


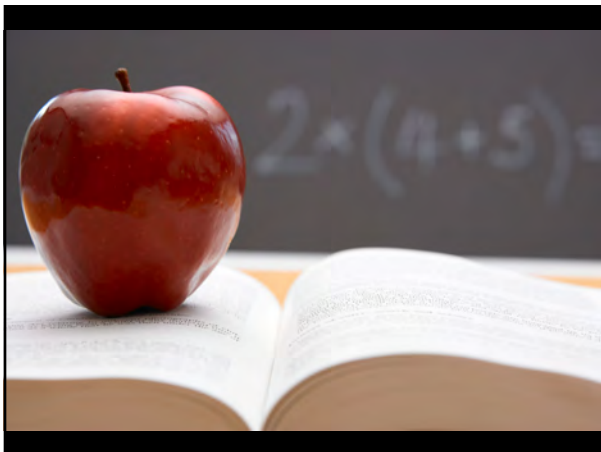
Prudence
v.
Negligence

Managing Risk in
Concussion Response





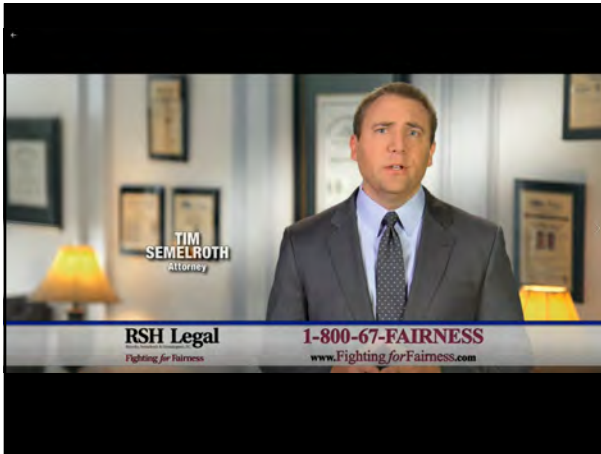
**Brain Injury
Alliance**
I O W A





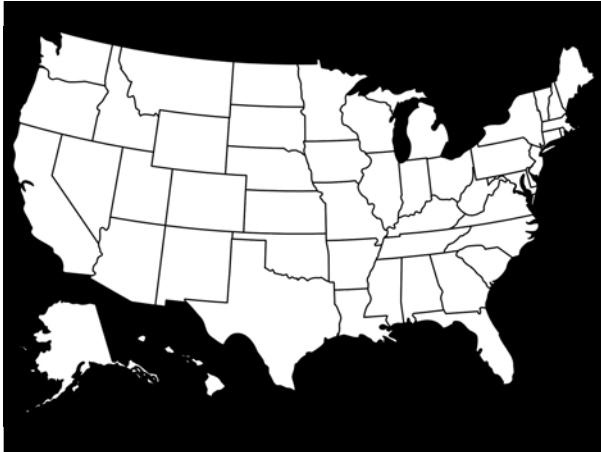












BOZEMAN DAILY CHRONICLE

Three Forks school sued over player's concussions

The Associated Press • April 17, 2012 7:40 pm

BOZEMAN, Mont. — A former Three Forks High School football player and his parents have filed a lawsuit against the school district claiming he suffered a life-altering brain injury after sustaining two concussions in practice over a period of six days in August 2009.

Michael Rouchleau, 18, along with Kim and Joseph Rouchleau, filed the claim in District Court in Bozeman on April 12, the Bozeman Daily Chronicle reported Tuesday.

The complaint alleges the coaches were negligent when they sent Michael Rouchleau back in to practice on Aug. 27, where he suffered a second concussion after being tackled by a linebacker during a drill. The lawsuit said Michael's doctor ordered that he not participate in contact activities for 11 days after the Aug. 21 concussion.

"Despite being knocked unconscious and receiving an obvious second



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School district agrees to record settlement with ex-Wharton High linebacker



HILLSBOROUGH COUNTY SCHOOL DISTRICT RECENTLY AGREED TO A RECORD \$2 MILLION SETTLEMENT

The Hillsborough County School District recently agreed to a record \$2 million settlement with a former student athlete injured on a Wharton High School football field. The former high school linebacker, now a college student, nearly died after suffering a traumatic brain injury warming up before practice in 2013.

