emergency Medicine Journal Club Medical Malpractice in the Emergency Department
June 6, 2003	National Association of Fertility Nurses Documentation in the Medical Malpractice Case, Columbus, Ohio
August, 2003	Lecture – Cross-Examination of the Expert Witness in a Medical Malpractice Case
December 17, 2003	Seminar – Trial Practice and Expert Testimony Kentucky Bar Association
June 4, 2004	Salmon P. Chase College of Law Seminar – Practical Trial Techniques and Strategies
September 12, 2004	American Board of Trial Advocates – Masters in Trial Seminar, “Direct Examination of Defendant”
November 15, 2004	Lecture to the University of Cincinnati College of Law Regarding Medical Malpractice
April 12, 2005	Lecture at Department of Emergency Medicine Journal Club Medical Malpractice for Qualified Emergency Specialists, Inc. on emergency medicine
November 12, 2005	Lecture at the University of Cincinnati College of Law regarding Medical Malpractice
March 15, 2006	Cincinnati Bar Association Lecture Final Argument Opening Statement in Medical Malpractice Cases
June 4, 2006	Lecture – Medical Protective Physicians and Medical Malpractice
September 15, 2006	American Board of Trial Advocates – Master and Trial Seminar Direct Examination of Defendant Doctor

March 10, 2007	Lecture at the Department of Emergency Medicine and Journal Club Medical Malpractice for Qualified Emergency Specialists, Inc. on Emergency Medicine
June 20, 2007	Medical Protective Seminar Medical Malpractice
September 13, 2007	American Board of Trial Advocates – Masters in Trial Seminar Direct Examination of Defendant Doctors
May 6, 2008	Lecture – Medical Malpractice, Medical Protective Risk Management Seminar
June 23, 2009	Cincinnati Bar Association Lecture - Closing Argument: Making the Last Word Count
October, 2009	Medical Protective Seminar – Medical Malpractice
September, 2010	Medical Records Use in Trials
2004, 2005, 2006, 2007 2008, 2009 and 2010	Ohio State University School of Law - Lectures in the Use of Medical Experts at Trial
2009, 2010	Salmon P. Chase College of Law – Voir Dire Lectures
May, 2011	The Impact of Disruptive Behavior on Patient Care and Practice and Strategies to Mitigate Risks Medical Protective of Ft. Wayne, Indiana Seminar
October, 2011	The Impact of Disruptive Behavior on Patient Care and Practice and Strategies to Mitigate Risks Medical Protective of Ft. Wayne, Indiana Seminar
September 7, 2012	American Board of Trial Advocates (Ohio Chapter) - Masters In Trial: Direct Examination of Experts, The Ignored Trial Skill
May 23, 2013	Cincinnati Bar Association “The Advocacy Series” - Closing Argument: Making the Last Word Count
June, 2013	Lecture to the Mercy Health Staff of Mercy Anderson Hospital: Medical Malpractice, the Physician and Hospital liability
October, 2013	Medical Malpractice Seminar to Medical Protective Insureds
December 18, 2013	National Business Institute lecture “Advanced Issues in Personal Injury Litigation: Using Medical Records to Win Your Case, Getting the Most Out of Expert Witnesses, Voir Dire and Advanced Jury Selection Strategies”
September 7, 2014	American Board of Trial Advocates (Ohio Chapter) Masters in Trial: Opening Statement and Cross-examination of Plaintiff

September 11, 2015 American Board of Trial Advocates (Ohio Chapter) Masters in Trial: Voir Dire for the Defense

September 9, 2016 American Board of Trial Advocates (Ohio Chapter) Masters in Trial: Final Argument for the Defense

December 5, 2019 Cincinnati Bar Association Health Care Law Institute: Trends in Litigation

MOOT COURT COMPETITION:

Served as Judge in Moot Court Competition, 1991, 1992, 1993, 1994, 1995

Salmon P. Chase College of Law
Moot Court Competition, 1993

University of Cincinnati College of Law,
Moot Court Competition

Xavier University, Moot Court Competition

PUBLISHED ARTICLES:

April, 1987 Informed Consent - Cincinnati Bar Association Report

March 1, 1991 Lecture and Expert Commentator for "The Inside Edge Publications," a Multi-Media Medical Journal, Vol. 1, No. 2, Chest Pain and the Emergency Room Physician

August 13, 1991 American Bar Association - Section of Litigation Journal, Commentary "An Ohio Trial Lawyer's Experience in Medical Malpractice"

APPELLATE EXPERIENCE:

I have approximately 73 reported decisions in the First, Second, Third, Eighth, Tenth and Twelfth District Court of Appeals and approximately 10 cases in the Ohio Supreme Court.

REPRESENTATIVE TRIALS: MEDICAL MALPRACTICE

1985 - Siefert v. Burroughs. I was plaintiff's counsel for the family of a 10 year-old girl who died as a result of a ruptured appendix due to the alleged negligence of her pediatrician. The case was tried in Hamilton County with Judge Richard Niehaus presiding. After approximately six weeks, the jury returned a verdict of \$1,187,000.

- 1987 - Habel v. Bradford.** One week jury trial regarding a claim against an ophthalmologist for inappropriate cataract operation. Defense verdict.
- 1990 - Pennington v. Niemes, et al.** I was defense counsel for two physicians being sued for the death of a 39-year-old woman. The case was tried to a jury in Clermont County, Ohio with Judge Robert Ringland presiding. The jury returned a verdict of \$458,000 after a four and a half week trial.
- 1990 - Bose v. Ohio State University.** I was trial counsel for the family of an economics professor who died as a result of a cardiac event after seeking assistance at the emergency room of the Ohio State University. The case was tried for two weeks in the Court of Claims before Judge Schumaker who rendered a verdict for the defense.
- 1990 - Sullivan v. Grandview Hospital.** This was a medical malpractice plaintiff's case in which I represented an individual who suffered a ruptured aneurysm and brain damage. The case was tried in Montgomery County Common Pleas Court with Judge Parrott presiding. The jury returned a verdict for the defendant after a three-week trial.
- 1990 - Atkinson v. Adler.** Medical malpractice case regarding a gynecological procedure. Two and one-half week defense verdict.
- 1991 - Calloway v. Husky.** I represented an emergency room physician being sued for the wrongful death of a 61 year-old male due to burn injuries. The case was tried in Hamilton County Common Pleas Court with Judge Robert Kraft presiding. The jury returned a verdict for the defendant after a three-week trial.
- 1992 - Kurzner v. Sanders.** I represented an ophthalmologist who was being sued for his alleged negligence which led to the loss of the eye of a 27 year-old male. The case was tried in Hamilton County Common Pleas Court with Judge Richard Niehaus presiding. The jury returned a defense verdict after a three-week trial.
- 1993 - Lovins v. Arani.** I represented an internist who had been sued for the wrongful death of a 37-year-old male allegedly due to the misdiagnosis of lymphoma. The case was tried for two and half weeks in Hamilton County Common Pleas with Judge Thomas Crush presiding, after which the case was settled for \$30,000.
- 1993 - Meister v. Wilts.** I represented two physicians being sued for the wrongful death of a 61-year-old male allegedly due to the perforation to his right upper lobe in his lung after which he bled to death. The case was tried for two weeks in Hamilton County Common Pleas Court with Judge Alan Henderson presiding, and the case was settled for \$100,000.
- 1994 - Smith v. Ebner & Williams.** I was trial counsel for two physicians who were being sued for the wrongful death of a 71 year-old male. The case was tried in the Hamilton County Common Pleas Court with Judge Fred Cartolano presiding. The jury returned a verdict for the defense after a three-week trial.
- 1994 - Hines v Hall.** I was trial counsel for an obstetrician who was being sued for the alleged negligent surgical procedure during a hysterectomy. The case was tried in Hamilton County Common Pleas with Judge Richard Niehaus presiding. A defense verdict was returned by the jury after a two-week trial.
- 1994 - Bodley v. Toshiba.** I was plaintiff's counsel for an individual who had his left

arm crushed in an industrial accident due to the defective design of a printing machine. The case was tried for two weeks in the Hamilton County Common Pleas with Judge Norman Murdock presiding, after which the case was settled.

1994 - Cafazo v. Jones. I was trial counsel for a general surgeon who was sued the allegations of which were that he performed a negligent laparoscopic cholecystectomy causing extensive injury to plaintiff. The case was tried in Hamilton County Common Pleas with Judge Fred Cartolano presiding. The jury returned a verdict for the defendant after a three and a half week trial.

1995 - Ison v. St. Elizabeth Hospital, et al. This was the wrongful death of a three-month-old baby in Kenton County, Kentucky. I represented a nurse who was being sued for failing to monitor the child. The case was tried in Kenton County Circuit Court with Judge Douglas Stephens presiding. The jury returned a verdict for all defendants after a four and a half week trial.

