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Nursing Home Negligence Lawsuit Filed Against ManorCare at Elk Grove Village
Resident suffers injuries due to improper supervision and transfer

CHICAGO, November 16, 2010 - Steven M. Levin and Margaret P. Battersby of Levin & Perconti filed a nursing home negligence lawsuit against ManorCare Health Services – Elk Grove Village in the Circuit Court of Cook County today on behalf of Margaret Mock of Schaumburg. Margaret suffered a broken tibia and fibula when she fell after a nursing home worker failed to properly assist her with transferring.

Margaret, then age 76, was admitted to ManorCare in August 2009 to rehabilitate from surgery to repair a broken wrist, elbow, and hip that she suffered in a fall at home. Prior to her hospitalization, she lived at home and could walk independently with a walker. Because she was undergoing rehabilitation and had a history of falling, the nursing home determined that she was at high risk for falling. Despite knowing that she was at risk for falls, the nursing home did not implement a care plan to guard against her risk for falls including, but not limited to, a plan to transfer her safely to and from her wheelchair.

According to the filed complaint, on September 26, 2009, Margaret fell when a nursing assistant failed to properly transfer Margaret to from her bed to her wheelchair. Margaret broke her left leg in two places in the fall. Due to her weakened condition, she could not have surgery to repair her fractures, and remained in the nursing home for over five months. She now lives at home where she is cared for daily by her husband, Bill Mock Sr., and home healthcare nurses.

“It hurts to see a year and a half of our lives together taken away,” said Bill. “Time is a precious thing at our age and we lost a lot because of one person’s mistakes. Now that she is home, she is making progress, but still cannot walk on her own. However, we remain hopeful that she will regain some of her strength.”

“Nursing home workers are responsible for assisting residents who are at risk for falls or too weak to move themselves,” said Steven Levin. “The staff at ManorCare knew Margaret could not transfer herself to her wheelchair, but nonetheless directed her to do so. This mistake caused major setbacks in Margaret’s recovery from her previous injuries and an overall decline in her health and physical abilities.”

In addition to naming ManorCare as a defendant, the lawsuit was also filed against St. Alexius Medical Center in Hoffman Estates for the hospital’s failure to prevent Margaret from developing a stage IV pressure sore on her sacrum that required surgery to treat.

Levin & Perconti is a nationally renowned law firm concentrating in all types of personal injury, medical malpractice, and wrongful death litigation. The lawyers at Levin & Perconti are committed to protecting and vindicating the rights of people who are injured by the negligence of others. Please contact the firm at (312) 332-2872 or visit www.levinperconti.com for more information.

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