



## M&N Named Best Place to Work for 6th Consecutive Year



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# Family Recovers \$3 Million for Death of Infant

**T**he Marasco & Nesselbush team recently secured a \$3 million recovery for the family of an infant who passed away due to medical negligence.

Our client and her partner were expecting their first child together. Both were extremely excited about the new addition to their family. In the weeks leading up to delivery, our client presented for ultrasounds and assessments twice a week at her obstetrical clinic. The baby was growing and developing in the womb as expected.

At her last regularly scheduled physical exam, her doctor determined that her baby needed to be delivered that day and sent her by ambulance to the hospital. Our client left the doctor's office with an understanding that the baby was to be delivered promptly by Cesarean Section. Unfortunately, this did not occur. Instead, the physicians, residents, and staff at the hospital negligently failed to perform a C-section in a timely manner, and our client did not undergo a C-section until after the baby had suffered a severe brain injury. At birth, the baby was not breathing; after resuscitation, the child underwent freezing protocol in a desperate attempt to lessen the severity of the brain damage. Each day the family stayed close and prayed for the infant's survival. After remaining on life support for twenty-five days, the infant passed away. A medical

professional and friend referred the family to our firm.

Partner, Joseph Marasco, attorney Jane Duket, senior trial counsel, Mark Grimm, and paralegals Sara Squillace and Lisa Hanlon went to work completing a full analysis of our client's medical timeline to determine if there was negligence in the events leading up to the C-section. Fetal monitoring strips and medical notes demonstrated that our client should have undergone a C-section at a much earlier time. Nonetheless, it took twelve hours for the doctors to perform a C-section. As our well-credentialed experts explained, had our client properly undergone the procedure promptly, the baby would not have experienced a brain injury and would have been born happy and healthy.

The case was settled through intense mediation where the Marasco & Nesselbush team used the overwhelming evidence and expert testimony to demonstrate that the medical care did not meet accepted standards.

No amount of money can compensate a family for the loss of a loved one, but we hope that by achieving these results, we are holding individuals and institutions accountable for their negligent actions. We believe that our vigilance on behalf of this family will lead to a safer and more accountable healthcare system. ⚖️



## M&N Named a Best Place to Work for the 6<sup>th</sup> Straight Year

**W**e are very proud to be the top-ranked law firm in our category on Providence Business News' 2021 list of Best Places to Work in Rhode Island. We truly enjoy serving our clients and working with each other. It is a great honor to be named among the Best Places to Work in Rhode Island for a sixth straight year.

During these unprecedented times of COVID-19, our staff has gone above and beyond, working from home, adapting to many changes, and never failing to treat our clients with dignity, respect, kindness, and compassion, which are the hallmarks of our firm.

Joseph Marasco, partner, at Marasco & Nesselbush, said, "We are so thankful that our attorneys and staff feel like they are part of a family here at Marasco & Nesselbush. I believe this reflects our commitment to building a supportive culture rooted in respect and appreciation."

The Best Places to Work in Rhode Island award winners were judged based on confidential surveys of employees and management reports compiled by Best Companies Group. These surveys included the evaluation of employee treatment, benefits and policies, and work-life satisfaction.

"I'm thrilled by the news," says Marasco & Nesselbush partner, Donna Nesselbush. "We are a tight-knit group of professionals who love working together; we strive every day to inspire each other in our common mission to obtain extraordinary results for our clients." ⚖️

## Welcome to the Team



DOUGLAS  
CHABOT



LAUREN  
BIZIER

**W**e welcome Lauren Bizier and attorney Douglas Chabot to our Marasco & Nesselbush family.

Marasco & Nesselbush strives to provide all our clients with the utmost care and respect, while also achieving extraordinary results. We cannot do this without talented, dedicated team members. We are excited to announce that our legal team has grown again with the addition of attorney Douglas Chabot in our Personal Injury Department and Lauren Bizier in our Social Security Department.

Douglas "Doug" Chabot, graduated from Providence College, where he majored in history and minored in political science and is a graduate of Suffolk University Law School. He earned admission to the bar in Rhode Island and Massachusetts. Doug enjoys spending time with his family, being outdoors, and rooting on the Pats, Celtics, Bruins, and Red Sox.

