

## GABRIELLA M. WITTBROD

ASSOCIATE



### AREAS OF PRACTICE

Health Care Liability  
Long-Term Care Liability

### CONTACT INFO

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### ADMISSIONS

Ohio  
2023

U.S. District Court Northern District  
of Ohio  
2023

U.S. District Court Southern  
District of Ohio  
2023

### OVERVIEW

As an associate attorney in the Health Care Department, Gabriella defends healthcare entities in civil litigation matters including medical malpractice and long-term care liability. Given her strong background in healthcare, Gabriella utilizes her knowledge and skill to effectively represent medical professionals and providers, hospitals, and extended care facilities.

Gabriella received her B.S. in Microbiology from The Ohio State University and her J.D. from Case Western Reserve University. She is admitted to practice in the State of Ohio and the Northern and Southern Federal Districts of Ohio.

### EDUCATION

Case Western Reserve University  
School of Law (J.D., 2023)

The Ohio State University (B.S.,  
2020)

### ASSOCIATIONS & MEMBERSHIPS

Cleveland Metropolitan Bar  
Association

Ohio State Bar Association

### YEAR JOINED

2024

## THOUGHT LEADERSHIP

### **Defense Victory: Summary Judgment Granted for Corporate Nursing Home Defendants in Medical Negligence Case**

**Cincinnati**  
**Long-Term Care Liability**  
**Health Care Liability**

**April 11, 2025**

Leslie M. Jenny and Gabriella M. Wittbrod, both of our Cleveland, OH office, were granted summary judgment on behalf of their corporate nursing home clients in this medical negligence case. Judge Phillip S. Legal Updates for Long-Term Care Liability – April 11, 2025

### **Ohio Supreme Court Orders In Camera Review in Peer Review Privilege Dispute**

**Cleveland**  
**Health Care Liability**  
**Long-Term Care Liability**  
**Birth & Catastrophic Injury Litigation**

**April 1, 2025**

In a discovery dispute over the applicability of peer review privilege, the Ohio Supreme Court ruled that the trial court should conduct an in camera review of the contested residency file. Case Law Alerts, 2nd Quarter, April

## **LEGAL ROUNDUP – Ohio**

**Cleveland**  
**Health Care Liability**  
**Telehealth & Telemedicine**  
**Birth & Catastrophic Injury Litigation**  
**Long-Term Care Liability**  
**Electronic Medical Record & Audit Trail Litigation**  
**Behavioral Health Risk & Liability**

**March 1, 2025**

Ohio Supreme Court Holds Ohio's Tolling Statute Does Not Violate Federal Commerce Clause as Applied to a Physician Who Leaves the State to Practice Medicine Elsewhere The Quarterly Dose – March 2025, has been prepared for our readers

### **Ohio 8th District Court of Appeals Affirms Trial Court Ruling that Non-Economic Damages Cap on Catastrophic Injuries Is Unconstitutional as Applied**

**Cleveland**  
**Health Care Liability**

**February 25, 2025**

On January 30, 2025, the Ohio 8th District Court of Appeals held that Ohio's medical malpractice non-economic damages cap is unconstitutional as applied to the plaintiff-appellee who permanently lost his eye as the result of an infection he contra [1] A party may challenge the constitutionality of a statute in two ways: facially or as applied. A facial challenge applies to every conceivable circumstance in which the statute would be valid. Legal Updates for Health Care Liability – February 25, 2025

### **Ohio Supreme Court Holds Ohio's Tolling Statute Does Not Violate Federal Commerce Clause as Applied to a Physician Who Leaves the State to Practice Medicine Elsewhere**

**Cleveland**  
**Health Care Liability**

**January 1, 2025**

The Ohio Supreme Court examined the constitutionality of Ohio's tolling statute, R.C. 2305.15, as it relates to a physician who was sued for medical malpractice. Case Law Alerts, 1st Quarter, January

## **PUBLISHED WORKS**

"State Constitutional Law: The Future of Abortion Rights?" *Health Matrix: The Journal of Law-Medicine*, Vol. 33, 2023

