

**Appendix — Sample of Physicians with Clinical Privilege Report(s) and Multiple Medical Malpractice Claims  
By State\***

State of Last Clinical Privilege Action	NPDB Physician # from Public Use File (as of December 2009)	# of Medical Malpractice Payouts, Time Period of Reports, and Total Payout	Examples of Reasons for Malpractice Payments	Example of Patient Harm from Medical Malpractice Claims	Date(s) of Clinical Privilege Adverse Action Report(s)  Reasons for Clinical Privilege Action, If Available	Type of Action and Length of Penalty, If Available
California	5039	15 reports 1993-2009 \$1.9 million	Improper performance, surgery related (2); retained foreign body (2)	Significant permanent injury	1991	Suspension of Clinical Privileges
California	213927	15 reports 1991-2006 \$478,500	Improper performance, surgery related (8); improper technique, surgery related (2) ; breach of patient confidentiality	Minor permanent injury	1994	Reduction of Clinical Privileges
Florida	9469	10 reports 1992-2009 \$1,000,000	Failure to monitor (2); unnecessary procedure; retained foreign body (2); delay in performance, surgery related; wrong diagnosis, surgery related; improper management, surgery related	Death (2 patients)	2002 (malpractice)	Revocation of Clinical Privileges  Permanent Penalty
Florida	55170	9 reports 1995-2009 \$795,000	Failure to diagnose (5); delay in diagnosis (3)	Death  Major permanent injury	1994	Suspension of Clinical Privileges  Permanent Penalty
Illinois	11990	10 reports 1991-1999 \$2.3 million	Failure to obtain informed consent, surgery related; delay in performance, obstetrics related (3)	Not available in public use file	1994	Voluntary Surrender While Under Investigation
Illinois	12405	10 reports 1992-2006 \$7.1 million	Improper management, obstetrics related (4); improper performance, surgery related (1); failure to diagnose (1); failure to identify fetal distress, obstetrics related; failure to order	Major permanent injury  Quadriplegic, brain damage	1999	Denial of Clinical Privileges  Permanent Penalty

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			appropriate test, obstetrics related			
Massachusetts	16849	3 reports 1992-2004 \$1.7 million	Failure to diagnose, obstetrics related (2); delay in performance, obstetrics related	Major permanent injury	2001; 2001;2001(incompetence); 2001; 2001; 2003; 2004	Revocation of Clinical Privileges (5 reports); Reduction in Clinical Privileges; Restriction of Clinical Privileges  Indefinite Penalty Length (2); Permanent Penalty (5)
Michigan	18226	12 reports 1992-2003 \$1.2 million	Improper performance surgery related (10); failure to diagnose (2)	Not available in public use file	1997 (unprofessional conduct) 1999 (incompetence) 1999 (unprofessional conduct) 2000;2000	Voluntary Surrender of Clinical Privileges While Under Investigation; Reduction of Privileges; Suspension of Privileges; Reinstatement Denied  Indefinite Penalty Length (5 times)
Michigan	2932	14 reports 1991-2005 \$2.1 million	Improper performance, surgery related (5); failure to diagnose (3); improper technique (3); failure to monitor	Significant permanent injury	2000	Voluntary Surrender of Clinical Privileges While Under Investigation  Permanent Penalty
New Jersey	55701	7 reports 1996-2007 \$1.3 million	Improper performance, surgery related (3); improper technique, surgery related; wrong diagnosis	Significant permanent injury (2 patients)	1994** 1999 Incompetence	Denial of Clinical Privileges  Suspension of Clinical Privileges  Indefinite Penalty Length (for both actions)
New York	93487	15 reports 1996-2008	Improper performance, treatment related (2); improper	Significant permanent injury  Death	2008	Voluntary Surrender of Clinical Privileges While Under

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		\$6.2 million	technique, treatment related (4); failure to recognize a complication, treatment related	Major temporary injury		Investigation  Indefinite Suspension
New York	26295	17 reports 1991-2006 \$3.3 million	Improper performance, surgery related (8); failure to diagnose (3); wrong procedure, treatment related (1)		1994 (incompetence)	Revocation of Clinical Privileges  Permanent Penalty
Ohio	30702	13 reports 1991-2006 \$1.6 million	Improper performance, surgery related (3); wrong diagnosis; failure to order appropriate test; delay in diagnosis	Significant permanent injury	2002	Denial of Clinical Privileges
Ohio	30548	6 reports 1993-2001 \$1.4 million	Improper performance, surgery related (4); improper management, treatment related		1992;1993;1995;2006;2008 (inadequate/substandard care)	Restriction of Clinical Privileges; Restriction of Clinical Privileges; Revocation of Clinical Privileges; Denial of Clinical Privileges; Restriction of Clinical Privileges  Indefinite Penalty Length (4 cases); Permanent Penalty (1 case)
Pennsylvania	56598	25 reports 1994-2009 \$9.5 million	Retained foreign body (4); improper performance, surgery related (5); unnecessary procedure, surgery related (2); failure to obtain consent, surgery related (2); failure to communicate with patient, surgery related; wrong medication, surgery related	Significant permanent injury  Quadriplegic, brain damage  Significant permanent injury (5 patients)  Major permanent injury	2006	Suspension of Clinical Privileges
Pennsylvania	83222	18 reports	Improper	Death	2002	Revocation of

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		1995-2006  \$4.9 million	management, obstetrics related (5); improper performance, surgery related (5); improperly performed vaginal delivery (2); retained foreign body			Clinical Privileges  Indefinite Penalty Length
Texas	91056	22 reports  1996-2008  \$2.6 million	Wrong body part, surgery related; improper management, medication related; delay in diagnosis (2); failure to diagnose; improper performance (2), failure to perform procedure, surgery related; failure to treat (2); failure to recognize a complication, medication related; contraindicated procedure, surgery related: wrong dosage administered.	Significant permanent injury (3 patients)  Major temporary injury  Minor temporary injuries (2 patients)	2006	Revocation of Clinical Privileges  Indefinite Penalty Length  Professional Society Action (2009) Unprofessional Conduct

\* All information and data taken from NPDB Public Use File.

\*\* 1994 clinical privilege action took place when physician was licensed in South Carolina. Most recent action, 1999, took place when physician was licensed in New Jersey

\*\*\* 2009 action involved physician who had his/her membership in a professional medical association suspended for unprofessional conduct, which is a reportable action to the NPDB