1995 - Hazem v. Miami Valley Hospital. I was trial counsel for the plaintiff. This was a medical malpractice, wrongful death case against two obstetrician gynecologists who allegedly through their negligence proximately caused the death of a 37 year-old female. The jury returned a verdict for the plaintiff after a three and one-half week trial. The case was tried before Judge Walter Porter.

1995 - Bridges v. Stowers. I represented a pediatrician in a medical malpractice, brain-damaged baby case in Kenton County, Kentucky. Judge Gregory Bartlett presided, and the jury returned a verdict for the plaintiff after a four-week jury trial.

1995 - Gleason v. Noyes. I represented an orthopaedic surgeon who was sued for the wrongful death of a 59 year-old male due to pulmonary embolism. The case was tried in the Southern District of Ohio with Magistrate Robert Steinberg presiding, and the jury returned a verdict for all defendants after a four-week jury trial.

1996 - Pelfrey v. Fixler. I represented a dermatologist being sued for the wrongful death of a 64-year-old male due to allegedly misdiagnosis of squamous cell carcinoma. The case was tried in Hamilton County Common Pleas with Judge Thomas Nurre presiding. The jury returned a verdict for the defendant after a three-week jury trial.

1996 - Fent v. Jones. I represented a general surgeon being sued for an alleged negligent laparoscopic hernia operation. The case was tried in Springfield, Ohio with Judge Gerald Lorig presiding. The jury returned a verdict for all defendants after a week in trial.

1996 - Shockey v. O.L.M. Hospital. I represented a brain damaged baby in a three and a half week jury trial in Hamilton County, Ohio, during which time two defendants settled and the jury returned a verdict for the plaintiff on the issue of negligence but issued a verdict for the defense on proximate cause.

1996 - Maphet v. Denyer. I represented the surviving spouse of a 69 year-old male who had been placed on a hospital floor without cardiac telemetry by the cardiac surgeon. The plaintiff's decedent suffered an arrhythmia and died without the intervention of cardiac telemetry or a visit to the hospital by the surgeon. The jury returned a verdict in the amount of \$535,000 for the plaintiff.

1996 - Balough v. Heitner. I represented an emergency room physician who allegedly

misdiagnosed an ectopic pregnancy of a 26 year-old female. After a six-day jury trial, the jury returned a verdict for the defendant.

1996 - Courtney v. Taylor. I represented an emergency room physician and a family practitioner relative to the alleged misdiagnosis of a pulmonary embolism in a 49-year-old female who died at Providence Hospital in Cincinnati, Ohio. After a three and a half week jury trial, the jury returned a verdict for the defendants.

1997 - Glover v. Jones. I defended a general surgeon in Clermont County, Ohio before a jury relative to the allegation that he inappropriately treated a crush injury on the left hand of plaintiff. After a week long trial, the jury found on behalf of the defendant general surgeon.

1997 - Abney v. Jones. I represented a general surgeon in Hamilton County, Ohio before Magistrate Richard Bernat. The case involved a laparoscopic cholecystectomy common bile duct injury which resulted in the necessity to perform a cholecystoduodenostomy and hepatic jejunostomy on the plaintiff. Medical bills were in excess of \$68,000, and the jury returned a verdict in 7-1 for the defendant after a three-week trial to a jury.

1997 - Hatfield v. Heindl. I represented an internist and general surgeon in Hamilton County, Ohio before the Honorable John Watson in a medical malpractice case concerning the alleged misdiagnosis of necrotizing fasciitis which resulted in the amputation of the left leg of the plaintiff. After a two-week trial, the jury returned a verdict in the amount of \$520,000.

1997 - Fee v. Eha. I represented a dermatologist relative to the misdiagnosis of squamous cell carcinoma of the skin. After a two and a half week jury trial, the jury returned a verdict in the amount of \$820,000 for the wrongful death of plaintiff's decedent.

1997 - Strange v. Bethesda North Hospital, et al. Three week jury trial. Wrongful death regarding alleged negligence of emergency physician in the death of a twenty-three old female from brain tumor. Defense verdict.

1997 - Klein v. Kufel. I represented an obstetrician gynecologist in Cuyahoga County before the Honorable Judge John Angelada relative to a medical malpractice case wherein the allegation was that Dr. Kufel had incompetently performed a laser procedure on plaintiff causing her third degree burns. Plaintiff's demand was \$9,000,000, and the case was settled after a two-week jury trial for \$500,000 before final argument.

1998 - Cooper v. Magenheim. I represented an internist in Hamilton County, Ohio before the Honorable Judge Paul Krause relative to the allegation of the misdiagnosis of a heart attack. The case was tried for five days to a jury, after which the jury returned a verdict for the defendant.

1998 - Hofler v. Larkin. I represented an orthopedic surgeon relative to the allegation of a negligently performed lateral meniscus repair resulting in a suture through the peroneal nerve. After two weeks in trial in Kenton Circuit Court, the jury returned a verdict in the amount of \$720,000 for the plaintiff.

1998 - Morris v. Knutzen. I represented an urologist relative to the allegation of

negligently performed surgical procedure on a 34 year-old male's penis to the extent that a superficial vein was removed by the defendant and plaintiff alleged impotence due to a negligently performed procedure. The case was tried for five days in Marysville, Ohio before Judge Richard Parrott, after the plaintiff's case of which the Judge granted a directed verdict in favor of the defendant.

1998 - *Russell v. Corbin.* I represented two obstetrician/gynecologists relative to the allegation of failure to timely diagnose amniotes in a 38 year old pregnant woman resulting in alleged brain damage to a 29 week gestational male. After a two and one half week the jury returned a verdict in the amount of \$5,200,000 on behalf of plaintiff. Before trial plaintiff's last demand was \$12,000,000.

1998 - *Monople v. Perrino.* I represented three primary care physicians in a wrongful death medical malpractice case relative to an allegation of failure to monitor Coumadin levels resulting in a cerebral vascular accident to a 60 year old white male resulting in his death. After a week long trial the jury returned a verdict on behalf of all defendants.

1998 - *Furnier v. Drury and Gallenstein.* I represented a primary care physician and an emergency medicine physician in a wrongful death medical malpractice case relative to an allegation of failure to diagnose a 64 year-old female to a cardiologist. Plaintiff alleged through three expert witnesses that the failure to refer proximately and directly caused the death of plaintiff's decedent. After the plaintiff had rest and seven days of trial, the trial judge granted a directed verdict on the basis that plaintiff's experts were unable to provide probative, expert testimony on the issues of causation.

1999 - *Rowlett v. Ellis.* Wrongful death case against an urgent care physician. One week jury trial, verdict for defendant.

1999 - *Courtney v. Taylor.* Retrial of wrongful death of 49 year-old woman, died of pulmonary embolism, represented an emergency room physician and family physician. After three weeks, jury verdict for defense.

1999 - *Wolf v. Midwestern.* Two-week trial represented a physician in an automobile accident. I received a verdict in the amount of \$580,000.00 for the injured physician.

1999 - *Damron v. St. Elizabeth.* Five week birth asphyxia case. Defended an OB/GYN. Plaintiffs asked for 12 million. Verdict 2.8 million.

1999 - *Rederick v. Altenau.* I represented two emergency room physicians in the wrongful death of a 23 year-old mother of three, who died allegedly as a result of an esophageal intubation. Plaintiff demanded 4.7 million and after two weeks of trial, the case was settled for \$450,000.00.

2000 - *Tomson v. Stephens.* Three week jury trial, Cleveland, Ohio, gynecological malpractice. Injured forty-one year old with permanent sequela. Defense verdict.

2000 - *Siuda v. Howard.* I represented an ophthalmologist in a case wherein the trial

court consolidated eleven separate medical malpractice cases for trial before the same jury. The case consisted of the issue of whether the ophthalmologist did unnecessary glaucoma and/or cataract surgery on the eleven patients. Plaintiff's counsel asked for 22 million dollars and after five weeks in trial and one week of jury deliberation, the jury returned eight defense verdicts and three verdicts for the plaintiff in an aggregate amount of approximately \$2,000,000. The three cases that were lost have been appealed.

2000 - *McGarvey v. Marquart*. I represented a primary care physician relative to a wrongful death case involving Coumadin toxicity in Akron, Ohio. The case was tried for two weeks, after which a mistrial was declared due to plaintiff's counsel's misconduct and the case rescheduled for October, 2000.

2000 - *Hutchinson v. DeBard, et al.* I represented an emergency room physician relative to an allegation of negligence as it related to an alleged misdiagnosis of a heart attack and subsequent injury to the plaintiff. After two weeks in trial, my client was dismissed from the lawsuit with prejudice.

