



The Barrister's Bulletin

Synopses of recent decisions affecting Central Ohio

Upcoming Events

All Events held at The Bluestone (formerly BoMA) at 583 East Broad Street, Columbus.

July 10, 2012

Happy Hour

5:00 – 6:00

Dinner

6:00 – 7:00

September 11, 2012

Annual Judicial Reception

5:30 – 7:00

November 13, 2012

Past President's Dinner*

5:30 – 7:00 – Tony's Italian

*Open to Sustaining Members

COAJ Mission

To promote justice for individuals in all local, state, and federal courts; to support our membership; to assist the legal community; to improve the judicial system; and to serve the citizens of Central Ohio.

Volume 3, Issue 2

Prior Settlement Should Not Be Set Off

in Medical Malpractice case

By looking at an analogous statute for state hospitals (R.C. 3345.40), the Tenth District Court of Appeals determined that a medical malpractice plaintiff who settled with one defendant before suit was filed, was entitled to the full jury verdict against the second defendant, without a setoff under R.C. 2744.05. *Aubry v. Univ. of Toledo Med. Ctr.*, 2012 Ohio 1313, Tenth Dist. No 11AP-509.

Verdict for Mental Anguish from House Sale Upheld

Where a home seller knew of significant structural defects to his home, but fraudulently concealed them from the home buyer, the Fifth District Court of Appeals upheld a jury verdict which included awards for mental anguish, past and future economic damages, and punitive damages. *Greig v. Wallick*, 2012 Ohio 77, Fifth Dist. No. 2010AP090036.