



## Resolution

8th Floor,  
10 South Colonnade  
Canary Wharf  
London  
E14 4PU

**Telephone:** 020 7811 2700

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FOI\_5156

The following information was requested on 11 August 2021:

*Please could you provide me with the number of legal cases by year for the last 5 years for Erb's Palsy?*

### **Our Response**

Please find attached the requested information. This information only covers England and not the rest of the UK.

Please note claims notified/received and open are not guaranteed to be settled in the same year and can take many years to be concluded. Claims notified/received in any given year will often relate to incidents that have occurred many years prior. Due to the nature of clinical negligence claims and the level of investigation needed to bring them to a resolution, claims received and notified in a specific year may take years to settle.

Many of the claims notified will have been repudiated and settled without damages paid.

If you would like to know how data is categorised in our Claims database please see the following link: [Glossary](#)

### **This concludes our response to your request.**

If you are not satisfied with the service that you have received in response to your information request, it is open to you to make a complaint and request a formal review of our decisions. If you choose to do this, you should write to [Tinku Mitra](#), Head of Corporate and Information Governance for NHS Resolution, within 28 days of your receipt of this reply. Reviews of decisions made in relation to information requests are carried out by a person who was not involved in the original decision-making about the request.

If you are not content with the outcome of your complaint, you may apply directly to the Information Commissioner for a review of the decision. Generally, the Information

Commissioner will not make a decision unless you have exhausted the local complaints procedure. The address of the Information Commissioner's Office is:

Wycliffe House  
Water Lane  
Wilmslow  
Cheshire  
SK9 5AF

<https://ico.org.uk/>

## TABLE OF CONTENTS

**NB: Number of claims fewer than 5 (and any associated values, within the same row) are masked with a "#" (in accordance with Data Protection guidelines). Accordingly, some total values may also be approximated to prevent masked values to be deduced through reverse calculation.**

[Table 1: Number of Claims received between financial years 2016/17 to 2020/21 where the primary injury was Erb's Palsy](#)

Table 1: Number of Claims received between financial years 2016/17 to 2020/21 where the primary injury was Erb's Palsy

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Notifications	Y
Clinical_NonClinical	Clinical

Year of Notification	No. of Claims
2016/17	32
2017/18	27
2018/19	37
2019/20	23
2020/21	28
<b>Grand Total</b>	<b>147</b>