



**OTI (By her mother and litigation friend OI) -v- Guys and St Thomas
NHS Foundation Trust - Infant stroke case - (October 2020)**

Michael Redfern QC

Sufiyan Rana

Barristers

St John's Buildings

INTRODUCTION

8 year old girl born with an atrioventricular septal defect and possible benign partial epilepsy suffered severe brain injury with multi faceted cognitive and neurobehavioral deficits resulting in severe life long disability and lack of capacity.

LIABILITY

Injury suffered by hypoxia during surgery to repair defect. Defendant contended that the Claimant suffered an idiopathic stroke. Liability agreed and approved on basis the Claimant recovered 65% of the full value of her claim.

INJURY

Residual disability including impaired speed of thought, verbal and non-verbal intellectual abilities, short term memory, learning, expressive and receptive language, visual spatial abilities and front lobe executive function. Behavioural problems, disinhibited, lacks insight, socially and emotionally immature, dysexecutive syndrome, moderately depressed, severely anxious, needs supervision and protection and, in particular, support, supervision and prompting over 24 hours.

PROGNOSIS

Needs psychological and therapeutic input from time to time. Vulnerable to physical, sexual, social and financial exploitation.

DAMAGES

Claimant aged 20 at date of settlement.

Lump sum £1.5 million. Periodical payments £35,750pa to age 27. And thereafter for life £65,000pa. Normal life expectancy. Capitalised value £6,258,845. (On full liability, £10,000,000).

Settlement approved by Mrs Justice Lambert-12.10.20
Nina Ramsden, Jeffries Solicitors

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