Supreme Court of Ohio Clerk of Court - Filed March 09, 2015 - Case No. 2015-0173

No. 2015-0173

In the Supreme Court of Ohio

ORIGINAL ACTION SEEKING WRIT OF PROHIBITION

STATE ex rel. AYMAN DAHMAN, M.D., ET AL.,

Relators,

v.

THE HONORABLE BRIAN J. CORRIGAN, ET AL.

Respondents.

RELATORS AYMAN DAHMAN, M.D. AND MARY JO ALVERSON, CNM'S MOTION FOR LEAVE TO FILE AMENDED COMPLAINT FOR WRIT OF PROHIBITION

TIMOTHY J. McGINTY, Prosecuting Attorney of Cuyahoga County, Ohio
CHARLES E. HANNAN * (0037153)
Assistant Prosecuting Attorney
**Counsel of Record*
The Justice Center, Courts Tower, 8th Floor
1200 Ontario Street
Cleveland, OH 44113
Telephone: 216.443.7758
Facsimile: 216.443.7602
channan@prosecutor.cuyahogacounty.us

Counsel for Respondents

ANNA MOORE CARULAS (0037161)
DOUGLAS G. LEAK (0045554)
COUNSEL OF RECORD
Roetzel & Andress, LPA
One Cleveland Center, Suite 900
1375 East Ninth Street
Cleveland, OH 44114
Telephone: 216.623.0150
Facsimile: 216.623.0134
acarulas@ralaw.com
dleak@ralaw.com

Counsel for Relators

IN THE SUPREME COURT OF OHIO

STATE OF OHIO, ex rel. AYMAN DAHMAN, M.D. AND MARY JO ALVERSON, CNM 6900 Pearl Road, Suite 300 Middleburg Hts., OH 44130 Relators, vs. THE HONORABLE BRIAN J. CORRIGAN Courtroom 22-A Cuyahoga County Common Pleas Court 1200 Ontario Street Cleveland, OH 44113 THE HONORABLE JOHN J. RUSSO Courtroom 16-D Cuyahoga County Common Pleas Court 1200 Ontario Street Cleveland, OH 44113 Respondents.	)	CASE NO. 2015-0173 ORIGINAL ACTION SEEKING WRIT OF PROHIBITION **RELATORS AYMAN DAHMAN, M.D. AND MARY JO ALVERSON, CNM MOTION FOR LEAVE TO FILE AMENDED COMPLAINT FOR WRIT OF PROHIBITION**

Relators Ayman Dahman, M.D. and Mary Jo Alverson, CNM request pursuant to Civ. R. 15 that this Court grant them leave to file an Amended Complaint for Writ of Prohibition in order to plead events that have occurred after the original Complaint was filed.

Leave of Court shall be freely given when justice so requires. Civ. R. 15(A). Civil Rule 15(E) permits supplemental pleadings in order to set forth events which have happened since the date of the pleading sought to be supplemented. In original actions involving extraordinary writs, a court is not limited to considering the facts and circumstances at the time that the writ was first filed but can consider the subsequent events or facts that are the subject of the writ. *State ex rel. Howard v. Skow*, 102 Ohio St.3d 423, 2004-Ohio-3652, 811 N.E.2d 1128 at ¶ 9.

Relators request leave to file an Amended Complaint for Writ of Prohibition in order to plead facts and events that have occurred since the filing of the original Writ on February 2, 2015. As this Court is well aware, the crux of Relators' Writ of Prohibition involves the impropriety of how the underlying medical malpractice case was transferred/assigned to Cuyahoga County's Visiting Judge Program. Since February 2, 2015, the following events have occurred:

1. Even after the trial at issue was continued, the case has remained assigned to Visiting Judge Greene despite the mootness of Respondent Judge Corrigan's previous unavailability;

2. Relators filed a Motion to Return This Case to the Docket of Respondent Judge Corrigan but there has been no ruling on said motion;

3. Although the originally assigned Judge has the sole duty to rule on Motions to Continue pursuant to Rule 36 of the Rules of Superintendence, Visiting Judge Greene is addressing the pending Motions to Continue in order to schedule a new trial date; and

4. Although Respondent Judge Corrigan has no current conflict and is not "unavailable," this case has been permanently assigned to Visiting Judge Greene for full and final disposition as opposed to being on the Docket of Respondent Judge Corrigan – the originally assigned Judge.

Given the recent developments in the underlying case since Relators' Complaint for Writ of Prohibition was filed, this Court should grant them leave to file an Amended Complaint for Writ of Prohibition. The recent events have a direct impact on the facts and allegations set forth in the original Complaint, i.e. the improper transfer/assignment of this case to the Visiting Judge Program in violation of Rule 36 of the Rules of Superintendence and in the absence of a Local Rule on the subject.

As such, Relators request that this Court grant them leave to file the proposed Amended Complaint, which is attached as Exhibit "A."