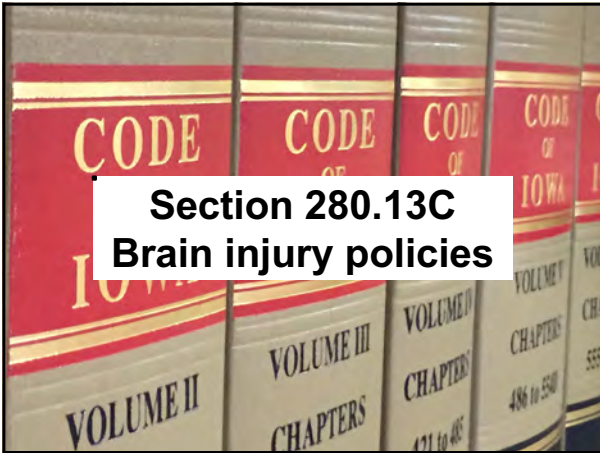
Tampa Bay Times
WINNER OF 12 PULITZER PRIZES



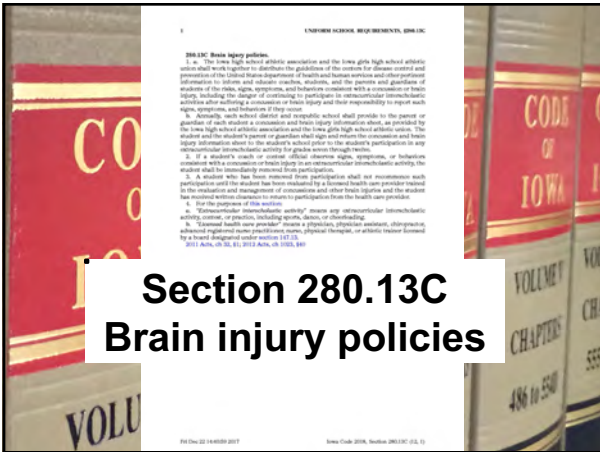




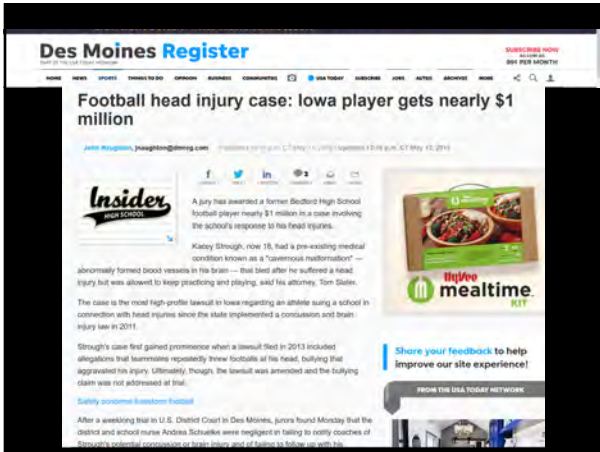




**Section 280.13C
Brain injury policies**

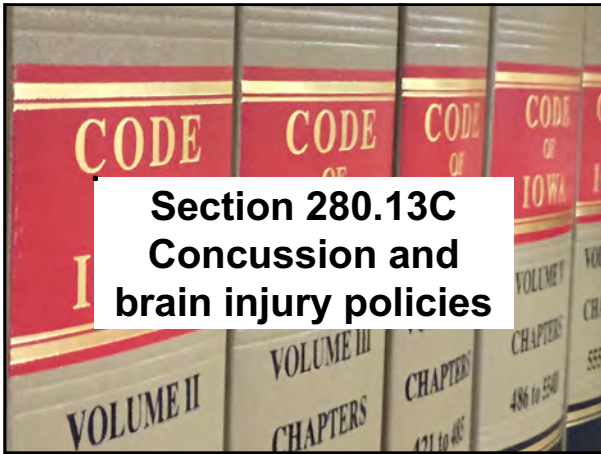


**Section 280.13C
Brain injury policies**





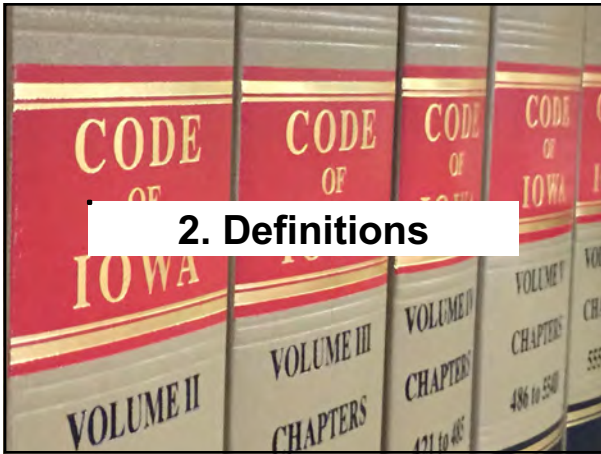




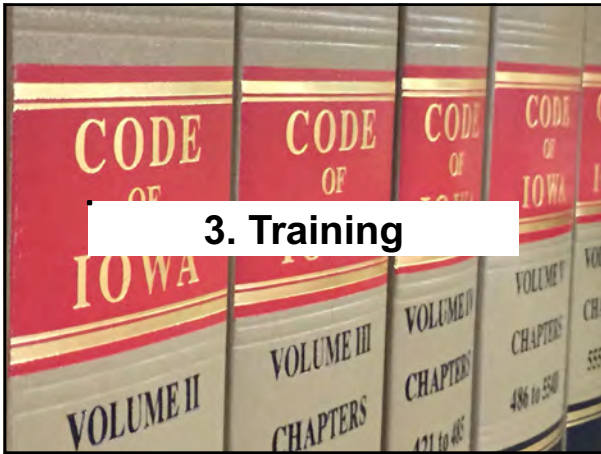
**Section 280.13C
Concussion and
brain injury policies**

