LEGAL EAGLE EYE NEWSLETTER For the Nursing Profession

Neonatal Intensive Care: Nurses Faulted For Delay In Transfer.

An infant born at the hospital in the early morning hours immediately showed signs of respiratory distress.

At 3:45 a.m. the physician consulted by phone with the nearby university hospital's neonatal ICU regarding the infant's status. Personnel in the ICU said that unless they heard back otherwise they would wait to dispatch a transport team until the team came to work at their regular start time, 7:30 a.m.

The transport team got to the first hospital at 8:50 a.m. By they time they got the infant to intensive care at the university hospital permanent brain damage had already set in.

The Superior Court of Connecticut found grounds to implicate the first hospital's nurses along with the physician for negligence for failing to see the dire need and for failing to advocate for immediate transport. Nelson v. Dettmer, 2008 WL 3916245 (Conn. Super., July 30, 2008).