

**IN THE SUPERIOR COURT OF THE STATE OF DELAWARE**

KAREN L. WARD, as Power of	)	
Attorney for EVELYN M.	)	
CORNELSON,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. N20C-04-059 JRJ
	)	
MILFORD CENTER, L.L.C.,	)	
a Delaware limited liability company,	)	
	)	
Defendant.	)	

**ORDER**

Submitted: June 18, 2020  
Decided: July 22, 2020

***Upon Defendant Milford Center L.L.C.’s  
Motion for Review of Affidavit of Merit***

1. This Motion arises from a healthcare medical negligence suit filed by Plaintiff Karen L. Ward as Power of Attorney for Evelyn M. Cornelson against Defendant Milford Center, L.L.C. Defendant requests an *in camera* review of the Affidavit of Merit and *curriculum vitae* submitted by Plaintiff in connection with the Complaint to determine if the Affidavit of Merit and associated *curriculum vitae* comply with 18 *Del. C.* § 6853 (a)(1) and (c).

2. Section 6853(a)(1) of Title 18 of the Delaware Code provides that all healthcare negligence complaints must be accompanied by “[a]n affidavit of merit as to each defendant signed by an expert witness . . . and accompanied by a current

curriculum vitae of the witness, stating that there are reasonable grounds to believe that there has been health-care medical negligence committed by each defendant.”

3. Here, Plaintiff alleges she sustained injuries as a proximate result of Defendant’s alleged negligent nursing care. After an *in camera* review, the Court finds the Affidavit of Merit and *curriculum vitae* comply with 18 *Del. C.* § 6853 (a)(1) and (c).<sup>1</sup>

**IT IS SO ORDERED.**

*Jan R. Jurden*

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Jan. R. Jurden, President Judge

Original to Prothonotary

Cc: Gary S. Nitsche, Esq.  
Katherine L. Hemming, Esq.  
Bradley J. Goewert, Esq.  
Catherine M. Cramer, Esq.

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<sup>1</sup> See *Wagner v. Christiana Care Health Servs., Inc.*, 2015 WL 13697661 (Del. Super. Ct. Oct. 15, 2015) (holding that based on the nurse's experience, she qualified as an expert under 18 *Del. C.* § 6853(a)(1) and (c) where a patient claimed bed sores and other injuries resulting from negligent nursing care).