

Maura Waters Brady

Senior Counsel

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Maura is an experienced litigator and has defended clients in medical negligence matters since 1985. She represents health care providers (physicians, nurses, midwives, physician assistants, dentists, chiropractors and podiatrists), hospitals and other health care facilities, at the trial and appellate levels. She is also experienced in handling licensing and medical board matters.

After graduating from The Marlborough School in Los Angeles, Maura attended Georgetown University where she played intercollegiate volleyball. Returning to California, she received her J.D. from Southwestern University and completed clerkships with judges in the U.S. District Court and The Ninth Circuit Court Of Appeals. Maura began her legal career in New Jersey soon after.

Outside of the office, Maura is an active member of her community and has volunteered for numerous church, township and school organizations. Maura is a proud owner of Irish Red and White Setter dogs, which she has shown to numerous AKC titles in conformation and other competitions.

Education

- Southwestern Law School (J.D., 1981)
- Georgetown University (B.A., 1978)

Admissions

- New Jersey, 1985
- U.S. District Court District of New Jersey, 1985

Associations & Memberships

- New Jersey State Bar Association

Practices

- Medical Malpractice
- Veterinary Liability

Representative Cases & Matters

- Obtained a defense verdict in a medical malpractice action involving allegations of anesthesia negligence during emergency surgery. The plaintiff, a 43-year-old woman, presented to the hospital in septic shock seven days after undergoing a robotic hysterectomy and required emergency surgery. She alleged that she aspirated during intubation, causing complications that ultimately resulted in lower extremity gangrene and the loss of all 10 toes. The defense disputed that aspiration occurred, pointing to the patient's stable vital signs and end-tidal CO₂ readings during the procedure, and argued that the toe amputations were caused by the severe sepsis she had upon arrival at the hospital rather than the anesthesia care provided. Despite a \$12 million demand, no settlement offers were made. Following a six-week trial in Hudson County, New Jersey, the jury unanimously returned a defense verdict in favor of the defense.

Published Works

- "The Continuing Evolution of Derivative Claims," *Defense Digest*, Vol. 28, No. 12, December 2022
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Results

Won Unanimous Defense Verdict in High-Exposure Birth Injury Case

We secured a unanimous defense verdict in a high-exposure birth injury case, successfully proving that our client's obstetric care met accepted standards despite claims of negligence and lasting injury.

The plaintiff, the mother, alleged the obstetrician defendant was negligent in failing to identify her baby as large for gestational age in the prenatal period, in failing to proceed with a cesarean section during the labor, and in negligently performing a forceps delivery. The plaintiff alleged, as a result of her injuries from the delivery, she suffered pelvic organ prolapse, incontinence, and ongoing pain and suffering. The plaintiff underwent two subsequent gynecologic surgeries and alleged, as result of her ongoing pain, she would never be able to return to work for the remainder of her life. Through the testimony of our client and experts, we were able to establish the care provided by the obstetrician was within accepted standards of care and the decision to proceed with the delivery as performed was the safest option for the mother and baby. The jury returned a unanimous verdict in favor of our client.

Received a Unanimous Defense Verdict in a High-Exposure Birth Injury Case

We received a unanimous defense verdict for their client in a high-exposure birth injury case. The plaintiff, the mother, alleged the obstetrician defendant was negligent in failing to identify her baby as large for gestational age in the prenatal period, in failing to

proceed with a cesarean section during the labor, and in negligently performing a forceps delivery. The plaintiff alleged, as a result of her injuries from the delivery, she suffered pelvic organ prolapse, incontinence, and ongoing pain and suffering. The plaintiff underwent two subsequent gynecologic surgeries and alleged, as result of her ongoing pain, she would never be able to return to work for the remainder of her life. Through the testimony of our client and experts, we were able to establish the care provided by the obstetrician was within accepted standards of care and the decision to proceed with the delivery as performed was the safest option for the mother and baby. The jury returned a unanimous verdict in favor of our client.

Thought Leadership

December 1, 2022

The Continuing Evolution of Derivative Claims