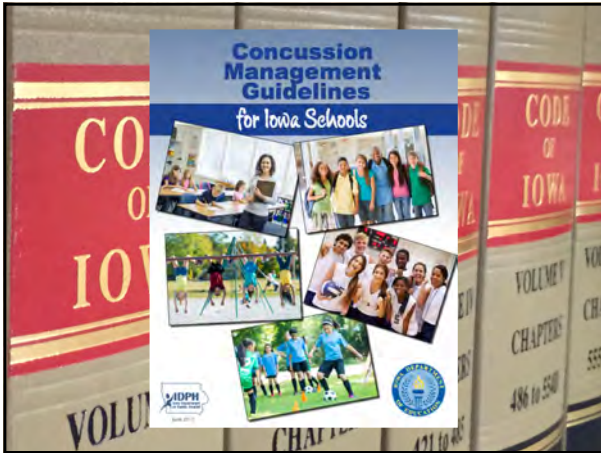


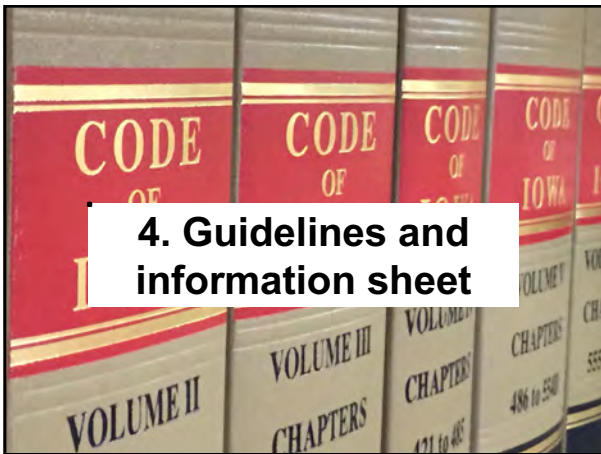
1. Legislative findings

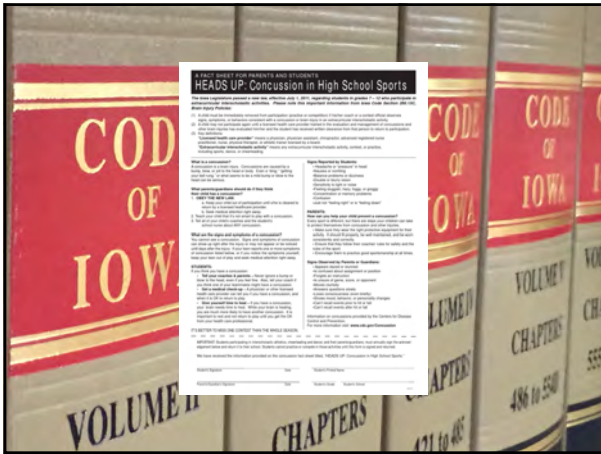


2. Definitions





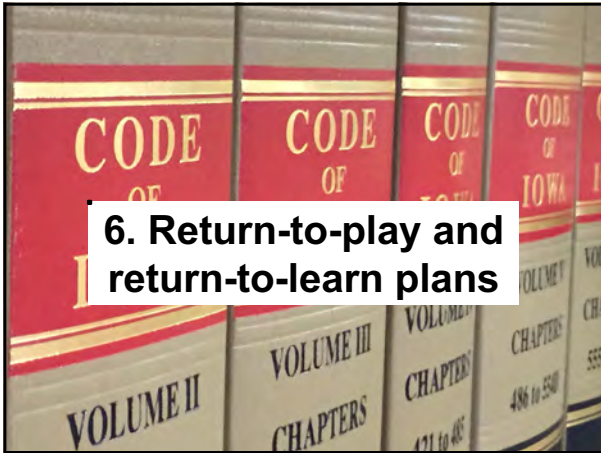








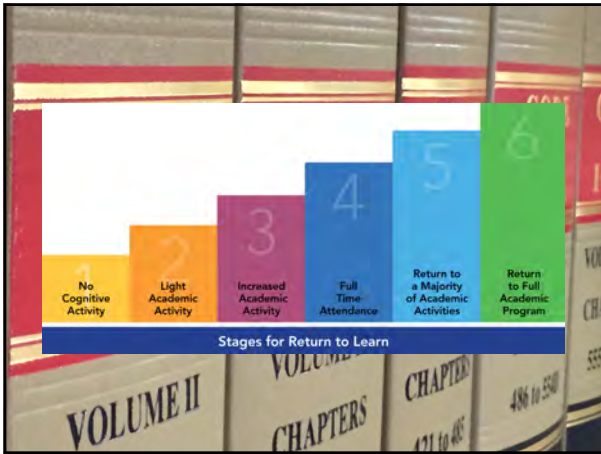




6. Return-to-play and return-to-learn plans

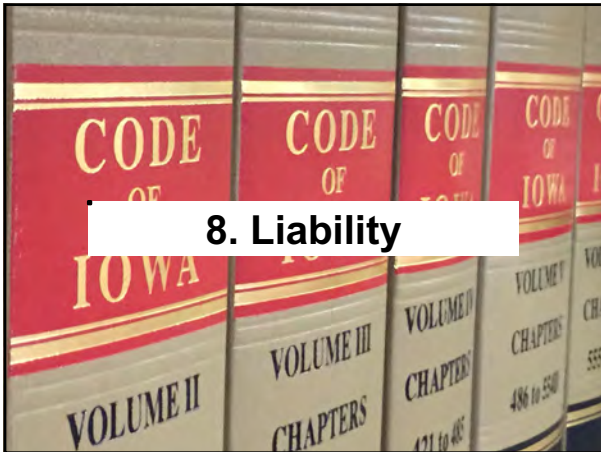


Return To Play










- Adopts and follows protocols
- Provides care provider at contests involving contact or limited contact activity
- Acts reasonably and in good faith in the best interest of the student
- Acts without undue pressure from school or its employees

No liability for injuries due to action or inaction of medical provider at contest

