

## Resources for Professional Liability Litigation Process and Physician Coping Mechanisms

### Websites

1. [Physician Litigation Stress Resource Center](#)
2. [So you Have Been Sued](#) (Information Paper). Developed by members of the ACEP Medical Liability Committee
3. [MD Mentor](#)
4. American Board of Legal Medicine. [Medical Malpractice Stress Syndrome](#)
5. Texas Medical Association ([www.texmed.org](http://www.texmed.org)) provides a number of resources related to the [Stress of Malpractice Litigation](#) including a CME program prepared by the TMA Committee on Physician Health and Rehabilitation, entitled, "[Coping with Stress in the Practice of Medicine.](#)" that incorporates material on the specific stressor of malpractice litigation.
6. American Academy of Family Physicians ([www.aafp.org](http://www.aafp.org)) provides public access to a series of articles on [Malpractice Stress](#). There is also a [Malpractice](#) article collection on their Website. An addition resource is: "[Coping with the Stress of Being Sued.](#)" by Chantal M.L.R. Brazeau, MD.
7. American College of Obstetricians and Gynecologists ([www.acog.org](http://www.acog.org)) offers a CD-ROM for CME credit entitled "[From Exam Room to Courtroom: Navigating Litigation & Coping with Stress](#)" that is available for purchase. The college also offers litigation stress resources for members only.
8. [Litigation Stress: Being Sued is Personal as Well as Professional](#) Amy Sorrel. *American Medical News*, November 2009.
9. [The Sullivan Group](#) was founded to help emergency practitioners establish best practices, enhance patient safety, and reduce both medical errors and the resulting exposure to litigation.
10. [How to Survive a Medical Malpractice Lawsuit](#). Ilene Brenner.
11. [GPS for Malpractice Litigation](#). Louise B. Andrew, MD, JD, FACEP; April 1, 2010.
12. [Emergency Medicine Risk Management Course](#). By Emergency Physicians Medical Group, PC.
13. [The Doctors Company](#). Membership maybe required for most sections.

### WEBINARS

1. ACEP-Preparing for a Deposition- Dr. Greg Henry and Dr. Gillian Schmitz discussing deposition do's and don'ts
2. ACEP – Top 10 Documentation Mistakes
3. Physician Litigation Stress Resource Center (<https://www.thedoctors.com>)  
<http://www.thedoctors.com/KnowledgeCenter/PatientSafety/Seminars/index.htm>

### BOOKS

1. [Adverse Events, Stress and Litigation: A Physician's Guide](#) by Sara Charles, MD and Paul R. Frisch, JD
2. [Bouncebacks! Emergency Department Cases: ED Returns](#). Michael B. Weinstock, Ryan Longstreth, commentary from Gregory L. Henry. Anadem Publishing, 2006.
3. [Bouncebacks! Medical and Legal](#). Michael B. Weinstock, Kevin M. Klauer, commentary from Gregory L. Henry. Anadem Publishing, 2011.
4. [How to Survive a Medical Malpractice Lawsuit](#). Ilene Brenner. Wiley, 2010

## PEER to PEER COUNSELING

**American College of Emergency Physicians** ([www.acep.org](http://www.acep.org)). Peer-to-peer counseling, a joint effort by the Wellness Section and the Medical Legal Committee, is available for members of the college involved in litigation. It is strictly confidential and is meant as a resource and support tool for physicians suffering from litigation stress. It does NOT offer legal advice or serve as a substitute for an attorney, risk management team, or counsel. Physicians are not allowed to discuss details of cases they are involved with, but rather discuss their emotions and impact the litigation has had on their work, family, and life. This is a forum for counseling and coping mechanisms, understanding the litigation process, and an opportunity for physicians to learn more about the resources that are available.