2000 - *Durbec v. Tondow*. I represented a cardiologist relative to an allegation of wrongful death arising out of treatment for congestive heart failure. The jury deliberated two weeks after having been asked for \$1,500,000 and returned a verdict for the defendant.

2000 - *Smith v. Radiology*. I represented a radiologist alleged to have been negligent in the diagnosis of breast cancer. After a two week trial, the jury returned a verdict of \$1,300,000. The case is on appeal.

2000 - *Middleton v. Baker*. Medical malpractice case concerning laparoscopy cholecystectomy against a general surgeon. The case was tried for two weeks in Clermont County, Ohio and resulted in a defense verdict for Dr. Baker.

2001 - *Gartner v. Hemmer*. I represented an emergency room physician alleged to have been negligent in the diagnosing of an infant relative to bacterial meningitis. After a three week trial, the jury returned a verdict for the defendant.

2001 - *McGarvey v. Marquart*. I represented a family practitioner alleged to have been negligent in the management of Coumadin therapy in a 69 year old male who died nine months after receiving the Coumadin treatment. After a two week trial, the jury returned a verdict for the defendant.

2001 - *Honebrink v. Logeman*. I represented a general surgeon who was alleged to have severed a common bile duct during a laparoscopic cholecystectomy as a result of negligence. The pretrial demand was \$400,000 and the jury, after a week at trial, awarded \$249,000. The case was not appealed.

2001 - *Barnes v. Rinala*. I represented an anesthesiologist in the wrongful death of a 30 year old sickle cell patient who died post-operatively after a laparoscopic cholecystectomy. The allegation was that the anesthesiologist failed to appropriately oxygenate the patient resulting in a sickle cell crisis. After a 22 week trial, the jury deliberated for 32 days but could not agree on causation and the case resulted in a hung jury.

2001 - *Longbons v. Tucker*. I represented an ophthalmologist relative to an allegation

that he misdiagnosed and treated the patient's glaucoma. After a week in trial, the Court directed a verdict for the defendant and the case was dismissed without payment.

2001 - DeCampo v. Jackson. I represented an emergency room physician in Youngstown, Ohio, who had been sued by a woman who was a quadriplegic as the result of a cervical vertebrae fracture. The allegation was that the physician misdiagnosed the patient and sent the patient home, where she then experienced permanent paralysis. The case was tried for a week and a half and the plaintiff asked for \$2,000,000. The jury returned a defense verdict.

2001 - Boyer v. Blythe. This case involved the wrongful death of a 29 year old; the defendant doctor was a psychiatrist; this case was tried for three weeks and ended in a hung jury.

2001 - James v. Mohr. The defendant doctor was a gastroenterologist in a case of alleged perforation of the bowel. Plaintiff asked for \$2,500,000 and the jury returned a defense verdict. Three weeks.

2002 - Lavender v. Gaines. This was a pediatric orthopedic case involving compartment syndrome of a seven year old female patient. Plaintiff's lawyer asked for \$6,000,000, but prior to jury verdict plaintiff's lawyer entered into an agreement to take \$600,000. Four weeks.

2002 - Eberle v. Sheppard. I represented an ophthalmologist in a two and one-half week trial wherein the allegation was failure to diagnose a giant retinal tear causing blindness. The pretrial demand was \$550,000, the pretrial offer was \$75,000, and the result was a defense verdict of 8 – 0.

2002 - Furnier v. Drury. This was a retrial of wrongful death case wherein we were representing an emergency physician and a family practitioner. The plaintiff's decedent had died from an acute myocardial infarction. The pretrial offer was zero and after two week weeks of trial the jury returned a verdict for the defense.

2003 - Pursley v. Schaffield. This is a wrongful death case on behalf of a 26 year old male who contracted Wilson's disease and presented to the emergency department wherein Dr. Schaffield, an emergency physician, was employed. The demand from plaintiff's counsel was \$3,200,000 and after one week of trial the Court directed the verdict on behalf of Dr. Schaffield.

2003 - Ellington v. Kranias. This is a case involving a retinal detachment surgery performed by retinal surgeon, George Kranias, M.D., and the accusation was that in the postoperative period the plaintiff sustained increased intraocular pressure causing retinal artery occlusion and blindness. Plaintiff's counsel demanded \$3,500,000 from Dr. Kranias and Christ Hospital before trial and the case was tried to a jury for 3 ½ weeks, after which the jury returned a verdict, unanimous, for Dr. Kranias.

2003 - Adkins v. O'Malley. This is a case involving a pediatrician, Dr. Kathryn O'Malley, who treated a 2 ½ year old by the name of Cole Adkins for what was perceived to be a viral infection when in fact the child had Group A Streptococcus and died 26 hours later. The pretrial demand was \$1,500,000; no offer was made and the jury returned a verdict on behalf of Dr. O'Malley after one week of trial.

2003 - Thamann v. Bartish. This is a case involving a pulmonary embolism causing

the death of a 23 year old mother of one, married, against a general surgeon. The allegation by plaintiffs at trial was that the general surgeon failed to differentiate a pulmonary embolism from sepsis and failed to intervene and save the life of plaintiff's decedent. After a two week trial to a jury, the jury returned a verdict in 52 minutes for the defense, unanimous. There was no offer made to plaintiffs' counsel's demand of \$3,000,000.

2003 - Zimmerman v. Lambert. This is a case concerning the alleged misdiagnosis of a transient ischemic attack by emergency physician, Robert Lambert, M.D., which led to a stroke and brain damage of a 51 year old female. The pretrial demand was \$2,500,000 and the jury, after two weeks of trial, returned a verdict for the defense.

2003 - Fehrenbach v. O'Malley. This is a case concerning the alleged misdiagnosis of bacterial meningitis in a six month old female in 1990. The case was tried to a jury in Hamilton County and after two weeks the jury returned a defense verdict in 1 hour and 15 minutes. The pretrial demand was \$5,000,000 and the offer from the defense was 0.

2003 - Roetenberger v. Saeed. This is a case concerning the wrongful death of a 41 year old mother of two during an ERCP performed by defendant, Saeed. The allegation advanced by the plaintiff was that Dr. Saeed overmedicated the patient causing cardiac arrest and death. The case was tried for over two weeks in Hamilton County. The pretrial demand was \$9,000,000, the defense offered \$500,000, and the jury returned a defense verdict in 1 hour and 15 minutes.

2004 - Wilson v. Horton. I represented a radiologist relative to a wrongful death case alleging misdiagnosis of lung cancer. The case was tried to a jury for five days with a demand of \$1,000,000 and after the plaintiff's case the trial court entered a directed verdict for the defendant, Edward Horton, Jr., M.D. The case is on appeal.

2004 - Howcroft v. Bartish & VanGilse. I represented two general surgeons relative to an alleged misdiagnosis of necrotizing fasciitis resulting in the death of a 45 year old mother of two. After a three week trial to a jury, the jury returned a verdict of 4.1 million dollars for the plaintiff. The case was appealed.

2004 - Helgeson v. Benza. I represented an ophthalmologist relative to the allegation that during his first PRK laser surgery he decentered the laser causing permanent injury to plaintiff's cornea resulting in permanent visual impairment. After a five day trial to a jury, the jury returned a verdict for the defendant.

2004 - Williams v. Drury. Wrongful death action relative to the death of a 15 year old female allegedly due to pyelonephritis. Case dismissed after two days of trial for the defense.

2004 - Hughes v. Northeast Radiology. Severe injury case against radiology group dismissed relative to Motion for Summary Judgment at the trial level and affirmed by the Court of Appeals.

2005 - Bazlett v. Simon. This was a wrongful death case against cardiologists for the performance of a negligent angioplasty. Tried to a jury for 1-1/2 weeks. Defense verdict.

2005 - Zach vs. Northeast Radiology. This was a wrongful death case concerning

the alleged misdiagnosis of lung cancer on a chest film. After three week-long jury trial, jury returned a verdict for the Plaintiff.

2005 - Cox v. Wilson. Wrongful death case concerning the death of a 72 year old female due to lead extraction by an electro-physiologist cardiologist. Case was tried for a week and one-half. Defense verdict.

2005 - Green v. Chait. This is a medical negligence case against an otolaryngologist for alleged negligence during a septoplasty wherein epinephrine was injected and the Plaintiff sustained a central retinal artery occlusion resulting in vision to his right eye. Case was tried for 2 weeks in Butler County, Ohio and resulted in an 8-0 defense verdict.

2006 - Thompson v. Novak. This is a medical malpractice case against a general surgeon by a female patient alleging delayed diagnosis of breast cancer. The demand before trial was \$750,000.00, the offer was 0. After a 6 day jury trial, the jury returned a unanimous verdict for the defendant against Plaintiff.

