

Sexual Assault: Foreseeability Is The Key Issue.

During a routine room check an aide caught a dementia patient in another patient's room about to have sex with her, apparently believing she was his wife.

The US District Court for the Eastern District of Michigan ruled that a long-term care facility can be held liable in this situation only if the victim can prove the facility had reason to foresee that the perpetrator would act out this way. This man had never before wandered from his own room at night or been violent toward others. **Glanda v. Twenty Pack Mgt. Corp., 2008 WL 4058590 (E.D. Mich., August 28, 2008).**