



Flaherty  
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## Ryan Brown

Associate

### Professional Statement:

Mr. Brown joined Flaherty, Sensabaugh & Bonasso, P.L.L.C., in the fall of 2005. His practice emphasizes medical professional liability with a particular emphasis in long-term care litigation. In addition, Ryan has advised clients concerning regulatory and compliance issues such as certificate of need, incorporation, acquisition, HIPAA, and the West Virginia Nursing Home Act.

### Practice Concentrations:

- Medical Professional Liability Litigation
- Health Care/Regulatory Compliance

### Education:

- J.D., West Virginia University College of Law (2005)
- M.S., Criminal Justice, Eastern Kentucky University (2000)
- B.S., Criminal Justice, Fairmont State University (1998)

### Court Admissions:

- West Virginia Supreme Court of Appeals
- United States District Court for the Southern District of West Virginia

### Representative Legal Work:

- Obtained dismissal for hospital where former patient alleged that his mental health records were disclosed without his approval.
- Obtained a trial verdict for an OBGYN where plaintiff alleged that she was not properly informed of the risks and alternatives to a total abdominal hysterectomy. *Stanley v. Chevathanarat*, --- S.E.2d ----, 2008 WL 1848449, W.Va., April 24, 2008 (NO. 33666).
- Obtained a trial verdict for a general surgeon where plaintiff alleged that the general surgeon's decision to remove the patient's gallbladder activated a virus that led to the patient's death.
- Obtained summary judgment for a hospital and nurse in a medical malpractice action where plaintiff claimed he fell out of his hospital bed and fractured his shoulder.
- Obtained dismissal for hospital administration in a medical malpractice action where plaintiff was asking the court to order hospital administration and treating physician to prescribe medication to plaintiff.
- Obtained dismissal for physician and physician's assistant in a medical malpractice action where plaintiff alleged that the physician's assistant perforated the plaintiff's left tympanic membrane.
- Obtained dismissal for a hospital in a medical malpractice action where plaintiff claimed she fell and fractured her shoulder while a patient at the hospital.
- Represented a national home health care provider in the acquisitions of several West Virginia home health agencies ranging in value from \$100,000 to \$900,000.

- Obtained summary judgment for an employer in a deliberate intent case where plaintiff claimed she sustained injuries resulting from a fall at work.
- Represented a natural gas company in defense of a property damage claim where plaintiffs claimed that a natural gas pipeline caused a stream to overflow and flood plaintiffs' property.
- Favorably represented plaintiffs in a contract dispute where defendant failed to repay a loan for college tuition.

#### **Teaching & Lecturing:**

- Adjunct Professor, *Internet Criminal Activity*, Fairmont State University (2002)
- *From Pinstripes to Jail Stripes: Using Prison Inmate Data to Challenge Stereotypes of the White-Collar Crime Offender*, Academy of Criminal Justice Sciences (2002)
- *The Nature and the Problem and the Statistics Relating to Identity Theft*, American Society of Criminology (2001)

#### **Community Involvement:**

- Holly Evans Memorial Scholarship Fund

#### **Awards & Honors:**

- CALI Excellence for the Future Award: Workers' Compensation, West Virginia University College of Law.
- Alpha Phi Sigma

#### **Reported Cases:**

- *Stanley v. Chevathanarat*, 222 W. Va. 261, 664 S.E.2d 146 (W.Va. 2008)