Long-Term Care Liability

Pretzel & Stouffer has a strong team of long-term care attorneys who carry with them a reputation for excellence and success in the industry. As an established and premier defense firm, we enjoy an enviable track record of winning results, including victories and favorable resolutions for long-term care and rehabilitation providers ranging in size from the largest provider in Illinois to small, independent facilities.

We understand that long-term care claims are distinct from medical malpractice claims, and our experience allows us to help clients navigate the minefield of statutory fee-shifting provisions. Whether a fall or an ulcer claim – or a unique and novel claim – we have the experience to help our clients reach a favorable resolution.

Our team embraces a rapid-response approach, quickly conducting evaluations and risk assessments. Armed with this information, we can then help providers make educated decisions on how to handle claims in a cost-effective manner.

Our services also include advising long-term care clients on risk management. We not only advise clients on risk, but we also regularly lecture on long-term care protocols and procedures—all of which helps facilities limit claim exposure.

In addition to defense litigation and risk management, we frequently represent our clients before administrative investigations or actions by the Illinois Department of Public Health (IDPH). As investigations often progress into litigation involving claims under the Illinois Nursing Home Care Act, we take swift action, working with our client to aid IDPH in its investigations. This facet of our representation allows our long-term care clients to properly evaluate a potential claim and helps them better understand and manage claim exposure and risk.

Our attorneys also frequently present to registered nurses and certified nursing assistants, including guidance on maintaining documentation and the filing of incident reports. We also regularly provide best-practice training on risk management and employment issues in this area to the trade groups, associations and insurers.

From risk prevention through defense at trial, we are committed to protecting and limiting exposure for our clients in this perilous and ever-changing industry.