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## Off-Label Use: Nurse Implicated For Lack Of Informed Consent.

The patient sued over alleged complications following a cervical discectomy in which there was off-label use by the surgeon of bone morphogenic protein.

The US District Court for the District of South Dakota ruled that both the physician and the nurse who participated in the patient's pre-surgery consult had a duty to inform her that off-label use of that compound was being contemplated. DeNeui v. Wellman, 2009 WL 4847086 (D.S.D., December 9, 2009).