

Abrams Fensterman Secures Medical Malpractice Appellate Victory Led by Partner Melissa Goldberg

FEATURED ATTORNEY



Melissa Goldberg
Partner

Abrams Fensterman Secures Medical Malpractice Appellate Victory Led by Partner Melissa Goldberg

Appellate Division, Second Department affirms summary judgment in favor of healthcare providers in complex medical malpractice and wrongful death action.

Abrams Fensterman, LLP is proud to announce a significant appellate victory secured by **Partner Melissa Goldberg** of the firm's Medical Malpractice Defense Division, successfully defending healthcare providers in a complex

medical malpractice and wrongful death action before the **New York State Appellate Division, Second Department.**

The Appellate Division affirmed summary judgment dismissing medical malpractice claims asserted against Abrams Fensterman's clients arising from allegations dating prior to February 19, 2012. The Court agreed that those claims were barred by the applicable statute of limitations and rejected the plaintiff's argument that the continuous treatment doctrine preserved the claims.

The decision reinforces the importance of strategic motion practice and appellate advocacy in defending healthcare providers facing high-exposure litigation.

"Appellate advocacy often turns on identifying the legal and procedural issues that can significantly impact exposure. This decision reinforces the importance of early strategic defense planning and demonstrates how carefully developed motion practice and appellate review can create meaningful protections for healthcare providers and similarly situated defendants facing complex liability claims."

— **Melissa Goldberg, Partner, Abrams Fensterman LLP**

Spotlight on Melissa Goldberg

Melissa Goldberg, who represented the respondents on appeal, focuses her practice on defending hospitals, nursing homes, physicians, and healthcare practitioners in sophisticated medical malpractice and general liability matters. Known for her precision, legal analysis, and appellate advocacy, Ms. Goldberg has successfully briefed and argued numerous appeals before New York's appellate courts.

Medical Malpractice Defense Across New York

Ms. Goldberg is a key member of Abrams Fensterman's Medical Malpractice Defense Division, which represents hospitals, nursing homes, assisted living facilities, physician groups, and healthcare providers throughout New York in high-stakes liability matters. The Division combines deep healthcare industry knowledge with sophisticated litigation strategy to deliver proactive, results-driven defense for healthcare organizations and insurers.

Strategic Defense for Healthcare Providers & Insurers

This appellate victory further reflects Abrams Fensterman's commitment to protecting healthcare providers through strategic advocacy, trial strength, and sophisticated appellate litigation designed to minimize exposure and safeguard long-term institutional stability.