2006 - Gordon v. Nory, M.D. This is a medical malpractice wrongful death case regarding the death of a 57 year old male from cardiac tamponade against an internal medicine specialist and emergency physician. The case was brought before a jury in Hamilton County, Ohio. The case was dismissed by directed verdict.

2006 - Hughes v. Hooker, M.D. Medical malpractice case against an emergency physician regarding cord compression, quadriplegia. Three and one-half week jury trial. Defense verdict.

2006 - Segar v. Dumbald, M.D. Medical malpractice case, wrongful death. Two and one-half week jury trial. Defense verdict.

2007 - Arar v. Norby, M.D. Invasion of privacy and defamation action against two pediatricians. Verdict \$5,000.00.

2007 - Powell v. Kanayjorn, M.D. Two week jury trial relative to allegation of misdiagnosis of kidney failure. The result: mistrial.

2008 - Powell v. Kanayjorn, M.D. Three week jury trial regarding alleged misdiagnosis of kidney failure. Result: \$5.3M verdict with reduction as a result of tort reform to \$3.3M for a net verdict of \$990,000.00 offset by \$1.1M settlement by co-defendant with a net verdict of \$0.

2008 - Merkle v. Seibert, M.D. Two week jury trial regarding alleged misdiagnosis of aortic rupture resulting in the death of a 47 year old female. Result: Defense verdict.

2008 - Cunningham v. Biallick, M.D. Two week jury trial regarding alleged inappropriate treatment of severe injury to left foot by emergency physician. Result: Defense verdict.

2008 - Wiles v. Perrino, M.D. Two and one-half week jury trial regarding alleged misdiagnosis of pulmonary embolism resulting in the death of a pregnant 22 year old female. Result: Defense verdict.

2009 - Krause v. Rothstein, M.D. Two week jury trial regarding allegations against an Anesthesiologist for departing from the standard of care relative to a pain block performed by Dr. Rothstein. After two days of deliberations, the jury returned a verdict against co-defendant, Cincinnati Pain Management for \$750,000 and punitive damages in the amount of \$500,000. Dr. Rothstein was not required by the jury to pay any punitive damages.

2009 - Winter v. Osborne, M.D. Two week jury trial in Hamilton County, Ohio, defending a general surgeon regarding allegations by Plaintiff of negligence during a surgical repair of a colon perforation. Plaintiff had sustained several months of hospitalizations, over \$200,000 in medical bills and permanent injury as a result of several subsequent operations to repair a leak that had taken place as a result of the failure of the first repair. Result: Defense verdict.

2009 - Brooks v. Sycamore Hospital, et al. Two plus weeks jury trial in Montgomery County, Ohio regarding the wrongful death of a 43 year old mother of four due to a myocardial infarction. The allegations against three separate physicians were that the physicians failed to appropriately diagnose, treat and intervene with cardiac catheterization of the left main coronary artery of Plaintiff's decedent. Plaintiff asked for \$4.3 million in final argument and the jury, after three hours of deliberation, returned a defense verdict for all three physicians.

2009 - Gindling v. Bartish, et al. A medical malpractice/wrongful death case against two general surgeons for the alleged failure to timely operate on a 62 year old woman with ischemic colitis and other co-morbidities during a 21 day hospitalization. The trial went for three weeks in Hamilton County, Ohio and the demand was \$1,800,000 with no offer. The jury returned a verdict within two hours of deliberation for both physicians.

2010 - Lally v. Mukadda, et al. A medical malpractice case concerning an anesthesiologist who did a regional block for a cataract surgery causing a perforation of the globe of the Plaintiff's left eye and causing blindness. The case was tried for seven days in Hamilton County, Ohio Common Pleas Court and resulted in a defense verdict for Dr. Mukadda.

2010 - Fehrenbach v. O'Malley. This is the re-trial of a case that was tried in 2003 which resulted in an 8-0 defense verdict for Dr. O'Malley. The case concerned bacterial meningitis of a 14 month old in 1990 with the allegation being that Dr. O'Malley misdiagnosed the meningitis. The Plaintiff was treated at Children's Hospital Medical Center for 31 days during which time she was given a shunt for hydrocephalus which ended up being the only sequela from the meningitis. The case was tried for two weeks in Hamilton County, Ohio Common Pleas Court and once again resulted in an 8-0 defense verdict for Dr. O'Malley.

2010 - Faulkner v. Bhaskar. This is a wrongful death case of a 74 year old female who had suffered a perforation of her bowel doing an ERCP procedure by Dr. Bhaskar. The case was tried for 2 weeks before a jury in Clermont County, Ohio which resulted in a defense verdict.

2010 - Smith v. Huber. This was a 2½ week jury trial consisting of an allegation

against an emergency physician for failing to order a CT scan for a 9 year old male who had hit his head on a table and presented to the emergency department. The only medical issue in the case that had been litigated for 8 years was whether a CT scan was appropriate and mandated, and the jury after having heard the evidence concluded that the child did not need a CT scan, however, found against the doctor for “allegedly” failing to inform the parents that the child needed to be awakened every 2 hours, and entered a verdict against the physician for \$2,400,000. The verdict was considered to be highly flawed and post-trial motions have been filed and will be appealed if no relief is secured from the trial court.

2011 - *Ventre v. Lee.* This was a wrongful death case against an emergency physician for the death of a 41 year old mother of three as a result of an aortic dissection. The allegations promoted at trial were that the emergency physician failed to differentiate aortic dissection from the presentation and failed to do a CT scan, diagnose the aortic dissection and consult with a surgeon for intervention. The patient was admitted to the hospital with a differential diagnosis of gastrointestinal bleeding and an order for a gastroenterology intervention the following morning, however, the patient was found dead in her room at 7am the following morning. The jury returned a verdict for the plaintiff in the amount of \$1,300,000.

2011 - *Boyle v. Megois.* This was a two week trial against an anesthesiologist alleging brachial plexis injury from the negligent performance of an interscalene block on a morbidly obese male patient. The allegations by the Plaintiffs were advanced that during the interscalene block attempt, several nerves of the brachial plexus were injured resulting in upper extremity paralysis and permanent injury. After a two week trial, the jury found in favor of the Defendant and entered an 8-0 defense verdict.

2011 - *Meese v. Mickelson.* This was a two and a half week wrongful death jury trial against two cardiologists in Clermont County, Ohio. The primary allegation against the cardiologists was that the Plaintiff's decedent entered the emergency room with an ST segment elevation, myocardial infarction that required immediate transfer to a hospital for cardiac interventional care and definitive treatment. The patient was admitted to the outlying hospital for observation and then the following morning was transferred to the hospital for the definitive interventional care which he, in fact, survived and lived for approximately one year. Several experts testified at trial, however, after two and a half weeks, the jury returned an 8-0 verdict for both cardiologists.

2012 - *Palmer v. Murphy.* This was a one week jury trial in Montgomery County, Ohio concerning the alleged wrongful death of a 54 year old female due to alleged malpractice of our insured, a pulmonologist for discharging the patient with pneumonia. After presentation of the evidence in the Plaintiffs' case, the trial court directed the verdict for the defendant and entered a defense verdict.

2012 - *Hartman v. Perler-Tomboly.* I represented an emergency physician relative to allegations of sexual battery while a patient in the emergency department. The case was tried to a jury over a two week period in Hamilton County, Ohio and the jury returned a verdict of \$125,000 compensatory and \$25,000 punitive damages against the physician. The case was appealed.

2012 - Estate of Carol Spencer v. Montgomery Family Practice. This was a two week jury trial in Hamilton County, Ohio relative to the death of a 40 year old female due to pulmonary embolism. The Defendants were two family practice specialists who had treated Plaintiffs' decedent for several years for several conditions including asthma, when she presented with shortness of breath and calf pain for which an ultrasound was done (which was negative) and the physicians ascribed her shortness of breath to anxiety relative to her mother who was dying of cancer. Plaintiffs' counsel asked for \$3,000,000 in final argument and the jury returned a verdict for both physicians.

2012 - Tamblyn v. Good Samaritan Hospital. This was a two week jury trial filed by a plaintiff who has sustained a below-the-knee of her right leg due to clotting resulting from a closure device after a cardiac catheterization. The allegations at trial by Plaintiff's experts were that Defendant, an interventional cardiologist, placed the closure device in an inappropriate location on the femoral artery causing the ultimate clotting which led to the loss of the limb. During final argument, Plaintiff's counsel asked for \$2,000,000 and the jury returned a verdict both for the interventional cardiologist and Good Samaritan Hospital

2012 - Davidson v. Hollon. This was a two week jury trial filed by the Administrator of the Estate of Lannie Davidson, Deceased, alleging misdiagnosis of a heart attack by Defendant, John Hollon, MD. The case was tried in Wilmington, Ohio. Plaintiff's demand was \$1,000,000 and the jury returned a verdict for Defendant, John Hollon, MD.

