



Nursing Home Negligence in New York: A Comprehensive Guide

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Introduction

When families place a loved one in a nursing home, they expect safe and professional care. Unfortunately, many New York facilities fail to meet required standards, resulting in preventable harm such as bedsores, infections, falls, dehydration, and emotional trauma.

What Is Nursing Home Negligence?

Nursing home negligence occurs when a facility or staff fails to provide adequate care, resulting in physical or emotional harm. Common failures include ignoring medical needs, inadequate supervision, poor hygiene, medication errors, and failure to prevent bedsores.

Common Signs of Neglect

- Bedsores (often preventable)
- Repeated or unexplained falls
- Severe infections (MRSA, UTIs, cellulitis)
- Weight loss, dehydration, or malnutrition
- Poor hygiene or soiled bedding
- Staff ignoring call bells or delaying care

Legal Rights Under New York Law

New York Public Health Law §2801-d gives nursing home residents the right to safe, appropriate care. Families may file claims if a facility deprives a resident of adequate treatment or supervision.

How to Prove Negligence

To prove negligence, families must show: duty of care, breach of duty, causation, and damages. Evidence may include photos, medical records, witness statements, and documentation of facility violations.

Steps to Take if You Suspect Neglect

1. Document injuries and unsafe conditions.
2. Seek immediate medical evaluation.
3. Report concerns to the NY Department of Health.
4. Contact an experienced nursing home negligence attorney.

Who Can File a Claim?

Claims may be filed by the resident, a guardian, someone with appropriate power of attorney, or an estate representative in wrongful death cases.

Compensation Available

Families may recover damages for medical expenses, infections, pain and suffering, emotional distress, falls, and wrongful death.

Conclusion

Nursing home negligence is preventable. When facilities put profits over people, families deserve strong legal representation. Cheung & Lauterborn, P.C. is committed to holding negligent facilities accountable and protecting vulnerable residents across New York.

Ready to seek justice?

If you suspect neglect or abuse in a New York care facility, don't wait.

Contact us **212-347-0656** for a free, confidential case evaluation.