Respectfully submitted,

s/Douglas G. Leak

Anna Moore Carulas (0037161)
Douglas G. Leak, Esq. (0045554)
COUNSEL OF RECORD
Roetzel & Andress, LPA
1375 East 9th Street, 9th Floor
Cleveland, OH 44114
Telephone: 216.623.0150
Facsimile: 216.623.0134
acarulas@ralaw.com
dleak@ralaw.com
Attorneys for Relators

PROOF OF SERVICE

A copy of the foregoing was served March 9, 2015 via e-mail to:

Pamela Pantages
The Becker Law Firm, LPA
134 Middle Avenue
Elyria, OH 44035
ppantages@beckerlawlpa.com
Attorney for the Hastings Plaintiffs

Paul Flowers
Paul W. Flowers Co., LPA
Terminal Tower, 35th Floor
50 Public Square
Cleveland, Ohio 44113
pwf@pwfco.com
Attorney for the Hastings Plaintiffs

David Krause
Reminger Co., LPA
101 W. Prospect Avenue, Suite 1400
Cleveland, OH 44115
dkrause@reminger.com
Attorney for Johanna O'Neill, M.D. and Southwest General Medical Group, Inc.

s/ Douglas G. Leak
Douglas G. Leak, Esq. (0045554)

9127557 _1

IN THE SUPREME COURT OF OHIO

STATE OF OHIO, et rel. AYMAN DAHMAN, MD and MARY JO ALVERSON, CNM 6900 Pearl Road, Suite 300 Middleburg Hts., OH 44130 Relators vs. THE HONORABLE BRIAN J. CORRIGAN Courtroom 22-A Cuyahoga County Common Pleas Court 1200 Ontario Street Cleveland, OH 44113 THE HONORABLE JOHN J. RUSSO Courtroom 16-D Cuyahoga County Common Pleas Court 1200 Ontario Street Cleveland, OH 44113 Respondents	)	CASE NO. 2015-0173 ORIGINAL ACTION SEEKING WRIT OF PROHIBITION AND ALTERNATIVE WRIT WITH SUPPORTING AFFIDAVIT

AMENDED COMPLAINT FOR WRIT OF PROHIBITION AND ALTERNATIVE WRIT AND AFFIDAVIT IN SUPPORT

Respectfully submitted,

s/Douglas G. Leak

Anna Moore Carulas (0037161)
Douglas G. Leak, Esq. (0045554)
COUNSEL OF RECORD
Roetzel & Andress, LPA
1375 East 9th Street, 9th Floor
Cleveland, OH 44114
Telephone: 216.623.0150
Facsimile: 216.623.0134
acarulas@ralaw.com
dleak@ralaw.com
Attorneys for Relators

EXHIBIT A

COMPLAINT FOR WRIT OF PROHIBITION AND ALTERNATIVE WRIT

Relators Ayman Dahman, MD and Mary Jo Alverson, CNM ("Relators") seek a Writ of Prohibition and Alternative Writ against Respondents, The Honorable Brian J. Corrigan, Cuyahoga County Common Pleas Court, in his official capacity as the presiding Judge ("Judge Corrigan") in *Hastings, et al. v. Southwest General Health Center, et al.*, Cuyahoga County Common Pleas Court Case No. 785788, and Administrative Judge, John J. Russo ("Judge Russo"). This Writ involves the orders of January 30, 2015 transferring this case for a jury trial directly to Visiting Judge Lillian Greene in violation of Rule 36 of the Rules of Superintendence for the Courts of Ohio, which explicitly mandates the assignment of cases to judges by lot, i.e. randomly. Additionally, this Writ involves the subsequent and permanent reassignment of this case by Respondent Judge Corrigan to Visiting Judge Greene for full and final disposition.

Although a system has been in place for years in Cuyahoga County to allow for visiting judges to handle trials when the responsible judge is unavailable, Cuyahoga County does not have any local rules that provides guidance as to how the assignments take place and to assure that the transfer system to a visiting judge preserves the absolute requirement of "random assignment" per Rule 36 of the Rules of Superintendence. As such, the longstanding practice has been that assignments to an alternative judge be by agreement of all parties – an express waiver of the parties' entitlement to a randomly assigned trial judge. In the event that the parties could not agree to waive their right to having the randomly assigned judge handle the trial, then the trial is continued to a date on which the presiding judge is available.

Relators expressed their objection to the initial transfer of the trial of this case from Respondent Corrigan to Visiting Judge Greene, in violation of Superintendence Rule 36. Over Objection, Relators were ordered to appear for trial before Judge Lillian E. Greene, on Monday, February 2, 2015. After the February 2, 2015 trial date was continued, this case was not returned

to the Docket of originally assigned Respondent Judge Corrigan despite the mootness of his personal unavailability. Instead, Respondent Judge Corrigan has permanently transferred / assigned this case to Visiting Judge Greene for full and final disposition.

The Affidavits in Support of Anna M. Carulas, Esq. are attached to this Complaint for Writ of Prohibition and Alternative Writ.

PARTIES

1. Ayman Dahman, MD and Mary Jo Alverson, CNM are Defendants in the case captioned *Hastings, et al. v. Southwest General Health Center, et al.,* Cuyahoga County Common Pleas Court Case No. 785788.

2. The Honorable Brian J. Corrigan is the presiding judge in *Hastings, et al. v. Southwest General Health Center, et al.,* Cuyahoga County Common Pleas Court Case No. 785788.

3. The Honorable John J. Russo is the Administrative Judge for the Common Pleas Court of Cuyahoga County, Ohio.

JURISDICTION

4. All previous paragraphs of this Complaint are incorporated herein by reference as if fully stated.

5. This original action is brought pursuant to Section 10 of the Rules of Practice of the Supreme Court and Article IV, Section 2(B)(1)(d) of the Ohio Constitution.

6. No Prohibition action is pending in any other Court regarding the actions that are the subject of this Complaint.

7. No Alternative Writ action is pending in any other Court regarding the actions that are the subject of this Complaint.

