

Kentucky Trial Court Review
August 2013
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Verdicts

Jefferson County

Premises Liability - A real estate broker slipped and fell in an office building bathroom and sustained an ankle fracture - \$257,017 p. 4

Medical Negligence - An internist and a cardiologist were blamed for managing a drug's toxicity which was linked to fatal liver disease - \$489,918 p. 9

Whistleblower Retaliation - A public works employee alleged she suffered retaliation when she complained that younger workers were improperly classified and compensated - \$13,549 p. 10

Medical Negligence - An obstetrical nurse was blamed for removing too much vaginal packing following a hysterectomy – it was alleged that this conduct caused a disruption of the incision and led to a second minor surgery to close the incision - Defense p. 12

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Medical Negligence/Negligent Supervision - A two-month old died because of tracheal tube error – his estate prevailed at trial on both medical negligence and negligent supervision counts - \$6,152,618 p. 1

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Road Construction Negligence - The plaintiff was killed when struck by a speeding state trooper - the estate blamed the crash on the temporary design of the then-under construction road - Defense p. 5

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Medical Negligence - A little girl suffered blindness related to a rare genetic tumor – she blamed her injury on error by a family doctor in failing to make a timely diagnosis of the tumor - Defense p. 5

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Defamation - A Cincinnati Bengals cheerleader alleged she was defamed by internet postings that impugned her chastity – this federal jury awarded punitive damages of \$300,000 - \$338,000 p. 6

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Medical Negligence - The plaintiff presented to the ER with complaints of pelvic pain – a blood test revealed barbiturates in her system – the ER doctor then called the police and the woman was arrested - \$125,000 p. 6

Fayette County

Kentucky Wage and Hour Act - Six private contract nurses (assigned to a state prison) alleged their employer denied them a meaningful lunch break - Defense p. 8

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Auto Negligence - A right of way crash involving a grain truck resulted in a defense verdict - Defense p. 10

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Medical Negligence - A podiatry misadventure left the plaintiff with a foot deformity - Defense p. 10

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Nail Salon Negligence - As the plaintiff was escorted to a pedicure chair, she slipped as she started to sit down - Directed p. 11

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Employment Contract - A former Board of Trustee member for a rural phone cooperative alleged he was entitled by coop bylaws to health insurance for the remainder of his life - Defense p. 11