

Fall: Hospital Bed Wheels Defective.

After hip surgery the patient got up and used the restroom by herself. When she tried to get back in bed the bed rolled away and she fell and tore her rotator cuff.

The jury heard testimony from the patient's roommate who overheard a housekeeper tell a nurse beforehand the defective bed did not belong on the unit.

The jury's verdict discounted the patient's damages by 40% for the patient's own negligence. The judge in the Superior Court, Lake County, Indiana ruled the case was not a medical malpractice case and nursing experts were not necessary. **Sanders v. St. Catherine Hosp., 2009 WL 4932593 (Sup. Ct. Lake Co., Indiana, July 10, 2009).**