8. The principle place of business of Relators is in Middleburg Heights, Ohio in Cuyahoga County.

9. Respondent The Honorable Brian J. Corrigan is a Judge in the Cuyahoga County Common Pleas Court located in Cleveland, Ohio.

10. Respondent The Honorable John J. Russo is a Judge in the Cuyahoga County Common Pleas Court located in Cleveland, Ohio.

STATEMENT OF FACTS

11. All previous paragraphs of this Complaint are incorporated herein by reference as if fully restated.

12. This original action stems from a medical malpractice action brought by Austin Hastings, a minor, by and through his parents, natural guardians and next friends, Michelle and Brian Hastings, against Relators Dr. Dahman and Ms. Alverson, among others.

13. The underlying medical malpractice action involves the alleged birth injury suffered by Austin Hastings at the time of his delivery.

14. On June 26, 2012, the Hastings filed a Complaint for medical malpractice against Relators and other defendants in *Hastings, et al. v. Southwest General Health Center, et al.,* Cuyahoga County Common Pleas Court Case No. 785788. (Exhibit A.)

15. On October 17, 2012, Relators filed an Answer denying all of the Hastings' allegations of negligence. (*Id.*)

16. On June 25, 2014, Respondent Judge Corrigan scheduled the case for a jury trial to commence on February 2, 2015. (*Id.*)

17. At the final pre-trial of January 15, 2015, Respondent Corrigan advised counsel that the trial would likely be handled by a visiting judge, although the identity of the judges or the process for selection was not provided.

18. Thereafter, on January 22, 2015, counsel received an email from Respondent Corrigan's office advising of the two options for visiting judges in February, and there was a response by Relators' counsel as to which selection would be agreeable (Exhibit B.) Over the subsequent week, there was an expectation on the part of all counsel that the case was scheduled to be transferred to Judge William Coyne for trial, per agreement of all parties. (In fact, on January 27, 2015, a discussion took place between all counsel that they were agreeable to Judge William Coyne.)

19. On January 29, 2015, Respondent Corrigan's office informed all counsel that she was informed that "there has been a change in the visiting judge schedule for February. The judges are Judge Coyne and Judge Lillian Greene." (Exhibit C.)

20. Respondent Corrigan's office in the same correspondence, told all counsel that she had been told that "because Judge Greene has seniority and your case is first on the list, she [Judge Greene] will be hearing your case on Monday [February 2, 2015]."

21. There was no explanation as to the identity of the list or any rule, policy, guideline, etc. as to the basis of saying that "because Judge Greene has seniority and your case is first on the list, she will be hearing your case on Monday." (*Id.*)

22. In response to this notification, on the same day, January 29, 2015, counsel for Relators informed Respondent Corrigan's office of her client's objection to this assignment in violation of Superintendence Rule 36, which requires that their trial be conducted by a randomly assigned judge (Exhibit D.)

23. Further dialogue took place as to a possible compromise to Respondent Corrigan handling the trial, if all counsel could agree to the presumed, alternative "non-randomly assigned visiting judge" -- specifically Judge Coyne. (*Id.*)

24. On January 30, 2015, a conference call took place between all counsel of record and Administrative Judge, Respondent Russo. Relators' counsel advised the Court that they did not consent to the transfer of the case as indicated was the new plan, as the assignment did not comply with Superintendence Rule 36. In response, Respondent Russo inquired if the parties would agree to try the case before visiting Judge William Coyne. While counsel for Relators and counsel for co-defendants would agree to such an assignment, counsel for Plaintiffs would not agree and instead insisted that the case be tried per "the seniority list" and proceed before Visiting Judge Lillian Greene. (See attached Affidavit.)

25. In response, Respondent Russo advised the parties that he would be compelling them to appear before Judge Lillian Greene for trial on Monday, February 2, 2015, but that the parties could come down that afternoon at 4:30 pm and place their positions on the record. Respondent Russo further indicated that thereafter Relators' counsel could choose to file the appropriate action. (*Id.*)

26. Shortly thereafter, Respondent Russo's office called back and indicated there would not be a hearing that afternoon, but that the parties should appear before Judge Lillian Greene on Monday morning, February 2, 2015. (*Id.*)

27. Thereafter, on January 30, 2015, Respondent Judge Corrigan issued an Order referring the case to Respondent Judge Russo for reassignment to a visiting judge for trial (Exhibit A).

28. Further, on January 30, 2015, Respondent Russo issued a separate Order transferring the case to Visiting Judge Greene for trial. In his Order of January 30, 2015, Respondent Russo references no rule, policy, guideline, etc. as to the basis for transferring the case to Visiting Judge Greene. (*Id.*)

29. Thereafter, on January 30, 2015, Relators filed a Notice of Objection to Re-Assignment of Trial Judge and Intention to File Writ of Prohibition. (*Id.*)

30. On the morning of February 2, 2015, Visiting Judge Greene conducted a conference with all counsel to discuss the status of the trial (Exhibit E).

31. Relators' counsel left that conference with a good faith belief that Visiting Judge Greene could not be fair and impartial toward them. (*Id.*)

32. On February 2, 2015, Relators filed an Affidavit of Disqualification with the Ohio Supreme Court (Exhibit F).

33. On February 5, 2015, Chief Justice Maureen O'Connor denied the Affidavit of Disqualification (Exhibit G).

34. In denying the Affidavit of Disqualification, Chief Justice O'Connor merely stated that "[t]he case **may** proceed before Judge Greene. (*Id.*, emphasis added.)

