

## Press Clippings 6/26/2018

---Courier News--- 6/26/18

### **11-year-old's death spurs lawsuit against U46, Elgin school**

BY RAFAEL GUERRERO



A fifth-grade student died May 19, 2017, following an in-school medical emergency at Highland Elementary School in Elgin, officials said. (Rafael Guerrero / Courier-News)

The family of an 11-year-old boy who died after suffering a seizure at school in 2017 has filed a wrongful death lawsuit against **School District U46** and Highland Elementary School in Elgin, Kane County court records show.

Marcus Price, a Highland fifth-grader who had asthma and a seizure disorder, was playing an unsupervised game of tag on May 19, 2017, when he started shake, fell to the ground, struck his head and went into a seizure, the lawsuit said.

School personnel who responded to the incident found the boy unresponsive and not breathing but CPR was not initiated until paramedics arrived seven minutes after the incident began, the lawsuit said.

The boy died that day at Presence St. Joseph Hospital in Elgin, according to published reports.

The suit charges school and district staff were negligent in that they did not supervise the boy in an unoccupied classroom; were not aware he collapsed; failed to administer first aid and CPR after he collapsed; did not locate or use Price's inhaler; did not suppress Price's tongue during the seizure; did not promptly call 911; and violated school emergency medical response procedures and policies.

The boy's death left his mother, father, half-sister, and brother with "grief, sorrow, pecuniary loss and damage, including, but not limited to, the loss of society and companionship as a result of his death," the suit said.

The next scheduled court date is Aug. 7, according to court records. The family's attorney, William Gibbs, could not be immediately reached for comment.

School District U46 spokeswoman Mary Fergus said the district does not comment on pending litigation.

---Daily Herald--- 6/26/18

## **Report: Family of boy who died at school sues U-46**

BY LEE FILAS

The family of an 11-year-old boy who died at **Highland Elementary School** in 2017 has filed a lawsuit against **School District U46**, [the Chicago Tribune is reporting](#).

The lawsuit filed in Kane County claims Marcus Price, a fifth-grader at Highland, was playing when he fell to the ground and went into a seizure, the Tribune is reporting.

School officials found the boy unresponsive and not breathing, the lawsuit claims. However, they did not perform CPR until paramedics arrived seven minutes later, the Tribune reports.

The boy died at Presence St. Joseph Hospital in Elgin, the Tribune reports.

The wrongful death lawsuit contends the school and district staff were negligent for not supervising the boy, did not know the boy collapsed, then failed to administer first aid and CPR after he collapsed, the Tribune reports.

The two sides are due in court Aug. 7.