

DO YOU HAVE A MEDICAL MALPRACTICE CLAIM?

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If you have been injured due to the negligence of a physician, hospital or healthcare provider you may be able to obtain compensation for your injuries and damages.

Not all bad results from medical treatment or surgery are due to negligence. Healthcare providers are only negligent if their treatment falls below accepted standards of medical care. The negligence of physicians and healthcare providers is generally defined as a deviation from the standard of care, meaning that the provider failed to use that level of skill and leaning generally used by members of his or her profession in similar situations. It is a failure to exercise reasonable care--a failure to provide an acceptable level of care.

You don't have to prove that your physician is a bad person or that he or she intentionally injured you. You only have to prove that the physician was negligent in providing your care and treatment. For example, good people for a variety of reasons are negligent in driving their cars. On a given day while driving they take a phone call from their spouse, or they try to read a text message that just came through on their phone, or they are deep in thought about an argument they had with someone, or they are sick and not as alert as normal--and as a result they are not paying attention to the road and they run a red light, striking another vehicle, causing injuries and damages to the other driver. While these types of inattentive drivers are not necessarily bad people, they failed to exercise reasonable care in driving through the red light, violated the rules of the road, and caused injuries and damages to another driver. Most people would agree that these people

should be held accountable for running the stop light and causing injuries and damages.

In the same way, there are rules of the road for physicians. There are medical stop signs in the form of acceptable standards of care, and if a physician runs a medical stop sign, they may be held accountable for the injuries and damage caused by their violation of the standards of care.

If you believe that you were injured or damaged due to the negligence of a physician, you may have a claim for your injuries and damages, consisting of reimbursement for medical expenses, lost wages, and fair compensation for your past and future physical injuries and damages.

If you think that you may have a claim for substandard medical care and treatment, you should contact an attorney as soon as possible to have your case reviewed, because there are statutes of limitation which mean that your claims must be brought within a certain period of time or they will be forever barred. The attorney will be able to help you determine if you have a valid claim.

Finally, it is extremely important that you contact an attorney who has experience handling medical negligence claims. You need to find someone you can count on with knowledge and experience in handling these types of claims who may guide you through the legal process.

DISCLAIMER

The information you obtain at this site is not, nor is it intended to be, legal advice. You should consult an attorney for advice regarding your individual situation. We invite you to contact us and welcome your calls, letters and electronic mail. Contacting us does not create an attorney-client relationship. Please do not send any confidential information to us until such time as an attorney client relationship has been established. The choice of a lawyer is an important decision and should not be based solely upon advertisements. This disclosure is required by rule of the Supreme Court of Missouri.