35. The February 2, 2015 trial date was ultimately continued (Exhibit E.)

36. With the February 2, 2015 trial continued, Respondent Judge Corrigan's previous "unavailability" became moot.

37. Instead of the case being returned to Respondent Judge Corrigan, the parties were instructed by Respondent Judge Corrigan to appear before Visiting Judge Greene in order to obtain a new trial date (Exhibit E).

38. Over Relators' objection the parties appeared before Visiting Judge Greene on February 9, 2015 and a trial date of April 6, 2015 was scheduled but never journalized. (*Id.*)

39. At this hearing of February 9, 2015, Relators stated their objections to the initial transfer as well as Visiting Judge Greene's continuing jurisdiction over this matter. At this hearing, the issue as to future motions was raised and Visiting Judge Greene explicitly stated that

those matters should be returned and addressed by Respondent Judge Corrigan. (*Id.*) (*See also* transcript of February 9, 2015 hearing, attached as Exhibit H.)

40. Although the trial date of April 6, 2015 was never journalized, there is an Entry on the Docket without an attached Order which states: "Visiting Judge Lillian J. Greene assigned to case (manually)" (Exhibit I).

41. Due to conflicts with the April 6, 2015 trial date, Relators and Codefendants filed Motions for Continuances on February 10, 2015 and February 12, 2015, respectively. (*Id.*)

42. On February 12, 2015, Relators filed a Motion to Return This Case to the Docket of Respondent Judge Corrigan for Ruling on the Motions to Continue, Motions in Limine, Trial and Final Disposition. (*Id.*)

43. There has been no ruling on either the Motions to Continue or the Motion to Return This Case to the Docket of Respondent Judge Corrigan. (*Id.*)

44. The parties have been informed that Visiting Judge Greene will rule on the Motions to Continue (Exhibit E).

45. The parties have been instructed to select a new trial date for a trial before Visiting Judge Greene. (*Id.*)

46. Respondent Judge Corrigan has effectively transferred/assigned this case to Visiting Judge Greene for full and final disposition on the absence of the requisite "unavailability" of Respondent Judge Corrigan. (*Id.*)

47. To date, over Relators' objections, the parties are coordinating a new trial date before Visiting Judge Greene.

COUNT ONE: WRIT OF PROHIBITION

48. All previous paragraphs of this Complaint are incorporated herein by reference as if fully restated.

49. Respondent Judges Corrigan and Russo have exercised judicial and/or quasi-judicial power by transferring/assigning the case of *Hastings v. Southwest General Health Center, et al.* away from the randomly assigned presiding judge to an alternative judge without the consent of the parties.

50. Rule 36(B)(1) of the Rules of Superintendence for the Courts of Ohio requires that there be an Individual Assignment System in which cases are assigned "by lot to a judge," i.e., randomly.

51. Rule 36(B)(1) is an absolute right of the parties and one that can be altered only upon express waiver of the parties.

52. Cuyahoga County does not have a local rule authorizing Judges Corrigan and Russo to directly transfer/assign a case to another judge who is not randomly assigned "by lot."

53. Cuyahoga County does not have a local rule directing Judges Corrigan and Russo on how to properly transfer/assign cases to a visiting judge by lot (randomly) in accordance with Rule 36 of the Rules of Superintendence for the Courts of Ohio.

54. Further, Respondent Judges Corrigan and Russo have exercised judicial and/or quasi-judicial power by transferring/assigning the case of *Hastings v. Southwest General Health Center, et al.* directly to one particular visiting judge on a reported rotation based on seniority, as opposed to a system to assure that this process is "by lot."

55. Judges Corrigan and Russo lacked subject matter jurisdiction pursuant to Rule 36 of the Rules of Superintendence for the Courts of Ohio to directly transfer/assign a case to a non-randomly assigned judge without consent and further to one particular visiting judge as opposed

to a corresponding transferring/assigning system in which cases are transferred/assigned by lot (randomly) to a visiting judge.

56. In this case, the Orders of Judge Corrigan and Judge Russo to transfer/assign the case away from the randomly "by lot" assigned judge to an alternative visiting judge without the parties' consent, violate the dictates of Rule 36 of the Rules of Superintendence for the Courts of Ohio.

57. The Orders of Judge Corrigan and Judge Russo are not based upon any rules or guidelines that would allow the parties to understand the process and assure that this process preserves the protections of Rule 36 of the Rules of Superintendence for the Courts of Ohio.

58. Further, the Order of Judge Russo assigning the case to one particular visiting judge according to a list that is based on seniority is inconsistent with the dictates of Rule 36 of the Rules of Superintendence for the Courts of Ohio and, consequently, Judges Corrigan and Russo lacked subject matter jurisdiction to enter such orders of transfer/assignment.

59. Judge Corrigan continues to lack subject matter jurisdiction to permanently transfer / assign this case to Visiting Judge Greene despite the fact that he is not "unavailable."

60. Since Judges Corrigan and Russo improperly transferred/assigned the case to one particular visiting judge instead of transferring/assigning the case by lot (randomly), both Judge Corrigan and Judge Russo lacked subject matter jurisdiction to issue their respective Orders of January 30, 2015 transferring/assigning the case to Visiting Judge Greene to conduct the jury trial on February 2, 2015, and, also, to transfer/assign this case to Visiting Judge Greene for full and final disposition.

61. Respondent Judges Corrigan and Russo's respective exercise of judicial and/or quasi-judicial power by ordering the transfer/assignment to Judge Greene for trial was unauthorized by law.

