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I knew the doctor I was about to cross examine. How weird was that?

I had to question the doctor whom I knew in a deposition in a medical malpractice case. You want to talk about bizarre? That was totally bizarre and why the defense attorney asked me before we started if I wanted to get another attorney to do the questioning. Come join me for a moment as I share with you some terrific information. Hi I'm Gerry Oginski. I'm a New York medical malpractice and personal injury attorney practicing law here in the state of New York.

Another attorney had asked me based upon my experience handling these medical malpractice cases if I would please go ahead and question the doctor that his client had sued in this medical malpractice case. I said of course. As I'm preparing for the deposition for this question and answer session, I begin to realize that I know the doctor who is being sued. I'm thinking, wait a second. Can I go ahead and question this doctor? Is there a problem? Do I have a conflict here?

I'm reading and reading. It turns out this particular doctor is not the real culprit in this case. She just so happened to be participating in the client's care and treatment and now we needed to get information about what happened and why she rendered certain treatment.

Now comes time for the question and answer session done in her attorney's office in midtown Manhattan. Before we start, the defense attorney calls me outside of her office and says can I talk to you for a second? She tells me that her client, the doctor, knows who I am. She knows me, she's met me socially at a number of events, and am I going to feel comfortable questioning her during the course of this deposition.

I told her very honestly, yes I do know her, but I'm not friends with her, I don't socialize with her, I've met her a number of times at various social events. I said the reality is that this doctor, your client, is not the real culprit here. I need key information from her. I need to find out certain information. She's not the true target in this particular case and I have no problem questioning her in that instance.

It might've been different if she was a real target in this case. That's why the defense attorney asked me before we even got started if I would like to get another attorney to come in and question her in my place. We went forward with the question and answer session. I was very polite, I was very respectful, but still I had a job to do. I had an obligation to the attorney who asked me to go ahead and question this doctor on behalf of his client. I had a real obligation to do what I needed to do. You know what? It turned out to be a pleasant experience for both of us.

I realize you're watching this video because you have questions or concerns about your particular matter. If your matter did happen here in New York and you're thinking about bringing a lawsuit but you have legal questions that you need answered, what I invite you to do is pick up the phone and call me. I can answer your legal questions. There's something I do every single day and I'd love to chat with you. You can reach me at 516-487-8207 or by email at Gerry@Oginski-law.com. That's it for today's video. I'm Gerry Oginski, have a wonderful day.