

## CHARLES T. GURA

SUPERVISING ATTORNEY HEALTH CARE DEPARTMENT - NEW YORK & CONNECTICUT OFFICES  
OFFICE MANAGING ATTORNEY  
SHAREHOLDER



### AREAS OF PRACTICE

Health Care Liability  
Long-Term Care Liability  
General Liability  
Asbestos & Mass Tort Litigation  
Aviation & Complex Litigation  
New York Construction & Labor Law  
Construction Injury Litigation  
Catastrophic Claims Litigation

### CONTACT INFO

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Granite Square  
700 State Street, Suite 303  
New Haven, CT 06511

### ADMISSIONS

Connecticut  
1997

New York  
1997

U.S. District Court Eastern District  
of New York

U.S. District Court Southern  
District of New York

### EDUCATION

New York Law School (J.D., 1997)

State University of New York at  
Oswego (B.A., 1990)

### HONORS & AWARDS

Hudson Valley Magazine, Top  
Lawyer, 2022

### ASSOCIATIONS & MEMBERSHIPS

New York State Medical Defense  
Bar Association

New York State Bar Association

### OVERVIEW

Charles has gained experience in a diverse range of practice areas throughout his career, with a specific focus on medical malpractice defense litigation since 2004. He has handled more than 200 hundred medical malpractice cases to date, representing physicians and hospitals through all phases of litigation, including trial. Charles has also represented health care providers in disciplinary hearings.

In addition to representing health care providers, Charles has experience defending commercial property owners in premises liability cases, owners and contractors in construction accident cases under New York Labor Law, a boiler manufacturer in mass-tort asbestos litigation and a major commercial airline in aviation matters. He has also defended dram shop cases.

Charles has obtained defense verdicts and achieved settlement of cases well below the amount demanded during trial and beforehand through motion practice. For instance, in representing obstetricians in birth-related injury cases, Charles successfully petitioned the court to perform genetic testing on the infant-plaintiff, the results of which led to a substantial reduction in the settlement demand.

While attending New York Law School, Charles was employed as a claims examiner for a large insurer of doctors and hospitals in the state of New York. During that time he worked with physicians in all fields of surgery and medicine, oversaw a hospital account, and worked on risk management and regulatory issues.

Charles began his legal career at Jones Hirsch Connors Miller & Bull P.C. He practices mainly in the New York City metropolitan area, in both State and Federal Courts, as well as the State of Connecticut.

Charles is a member of the New York State Medical Defense Bar Association and the New York State Bar Association. An active member of his community, Charles is a student mentor at New York Law School and has served in various leadership roles at his church.

## THOUGHT LEADERSHIP

### On the Pulse...Our New Haven, Connecticut, Office

#### New Haven

**October 1, 2022**

In March 2022, Marshall Dennehey opened its newest office in New Haven, Connecticut, to serve the needs of existing and future clients. *Defense Digest*, Vol.

### Marshall Dennehey Opens Office in New Haven, Connecticut

March 1, 2022

Marshall Dennehey Warner Coleman & Goggin announced today that the Am Law 200 firm has opened its newest office in New Haven, Connecticut, in the Granite Square office complex located at 700 State Street.

[Read More](#)

### Lavern's Law and the Discovery Rule in Failure to Diagnose Cancer Cases in New York State

#### Westchester

#### Health Care Liability

**December 10, 2018**

Key Points: *Defense Digest*, Vol. 24, No. 4, December 2018. *Defense Digest* is prepared by Marshall Dennehey Warner Coleman & Goggin to provide information on recent legal developments of interest to our readers.

### CLASSES/SEMINARS TAUGHT

*Civil Litigation State of Affairs – The Impact of COVID-19 in New York and Connecticut & What's Next*, Marshall Dennehey Client Webinar, May, 2021

*New York Case Law Update*, Health Care Law Seminar, Marshall Dennehey, November 9, 2016

### PUBLISHED WORKS

"Lavern's Law and the Discovery Rule in Failure to Diagnose Cancer Cases in New York State," *Defense Digest*, December 2018, Vol. 24, No. 4

### PRO BONO ACTIVITIES

Representation of indigent defendants in Fair Debt Collection Practices Act matters.

## RESULTS

### Summary Judgment in Mixed Medical Malpractice/Product Liability Case.

#### **Health Care Liability**

**April 11, 2019**

We obtained summary judgment in favor of a thoracic surgeon in a mixed medical malpractice/product liability case in New York State Supreme Court, Kings County. The claims involved an experimental weight loss device that was inserted and removed by the co-defendants. The device had perforated the plaintiff's esophagus, and our client was called in to repair the esophagus.

### Defense verdict for school bus transportation provider.

#### **Trucking & Transportation Liability**

**December 4, 2017**

We obtained a defense verdict in a jury trial on behalf of a school bus transportation provider in a motor vehicle/wrongful death case. The plaintiff was operating her vehicle when she lost control of her car in inclement weather, crossed over the double yellow line, and hit an oncoming school bus, causing significant damage and immediate death to the plaintiff.

### Successful Defense of School Bus Company

#### **Automobile Liability**

**December 1, 2017**

Obtained a defense verdict in a jury trial on behalf of a school bus transportation provider in a motor vehicle/wrongful death case. The plaintiff was operating her car when she lost control in inclement weather, crossed over the double yellow line and hit an oncoming school bus, causing significant damage and immediate death to the plaintiff. The plaintiff's estate claimed the defendant school bus driver should have seen the vehicle coming.

## **SIGNIFICANT REPRESENTATIVE MATTERS**

Defense verdict for two internists and their practice group in a wrongful death case involving failure to diagnose lung cancer in a 58-year-old patient.

Defense verdict in a case involving failure to diagnose an ectopic pregnancy leading to rupture and requiring emergency surgery.

Defense verdict in a case involving alleged negligent administration of anesthesia causing sepsis.

Directed verdict and dismissal of all claims against three intensivists and a urologist in a case involving complications in the SICU following cardiothoracic surgery.

*Bothe v. Vytra Health Plans Long Island*, 13 A.D.3d 586 (App.Div.2d Dep't 2004) summary judgment affirmed dismissing medical malpractice claim against an HMO based on ERISA preemption.