62. Relators lack an adequate remedy at law that will timely and wholly prevent Respondent Judges Corrigan and Russo from improperly transferring/assigning this case to Judge Greene.

63. Relators are entitled to a Writ of Prohibition preventing Respondent Judges Corrigan and Russo from acting in a judicial and/or quasi-judicial manner with a patent and ambiguous lack of jurisdiction and authority.

64. Relators are entitled to a Writ of Prohibition ordering Respondent Judges Corrigan and Russo to cease and desist their respective Orders transferring/assigning the case to Judge Greene for trial.

COUNT TWO: ALTERNATIVE WRIT

65. All previous paragraphs of this Complaint are incorporated herein by reference as if fully restated.

66. Relators do not have an adequate remedy at law that would immediately halt the unwarranted transfer/assignment to Visiting Judge Greene.

67. Emergency relief is necessary to prevent Respondent Judges Corrigan and Russo from transferring/assigning the case to Visiting Judge Greene.

PRAYER FOR RELIEF

WHEREFORE, Relators request and are entitled to a Writ of Prohibition ordering Respondent Judges Corrigan and Russo to cease and desist their respective Orders assigning/transferring the case to Visiting Judge Greene.

WHEREFORE, Relators request and are entitled to an Alternative Writ **immediately** Staying Respondent Judges Corrigan and Russo's respective Orders transferring/assigning the case to Visiting Judge Greene.

Respectfully submitted,

s/Douglas G. Leak

Anna Moore Carulas (0037161)
Douglas G. Leak, Esq. (0045554)
COUNSEL OF RECORD
Roetzel & Andress, LPA
1375 East 9th Street, 9th Floor
Cleveland, OH 44114
Telephone: 216.623.0150
Facsimile: 216.623.0134
acarulas@ralaw.com
dleak@ralaw.com
Attorneys for Relators

PROOF OF SERVICE

A copy of the foregoing was served March 9, 2015 via e-mail to:

Pamela Pantages
The Becker Law Firm, LPA
134 Middle Avenue
Elyria, OH 44035
ppantages@beckerlawlpa.com
Attorney for the Hastings Plaintiffs

Paul Flowers
Paul W. Flowers Co., LPA
Terminal Tower, 35th Floor
50 Public Square
Cleveland, Ohio 44113
pwf@pwfco.com
Attorney for the Hastings Plaintiffs

David Krause
Reminger Co., LPA
101 W. Prospect Avenue, Suite 1400
Cleveland, OH 44115
dkrause@reminger.com
Attorney for Johanna O'Neill, M.D. and Southwest General Medical Group, Inc.

s/ Douglas G. Leak
Douglas G. Leak, Esq. (0045554)

Print

CASE INFORMATION

CV-12-785788 AUSTIN HASTINGS, A MINOR ETAL vs. SOUTHWEST GENERAL HEALTH CENTER ETAL

Docket Information

Filing Date	Side	Type	Description	Image
01/30/2015	P	BR	REPLY BRIEF FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS' BRIEF IN OPPOSITION TO DEFENDANTS' MOTIONS TO PRECLUDE OR EXCLUDE THE DAY IN THE LIFE VIDEO	
01/30/2015	P	BR	REPLY BRIEF FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS' BRIEF OPPOSING DEFENDANTS' MOTION TO PRECLUDE REFERENCE TO CONDUCT WHICH IS NOT THE PROXIMATE CAUSE OF INJURY	
01/30/2015	D	NT	NOTICE FILED BY DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ATTORNEY ANNA MOORE CARULAS 0037161 NOTICE OF OBJECTION TO RE-ASSIGNMENT OF TRIAL JUDGE AND INTENTION TO FILE WRIT OF PROHIBITION	
01/30/2015	P	BR	REPLY BRIEF FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS' BRIEF OPPOSING DEFENDANTS' MOTION TO PRECLUDE ADMISSION OF EXPERT REPORTS	
01/30/2015	P	BR	REPLY BRIEF FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS' BRIEF OPPOSING DEFENDANTS' MOTION IN LIMINE TO PRECLUDE EVIDENCE OF OTHER LAWSUITS ANDOR MEDICAL CARE INVOLVING OTHER PATIENTS	
01/30/2015	P	BR	REPLY BRIEF FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS' BRIEF OPPOSING MOTION TO PRECLUDE ANALOGY OF THE STANDARD OF CARE TO RULES OF THE ROAD OR JUROR EXPECTATIONS	
01/30/2015	P	OT	GENERAL PLEADING FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 PLAINTIFFS' RESPONSE TO DEFENDANT'S MOTION TO PRECLUDE DEPOSITION TESTIMONY UNTIL OBJECTIONS ARE RULED UPON	
01/30/2015	P	OT	GENERAL PLEADING FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 PLAINTIFFS' PROPOSED JURY INSTRUCTIONS AND GENERAL VERDICT FORMS	
01/30/2015	P	OT	GENERAL PLEADING FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 PLAINTIFFS' PROPOSED JURY INTERROGATORIES	
01/30/2015	P	NT	NOTICE FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 PLAINTIFFS' NOTICE OF PARTIAL VOLUNTARY DISMISSAL	
01/30/2015	P	MO	MOTION FILED FOR PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840	