2013 - Giuliani v. Shehata. This case was tried in Hamilton County Common Pleas Court before a jury and consisted of a claim of medical malpractice against a gastroenterologist for failure to detect colon cancer. After two weeks in trial, the jury returned a verdict for the Plaintiff and after adjustment in accordance with the tort reform caps of Ohio, the trial judge entered judgment in the amount of \$250,000 for the Plaintiff. Plaintiff has appealed the case to the First District Court of Appeals with a cross-appeal by the Defendant as we believe that the Judge should have granted a directed verdict on behalf of the Defendant and dismissed Dr. Shehata.

2013 - Snook v. Singh. This was wrongful death medical malpractice case concerning a nursing home director, Dr. Singh and a nursing home on the east side of Cincinnati alleging that the patient's Coumadin, which had been stopped due to an operative procedure, was negligently not restarted resulting in a stroke, ultimately causing the death of the patient. The case proceeded to trial before a jury in Clermont County, Ohio and the jury returned a verdict for the Plaintiff against the nursing home, but a defense verdict for our client, Dr. Singh.

2013 - Seymour v. Handler. This was wrongful death medical malpractice case in Lima, Ohio which alleged negligence of several Defendants including our client, Dr. Handler, a radiologist, for failure to diagnose a retroperitoneal hematoma and hemorrhage in a timely manner resulting in the death of Linda Seymour. The case proceeded to trial for two weeks and was ultimately settled between two of the co-Defendants and our client, Stephen Handler, M.D. was dismissed without payment.

2014 - Pierce v. Durrani. This was a medical malpractice case against a spine

surgeon who had fled to Pakistan and was not present for the trial, but rather his deposition was read to the jury. The publicity surrounding this trial was daily, intense and pervasive, all of which clearly influenced the jury's verdict to the Plaintiff. There were several components of the trial that reflected the media coverage and influenced the jury's verdict which, in all probability, would not have been for the Plaintiff had there not been the intense media coverage. The case is on appeal relative to the unfair and prejudicial media coverage during the trial.

2014 - *Fry v. Lawrence-Hylton.* This was a wrongful death medical malpractice case against a pediatrician alleging negligence relative to the failure to diagnose Group A strep in an 18 month old female pediatric patient. The case was tried for two and a half weeks before a jury in Hamilton County, Ohio who found for the Defendant pediatrician unanimously.

2014 - *Allen v. Bain.* This was a medical malpractice case brought against an emergency physician for allegedly misdiagnosing a tendon injury to the Plaintiff's thumb resulting from a laceration. The jury returned their verdict for the Defendant in 15 minutes after a one week trial.

2014 - *Hord v. Weber.* This was a medical malpractice case involving the alleged misdiagnosis of a T-11 fracture in an 85 year old male patient by an emergency physician and a radiologist who was our client. After a three week trial the jury found for the Plaintiff finding 40% negligence on the part of the emergency physician and 60% negligence on the part of the radiologist for a total verdict of \$2,200,000.

2014 - *Shell v. Durrani.* This was a medical malpractice case against a spine surgeon who had fled to Pakistan and who was not present for trial. The case was tried in Butler County, Ohio for two weeks. The jury returned a verdict for the Defendant doctor unanimously on all six claims finding that the doctor did not depart from the standard of care and nothing he did or failed to do proximately caused injury or damage to the Plaintiff.

2015 - *Luthy v. Martinez.* This was a medical malpractice wrongful death case against a pain management physician alleging negligence in the administration of narcotics to a 37 year old severely challenged individual who had a history of sexual abuse by a priest and many years of drug addiction. The case was tried in Cincinnati, Hamilton County, Ohio for a week and a half at the end of which the jury returned a defense verdict for the physician, Dr. Martinez, stating that he was not negligent and did not cause injury or death to Plaintiff.

2015 - *Marshall v. Durrani.* This was a medical malpractice case against an orthopaedic spine surgeon by the name of Abubakar Atiq Durrani, M.D. alleging Dr. Durrani performed an unnecessary surgical procedure on plaintiff, Timothy Marshall, at the L-4/L-5 level. The case was tried over an eight day period during which time the jury heard testimony from plaintiff's expert, Keith Wilkey, M.D., to the extent that, in Dr. Wilkey's opinion, Dr. Durrani fraudulently induced Mr. Marshall to have an operative procedure. Mr. Marshall. They jury also heard from defense experts, Kevin Yoo, M.D. and Robert Biscup, M.D., both of whom defended Dr. Durrani stating that not only was Mr. Marshall an appropriate candidate for the surgical procedure, but the failure to do the procedure would have, in all probability, resulted in complete and permanent paralysis of the patient. The jury returned a unanimous defense verdict finding Dr. Durrani not negligent.

2015 - *Martin v. Durrani.* This was a medical malpractice case against an orthopaedic

spine surgeon by the name of Abubakar Atiq Durrani, M.D. alleging Dr. Durrani performed an unnecessary surgical procedure on plaintiff, Julie Martin. The case was tried over an eight day period during which time the jury heard testimony from plaintiff's expert, Keith Wilkey, M.D. and defense experts, Robert Biscup, M.D. The jury returned a unanimous defense verdict finding for Dr. Durrani.

2015 - *Kranbuhl-McKee v. Durrani.* This was a medical malpractice case against an orthopaedic spine surgeon by the name of Abubakar Atiq Durrani, M.D. alleging Dr. Durrani performed an unnecessary surgical procedure on plaintiff, Laura Kranbuhl-McKee. The case was tried over nine days during which time the jury heard testimony from plaintiff's expert, Keith Wilkey, M.D. and defense experts, Robert Biscup, M.D. The jury returned a unanimous defense verdict finding Dr. Durrani did not depart from the standard of care nor cause any injury to plaintiff.

2016 - *Ford v. Rivera.* This was a wrongful death medical malpractice case against a nursing home director, internal medicine specialist, alleging inappropriate management of Coumadin for a 67 year old woman. After a two week jury trial, the jury returned a verdict of \$800,000.

2016 - *Baiden v. Lenk.* This was a wrongful death medical malpractice case brought on behalf of a 34 year old mother of three who died as a result of a slipped lap band and obstruction. The case was filed against two radiologists alleging failure to diagnose a slipped lap band. The case proceeded for three weeks during which the jury heard testimony from several experts, including two radiologists and the Defendants, and concluded with a unanimous verdict that the Defendants did not depart from the standard of care and that they did not proximately cause the death of Plaintiffs' decedent.

2017 - *Palmer v. Wilson.* This was a wrongful death medical malpractice case brought on behalf of a 69 year old male who, while hospitalized for post-coronary bypass rehabilitation, sustained a pleural effusion which was allegedly misdiagnosed by several Defendants including John Wilson, M.D., a cardiologist, which, accordingly to Plaintiffs' experts, led to his death. After a three week jury trial, the jury returned a defense verdict for all Defendants.

2018 - *Beil v. Durrani.* This was a medical malpractice case against an orthopaedic spine surgeon for allegedly performing an unnecessary surgical procedure on Plaintiff. The trial last two weeks resulting in a verdict against Dr. Durrani for fraud. The case is on appeal.

2018 - *Atwood 6: Rebekah Brady, Robert Houghton, Hiram McCauley, Michael Sanders, Eric Shempert & Richard Stanfield v. Durrani, et al.* This was a case in Federal Court with six Plaintiffs tried at the same time before a jury for four weeks before the Hon. Judge Michael Barrett. The verdict was for five of six Plaintiffs. The case is on appeal to the Sixth Circuit Court of Appeals.

2018 - *Setters v. Durrani.* This was a case against orthopaedic spine surgeon, Abubakar Atiq Durrani, M.D. for unnecessary cervical surgery resulting in a verdict against Dr. Durrani. The case is on appeal.

2018 - *Boyd v. Charnas.* This was a medical malpractice case against an emergency

physician Terry Charnas, M.D. alleging that he failed to appropriate diagnose Plaintiff resulting in an above-the knee amputation. After two weeks the jury returned a verdict for the defense.

2018 - *Andress v. Pangalos.* This was a wrongful death case with the allegations against the Defendants including Dr. Vincent Pangalos that they failed to diagnose an aortic dissection which led to the untimely death of Plaintiff's decedent. After a four week jury trial in Kenton County, Kentucky, Hon. Judge Kathleen Lape granted a directed verdict on behalf of Dr. Vincent Pangalos and entered judgment accordingly.

