

1 A bill to be entitled

2 An act for the relief of Charles Pandrea by the North  
3 Broward Hospital District; providing for an  
4 appropriation to compensate Charles Pandrea, husband  
5 of Janet Pandrea, for the death of Janet Pandrea as a  
6 result of the negligence of the North Broward Hospital  
7 District; providing a limitation on the payment of  
8 compensation, fees, and costs; providing an effective  
9 date.

10  
11 WHEREAS, Janet Pandrea died on April 2, 2002, in Broward  
12 County as a result of the treatment that she received for non-  
13 Hodgkin's lymphoma, a disease that she did not have, and

14 WHEREAS, the Coral Springs Medical Center, part of the  
15 North Broward Hospital District, by and through its pathologist,  
16 Peter Tsivis, M.D., breached the applicable standard of care by  
17 and through his diagnosis and interpretation of certain slides  
18 as being consistent with non-Hodgkin's lymphoma, when the tissue  
19 was, in fact, a benign thymoma, and

20 WHEREAS, based upon this misdiagnosis, Janet Pandrea was  
21 subsequently treated with multiple rounds of chemotherapy to  
22 which she had adverse reactions, which led to multiple  
23 complications and her eventual demise, and

24 WHEREAS, Charles and Janet Pandrea were married on May 19,  
25 1956, and they had four children together during the course of

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26 | their 46-year marriage, and

27 |       WHEREAS, Charles Pandrea suffers from the tragic memories  
28 | of the suffering of his wife from complications of chemotherapy  
29 | and her prolonged hospital stay and eventual demise, which  
30 | stemmed from the initial misdiagnosis, and

31 |       WHEREAS, Charles Pandrea will continue to suffer mental  
32 | pain and anguish for the remainder of his life, which has caused  
33 | and will continue to cause serious psychological problems for  
34 | him, and

35 |       WHEREAS, as a matter of law, a jury in Broward County on  
36 | June 8, 2005, returned a verdict against the North Broward  
37 | Hospital District and the verdict was reduced to a final  
38 | judgment in the amount of \$808,554.78 on June 15, 2005, and

39 |       WHEREAS, as a matter of law, it was determined that neither  
40 | Charles Pandrea nor Janet Pandrea caused or contributed to the  
41 | losses and injuries complained of, and

42 |       WHEREAS, the North Broward Hospital District has paid the  
43 | statutory limit of \$200,000 under s. 768.28, Florida Statutes,  
44 | and

45 |       WHEREAS, the North Broward Hospital District is responsible  
46 | for paying the remainder of the judgment, which is \$608,554.78,  
47 | NOW, THEREFORE,

48 |

49 | Be It Enacted by the Legislature of the State of Florida:

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51           Section 1. The facts stated in the preamble to this act  
52 are found and declared to be true.

53           Section 2. The North Broward Hospital District is  
54 authorized and directed to appropriate from funds of the  
55 district not otherwise appropriated and to draw a warrant in the  
56 sum of \$608,554.78, payable to Charles Pandrea, husband of Janet  
57 Pandrea, deceased, as compensation for the death of Janet  
58 Pandrea as a result of the negligence of the North Broward  
59 Hospital District.

60           Section 3. The amount paid by the North Broward Hospital  
61 District under s. 768.28, Florida Statutes, and the amount  
62 awarded under this act are intended to provide the sole  
63 compensation for all present and future claims arising out of  
64 the factual situation described in this act which resulted in  
65 the death of Janet Pandrea. The total amount paid for attorney  
66 fees, lobbying fees, costs, and other similar expenses relating  
67 to this claim may not exceed 25 percent of the amount awarded  
68 under this act.

69           Section 4. This act shall take effect upon becoming a law.