EXHIBIT A

			PLAINTIFFS' MOTION FOR LEAVE TO INTERLINEALLY CORRECT COMPLAINT	
01/30/2015	N/A	JE	BECAUSE OF A CONFLICT ON THE DOCKET OF THE ORIGINAL JUDGE THIS CASE IS HEREBY REFERRED TO THE PRESIDING/ADMINISTRATIVE JUDGE FOR RESASSIGNMENT TO A VISITING JUDGE FOR TRIAL. NOTICE ISSUED	
01/30/2015	N/A	JE	DUE TO THE UNAVAILABILITY OF ORIGINAL JUDGE BRIAN J. CORRIGAN, THIS CASE IS HEREBY TRANSFERRED TO THE VISITING JUDGE LILLIAN J. GREENE FOR TRAIL. NOTICE ISSUED	
01/30/2015	D	NT	TRANSCRIPT FILED DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5), ANNA MOORE CARULAS 0037161 DEPOSITION MICHAEL ROSS MD	
01/29/2015	D	NT	TRANSCRIPT FILED DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6), DAVID H KRAUSE 0070577 NOTICE OF FILING DEPOSITION TRANSCRIPT	
01/29/2015	D	NT	TRANSCRIPT FILED DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6), DAVID H KRAUSE 0070577 NOTICE OF FILING DEPOSITION TRANSCRIPT	
01/29/2015	D	NT	TRANSCRIPT FILED DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6), DAVID H KRAUSE 0070577 NOTICE OF FILING DEPOSITION TRANSCRIPT	
01/29/2015	D	NT	TRANSCRIPT FILED DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6), DAVID H KRAUSE 0070577 NOTICE OF FILING DEPOSITION TRANSCRIPT	
01/29/2015	D	MO	MOTION FILED FOR DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) DAVID H KRAUSE 0070577 DEFENDANTS JOHANNA O'NEILL, D.O. AND SOUTHWEST GENERAL MEDICAL GROUP, INC.'S MOTION TO EXCLUDE DAY IN THE LIFE OF AUSTIN HASTINGS VIDEO	
01/29/2015	D	NT	TRANSCRIPT FILED DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6), DAVID H KRAUSE 0070577 NOTICE OF FILING DEPOSITION TRANSCRIPT	
01/29/2015	D	NT	TRANSCRIPT FILED DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6), DAVID H KRAUSE 0070577 NOTICE OF FILING DEPOSITION TRANSCRIPT	
01/29/2015	D	NT	NOTICE FILED BY DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) ATTORNEY DAVID H KRAUSE 0070577 NOTICE OF FILING DEPOSITION TRANSCRIPTS	
01/29/2015	D	MO	MOTION FILED FOR DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ANNA MOORE CARULAS 0037161 DEFENDANTS AYMAN DAHMAN, M.D. AND MARY JO ALVERSON, CNM'S MOTION TO EXCLUDE DAY IN THE LIFE OF AUSTIN HASTINGS VIDEO	
01/29/2015	P	MO	MOTION FILED FOR PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS' MOTION TO COMPEL DEFENSE POWERPOINTS OR IN THE ALTERNATIVE MOTION TO EXCLUDE DEFENSE EXPERT MICHAEL ROSS, M.D.	
01/29/2015	P	MO	MOTION IN LIMINE PLAINTIFFS' OMNIBUS MOTION IN LIMINE	
01/29/2015	P1	SR	SUBPOENA FOR: CUSTODIAN OF RECORDS C/O OB-GYN ASSOCIATES, LLC SERVED JANUARY 23, 2015 UPON CHERYL KOHOUT .	
01/28/2015	P	NT	NOTICE FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 OBJECTIONS STILL IN ISSUE REGARDING DISCOVERY DEPOSITION OF: PATRICAI ELLEN GARRETT, R.N.	
01/28/2015	P	NT	NOTICE FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 OBJECTIONS STILL IN ISSUE REGARDING DISCOVERY DEPOSITION OF DARLENE MCDEVITT, R.N.	

01/28/2015	P	NT	NOTICE FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 OBJECTIONS STILL IN ISSUE REGARDING DISCOVERY DEPOSITION OF: DONNA RITER, R.N.
01/28/2015	P	NT	NOTICE FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 PLAINTIFFS' NOTICE OF FILING DEPOSITION TRANSCRIPT
01/28/2015	P	NT	NOTICE FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 PLAINTIFFS' NOTICE OF FILING DEPOSITION TRANSCRIPT
01/28/2015	P	NT	NOTICE FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 PLAINTIFFS' NOTICE OF FILING DEPOSITION TRANSCRIPT
01/28/2015	P	NT	NOTICE FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 PLAINTIFFS' NOTICE OF FILING DEPOSITION TRANSCRIPT
01/28/2015	P	NT	NOTICE FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 PLAINTIFFS' NOTICE OF FILING DEPOSITION TRANSCRIPT
01/28/2015	P	NT	NOTICE FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 PLAINTIFFS' NOTICE OF FILING DEPOSITION TRANSCRIPT
01/28/2015	P	NT	NOTICE FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 PLAINTIFFS' NOTICE OF FILING DEPOSITION TRANSCRIPT
01/28/2015	P	NT	TRANSCRIPT FILED PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3), PAMELA E PANTAGES 0046840 PLAINTIFFS' NOTICE OF FILING DEPOSITION TRANSCRIPT
01/28/2015	P	NT	TRANSCRIPT FILED PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3), PAMELA E PANTAGES 0046840 PLAINTIFFS' NOTICE OF FILING DEPOSITION TRANSCRIPT
01/27/2015	D	BR	BRIEF FILED BY DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ANNA MOORE CARULAS 0037161 BRIEF IN OPPOSITION TO PLAINTIFFS' MOTION TO EQUALIZE PEREMPTORY CHALLENGES AND TO PROHIBIT FRIENDLY CROSS EXAMINATIONS BY DEFENSE COUNSEL
01/26/2015	D	OT	GENERAL PLEADING FILED BY DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ATTORNEY ANNA MOORE CARULAS 0037161 PROPOSED VERDICT FORMS OF DEFENDANTS AYMAN DAHMAN MD AND MARY JO ALVERSON CNM
01/26/2015	D	OT	GENERAL PLEADING FILED BY DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ATTORNEY ANNA MOORE CARULAS 0037161 DEFENDANTS AYMAN DAHMAN, MD AND MARY JO ALVERSON, CNM¿S PROPOSED JURY INTERROGATORIES
01/26/2015	D	OT	GENERAL PLEADING FILED BY DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ATTORNEY ANNA MOORE CARULAS 0037161 DEFENDANTS AYMAN DAHMAN MD AND MARY JO ALVERSON, CNM¿S AMENDED PROPOSED JURY INSTRUCTIONS
01/26/2015	D	OT	GENERAL PLEADING FILED BY DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ATTORNEY ANNA MOORE CARULAS 0037161 AMENDED TRIAL BRIEF OF DEFENDANTS AYMAN DAHMAN, MD AND MARY JO ALVERSON, CNM