2019 - *Wolsing v. Durrani, et al.* This was a medical malpractice case against orthopaedic spine surgeon, Abubakar Atiq Durrani, M.D., alleging unnecessary lumbar surgery. After a two week jury trial, the jury returned a verdict for the defense.

2019 - *Lochtefeld v. Geddam, et al.* This was a medical malpractice case in Celina, Ohio against a general surgeon and anesthesiologist, Bapi Geddam, M.D., alleging that both Dr. Geddam and the general surgeon co-Defendant misdiagnosed hemorrhaging which led to the Plaintiff's decedent's death. After a two week jury trial, the jury returned a verdict for the both defendants.

2019 - *Rosebery v. Durrani, et al.* This was a medical malpractice case against orthopaedic spine surgeon, Abubakar Atiq Durrani, M.D., which resulted in a verdict for the Plaintiff. The case is on appeal.

2019 - *Bender v. Durrani, et al.* This was a medical malpractice case against orthopaedic spine surgeon, Abubakar Atiq Durrani, M.D., alleging unnecessary surgery. After a two week jury trial, the jury returned a verdict for the Plaintiff. The case is on appeal.

2019 - *White v. Durrani, et al.* This was a medical malpractice case against orthopaedic spine surgeon, Abubakar Atiq Durrani, M.D. After a week of trial, the trial court granted a directed verdict on all claims and entered judgment for the Defendants.

2019 - *Houchell v. Durrani, et al.* This was a medical malpractice case against orthopaedic spine surgeon alleging unnecessary surgery at the L5/S1 level whereat Abubakar Atiq Durrani, M.D. performed a fusion. Dr. Durrani did not attend nor participate in the trial and the jury returned a verdict for \$214,000, \$98,000 in past medical and \$750,000 in punitive damages.

MISCELLANEOUS JURY TRIALS

1976 - *Bisher v. Zaring, Inc.* Two week jury trial regarding home warranty. Plaintiff's verdict.

1976 - *Boyle v. Andres.* Two week wrongful death case, automobile accident. Settled.

1976 - *State v. Frazier.* Aggravated assault, two week jury trial. Defense verdict.

1977 - *State v. Combs.* Murder trial. Defense verdict. One week.

1978 – Steiber v. Hunt. Automobile accident case. One and one-half week jury trial. Plaintiff's verdict.

1978 – Hall v. Jackson. Automobile accident. One week jury trial. Plaintiff's verdict.

1979 – State v. Allen. Criminal trial, one week. Defense verdict.

1979 – State v. Gover. Jury trial, criminal defense verdict.

2003 – France v. General Motors. Two week jury trial regarding fraud. Defense verdict.

COURT OF APPEALS DECISIONS

State ex rel. Durrani v Ruhlman

Supreme Court of Ohio. November 15, 2006 147 Ohio St. 3d 478 67 N.E.3d 769

LITIGATION – Judges. Defendants were entitled to writ of mandamus ordering judge to reassign cases that he had assigned to himself.

Martin v Durrani

Court of Appeals of Ohio, Twelfth District, Butler County. August 22, 2016 69 N.E.3d 1139 2016 WL 4426970
HEALTH – Malpractice. Patient and her husband invited any error in submission of exhibits for jury to consider during deliberation.

Kranbuhl-McKee v Durrani

Court of Appeals of Ohio, Twelfth District, Butler County. August 08, 2016 Slip Copy 2016 WL 4179783
Plaintiff-appellant, Laura Kranbuhl-McKee, appeals from the decision of the Butler County Court of Common Pleas denying her motion for a new trial in a medical malpractice action against defendants-appellees, Abubakar Atiq Durrani, M.D., his private practice, the Center for Advanced Spine Technologies, Inc. (“CAST”), as well as West Chester...

Shell v Durrani

Court of Appeals of Ohio, Twelfth District, Butler County. October 05, 2015 Slip Copy 2015 WL 5786897
Plaintiffs-appellants, Brenda Shell (Shell) and her husband, John Shell, appeal a decision of the Butler County Court of Common Pleas denying their motion for a summary judgment notwithstanding the verdict or, in the alternative, for a new trial in a medical malpractice action against defendants-appellees, Abubakar Atiq Durrani, M.D. and his private...

Pierce v Durrani

Court of Appeals of Ohio, First District, Hamilton County. July 15, 2015 35 N.E.3d 594 2015 WL 4275671
HEALTH – Malpractice. Jury interrogatories that found patient had given informed consent and that doctor had misrepresented need for surgery were inconsistent.

Marcum v Miami Valley Hosp.

Court of Appeals of Ohio, Second District, Montgomery County. April 24, 2015 32 N.E.3d 974 2015 WL 1876159

Background: Administrator of patient's estate instituted medical malpractice wrongful death action against hospital, doctors, and other defendants. The Court of Common Pleas, Montgomery County, No. 2013-CV-6827, ordered administrator to execute medical authorizations for 10 years of patient's medical records. Administrator appealed. Holdings: The...

Roy v Durrani

Court of Appeals of Ohio, First District, Hamilton County. January 7, 2015 Slip Copy 2015 W: 82529
Plaintiffs-appellants Jeff, Debbie and Joshua Roy (“the Roys”) have appealed from the trial court's grant of summary judgment to defendants-appellees Abubakar Atiq Durrani, M.D. and center for Advanced Spine Technologies, Inc., (“CAST”) in this medical-malpractice action. Because the Roys had released all claims against Dr. Durrani in a...

Heimann v Heekin

Court of Appeals of Ohio, First District, Hamilton County. September 30, 2014 Slip Copy 2014 WL 4816258 Bringing forth two assignments of error, plaintiff-appellant Kathryn Heimann appeals the trial court's dismissal of her petition for a civil protection order ("CPO") under R.C. 3113.31. Because Heimann filed her notice of appeal out of time, this court lacks jurisdiction to entertain the appeal and must dismiss it.

Guiliani v. Shehata

Court of Appeals of Ohio, First District, Hamilton County. September 26, 2014 N.E.3d 2014 WL 4792265 { ¶ 1 } In this medical-malpractice case, the jury found that defendant-appellee/cross-appellant Dr. Wagih Shehata had failed to timely diagnose plaintiff-appellant/cross-appellee Philip Guiliani's colon cancer. It awarded Guiliani \$1,000,000 in noneconomic damages. The jury apportioned 70 percent liability to Dr. Shehata and 30 percent...

Wilson v. Durrani

Court of Appeals of Ohio, First District, Hamilton County. March 19, 2014 Slip Copy 2014 WL 1337583 { ¶ 1 } The court has recorded its own entry on the date of the release of this opinion. Plaintiff-appellant Kenneth Wilson appeals the judgment of the trial court granting summary judgment in favor of defendants-appellees Abubakar Atiq Durrani, M.D., and Center for Advanced Spine Technologies ("CAST") in this medical-malpractice...

Hensley v. Durrani

Court of Appeals of Ohio, First District, Hamilton County. October 25, 2013 Slip Copy 2013 WL 5777076 HEALTH - Limitations. Purported fraud claim was subject to one-year statute of limitations for medical malpractice claims.

Longbottom v. Mercy Hosp. Clermont

Supreme Court of Ohio. September 24, 2013 137 Ohio St.3d 103 998 N.E.2d 419 LITIGATION - Interest. Amended prejudgment interest statute applied to tort actions accruing before effective date but not filed until afterward.

Federman v. Christ Hosp.

Court of Appeals of Ohio, First District, Hamilton County. July 24, 2013 Slip Copy 2013 WL 6671840 Background: Widower brought action against hospital, physicians who signed authorization for autopsy of widower's wife, and physicians who performed autopsy, among other parties, for breach of contract, intentional or negligent infliction of emotional distress, and tortious interference with a dead body, among other claims related to allegedly...

Dakin v. Springboro Pediatrics

Court of Appeals of Ohio, Twelfth District, Warren County. July 01, 2013 Slip Copy 2013 WL 3379582 { ¶ 1 } Plaintiff-appellant, Craig Dakin, Administrator of the Estate of Gracie Lynn Dakin, appeals from a decision of the Warren County Court of Common Pleas granting summary judgment in favor of defendants-appellees, Springboro Pediatrics, Inc. and Charles Hutchison, M.D. In appealing this decision, appellant argues the trial court erred in...

Hartman v. Perler-Tomboly

Court of Appeals of Ohio, First District, Hamilton County. May 01, 2013 Slip Copy 2013 WL 1820825 { ¶ 1 } This civil action arises from the sexual battery of plaintiff-appellee/cross-appellant Tiffany Hartman by defendant-appellant/cross-appellee Samuel Perler-Tomboly ("Perler"), and the resulting damages to Hartman. Perler appeals from the denial of his motion to dismiss and from that portion of the judgment awarding...

