

The **BOYK** BULLETIN

CHARLES E. BOYK
LAW OFFICES, LLC

11 Offices >>> NW Ohio & SE Michigan

Baby Formula Causes Serious Injuries & Multiple Lawsuits

Parents are suing the companies that make Similac and Enfamil baby formulas. The lawsuits allege their cow's milk products caused necrotizing enterocolitis NEC in premature infants and that the manufacturers knew about the risks and did not warn parents or healthcare providers.

NEC is a serious and potentially life-threatening gastrointestinal disease that usually develops in the first two weeks of life in a premature infant fed cow's milk formula and may be fatal in up to 50% of cases. NEC in premature infants causes intestinal inflammation, which can cause holes in the intestinal tract that allow bacteria from the intestine to leak into the abdomen or bloodstream, resulting in serious blood infections.

Symptoms of NEC include:

- *abdominal pain and swelling,*
- *bloody stool,*
- *lethargy,*
- *greenish-colored vomit, and*
- *lack of weight gain due to a decrease in feeding.*

Many of the lawsuits allege that both manufacturers had a responsibility to warn parents and healthcare workers about the risk of NEC in premature infants when consuming their cow's milk products. Instead, they marketed their products as safe and equal to or even superior substitutes to breast milk. Due to Mead Johnson's and Abbott Laboratories' marketing, parents and healthcare providers believed their cow's milk products to be safe for premature infants. According to numerous lawsuits, both manufacturers are accused of deliberately ignoring studies as far back as 1990 that revealed NEC was up to 10 times more common in premature babies given cow's milk formula.

Abbott and Mead Johnson are also accused of deliberately misleading consumers to believe their new "human milk fortifier" products are safe and made from human milk. Lawsuits allege the product term implies that it is derived from "human" milk, which is incorrect because the formula comes from cow's milk but is mixed with breast milk when serving. These "human" milk fortifiers



are marketed as safe and necessary for the growth of preterm infants, although they are cows' milk products known to cause NEC in premature infants. NICU nurses, doctors, and parents are unaware that many formula brands are fortified with or contain cow's milk which is not recommended for premature infants. However, the products that contain it are marketed as a safe alternative to breast milk.

Parents who had a premature infant diagnosed with NEC that resulted in injury or death after being fed toxic baby formulas can file a lawsuit for potential compensation. If your premature baby was treated in the NICU and was diagnosed with NEC, our attorneys may be able to help you find out if your baby was given cow's milk formula while being treated in the NICU.



Abbott

CONTACT US TODAY!

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BOWLING GREEN

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Bowling Green, OH 43402

DOWNTOWN TOLEDO

405 Madison Ave.
Suite 1200
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1012 Ralston Ave.
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FREMONT

219 S. Front St.
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612 S. Main St.
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114 N. West St.
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10725 Airport Hwy.
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BOYK BRIEF PODCAST FEATURES: Nurse Paralegal Emma Sullivan



Not every personal injury lawyer employs a Registered Nurse/Paralegal. At Charles Boyk Law, Emma Sullivan is a valuable resource to our team and clients. As both an RN and a Paralegal, Emma is involved with a case from

beginning to end, assisting our attorneys with summarizing and reviewing medical records. She assesses the client's injuries so our attorneys can use that information to demonstrate how extensive their injuries are and whether they resulted from the accident. This allows our lawyers and the justice system to assign value to the injuries, which aids in seeking a larger financial recovery.

Emma's unique skills as a Registered Nurse Paralegal are applied to many of our cases, including medical malpractice, auto accidents,

worker's compensation, and product injury, to name a few of the injury cases we handle. In a medical malpractice case, Emma reviews the medical records to assess whether a doctor or healthcare facility met the medical standard of care.

In a recent episode of the Boyk Brief, attorney Chuck Boyk asked, "What resources are available to help you with researching complicated medical issues that we don't have expertise in?"

"For complex medical tasks, I turn to a Wolters Kluwer software application Up to Date that we subscribe to." Explained Emma. "It is an evidenced-based research system written by physicians and contains drug interactions... the standard of care for treatment, and a hierarchy to use for tough decision-making on the go; to ensure clients get the best care."

By using Up to Date, Emma can access the same evidence-based information, clinical expertise, and systematic research that doctors rely on. Using this information, Emma can provide our attorneys with an assessment of the standard of care our client received, which will either refute or support the case. As Chuck

Boyk stated during the podcast, "I try to be open and honest with the clients because I like to be able to look them in the eye and say these are strengths of your case or these are the weaknesses and not just tell them what they want to hear, and clients appreciate that."

The team at Boyk law monitors the details of our client's health and treatment at every step of their case so they can begin to heal and move on to recovery.

With specialized staff like Emma Sullivan and tools such as Up to Date, we can ensure that the medical information we use to assess our client's cases is based on evidence and expert consensus amongst medical professionals. Our staff uses the compiled information to evaluate the client's case file for accuracy and to ensure their ongoing treatment follows healthcare best practices.

You can watch this and other episodes of the Boyk Brief at our website:

www.charlesboyk-law.com/BoykBrief/
Download audio versions at Spotify, Amazon Music, Apple, iHeart, or wherever you get your podcasts.

Bikes For Kids 2022 Update

Charles Boyk Law is giving away bikes this summer as part of its annual Bikes for Kids Giveaway, and some of our winners are already enjoying their new bikes. Boyk Law initially planned to give away one bike per week to deserving children this summer, but after awarding bikes to a pair of sisters in the same week, we expanded the total number to 11 Bikes for Kids this year.

Boyk Law's original Bikes for Kids contest was started in 2010 to promote bicycle safety and recognize deserving children in our community. This is our 12th year of Bikes for Kids, and we have given away over 100 bikes!

