

## GABOR OVARI

SHAREHOLDER



### AREAS OF PRACTICE

Health Care Liability

### CONTACT INFO

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### ADMISSIONS

Pennsylvania  
2013

New Jersey  
2013

### EDUCATION

Widener University  
Commonwealth School of Law  
(J.D., magna cum laude, 2013)

Temple University (B.A., magna  
cum laude, 2010)

### ASSOCIATIONS & MEMBERSHIPS

Montgomery County Bar  
Association

Pennsylvania Bar Association

### LANGUAGES

Hungarian

### YEAR JOINED

2020

### OVERVIEW

Gabor focuses his practice on the defense of hospitals, health care systems and medical providers in medical malpractice and health care liability matters. He has second chaired multiple jury trials, and has experience in all aspects of litigation. Gabor is involved in cases from inception until resolution, conducting discovery, preparing witnesses, taking and defending depositions, evaluating and selecting experts, and preparing for trial. He has also first and second chaired several binding arbitrations, resulting in favorable outcomes for his clients.

With a focus on collaboration, Gabor works closely with each client to develop a defense strategy tailored to the individual case and desired result. He draws from his background in defending workers' compensation matters, having conducted hundreds of medical depositions and evaluated claims based on the opinions of medical experts and the analysis of medical/treatment records.

Gabor received his juris doctor from Widener University Commonwealth Law School, where he was elected as a member of the Law Review's Administrative Board and completed an intensive trial advocacy program. Upon graduation, Gabor received the James S. Bowman American Inn of Courts Award, which is awarded to a student excelling in administrative law. During undergrad at Temple University, Gabor was the recipient of the Professor Edward R. and Essie Baron Memorial Award, which is given to an outstanding student majoring in history, theater, music or art.

## THOUGHT LEADERSHIP

### Marshall Dennehey Announces 2025 Shareholder Class And Special Counsel Promotions

December 13, 2024

Marshall Dennehey is pleased to announce that 10 attorneys have been elected shareholders of the firm effective Jan. 1, 2025. Additionally, two attorneys have been promoted from associate to special counsel.

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### Multiple Entities, But One Claim – The Issue of Corporate Negligence

King of Prussia

Long-Term Care Liability

Health Care Liability

September 1, 2024

Key Points: Defense Digest, Vol. 30, No.

### Defendants must comply with notice requirements for dismissing a medical malpractice case based on the lack of a certificate of merit.

King of Prussia

Health Care Liability

October 1, 2022

This case also involves the issue of whether a medical malpractice claim could be dismissed due to the plaintiff. Case Law Alerts, 4th Quarter, October 2022 is prepared by Marshall Dennehey to provide information on recent developments of interest to our readers.

### Is a certificate of merit required when a plaintiff files a claim sounding in professional negligence but subsequently attempts to assert that the issue involves simple negligence?

King of Prussia

Health Care Liability

October 1, 2022

This case involves the issue of whether a certificate of merit is required when a plaintiff files a claim. Case Law Alerts, 4th Quarter, October 2022 is prepared by Marshall Dennehey to provide information on recent developments of interest to our readers.

### Prior acts exclusion applies and coverage is excluded because claim was previously reported to another insurer.

King of Prussia

Health Care Liability

October 1, 2022

This case involves contract interpretation and insurance coverage. Case Law Alerts, 4th Quarter, October 2022 is prepared by Marshall Dennehey to provide information on recent developments of interest to our readers.

### CLASSES/SEMINARS TAUGHT

*Calculated Change in Strategy: Hospital as the Solo Defendant*, Marshall Dennehey Trends in Health Care and Health Law Seminar, May 9, 2024

Commonwealth of Pennsylvania Workers' Compensation Seminar, Commonwealth of Pennsylvania, 2016 and 2017

### PUBLISHED WORKS

"Pennsylvania Imaging Center v. Commonwealth: The Supreme Court of Pennsylvania 'Trips' Over the Fine Line between Sales and Use Tax in Cases of Property Affixed to Real Estate," *2013 Annual Survey of Pennsylvania Administrative Law* - 22 Widener L.J. 321 (2013)

## RESULTS

### Defense Verdict Secured in Chester County Medical Malpractice Case

#### **Health Care Liability September 20, 2024**

We obtained a defense verdict after a week-long jury trial in the Chester County Court of Common Pleas in a medical malpractice case. The plaintiff alleged she sustained a bowel perforation injury in the course of a robotic-laparoscopic hysterectomy. During the course of the procedure, a general surgeon was called in to evaluate the bowels for injuries. There were no injuries found, so the procedure was completed, and the patient was discharged the following day. Two days later, the patient returned in critically ill condition, and a bowel perforation in the sigmoid colon was identified.

### Plaintiff's claims barred by statute of limitations and immunity provisions of the Pennsylvania Mental Health Procedures Act.

#### **Behavioral Health Risk & Liability Health Care Liability February 9, 2021**

The defense prevailed on preliminary objections in Philadelphia County as the court found that the case involved a medical malpractice action involving the plaintiff's allegations of an alleged assault by three patients while the plaintiff was a patient at a behavioral health hospital. In the complaint, the plaintiff pleaded ordinary negligence.

### **SIGNIFICANT REPRESENTATIVE MATTERS**

Obtained a defense verdict after a week-long jury trial in a medical malpractice case. The plaintiff alleged she sustained a bowel perforation injury in the course of a robotic-laparoscopic hysterectomy. The procedure was performed by an obstetrician/gynecologist. During the course of the procedure, a general surgeon was called in to evaluate the bowels for injuries. There were no injuries found, so the procedure was completed, and the patient was discharged the following day. Two days later the patient returned in critically ill condition, and a bowel perforation in the sigmoid colon was identified. The plaintiff alleged the providers negligently failed to detect the injury during the hysterectomy. After a week-long trial, the jury returned a verdict in favor of all defendants.

*Geisinger Health v. Bureau of Workers' Comp.(SWIF)*, 138 A.3d 133 (Pa. Cmwlth. Ct. 2016)