Longbottom v. Mercy Hosp. Clermont

Court of Appeals of Ohio, Twelfth District, Clermont County. May 14, 2012 971 N.E.2d 379 2012 WL 1682025 HEALTH - Malpractice. Jury question existed as to whether physician who saw patient who had struck his head on table breached standard of care.

Gindling v. Schiff

Court of Appeals of Ohio, First District, Hamilton County. February 29, 2012 Slip Copy HEALTH - Malpractice. Plaintiff was not entitled to new trial due to defense counsel's often-heated references to biases of expert witnesses.

Fehrenbach v. O'Malley

Court of Appeals of Ohio, First District, Hamilton County. October 28, 2011 Slip Copy
HEALTH - Evidence. Alteration of patient's medical records was not done with malice, nor was it designed to disrupt patient's case.

Lally v. Mukkada

Court of Appeals of Ohio, First District, Hamilton County. July 29, 2011 Slip Copy
Background: Patient brought medical malpractice action against anesthesiologist who administered anesthesia in preparation for cataract surgery and her professional association. The Court...

Mardis v. Meadow Wood Nursing Home

Court of Appeals of Ohio, Twelfth District, Brown County. October 04, 2010 Slip Copy
HEALTH - Limitations. Discovery rule did not apply to toll the statutes of limitation for medical malpractice and wrongful death as to individual nurse.

Merkl v. Seibert

Court of Appeals of Ohio, First District, Hamilton County. October 16, 2009 Slip Copy
HEALTH - New Trial. That jury deliberated only 25 minutes did not warrant new trial in medical malpractice action.

Nead v. Brown County General Hospital

Court of Appeals of Ohio, Twelfth District, Brown County. May 21, 2007 Not Reported in N.E.2d
{ ¶ 1 } Plaintiffs-appellants, Ronald M. and Joanne Nead, appeal the judgment of the Brown County Court of Common Pleas, denying their claims of medical malpractice against several physicians...

Fehrenbach v. O'Malley

Supreme Court of Ohio. March 21, 2007 113 Ohio St.3d 18
LITIGATION - Limitations. Tolling of limitations for child's negligence claim inures to benefit of parents bringing loss of consortium claim.

Joiner v. Simon

Court of Appeals of Ohio, First District, Hamilton County. February 02, 2007 Not Reported in N.E.2d
{ ¶ 1 } Plaintiffs-appellants, Renata Theresa Joiner and her sister Michael Baskett, appeal the judgment entered by the trial court in favor of the defendants-appellees, Arthur B. Simon,...

Viox v. Weinberg

Court of Appeals of Ohio, First District, Hamilton County. September 29, 2006 169 Ohio App.3d 79
HEALTH - Malpractice. Unpleaded issue of contributory patient negligence was not tried by implied consent.

Thamann v. Bartish

Court of Appeals of Ohio, First District, Hamilton County. June 30, 2006 167 Ohio App.3d 620
HEALTH - Trial. Court had duty to intervene sua sponte to admonish defense counsel and to correct prejudicial effects of counsel's comments.

Fehrenbach v. O'Malley

Court of Appeals of Ohio, First District, Hamilton County. October 21, 2005 164 Ohio App.3d 80
HEALTH - Malpractice. Medical malpractice defense counsel's improper and inflammatory comments warranted new trial.

Roetenberger v. Christ Hosp.

Court of Appeals of Ohio, First District, Hamilton County. September 30, 2005 163 Ohio App.3d 555
HEALTH - Malpractice. Improper remarks during closing argument by physician's counsel resulted in substantial likelihood that jury had been misled.

Hughes v. Bethesda Hosp., Inc.

Court of Appeals of Ohio, First District, Hamilton County. May 20, 2005 Not Reported in N.E.2d
Background: Patient brought medical malpractice action against hospital, radiologist and radiology practice. The Court of Common Pleas, Hamilton County, No. A-0303963, granted summary...

Wilson v. Horton

Court of Appeals of Ohio, First District, Hamilton County. December 17, 2004 Not Reported in N.E.2d
Background: Deceased patient's wife brought wrongful death action premised on medical malpractice against radiologist who misread patient's initial chest x-ray as normal. The Court of Common..

Furnier v. Drury

Court of Appeals of Ohio, First District, Hamilton County. December 10, 2004 163 Ohio App.3d 793
HEALTH - Trial. Improper remarks made by defense counsel during opening statement in medical malpractice case required reversal.

Kurlansky v. Blythe

Court of Appeals of Ohio, First District, Hamilton County. February 20, 2004 Not Reported in N.E.2d
Background: Estate of deceased patient brought medical malpractice action against doctor. The Court of Common Pleas, Hamilton County, No. A-9907311, granted summary judgment to doctor...

Howland v. Purdue Pharma, L.P.

Court of Appeals of Ohio, Twelfth District, Butler County. July 14, 2003 Not Reported in N.E.2d
Putative class members sued drug makers and doctor alleging defective design of drug and breach of express and implied warranties. Plaintiffs moved for class certification. The Court of...

Smith v. Daneshjoo

Court of Appeals of Ohio, Second District, Montgomery County. August 23, 2002 Not Reported in N.E.2d
Patient and family brought medical malpractice action against radiology company and others for failure to diagnose her breast cancer. The Court of Common Pleas, Montgomery County, entered...

Winston v. Illinois Natl. Ins. Co.

Supreme Court of Ohio. June 19, 2002 95 Ohio St.3d 1223
{ ¶ 1 } The cause is dismissed, sua sponte, as having been improvidently allowed. { ¶ 2 } The court orders that the court of appeals' opinion not be published in the Ohio Official Reports and...

Siuda v. Howard

Court of Appeals of Ohio, First District, Hamilton County. May 10, 2002 Not Reported in N.E.2d
Former patients brought actions against ophthalmologist and his employer, alleging medical negligence, negligence, lack of informed consent, fraud, conspiracy to defraud, agency, battery,...

Gartner v. Hemmer

Court of Appeals of Ohio, First District, Hamilton County. April 26, 2002 Not Reported in N.E.2d
Parents, on behalf of minor child, brought medical malpractice action against emergency room physician, hospital, and physician's employer. The Court of Common Pleas, Hamilton County,...

Potavin, ex rel. Potavin v. University Medical Center

Court of Appeals of Ohio, Tenth District, Franklin County. April 19, 2001 Not Reported in N.E.2d
Dr. Marian Hullman Ascarelli, defendant-appellant, appeals from the judgment of the Ohio Court of Claims. The trial court found appellant was not entitled to personal immunity pursuant to...

Yaceczko v. Roy

Court of Appeals of Ohio, Ninth District, Summit County. January 10, 2001 Not Reported in N.E.2d
Appellants Tina and Peter Yaceczko have appealed from the Summit County Common Pleas Court's entry of summary judgment in favor of Appellees Bijon Roy, M.D., and Akron Radiology, holding...

Hester v. Dwivedi

Supreme Court of Ohio. September 06, 2000 89 Ohio St.3d 575
HEALTH - Malpractice. Child born with birth defects did not state claim for wrongful life.

Wayman v. University of Cincinnati Medical Center

Court of Appeals of Ohio, Tenth District, Franklin County. June 22, 2000 Not Reported in N.E.2d
Appellant, Clarence R. McLain, Jr., M.D., through defendant-appellant, University of Cincinnati Medical Center ("UCMC"), appeals from a judgment of the Ohio Court of Claims finding he was...

Sturm v. Univ. of Cincinnati Med. Ctr.

Court of Appeals of Ohio, Tenth District, Franklin County. April 04, 2000 137 Ohio App.3d 557
HEALTH - Malpractice. Whether blood center was negligent in not testing blood for ALT levels required expert testimony on standard of care.

Stojkovic v. Avery & Thress, M.D., Inc.

Court of Appeals of Ohio, First District, Hamilton County. May 28, 1999 Not Reported in N.E.2d
On April 21, 1993, Kimberly Stojkovic underwent a hysterectomy. Mrs. Stojkovic's understanding of the surgery was that Dr. Timothy Thress, her obstetrician/gynecologist, would perform a...

Wiley v. Good Samaritan Hosp.

Court of Appeals of Ohio, First District, Hamilton County. March 05, 1999 Not Reported in N.E.2d
Plaintiff-appellant, John P. Wiley, appeals the summary judgment entered by the Hamilton County Court of Common Pleas in favor of defendants-appellees, the Good Samaritan Hospital and S....

Hester v. Dwivedi

Court of Appeals of Ohio, First District, Hamilton County. February 26, 1999 Not Reported in N.E.2d
Plaintiff-appellant Alicia Hester, through her next friend Lawrence Hester, appeals the trial court's dismissal of her claim against defendants-appellees Leela Dwivedi, M.D., et al.