Charles Boyk Law Offices will announce a weekly winner for the rest of the



summer. Bikes for Kids winners will be featured on WTOL TV and shared on Boyk Law social media. Winner profiles can be seen online at www.bikesforkidstoledo.com.



Jayden Jones with his mother and grandmother



Brody Grover with his father Greg



Macy Essex with her Grandmother Jackie



Photo Courtesy of Ohio State Bar Association

Andrea Young Graduates From Ohio State Bar Association Leadership Academy

Boyk Law Attorney Andrea Young was selected to participate in Ohio Bar's Leadership Academy. The program emphasizes developing leadership skills for young attorneys.

The Ohio Bar Association stated, "This interactive leadership training program educates lawyers on how to become effective leaders in their own way... Participants learn important skills and concepts such as public speaking, branding, civics, ethics, and how to get involved in future leadership roles within the Ohio Bar." The annual program runs from January through June over multiple sessions.

Andrea Young said she is "planning to use what I learned in the leadership academy and apply it in my local community. I want to participate in programs that build up my community and empower those who are underprivileged."

Boyk Law congratulates Andrea Young on her selection and completion of the Ohio State Bar Association Leadership Academy. For more information on the program, visit the academy website at www.ohiobar.org/about-us/leadership-academy/

Mike Bruno's Top 5 Travel Tips



After almost three years, I finally went on vacation, a real one – a Mediterranean cruise, stopping in 6 countries.

For those considering taking a trip, allow me to pass along my Top 5 Travel Tips:

- **Fly Direct.** All of our aggravations, delays, and craziness occurred when we had to connect flights. Avoid EWR (Newark) at all costs.
- **Keep hard copies of travel documents with you as a backup.** Smartphones are wonderful travel companions which streamline the travel experience. But your battery could fail, or you might lose cell service at the security entrance or in remote locations. Paper documents offer peace of mind.
- **The first full day back home should be a gap day.** Do not expect to return to work that day with a normal schedule. On our return, with the time change and arriving home around midnight, we slept most of the next day.
- **Arrive Early for Planes and Trains.** Staffing is down; security is stringent. Expect long lines and slow movement as the number of travelers continues to increase.
- **Know the rules.** Each country has its own Covid protocols. Some require proof of vaccinations. Some require proof of a negative test within 12, 24, or 36 hours and require a specific kind of test. Be aware of each country's quarantine rules. Gauge the risks and consider travel insurance to mitigate the risks.

Above all: PATIENCE, PATIENCE, PATIENCE. You deserve a vacation, so don't let minor inconveniences affect your ability to enjoy your trip!

New Charles Boyk Law Office in West Toledo

Charles Boyk Law is proud to announce the opening of our new West Toledo Office. Boyk Law's eleventh location is at 7659 Kings Pointe Rd Suite B. Our new office in the King's Pointe of Sylvania business park is ready to serve clients in West Toledo, Sylvania, and surrounding communities.



CASES OF INTEREST: JULY 2022

MOTORCYCLIST SUFFERS EXTENSIVE INJURIES

While our client was traveling on a motorcycle, an oncoming vehicle attempted a left turn directly into our client's path of travel. Our client could not avoid the collision and smashed directly into the other vehicle. Our client was rushed to the hospital and spent eight days in the Intensive Care Unit. He suffered a fractured skull, 11 broken ribs, a punctured lung, a broken arm, and a broken ankle. Our client has already undergone multiple surgeries and is facing a long road to recovery.

PIT BULL ATTACKS YOUNG GIRL'S FACE

Our client, a young girl, was swimming at her friend's house. After our client was done swimming, she was instructed to go outside and hang up her towel. As the young girl went into the backyard, she was approached by their pit bull. The pit bull lunged at her and viciously attacked her face, biting off chunks of the girl's lips and cheek. She was rushed to the hospital and underwent emergency surgery. Over the next several months, she will be monitored by a plastic surgeon and will begin treatment with a licensed clinical psychologist.

FAILURE TO YIELD

Our client, a passenger in a vehicle, was traveling northbound on State Route 79. At the same time, another vehicle turned directly into our client's path of travel, causing the vehicles to collide head-on. The airbags deployed, and our client hit her legs on the glovebox. She was taken by ambulance to the hospital and was found to have whiplash, a laceration on her face, and a broken collar bone. She is being monitored by an orthopedic doctor to determine whether she will need to undergo surgery.





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www.youtube.com/ceboyk

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July's Raving Fan of the Month

"Charles E. Boyk and his firm were there for me and my son when we were in a car accident. I was hospitalized for almost 9 days and my son was there overnight. Mr. Boyk stuck by us from beginning to end and kept us informed throughout the whole process. I have and would continue referring Mr. Boyk to all I know who are in need of a great attorney." - Carvell G.

Have a positive review to share? Go to boykreviews.com to tell us about your experience!

Boyk Law Sponsors Charity Golf Outing for Special Spaces

Charles Boyk Law Offices sponsored a hole for a charity golf outing in support of Special Spaces, a non-profit organization that creates dream bedrooms for children with cancer. The 1st Annual Special Spaces Toledo Golf Scramble Tournament was held on June 18 at Heather Downs Country Club. Boyk Law is proud to help with such a worthy cause.



STAFF PROFILE: Intake Specialist Jennifer Dineen



We want to take a moment to welcome Jen, our newest intake specialist! Jen is a mother of 6 (wow!), has two dogs of her own (Thor and Max), and is excited to branch

into the world of law! She has extensive medical hospitality experience and was a hospital patient relations specialist at the beginning of the COVID pandemic. With over ten years under her belt of providing assistance and service to those in need, we're happy to welcome her to the Charles Boyk team!

New address or phone number? Help us stay current by letting us know!

Call (419) 241-1395 or e-mail marketing@charlesboyk-law.com