

# JANE GOODWILL VS. CUREM PHARMACY

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## GENERAL INFORMATION FOR MEDIATOR

Three years ago, Jane Goodwill was suffering from a minor physical complaint. Jane's doctor prescribed a drug which she took. Although her initial problem improved, she generally felt terrible, experiencing flu-like symptoms. While she continued to take the medication, despite her symptoms, she conceived her first child.

When she continued to feel ill, she went to the doctor. It was discovered that the medication she had been taking was 100 times the dosage she should have been taking. For a long time she thought it was the doctor who had prescribed the wrong dosage. It was only after she decided to file suit and in the course of preparing this lawsuit that it was discovered to have been the druggist's error.

Jane had no lasting side effects from the drug but there was no guarantee that the medication would not affect the fetus. Throughout the pregnancy she suffered from fear and uncertainty. When the child was born there appeared to be no ill effects from the medication. Despite the fact that there is no apparent harm to the child, it is possible that symptoms will develop later. The suit on behalf of the child was dismissed without prejudice. That is, should it later be discovered that the child had been damaged, another suit can be filed.

Jane is demanding \$25,000 for pain and suffering from the drugstore. The pharmacist has refused to make any settlement offers, claiming that Jane sustained no real damage.

This case was filed in district court and has been ordered to mediation. In attendance are Jane, her attorney and the druggist, Craig Curem, and his attorney.