

Sebestyen v S

Out of Court Settlement	3/6/2016
Damages	£3,000
Dental Condition	Endodontics
Defendant Representative	Dental Protection Limited
Reference	lawdent.com

The Claimant, a 42 year old female, received £3,000 in respect of injuries arising from the Defendant's failure to provide satisfactory root canal treatment at UL5.

The Claimant attended the Defendant, a General Dental Practitioner for the provision of root canal treatment at UL5 on 27/1/2014.

On 25/4/2014, the Claimant attended the Defendant complaining of pain emanating from UL5. The Defendant advised the Claimant that further treatment would be required and a course of antibiotics were prescribed.

The Claimant attended Dr M in July 2014 complaining of intermittent pain emanating from UL5. Repeat root canal treatment was undertaken by Dr M on 10/7/2014.

The Claimant continued to endure severe pain emanating from UL5 and on 3/9/2014, UL5 was extracted.

The Claimant underwent implant placement at UL5 with sinus lift and bone augmentation in May 2015.

Allegations of Negligence: It was alleged that the Defendant failed to use reasonable skill and care in the technical execution of endodontic treatment UL5 on 27/1/2014.

Liability: Denied.

Injuries: The Claimant experienced episodes of pain, infection and toothache emanating from UL5. The Claimant also felt distressed and embarrassed by severe inflammation on her upper left side which was present for over eight months.

Effects: The Claimant underwent avoidable repeat root canal treatment at UL5 and eventually sustained the avoidable loss of UL5. The Claimant required implant placement at UL5 with sinus lift and bone augmentation.

Out of Court Settlement: £3,000.

Breakdown of General Damages: No breakdown was provided by the Defendant's representative however the Claimant's solicitor estimates £1,000.

Background to Special Damages: No breakdown was provided by the Defendant's representative, however the Claimant's solicitor estimates £2,000 contribution towards implant therapy at UL5.

The Dental Law Partnership representing the Claimant, Dental Protection Limited for the Defendant.

This case report was provided courtesy of Georgina France, Solicitor with The Dental Law Partnership.