Lauren Bizier graduated from Roger Williams University with a double major in Legal Studies and Psychology with a minor in Professional and Public Writing and is a graduate of Roger Williams University Law School. In her spare time, Lauren enjoys spending time with her family, reading, playing tennis, taking the family dog to the park, and cheering on the Pats during football season. ⚖️



## Jonnycake Center of Peace Dale

**O**n June 30<sup>th</sup>, 2021, members of the Marasco & Nesselbush team helped the Jonnycake Center of Peace Dale assemble and pass out their BBQ boxes in advance of the 4<sup>th</sup> of July holiday. To further support the creation of the BBQ boxes, the Marasco & Nesselbush Charitable Foundation donated 400lbs of ground beef. Since its beginning, the Jonnycake Center has had a mission to provide basic resources and hope to community members in South Kingstown, Narragansett, Jamestown, and Block Island.

We were happy to contribute for a second year to the Jonnycake Center's much-needed 4<sup>th</sup> of July baskets, not only with our financial support but with our time as well. 🙏

## Clothes to Kids

**T**his spring, our team collected over 100 pieces of clothing to donate to Clothes to Kids RI, Inc. This organization began in 2016 with a mission to provide new and quality used clothing to school-age students from low-income or in-crisis families in Providence County.

With the help of donations and a dedicated volunteer team, Clothes to Kids, Inc. has provided over 7,000 full wardrobes for children!

"Our team members at M&N all have big hearts, and donating clothes is just another small way that we can give back to our community. Through Clothes to Kids dedicated work, children in Providence County are benefiting," said Joe Marasco.

To learn more about this organization and how you can help children in need, head to its website [www.clothestokidsri.org](http://www.clothestokidsri.org).



## AMY CUELLAR

### *Honored as the Q2 2021 Employee of the Quarter*



**M**arasco & Nesselbush is proud to recognize Amy Cuellar as our Employee of the Quarter for the second quarter of 2021. Amy joined Marasco & Nesselbush in 2014 and has been leading our medical records department. Asked what she likes most about working at Marasco & Nesselbush, Amy said, "Not only does the firm care for their clients, but we also care for each other and our community. I love that they created a charitable foundation for the staff to help give back, as well." In her spare time, Amy enjoys running, cooking, and spending time with her family and friends, as well as her cat, Owen. "Amy's willingness to go above and beyond for our clients and co-workers is something to be admired. We are very grateful to have Amy on our team," said partner, Joseph Marasco. 🙏

Joseph P. Marasco, Esq., *Partner*  
Donna M. Nesselbush, Esq., *Partner*  
Anthony S. Buglio, Esq.  
Douglas E. Chabot, Esq.  
Jane R. Duket, Esq.  
Nicklyn Gaines Dolphin, Esq.  
Mark H. Grimm, Esq.  
Ryan P. Kelley, Esq.  
Timothy P. Lynch, Esq.  
Thomas L. Moran, Esq.  
Noah Zimmerman, Esq.  
Philip M. Weinstein, Esq., *Of Counsel*  
Bartley McNally, Esq., *Of Counsel*

*This newsletter is intended for friends and clients of Marasco & Nesselbush. The Rhode Island Supreme Court licenses all lawyers in the general practice of law. The court does not license or certify any lawyer as an expert or specialist in any field of practice.*

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## Donna Nesselbush and M&N Fight to Increase Access to Justice



Donna M. Nesselbush, Esq

**D**onna Nesselbush and the Marasco & Nesselbush team recently achieved a huge victory in the First Circuit Court of Appeals over the Social Security Administration (SSA) in the decision *Marasco & Nesselbush, LLP v. Collins, et al.* The case challenged the agency’s rules about compensation for attorneys and law firms that represent Social Security disability claimants.

Marasco & Nesselbush’s win will guide the federal government in rewriting procedural rules that will help increase the injured and disabled’s access to attorney representation in cases against the SSA.

“I always knew that fundamental fairness, justice, and the Constitution were on our side,” said partner Donna M. Nesselbush. “This case was about access to justice because access to justice requires access to attorneys.”

We hope this decision sets the stage for the much-needed change within the Social Security Administration that creates a more collegial and less unfriendly relationship between the SSA and the people whom they serve. An improved relationship can only help us all work together more effectively to better serve the needs of the truly disabled among us. ⚖️

### A Gift from M&N



**A**s summer fades away and autumn arrives, Marasco & Nesselbush is pleased to offer a free fleece blanket to our past and present clients, and friends of the firm. These blankets are ideal for the home, office, car, travel, and all types of outdoor sporting events. It is another small way we can say **thank you** for your many years of support, kind referrals, and friendship.

**To receive your blanket, please e-mail:**

[JoeAndDonna@M-N-Law.com](mailto:JoeAndDonna@M-N-Law.com) with your name, phone number, and address, and we will send it to you. Quantities are limited. ⚖️