01/26/2015	D	BR	BRIEF FILED BY DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) DAVID H KRAUSE 0070577 DEFENDANTS, JOHANNA O'NEILL, M.D. AND SOUTHWEST GENERAL MEDICAL GROUP, INC'S BENCH BRIEF REGARDING PEREMPTORY CHALLENGES
01/26/2015	D	BR	BRIEF FILED BY DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) DAVID H KRAUSE 0070577 DEFENDANTS, JOHANNA O'NEILL, MD AND SOUTHWEST GENERAL MEDICAL GROUP, INC'S BENCH BRIEF IN SUPPORT OF THE USE OF A NARRATIVE JURY INTERROGATORY
01/26/2015	D	MO	MOTION IN LIMINE DEFENDANTS, JOHANNA O'NEILL, MD AND SOUTHWEST GENERAL MEDICAL GROUP, INC'S MOTION IN LIMINE TO PRECLUDE EVIDENCE OF OTHER LAWSUITS AND OR MEDICAL CARE INVOLVING OTHER PATIENTS
01/26/2015	D	OT	GENERAL PLEADING FILED BY DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) ATTORNEY DAVID H KRAUSE 0070577 DEFENDANTS, JOHANNA O'NEILL, MD AND SOUTHWEST GENERAL MEDICAL GROUP, INC.'S FIRST PROPOSED JURY INTERROGATORIES AND VERDICT FORMS
01/26/2015	D	MO	MOTION FILED FOR DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) DAVID H KRAUSE 0070577 DEFENDANTS, JOHANNA O'NEILL, MD AND SOUTHWEST GENERAL MEDICAL GROUP, INC'S MOTION TO PRECLUDE REFERENCE TO CONDUCT WHICH IS NOT THE PROXIMATE CAUSE OF INJURY
01/26/2015	D	MO	MOTION FILED FOR DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) DAVID H KRAUSE 0070577 DEFENDANTS, JOHANNA O'NEILL, MD AND SOUTHWEST GENERAL MEDICAL GROUP, INC'S MOTION TO PRECLUDE ADMISSION OF EXPERT REPORTS
01/26/2015	D	MO	MOTION FILED FOR DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) DAVID H KRAUSE 0070577 DEFENDANTS, JOHANNA O'NEILL, MD AND SOUTHWEST GENERAL MEDICAL GROUP, INC'S MOTION TO PRECLUDE PLAINTIFF FROM PRESENTING DEPOSITION TESTIMONY TO THE JURY UNLESS THE COURT RULES UPON OBJECTIONS
01/26/2015	D	MO	MOTION FILED FOR DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) DAVID H KRAUSE 0070577 DEFENDANTS, JOHANNA O'NEILL, MD AND SOUTHWEST GENERAL MEDICAL GROUP, INC'S MOTION TO PRECLUDE ANALOGY OF STANDARD OF CARE TO RULES OF ROAD OR JUROR EXPECTATIONS
01/26/2015	D	MO	MOTION IN LIMINE DEFENDANTS¿ MOTION IN LIMINE TO EXCLUDE CROSS EXAMINATION OR COMMENT BY PLAINTIFFS¿ COUNSEL AS TO UNSUBSTANTIATED ALLEGATIONS AND UNRELATED COLLATERAL ISSUES CONCERNING DEFENSE EXPERT WITNESS, MICHAEL ROSS, MD
01/21/2015	P	MO	MOTION FILED FOR PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS' MOTION TO EQUALIZE PEREMPTORY CHALLENGES AND TO PROHIBIT FRIENDLY CROSS EXAMINATION BY DEFENSE COUNSEL
01/21/2015	P	BR	REPLY BRIEF FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS' BRIEF OPPOSING DEFENDANTS' MOTION TO COMPEL THE MINOR PLAINTIFF'S PRESENCE DURING THE DEFENSE'S VOIR DIRE
01/21/2015	D	MO	MOTION FILED FOR DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ANNA MOORE CARULAS 0037161 MOTION OF DEFENDANTS AYMAN DAHMAN, MD AND MARY JO ALVERSON, CNM TO JOIN IN MOTION TO COMPEL AUSTIN HASTINGS' PRESENCE DURING VOIR DIRE