## AUDIO SERIES

1. [Risk Management Monthly](#): Emergency Medicine series available for purchase through [The Center for Medical Education](#) with hosts Gregory L. Henry and W. Richard Bukata.
2. [Malpractice support tapes](#), [Christian Medical & Dental Association](#), Bristol, Tennessee

## ONSITE LOCATION SPEAKERS (contact info)

1. Louise B. Andrew MD JD FACEP at [www.mdmentor.com](http://www.mdmentor.com).
2. Andrew Koslow [ahkoslow at gmail.com](mailto:ahkoslow@gmail.com)
3. Gillian Schmitz [gillianmd at gmail.com](mailto:gillianmd@gmail.com)
4. Gregory Henry

## ABSTRACTS and MANUSCRIPTS (Links to PDFs)

1. Coping with Litigation Stress
  - [Professional Liability in Emergency Medicine](#). Howard A. Peth Jr, MD, JD, FCLM
  - [Medical Malpractice Stress Syndrome](#). S. Sandy Sanbar, MD, PhD, JD; Marvin H. Firestone, MD, JD
  - [Malpractice stress](#). Kelly JD 4th. *Orthopedics*. 2008 Oct;31(10).
  - [How to handle the stress of litigation](#). Charles SC. *Clin Plast Surg*. 1999. Jan;26(1):69-77, vii
  - [Malpractice stress and coping--the role of the physician executive](#). Boehler R. *Physician Exec*. 2007. Sep-Oct;33(5):84-6.
  - [Malpractice: the hidden, emotional costs](#). Atkinson L. *Iowa Med*. 2006 Mar-Apr;96(2):30.
  - Dealing with malpractice stress, Part I and II. Gray RW. *Tenn Med*. 2006 Jun;99(6):30; 2006 Jul;99(7):67.
  - [How a physician executive can support a doctor being sued](#). Conn J. *Mod Healthc*. 2004 Feb 23;34(8):51.
  - [Coping with the stress of malpractice litigation. CMIC Defendant Support Program](#). Schear WA. *Conn Med*. 1990 Oct;54(10):567-70.
  - [On the defensive. A physician's confidence can shatter in the wake of a lawsuit](#). Page L. *Mod Healthc*. 2004 Feb 23;34(8):51, 54.
  - You've been sued. There's help. Weiss GG. *Med Econ*. 2003 Feb 7;80(3):56, 59-60.
  - Coping with the stress of being sued. Brazeau CM. *Fam Pract Manag*. 2001 May;8(5):41-4.
  - Withstanding the stress of litigation. Hoepfer M. *Pa Med*. 1997 Mar;100(3):22-4.
  - [Coping with a medical malpractice suit](#). Charles S. *West J Med* 2001;174:55-58

- Committee opinion no. 497: Coping with the stress of medical professional liability litigation. [American College of Obstetricians and Gynecologists. Committee on Professional Liability.](#) *Obstet Gynecol.* 2011 Aug;118(2 Pt 1):389-91.
2. Understanding the Litigation Process
- [Most doctors win: what to do if sued for medical malpractice.](#) Feld AD, Moses RE. *Am J Gastroenterol.* 2009 Jun;104(6):1346-51.
  - You've been sued. There's help. Weiss GG. *Med Econ.* 2003 Feb 7;80(3):56, 59-60.
  - So you've been named in a lawsuit?: What happens next? Brooke PS. *Nursing.* 2006;36(7):44-8.
  - What if you're named in a lawsuit? Flores JA. *RN.* 2002 Dec;65(12):65-8.
  - Practical risk management principles for physicians. Bunting RF Jr, Benton J, Morgan WD. *J Healthc Risk Manag.* 1998 Fall;18(4):29-53.
  - [Managing a lawsuit if all else fails.](#) Williams EJ. *Clin Obstet Gynecol.* 2008 Dec;51(4):731-9.
  - [Anatomy of a malpractice lawsuit.](#) Prevatt HA, Sturgill TC Jr, Austin JB, et al. *Surg Innov.* 2007 Mar;14(1):62-4.
  - So you're being sued: do's and don'ts for the defendant. Culley CA Jr, Spisak LJ. *Cleve Clin J Med.* 2002 Oct;69(10):752, 755-6, 759-60.
  - Excerpts from Adverse Events, Stress and Litigation: A Physicians Guide by Sara Charles MD and Paul R. Frisch JD, provide an introductory glimpse into the guide's review of the litigation experience: An Outline of the Legal Process, the Summons, the Deposition
  - Medical-Legal Issues Facing Neurologists: Introduction to notification, deposition, and court testimony: A primer for the defendant physician. Bounds JA. *Neurol Clin.* 1999;17(2):335-343,

*Information gathered by members of ACEPs Medical Legal Committee  
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