- Scheduled a care provider to be present and available at a contest
- Care provider was not able to be present due to documentable and unforeseeable circumstances
- School otherwise followed protocols

No liability for failure to provide care provider at a contest



+ **VOLUNTEER**

- Acting reasonably
- Acting in the best interest of the student
- Was acting without undue influence from school or its employees

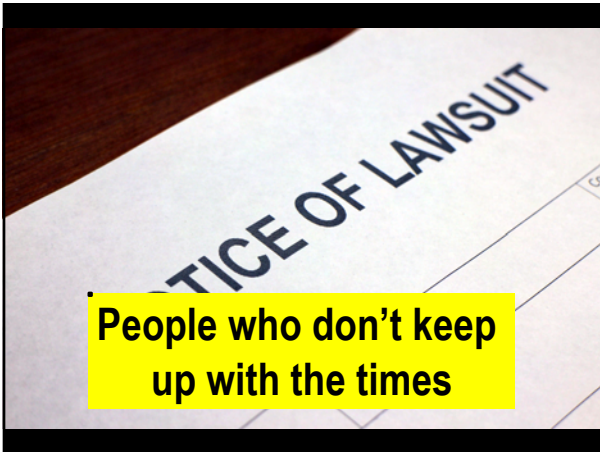
No personal liability of medical provider for injuries due to action or inaction



Insider Tips

TIM SEMELROTH
Attorney

RSH Legal 1-800-67-FAIRNESS
Fighting for Fairness www.FightingforFairness.com



People who don't keep up with the times







