

And The Defense Wins

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[Laura D. Eschleman](#), partner at the Atlanta office of **Nall & Miller LLP**, obtained a defense verdict for a physician's practice in Tuscaloosa, Alabama, in March 2017. The allegations were based upon the physician owner of the practice's performance of an injection. The plaintiff alleged that the physician breached the standard of care in the physician's sterilization techniques in both preparing and delivering the injection; and, he argued, the physician therefore negligently caused a post-injection infection. The patient claimed that in the days following the injection, he suffered severe pain, redness, and swelling at the injection site and in the surrounding soft tissue. Rather than returning to his physician, he presented to the hospital with multiple complaints and was diagnosed and treated for cellulitis. The plaintiff further alleged he was at risk for sepsis, which required blood monitoring after his treatment and discharge from the hospital. Despite the plaintiff's contentions, a defense verdict was swiftly entered for the physician's practice, and the physician's record remains unblemished.

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