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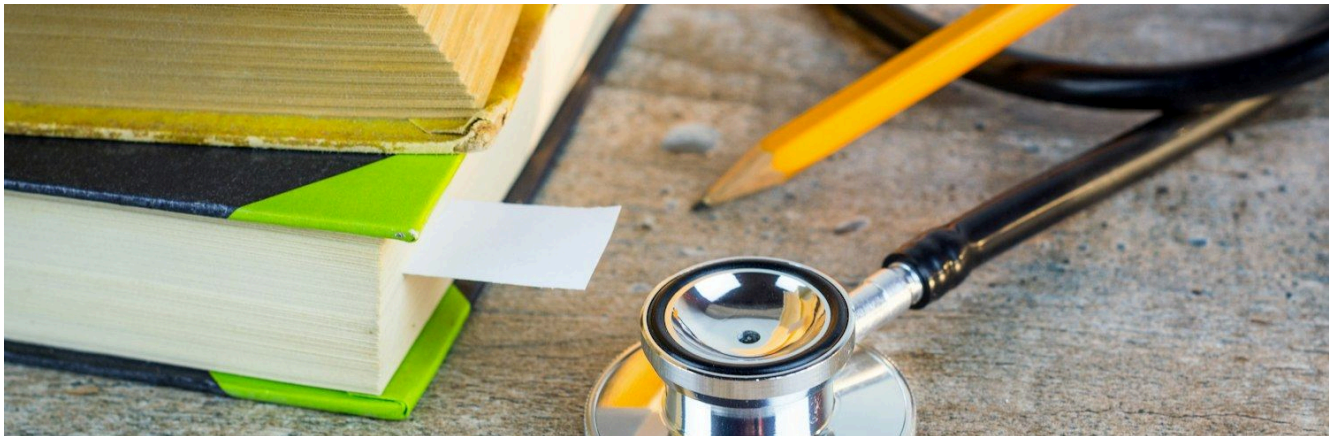
PRACTICE GUIDE · MEDICAL MALPRACTICE

Authorities Table

Grand Park Law Group · 2026



Authority	Citation	Subject
Statute of limitations	Cal. Code Civ. Proc. § 340.5	1-year discovery; 3-year cap; minor rules
90-day notice	Cal. Code Civ. Proc. § 364	Notice of intent prerequisite
Periodic payments	Cal. Code Civ. Proc. § 667.7	Future damages > $50,000
Non-economic damages cap	Cal. Civ. Code § 3333.2	Post-AB 35 phased caps
Elder abuse — definitions	Cal. Welf. & Inst. Code § 15600 et seq.	EADACPA framework
Elder abuse — enhanced remedies	Cal. Welf. & Inst. Code § 15657	Attorney's fees; pre-death pain
Adverse-event reporting	Cal. Health & Safety Code § 1279.1	Hospital reporting obligations
Flowers v. Torrance Memorial Hosp. Med. Ctr.	(1994) 8 Cal.4th 992	Unitary standard of care; expert testimony
Cobbs v. Grant	(1972) 8 Cal.3d 229	Informed consent — patient-centered standard
Bromme v. Pavitt	(1992) 5 Cal.App.4th 1487	Rejection of loss-of-chance in wrongful death
Steketee v. Lintz, Williams & Rothberg	(1985) 38 Cal.3d 46	§ 340.5 three-year cap construction

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Authority	Citation	Subject
Ybarra v. Spangard	(1944) 25 Cal.2d 486	*Res ipsa loquitur* in unconscious-patient cases
Delaney v. Baker	(1999) 20 Cal.4th 23	EADACPA recklessness; "neglect" definition
Landeros v. Flood	(1976) 17 Cal.3d 399	Failure to recognize pattern of injury
Covenant Care, Inc. v. Superior Court	(2004) 32 Cal.4th 771	EADACPA distinct from professional negligence

Practice Medical Malpractice

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