

SURGICAL MALPRACTICE LAWYERS

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INTRODUCTION

One should keep in mind that some terms in surgical practice have different meaning and when it is defined wrong, the misunderstanding could lead to any litigation. That terms are complications, medical or surgical risk, medical or surgical errors, failure, mistakes, negligence, and surgical malpractices.

- Complication : in medicine, is an unfavorable evolution of a disease.
- Medical risk : The risk of an adverse outcome of a diagnostic or therapeutic procedure.
- Medical errors : Any failure to implement a planned action as intended.
- Failure : Patients that doesn't response to medical (surgical) intervention.
- Mistakes : An act, omission or error in judgement by a healthcare provider that has or may have serious consequences for a patient.
- Negligence : action that not do that should do or do that shouldn't do.

The surgical malpractice lawyers are the special lawyers team that possess both medical knowledge and law knowledge to understand and find any negligence in medical / surgical practice.

ELEMENTS IN MALPRACTICE

The plaintiff is the patient, a legally designated person who acts on the patient's behalf, or if the patient died, the executor/administrator of the patient's estate. In legal terminology, the *plaintiff* is the person who brings a case against another in a court of law, the person who initiates the suit, the one who is suing. The defendant is the party who is being sued. In a medical malpractice suit it is the health care provider, this could be the doctor, nurse, therapist - any medical provider. Even those who were "following orders" may be liable for negligent acts. The prevailing party is the party who wins the case; it might be the plaintiff or the defendant. The