

North Carolina



Dan McLamb and Ryan Shuirman Successfully Defend General Surgeon



Dan McLamb



Ryan Shuirman

Dan McLamb and Ryan Shuirman successfully defended a general surgeon during a nearly two week medical malpractice trial. The plaintiff was a woman in her mid-40s who had acute gall bladder disease and was admitted to the hospital by the defendant surgeon for a laparoscopic gall bladder removal procedure. The plaintiff's ductal anatomy caused the surgeon to mistakenly identify her cystic duct and he ultimately cut the wrong structures. The plaintiff contended that the surgeon breached the standard of care by incorrectly cutting the wrong ducts, whereas the defense team contended that bile duct injuries in gall bladder procedures are surprisingly common and that the surgeon took all appropriate steps to reduce the risk of a bile duct injury which, in this case, could not be eliminated. The jury found that the surgeon was not negligent and awarded no damages to the plaintiff.