

Health Care Law

Recent Opinions

- Obtained summary judgment against the plaintiff physician who alleged that the defendants suspended his clinical privileges in violation of the hospital bylaws. The physician had alleged breach of contract, interference with economic advantage, civil conspiracy, and violations of due process against the hospital and 14 physicians who served on a review committee. *Sheth v. Wunderlich*, 363 Ill.App.3d 252,842 N.E.2d at 1155.
- On interlocutory appeal, obtained summary judgment against the plaintiff's medical malpractice claims. The plaintiff's alleged that defendant-hospital committed malpractice by negligently testing urine samples collected from the plaintiff's infant daughter, and then reporting suspected child abuse given that sperm was found in the samples before confirming the accuracy of the testing. The plaintiff's alleged further that reporting suspected child abuse without first confirming the accuracy of the testing rebutted the presumption of good faith afforded under Indiana law. In a matter of first impression, the Indiana Court of Appeals concluded that a hospital's statutory immunity for reporting suspected child abuse extends even to the underlying diagnosis, which causes the report of suspected child abuse to be made. *Anonymous Hospital v. A.K.*, 920 N.E.2d 704 (Ind. Ct. App. 2010).