## ■ VOLUME 28 NUMBER 12

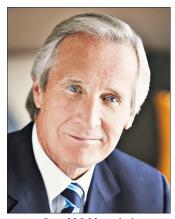
Missouri Lawyersmedia.com

## Man who lost use of arm, hand settles med-mal case

Blood, oxygen cut off after multiple bone breaks



Antoinette Schlapprizzi



**Donald Schlapprizzi** 

**By HEATHER COLE** *heather.cole@molawyersmedia.com* 

A man who alleged an undiagnosed and untreated condition cost him most of the use of his dominant arm settled a medical malpractice lawsuit for \$1 million.

Under terms of the settlement, the names of the plaintiff, the defendants and defense attorneys are confidential, plaintiff's attorney Toni Schlapprizzi said.

The man dislocated his wrist and broke the radius and ulna bones in his forearm in a Dec. 17, 2009, fall, Schlapprizzi said. The arm was set in an emergency surgery, but afterward it swelled and the patient suffered "extreme pain disproportionate to the injury," Schlapprizzi said.

Swelling and disproportionate pain are symptoms of acute compartment syndrome, in which muscles and nerves inside a muscle casing, or compartment, can suffer from lack of blood flow and oxygen because of pressure from swelling.

"Typically within 12 hours it will set in. ... In four to eight hours, you have irreversible damage to the muscle" without surgery to relieve the pressure, Schlapprizzi said.

The defense argued that acute compartment syndrome diagnosis relies on determinations using a doctor's discretion, as opposed to concrete, objective signs, Schlapprizzi said.

A defense attorney didn't return phone calls or an email

from a reporter by press time. Schlapprizzi provided a copy of a settlement check with the plaintiff's name redacted as confirmation of the settlement.

The plaintiff was left with a nonfunctioning dominant arm with the hand curled in. It took six surgeries after the original surgery setting his arm to get some function back in his hand, but he still can't write or hold things with it, she said.

The plaintiff, 59, has been going to physical therapy twice a week and hasn't worked since the accident.

"He's not hirable at this age in this market," Schlapprizzi said. MO

## **\$1 Million Settlement**

## **MEDICAL MALPRACTICE**

- Venue: St. Louis County Circuit Court
- Case Number/Date: Confidential/July 29, 2013
- Caption: Confidential
- Plaintiff's attorneys: Antoinette "Toni" Schlapprizzi and Donald Schlapprizzi, Schlapprizzi Attorneys at Law, St. Louis
- Defense attorney: Confidential