

Paul James Secures Dismissal of Negligent Hiring Claims Against Senior Care Facility

Paul James recently obtained a dismissal of claims of negligent hiring, training, and supervision against a Senior Care facility in Central Alabama. Mr. James successfully argued that the Plaintiff's Complaint failed to state a claim upon which relief could be granted and, more importantly, that an Amended Complaint did not relate back to the original filing. On procedural grounds, the Trial Court accepted Mr. James' argument, noting that the identity of the Senior Care Company was either known or reasonably discoverable prior to the filing of the original Complaint. When a subsequent Amended Complaint specifically identifying the Company was filed, Mr. James filed a Motion to Dismiss, which the Trial Court ultimately granted.