

SUMMARY STATEMENT

Easterling v. Kendall, Docket. No. 42158

The Supreme Court affirmed the district court's grant of a directed verdict in favor of Dr. Eric Kendall in this Ada County medical malpractice case. The Court concluded that expert testimony was necessary to prove proximate cause, and plaintiff and appellant Easterling failed to provide such testimony at trial. The Supreme Court also affirmed the district court's exclusion of expert testimony offered by Easterling based on Easterling's failure to properly disclose her expert and supplement her discovery responses. The Court vacated the district court's award of discretionary costs to Kendall, concluding that the district court failed to show that the costs awarded were extraordinary.