

Telephone Advice: Nurse Not Negligent.

The patient's wife called the doctor's office the day after her husband had had his appointment. The nurse told the wife to try a suppository or an enema, and if that did not bring on a bowel movement, and he was still in pain, to take him to the emergency room.

The wife did not take him to the hospital, she testified, because of the long time they would have to wait in the emergency room.

The seventy-two year-old patient died that night from a perforated duodenal ulcer.

The jury in the Superior Court, San Diego County, California ruled that the nurse was not negligent and awarded the widow no damages. **Feher v. Genesee Medical Group, 2007 WL 4208505 (Sup. Ct. San Diego Co., California, September 25, 2007).**