McCulley v. Good Samaritan Hosp.

Court of Appeals of Ohio, First District, Hamilton County. June 05, 1998 131 Ohio App.3d 341
HEALTH - Malpractice. Defendants' actions in misleading plaintiff as to his rights tolled limitations period.

Courtney v. Taylor

Court of Appeals of Ohio, First District, Hamilton County. January 30, 1998 125 Ohio App.3d 487
HEALTH - Experts. Allowing defense counsel to read from article while cross-examining experts was reversible error.

Pelfrey v. Fixler

Court of Appeals of Ohio, First District, Hamilton County. March 03, 1997 Not Reported in N.E.2d
Plaintiff-appellant Lorene Pelfrey ("Mrs.Pelfrey"), executrix of the estate of David G. Pelfrey ("Pelfrey"), filed suit against defendants-appellees, Z. Charles Fixler, M.D., et al.

Myrtle Strange, Estate of Mary Alice Strange, Myrtle Strange v. Bethesda Hospital, Lawrence Levine, M.D., Robert W. Chamberlain, M.D., Eli Rubenstein, M.D., Eli Rubenstein, M.D., Inc., S. Marcus Wigser, M.D., Mayfield Neurological Institute, Morris S. Schulzinger, M.D.

Court of Appeals of Ohio, First District, Hamilton County. December 04, 1996 Not Reported in N.E.2d
This is an appeal from a medical malpractice action brought by Myrtle Strange ("appellant") as administratrix of the estate of Mary Alice Strange and as the mother of Mary Alice Strange.

Bohl v. Vigh

Court of Appeals of Ohio, Twelfth District, Clermont County. January 30, 1995 Not Reported in N.E.2d
On February 11, 1993, plaintiffs-appellees, Patricia, Michael, Amy and Robert Bohl, filed a complaint in the Clermont County Court of Common Pleas that alleged defendant-appellant,...

Stevens v. Levin

Court of Appeals of Ohio, First District, Hamilton County. December 28, 1994 Not Reported in N.E.2d
This cause came on to be heard upon the appeal, the record filed herein, the briefs, and arguments. The court, upon consideration of the supplemental briefs filed herein pursuant to an...

Eboigbe v. Zoological Soc. of Cincinnati

Court of Appeals of Ohio, First District, Hamilton County. July 06, 1994 96 Ohio App.3d 102
Damaged Art. Question as to whether zoo, which exhibited artist's work, was "art dealer" under statute governing consignment of artworks to dealers precluded summary...

Kurzner v. Sanders

Court of Appeals of Ohio, First District, Hamilton County. July 14, 1993 89 Ohio App.3d 674
Malpractice. In misdiagnosis action against ophthalmologist, "honest error in judgment" and "clinical judgment" jury charges constituted prejudicial error.

Jewett v. Our Lady of Mercy Hosp. of Mariemont

Supreme Court of Ohio. April 14, 1993 66 Ohio St.3d 1217
The appeal is dismissed, sua sponte, as having been improvidently allowed.

In re Kinross

Court of Appeals of Ohio, First District, Hamilton County. December 16, 1992 84 Ohio App.3d 335
Contempt. Fine could not be imposed as punishment for first indirect contempt.

Sullivan v. Grandview Hosp.

Court of Appeals of Ohio, Second District, Montgomery County. October 09, 1992 Not Reported in N.E.2d
The plaintiff-appellant, Roy Lee Sullivan, suffered a stroke on January 8, 1987 immediately after he had been moved from an operating room to a recovery room at Grandview Hospital.

Beckworth v. Niemes

Court of Appeals of Ohio, Twelfth District, Clermont County. April 13, 1992 Not Reported in N.E.2d
Defendants-appellants, Johnson & Niemes, M.D.'s, Inc., Dr. William J. Niemes, M.D., and Dr. Charles Johnson, M.D., appeal a jury verdict of \$454,000 in favor of plaintiffs-appellees...

Jewett v. Our Lady of Mercy Hosp. of Mariemont

Court of Appeals of Ohio, First District, Hamilton County. January 08, 1992 82 Ohio App.3d 428
Malpractice. Issue remained as to whether Cesarean section should have been performed sooner.

Hoover v. J. Richard Homlar, P.T.

Court of Appeals of Ohio, First District, Hamilton County. November 07, 1990 Not Reported in N.E.2d
This cause came on to be heard upon the appeal, the transcript of the docket, journal entries and original papers from the Hamilton County Court of Common Pleas, the briefs and the...

Saunders v. Cardiology Consultants, Inc.

Court of Appeals of Ohio, First District, Hamilton County. May 23, 1990 66 Ohio App.3d 418
Wrongful death action for alleged medical malpractice was brought by surviving husband of pregnant woman who died after suffering congestive heart failure. The Hamilton County Court...

Seifert v. Burroughs

Supreme Court of Ohio. August 03, 1988 38 Ohio St.3d 108
Father, as administrator of deceased's daughter's estate, filed wrongful death and survivorship claims against physicians and hospital for medical malpractice in care of daughter. The Court...

Gebell v. Ebersold

Supreme Court of Ohio. July 20, 1988 38 Ohio St.3d 53
The judgment of the court of appeals is reversed on authority of Hardy v. VerMeulen (1987), 32 Ohio St.3d 45, 512 N.E.2d 626.

Collins v. St. Elizabeth Hosp.

Supreme Court of Ohio. October 28, 1987 33 Ohio St.3d 65
The judgment of the court of appeals in case No. 85 CA 6, before this court pursuant to the allowance of a motion to certify the record, is affirmed on authority of Frysinger v. Leech...

Gebell v. Ebersold

Court of Appeals of Ohio, First District, Hamilton County. July 08, 1987 Not Reported in N.E.2d
This cause came on to be heard upon the appeal, the transcript of the docket, journal entries and original papers from the Court of Common Pleas of Hamilton County, Ohio, the transcript of...

Seifert v. Burroughs

Court of Appeals of Ohio, First District, Hamilton County. May 20, 1987 Not Reported in N.E.2d

This cause came on to be heard upon the appeal, the transcript of the docket, journal entries and original papers from the Court of Common Pleas of Hamilton County, Ohio, the transcript of...

Habel v. Bradford

Court of Appeals of Ohio, First District, Hamilton County. April 08, 1987 Not Reported in N.E.2d

This cause came on to be heard upon the appeal, the transcript of the docket, journal entries and original papers from the Court of Common Pleas of Hamilton County, Ohio, the transcript of...

Mominee v. Scherbarth

Supreme Court of Ohio. December 22, 1986 28 Ohio St.3d 270

Plaintiffs in four different medical malpractice actions appealed determinations by trial courts that injured minors' actions were barred by statute of limitations, which required minors to...

Huffman v. Hair Surgeon, Inc.

Supreme Court of Ohio. August 09, 1985 19 Ohio St.3d 83

Customer of beauty salon and her husband brought suit against salon to recover for personal injuries and loss of consortium in connection with customer's allergic reaction to chemical...

French v. Dwiggins

Supreme Court of Ohio. January 11, 1984 9 Ohio St.3d 32

Administratrix brought wrongful death action on behalf of motorcyclist who was fatally injured in collision with automobile driven by defendant. The Court of Common Pleas, Licking County,...

Brown v. Brown

Court of Appeals of Ohio, Twelfth District, Clermont County. September 30, 1981 Not Reported in N.E.2d

This cause came on to be heard upon the appeal, the transcript of the docket, journal entries and original papers from the Court of Common Pleas of Clermont County, Ohio, the transcript of...

Westfield Companies v. Richardson

Court of Appeals of Ohio, First District, Hamilton County. September 30, 1981 Not Reported in N.E.2d

This cause came on to be heard upon the appeal, the transcript of the docket, journal entries and original papers from the Court of Common Pleas of Hamilton County, Ohio, the briefs and the...

State v. Robertson

Court of Appeals of Ohio, First District, Hamilton County. April 15, 1981 Not Reported in N.E.2d

These causes, having been consolidated by Order of this Court for the purposes of briefing and oral argument, came on to be heard upon the appeals, the transcripts of the docket, journal...

State v. Allen

Court of Appeals of Ohio, First District, Hamilton County. October 08, 1980 Not Reported in N.E.2d

This consolidated appeal came on to be heard upon the transcript of the docket, journal entries and original papers from the Court of Common Pleas, Hamilton County, Ohio, the transcript of...

State v. Gover

Court of Appeals of Ohio, First District, Hamilton County. July 23, 1980 Not Reported in N.E.2d

This cause came on to be heard upon the appeal, the transcript of the docket, journal entries and original papers from the Court of Common Pleas, Hamilton County, Ohio, the transcript of...