

Sitter leaves daughter in charge of infant; baby burned

Published: October 14, 2011

A 7-month-old baby was scalded while under the care of an unlicensed babysitter who operated a day care venture out of a leased apartment.

The facts surrounding the way in which the plaintiff baby was burned remain unclear. The babysitter allegedly left the baby on the bathroom floor and asked her 4-year-old daughter to watch her while the babysitter assisted another child at a different location in the apartment. It appeared that, while trying to assist her mother, the daughter placed the baby under scalding water in the bathroom sink.

The plaintiff sued both the babysitter and her landlord for negligence, claiming that the landlord had allowed her tenant to operate an unlicensed day care center on the property and had failed to keep up the building's water system to prevent sudden rises in temperature.

The faulty nature of the water system was in dispute, as the water heater was only two years old.

Action: Negligence & tort

Injuries alleged: Hot water burns

Case name: Withheld

Court/case no.: Bristol Superior Court (no. withheld)

Jury and/or judge: N/A (mediated)

Mediator: Sarah Worley

Amount: \$300,000

Date: May 17, 2011

Attorney: Juan Vazquez Navarro, Law Offices of G.M. Rego, Fall River (for the plaintiff)

Detailed Information

Type:	Mediation
Total Value:	\$300,000.00
Verdict/Settlement Date:	5/17/2011
Type of Action:	Negligence & Tort
Court:	Bristol Superior Court (MA)
Case Number:	BRCV 2009-01401

Caption:

Confidential v. Confidential
Plaintiff(s) v. Defendants(s)
Confidential Confidential

Injuries Alleged:

Other
(Other Text: Burns due to hot water)

Tried Before:

Mediation

Judge or Mediator or Arbitrator:

Other (Sarah Worley of Conflict Resolution PC)

Attorney(s) for Plaintiff(s)**Lead Attorney:**

Juan C. Vazquez Navarro

Firm:

Law Offices of G.M. Rego (Fall River, Massachusetts)

Other Attorney:

Goncalo M. Rego

Firm:

Law Offices of G.M. Rego (Fall River, Massachusetts)

Attorney(s) for Defendant(s)**Lead Attorney:**

Robert F. Feeney

Firm:

Haverty & Feeney (Plymouth, Massachusetts)

Other Attorney:

James Hanley

Firm:

(Fall River, Massachusetts)

Insurance Carrier(s)

No insurance companies involved

Plaintiff(s) Expert(s)

No plaintiff experts

Defendant(s) Expert(s)

No defendant experts