

ORIGINAL
IN THE COURT OF CLAIMS OF OHIO

FILED
COURT OF CLAIMS
OF OHIO

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LUEDELLA DICKENS, Adm., :
 :
 Plaintiff, :
 :
 v. : Case No. 2013-00204
 :
 : Judge Crawford
 THE OHIO STATE UNIVERSITY :
 MEDICAL CENTER, :
 :
 Defendant. :

PLAINTIFF'S PRETRIAL STATEMENT

I. Trial counsel:

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II. Summary of Case:

On April 23, 2012, Plaintiff's decedent, Ella Whitehead, presented to doctors employed by Defendant, Ohio State University Medical Center ("OSU"), complaining of symptoms consistent with new onset angina.

Defendant's doctors ordered lab tests to determine whether Ms. Whitehead may have been suffering from ongoing ischemia (a heart attack) *but sent her home while they awaited the results of this testing*. Ms. Whitehead was dead before OSU was able to inform her that her test results indicated that, yes, she was suffering from an ischemic heart attack.

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More particularly, and as reported by Plaintiff's expert witness:

1. Ella Whitehead had symptoms consistent with new onset angina at the time of her evaluation on April 23rd.
2. Ella Whitehead had a clearly abnormal electrocardiogram with T-wave inversions anteriorly consistent with anterior wall ischemia at the time of her evaluation.
3. Sending the patient home with recent chest pain and a newly abnormal EKG was a significant deviation from the accepted standard of care.
4. Ordering an outpatient troponin in a patient in whom a myocardial infarction was suspected was a significant deviation from the accepted standard of care. Cardiac enzymes should never be done in an outpatient setting in a patient with chest pain and new EKG changes.
5. Failure to refer the patient to an emergency room following the outpatient visit or, in the alternative, admit the patient for cardiac evaluation was a deviation from the accepted standard of care.
6. As a result of the aforementioned deviations from the accepted standard, Ella Whitehead sustained a myocardial infarction which extended resulting in cardiac death.
7. Ella Whitehead's demise was preventable had Dr. Catague not deviated from the accepted standard of care as referenced above.

III. Legal issues:

The only issues for trial are whether Defendant's employees were negligent and, if so, did that negligence proximately cause Ms. Whitehead's death.

IV. Lay witnesses:

The following lay witnesses who are expected to testify at the trial of this case.

Luedella Dickens, sister
Anne Hawkins, sister
Andrance James, sister
Mattie Thorn, sister
Alice Marie Lewis, sister
Charles Whitehead, Jr., brother
Alexander Whitehead, brother
James Whitehead, brother
Johnny Whitehead, brother

Shawn Whitehead, son
Javon Whitehead, grandson

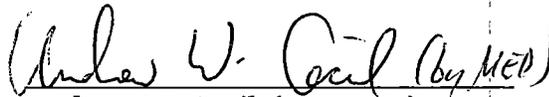
V. Expert witness:

Plaintiff will call Jeffrey S. Garrett, M.D. (1728 Beechwold Boulevard, Pittsburgh, PA 15217) as an expert witness. He is board certified in both cardiology and internal medicine.

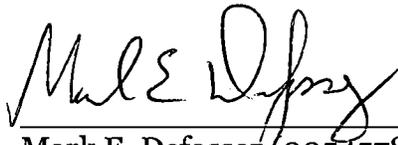
VI. Exhibits:

1. Decedent's OSU records (Via proposed stipulation).
2. Death certificate.
3. Curriculum Vitae of Jeffrey Garrett, M.D.

Respectfully submitted,



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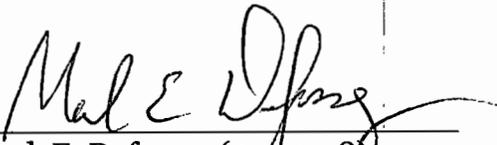


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ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing was served via email this 2nd day of September, 2014, upon the following counsel of record:

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