



**WILLIAMS | ELLEBY**

PERSONAL INJURY • WRONGFUL DEATH

*Your Case Deserves Us®*

[Daycare Negligence](#) · [Nursing Home Negligence](#)



## Nursing Home Negligence

Georgia has specific nursing home abuse laws designed to go beyond the federal regulations to better protect residents of nursing homes. One requirement is that the facility is a safe place to live. If that right is violated, a resident can sue the facility, which would then face financial penalties or even a loss of certification.

## Wrongful Death in a Nursing Home

If the facility is not safe and a resident dies as a result, the resident's family members can sue the nursing home for wrongful death. These wrongful deaths can be caused by:

- The "negligent, reckless, intentional, or criminal" acts of another person or entity, which includes a nursing home
- Inadequate medical treatment
- Weak rehabilitative programs
- Lack of proper nutrition
- Failure to install proper railing
- Lack of available staff to assist residents
- Failure to promptly clean spills

## Falling in a Nursing Home

Of seniors who fall during a given year, 25,000 die from those falls. The state of Georgia saw fifty-two seniors die from falls in 2010. It is estimated that over forty percent of seniors who move into assisted living homes do so because of falls. More estimates include:

- Approximately five percent of adults sixty-five or older live in nursing homes yet nursing home residents account for twenty percent of slip and fall deaths amongst seniors.
- Between half and three-quarters of nursing home residents fall every year.
- A nursing home with one hundred beds annually generally reports between one hundred and two hundred falls per year. There are likely many more that go unreported.
- Approximately thirty-five percent of falls occur among people who have difficulty walking.



**WILLIAMS | ELLEBY**

PERSONAL INJURY • WRONGFUL DEATH

*Your Case Deserves Us®*



**WILLIAMS | ELLEBY**

PERSONAL INJURY • WRONGFUL DEATH

*Your Case Deserves Us®*

[Daycare Negligence](#) · [Nursing Home Negligence](#)



## What is Daycare Negligence?

If a child is left unsupervised, suffers a preventable injury, or is abused by the daycare staff, his or her injuries were likely caused by the daycare's negligence.

Negligence cases include:

- Basic Negligence
- Negligent Supervision
- Negligent Hiring

## Other Types of Claims for Daycare Liability Include:

### Premises Liability

- Daycare owners have a duty to keep the premise of the daycare safe for children. If a child is harmed because of some defect in the premise of the daycare, a premises liability claim can be made.

### Child Abuse

- In some cases, a daycare employee or owner intentionally harms a child. In these cases, it is crucial to hold the daycare accountable and get any victims the full compensation they deserve.

## How to Pursue a Daycare Neglect Case:

If a child was harmed at a daycare, it is necessary to take the following steps:

- First, contact the Georgia agency that is in charge of regulating daycares, Bright from the Start. They can open an investigation to determine whether the daycare violated any state laws or regulations that led to the child's injury. This information is incredibly useful when deciding to hire an attorney and pursue a civil claim against the daycare.
- Then, contact an attorney as soon as possible. If negligence can be established, the parent of the child may be entitled to recover damages on behalf of the injured child to help pay for medical bills, pain and suffering, and professional counseling.
- From there, the attorney will discuss legal rights and actions so that the parent and child involved receive the compensation they deserve.



**WILLIAMS | ELLEBY**

PERSONAL INJURY • WRONGFUL DEATH

*Your Case Deserves Us®*