



Paul E. Dwyer

Partner

Office: Warwick, RI

☎ 401-298-9010

☎ 401-921-2134

✉ pdwyer@mdmc-law.com

PAUL E. DWYER is a litigator whose practice focuses upon healthcare, professional malpractice, commercial, and products liability litigation. For more than two decades, Attorney Dwyer has represented a Fortune 7 pharmacy chain in a variety of roles, including as national counsel and local counsel, defending professional malpractice, products liability, general liability and consumer protection cases. He represents both corporate and individual healthcare professionals before state regulatory bodies.

Mr. Dwyer regularly counsels clients in establishing Patient Safety Organizations and creating internal Patient Safety Evaluation Systems in accordance with the Patient Safety and Quality Improvement Act. He routinely counsels clients on healthcare privilege and confidentiality issues, including representing clients before trial and appellate courts to preserve those protections.

He is also New England regional counsel for several corporate clients in asbestos litigation. Over the course of his career, Mr. Dwyer has tried numerous products liability personal injury and wrongful death cases on behalf of corporate defendants. Mr. Dwyer has tried medical malpractice, general negligence, contract and environmental damage lawsuits. He has represented defendants in class actions brought pursuant to ERISA, the Fair Debt Collection Act and state law contract claims. Mr. Dwyer has represented insurers in insurance coverage disputes in federal and state courts and before the Rhode Island Supreme Court. Mr. Dwyer has served as Regional Coordinating Counsel for a Fortune 200 company involved in products liability litigation throughout the United States.

Education

- Boston University School of Law (J.D., cum laude, 1988)
- Providence College (B.A., magna cum laude, 1985)

Admissions

- Commonwealth of Massachusetts
- State of Connecticut
- State of New York
- State of Rhode Island

Memberships & Associations

Legal

- Massachusetts Bar Association
- Rhode Island Bar Association

Publications

"Collecting information to ensure patient safety work product protections," The Society of Corporate Compliance and Ethics, July 2019, 7.12.2019

"Brugaletta v. Garcia - The New Jersey Supreme Court's Most Recent Decision on the Patient Safety Act," HFMA New Jersey Chapter, Garden State Focus Magazine, Winter 2019, Vol. 65, Num. 2, 1.25.2019

"Providers Can Benefit from Patient Safety Organization Alignment," Medical Economics, 12.17.2018

A Call to Action: The Case for Improving Patient Safety and Reducing Litigation Costs Through Increased Health Care Provider Leadership in the Adoption of Common Formats, Bloomberg BNA Health Law Reporter, 24 HLR 637, 5.21.2015

Insurance Matching Regulations Increase Litigation Risks, 6.23.2014

Blogs

Proliferation of Property Insurance Matching Regulations Increases Litigation Risks, 6.17.2014

Representative Cases

REPORTED DECISIONS

- Tibbs v. Bunnell, 448 S.W.3d 796 (Ky. 2014) (representation of amicus curiae)
- Department of Financial and Professional Regulation v. Walgreen Company, 2012 Ill.App.2d 110452, 970 N.E.2d 552 (Ill.App.Ct.2012) (representation of amicus curiae)
- Wolf v. National Railroad Passenger Corporation, 697 A.2d 1082 (R.I. 1997) (applying the trespasser doctrine to railroad rights of way)
- Gorman v. Abbott Laboratories, 599 A.2d 1364 (R.I. 1991) (represented appellee in a case of first impression rejecting the market share theory of liability)

Speaking Engagements

- Panelist, 'How PSOs Can Help Providers Protect Their Patient Safety Work Product', 10 Annual Meeting of Patient Safety Organizations, Agency for Healthcare Research and Quality, 4.18.2018
- Speaker, Fundamentals in the PSQIA Protections, 9.17.2017
- Speaker, Defining and Defending a Patient Safety Evaluation System, 12.16.2015
- Speaker, Case Law Review: Recent Court Decisions on the Patient Safety Act Privilege,

4.23.2015

- Presenter, Mock Appellate Argument: Patient Safety Act Privilege, 4.22.2015
- Speaker, Designing a Patient Safety Evaluation System to Withstand Legal Challenges, 4.10.2015
- Defending the Pharmacy Case: Fundamentals and Emerging Trends, 3.12.2015
- Lecturer, The Extent of the Pharmacist's Role in Medication Safety and Liability for Adverse Drug Events, 5.1.2014
- Speaker, The Use of Patient Safety Work Product in Employment Matters, 4.24.2014
- Speaker, Mock Hearing: Avoiding Legal Pitfalls in Asserting Patient Safety Work Product Protection, 4.23.2014
- Panelist, The Patient Safety and Quality Improvement Act: The New Privilege in Litigation and Healthcare, 6.14.2013
- Presenter, PSOs and the Legal Environment: Case Law Review, 4.24.2013
- Panelist, Designing a Provider's Patient Safety Evaluation System to Withstand Litigation, 1.22.2013
- Speaker, Current Trends in Pharmacy Law and Consumer Protection: Peer Review and the Patient Safety and Quality Improvement Act of 2005

Awards & Recognitions

- Martindale-Hubbell awarded Mr. Dwyer with its AV Peer Review Rating, its highest level of professional excellence and a Preeminent Lawyer for 2019.