

WEST VIRGINIA EXCEPTIONAL DEFENSE FOR THE WVDOC



Bailey & Wyant PLLC's Member Jordan K. Herrick and Associate Adam K. Strider obtained dismissal of medical care providers for the West Virginia Division of Corrections in regard to a claim made by an inmate that the medical care providers violated his Constitutional rights for allegedly failing to provide him with proper medical treatment following an incident when he fell and claims he hurt his head. The Court found that the inmate failed to allege that the medical care providers did anything inappropriate as it pertains to his medical care following the incident.

Mr. Herrick and Mr. Strider also obtained summary judgment in the United States District Court for the Southern District of West Virginia on behalf of a doctor providing medical treatment to a prisoner. The inmate alleged that the doctor violated his Eighth Amendment rights in the alleged failure to treat his medical condition allegedly resulting in his inability to walk. The District Court found that the doctor was not deliberately indifferent to the inmate's medical needs and entered judgment in favor of the doctor.



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