

Rebecca Bates

Of Counsel

rebecca.bates@wilsonelser.com

White Plains, NY – 914.872.7922

Rebecca Bates handles cases from inception through trial, including court appearances, depositions, dispositive motion practice, mediation, and settlement negotiations. She represents hospitals, ambulatory surgical centers, urgent care facilities, doctors, nurses, social workers, and other medical professionals in medical malpractice actions. She defends medical professionals against claims involving complicated deliveries, prenatal care mismanagement, brain damaged infants, emergency medical care management, improper ICU management, failure to diagnose cancer, surgical and post-surgical complications, infectious disease management, delay in diagnosis, stroke, neurological injuries, orthopedic surgical management, and radiological misreads.

From 1995 to 2002, Rebecca worked as a nurse, including a registered nurse, at tertiary teaching hospitals in Australia. She utilizes her knowledge of medicine and nursing to isolate issues early in case management so that her clients are well prepared for all stages of litigation, including trial.

Education

- Marquette University Law School (J.D., 2004)
- Monash University (Master of Bioethics, 2003)
- University of Queensland (J.D., 2002)
- University of Sydney (Bachelor of Nursing, 1998)

Bar Admissions

- New York
- California
- New South Wales, Australia

Services

- Medical Malpractice & Health Care

Representative Matters

Obtained discontinuance against hospital after filing summary judgment in action involving claims of mismanagement in the ICU in matter involving an alcohol-dependency individual who experienced an ileus, bowel perforation, septic shock, and need for the creation of an ileostomy.

Obtained summary judgment in favor of an emergency medicine attending in action involving claims of improper management of uroseptic patient who went into septic shock and required extracorporeal membrane oxygenation due to cardiopulmonary collapse.

Obtained summary judgment in favor of emergency attending physician who rendered care during COVID-19 pandemic in action involving claims of improper emergency management of bowel obstruction and failure to refer to specialist.

Obtained summary judgment on behalf of surgeon who assisted with nephrectomy in action involving claims of bowel perforation and delayed diagnosis of same.

Secured affirmance by the New York Appellate Division, Second Department of an order denying plaintiff leave to amend the Bill of Particulars after filing the Note of Issue. Previously obtained denial of plaintiff's motion to stay trial proceedings pending appeal.