

Chosen to prepare The Claims & Litigation Management Alliance's (CLMs) Oregon Law Summary: Selected out of hundreds of applicants to be one of three Oregon lawyers to prepare CLM's online Oregon law summary.

EMPLOYMENT

Dismissal of employment claims: Race discrimination/sexual harassment/whistleblowing/retaliation. Plaintiff contended that she was sexually harassed and after reporting that conduct was further harassed, treated differently in the workplace, and terminated.

Dismissal of claims: Intentional interference with economic relations/aiding and abetting/retaliation for taking leave protected by the Oregon Family Leave Act. Plaintiff contended he was taunted, threatened, and ultimately terminated because he took OFLA leave. Plaintiff further made allegations of "aiding and abetting" pursuant to ORS 659A.030(1)(g).

Dismissal of employment claims: Sexual harassment/retaliation. Claimant contended her supervisor sexually harassed her for a period of several months and that upon returning from protective leave, she was terminated for taking that leave and complaining of harassment.

Dismissal of employment claims: Retaliation/whistleblowing. Claimant contended she reported a long list of misconduct at her workplace to supervisors and as a result was terminated.

Dismissal of employment claim: Retaliation. Claimant contended that after reporting sexual harassment, she was subjected to a hostile work environment and ultimately terminated.

Dismissal of employment claim: Harassment/retaliation. Claimant contended she was harassed, abused, demoted, and ultimately fired as a result of reporting OSHA violations.

Dismissal of employment claims: Sexual harassment/retaliation. Claimant asserted he was sexually harassed by his supervisor and ultimately terminated after reporting the harassment.

Race discrimination claim: Settled for nuisance value. Plaintiff contended she was discriminated against and ultimately terminated as a result of her race and lack of English-speaking abilities.

MEDICAL MALPRACTICE/MEDICAL INTENSIVE CASES

Week-long trial of neck injury/surgery case results in verdict \$980,000 less than plaintiff's last demand. This case involved a severe neck injury and subsequent surgery. The prayer was \$1,137,000. The verdict was \$19,040. This case involved lengthy medical expert testimony due to the nature of the injuries involved.

Dismissal: Department of Health complaint against therapist.

Dismissal: Nursing board complaint.

Dismissal: \$2.5 million medical malpractice/wrongful death case. Plaintiff died as a result of an Aortic dissection during surgery (Groshong Line Removal and Replacement).

Defense verdict: Brain injury/personal injury claim. Plaintiff claimed unresolved brain injury and other physical injuries as a result of accident.

Dismissal: Nursing board complaint.

Dismissal: Department of Health complaint against physician.

Medical malpractice/wrongful death/sexual assault claims: Settled for nuisance value.

Medical malpractice/wrongful death: Settled for nuisance value.

Medical negligence/sexual battery: Settled for nuisance value.

Medical malpractice/wrongful death claims: Dismissed on motion for summary judgment. Decedent died in an automobile accident caused by defendants' patient while the patient was under the influence of medication prescribed and administered by defendants. The court granted defendants' motion for summary judgment, finding defendants' alleged conduct was not the proximate cause of decedent's death. Plaintiff sought over \$200,000 in economic damages and an unspecified amount of noneconomic damages.

Dismissal: Department of Health complaint against physician.

SEX ABUSE/VULNERABLE PERSON CLAIMS

Six-week sex abuse trial: Insured found only 15 percent liable and no punitive damages awarded.

Motion for summary judgment granted: Abuse of vulnerable person claims/negligent supervision and retention. Plaintiff asserted claims against her medical care provider as a result of a sexual assault. Plaintiff sought recovery for treble damages and attorney fees pursuant to her Abuse of a Vulnerable Person claim.

Sex abuse case: Settled for nuisance value.

Abuse of vulnerable person claim: Defense analysis lead to no contribution being offered toward settlement by carrier and no suit filed against insured.

PROFESSIONAL LIABILITY/PRODUCT LIABILITY/GENERAL

Motion for summary judgment granted: \$10 million liquor liability case.

Attorney malpractice pre-suit claims: Work resulted in no suit filed and no settlement paid.

Spoliation of evidence sanction against plaintiff in products liability case leads to nuisance value settlement.

Defense verdict: Personal injury arbitration. Plaintiff claimed a head injury and neck and shoulder injury as the result of a car accident.

Punitive damages motion for summary judgment granted: Plaintiff claimed punitive damages as a result of defendant's work and knowledge of associated dangers leading to plaintiff's serious physical and emotional distress injuries.

Product liability claim: Settled for nuisance value. Plaintiff claimed the design of his motor home resulted in an accident, causing severe disability and lifelong medical problems.