01/16/2015	D	MO	MOTION FILED FOR DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) DAVID H KRAUSE 0070577 DEFENDANTS' MOTION TO COMPEL AUSTIN HASTINGS PRESENCE DURING VOIR DIRE
01/16/2015	N/A	JE	DEFENDANTS JOHANNA O'NEILL, DO AND SOUTHWEST GENERAL MEDICAL GROUP, INC.'S MOTION TO COMPEL PLAINTIFF'S COUNSEL TO PRODUCE AUSTIN HASTINGS FOR MEETING WITH DEFENSE COUNSEL, FILED 01/08/2015, IS GRANTED. DEFENDANTS SHALL BE PERMITTED TO MEET AUSTIN HASTINGS BY 1/25/2015. PLAINTIFFS' MOTION TO PERMIT PLAINTIFFS ATTENDANCE AT THE FINAL PRETRIAL CONFERENCE, FILED 01/13/2015, IS GRANTED. DEFENDANTS AYMAN DAHMAN AND MARY JO ALVERSON, CNM'S MOTION TO COMPEL DEFENSE COUNSEL'S OPPORTUNITY TO MEET THE MINOR PLAINTIFF, AUSTIN HASTINGS, FILED 01/07/2015, IS GRANTED. DEFENSE COUNSEL SHALL BE PERMITTED TO MEET AUSTIN HASTINGS BY 1/25/2015. DEFENDANT SOUTHWEST GENERAL HEALTH CENTER'S MOTION TO COMPEL DEFENSE COUNSEL'S OPPORTUNITY TO MEET THE MINOR PLAINTIFF, AUSTIN HASTINGS, OR IN THE ALTERNATIVE TO PROHIBIT TESTIMONY FROM PLAINTIFF'S NEUROLOGY EXPERT, DANIEL ADLER, M.D. AS TO HIS NEWLY PRODUCED EXPERT REPORT OF DECEMBER 12, 2014 ATTESTING TO THE LIFE CARE PLAN, FILED 01/08/2015, IS MOOT. NOTICE ISSUED
01/15/2015	D	BR	BRIEF FILED BY DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) DAVID H KRAUSE 0070577 DEFENDANTS' TRIAL BRIEF AND EXHIBIT LIST.
01/15/2015	D	OT	GENERAL PLEADING FILED BY DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) ATTORNEY DAVID H KRAUSE 0070577 DEFENDANTS' PROPOSED JURY INSTRUCTIONS
01/15/2015	D	BR	REPLY BRIEF FILED BY DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ANNA MOORE CARULAS 0037161 REPLY BRIEF OF DEFENDANTS DAHMAN AND ALVERSON IN SUPPORT OF MOTION TO COMPEL DEFENSE COUNSEL'S OPPORTUNITY TO MEET THE MINOR PLAINTIFF, AUSTIN HASTINGS
01/14/2015	D1	OT	GENERAL PLEADING FILED BY D1 SOUTHWEST GENERAL HEALTH CENTER ATTORNEY WILLIAM A MEADOWS 0037243 DEFENDANT SOUTHWEST GENERAL HEALTH CENTER'S FIRST PROPOSED SET OF JURY INSTRUCTIONS
01/14/2015	D	OT	GENERAL PLEADING FILED BY DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ATTORNEY ANNA MOORE CARULAS 0037161 DEFENDANTS AYMAN DAHMAN, MD AND MARY JO ALVERSON, CNM'S PROPOSED JURY INSTRUCTIONS
01/14/2015	D	OT	GENERAL PLEADING FILED BY DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ATTORNEY ANNA MOORE CARULAS 0037161 TRIAL BRIEF OF DEFENDANTS AYMAN DAHMAN, MD AND MARY JO ALVERSON CNM
01/13/2015	P	BR	BRIEF FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS TRIAL BRIEF WITH LISTS OF WITNESSES AND EXHIBITS
01/13/2015	P	MO	MOTION FILED FOR PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS MOTION TO PERMIT PLAINTIFFS ATTENDANCE AT THE FINAL PRETRIAL CONFERENCE 01/16/2015 - MOOT
01/13/2015	P	BR	REPLY BRIEF FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS BRIEF OPPOSING DEFENDANTS JOINT MOTION TO COMPEL SECOND EXAMINATION OF MINOR PLAINTIFF AND TO EXCLUDE PLAINTIFFS EXPERTS TIMELY SUPPLEMENTAL REPORT

01/12/2015	D1	OT	GENERAL PLEADING FILED BY D1 SOUTHWEST GENERAL HEALTH CENTER ATTORNEY WILLIAM A MEADOWS 0037243 DEFENDANT SOUTHWEST GENERAL HEALTH CENTER'S FINAL PRETRIAL STATEMENT
01/08/2015	D	MO	MOTION FILED FOR DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) DAVID H KRAUSE 0070577 DEFENDANTS, JOHANNA O'NEILL, DO AND SOUTHWEST GENERAL MEDICAL GROUP, INC.'S MOTION TO COMPEL PLAINTIFF TO PRODUCE AUSTIN HASTINGS FOR MEETING WITH DEFENSE COUNSEL OR ALTERNATIVELY TO PROHIBIT NEW OPINIONS OF DR. ADLER REGARDING LIFE CARE PLAN AND TO PROHIBIT PHOTOGRAPHS AND/OR VIDEO NOT PREVIOUSLY PRODUCED. 01/16/2015 - GRANTED
01/08/2015	D2	OT	GENERAL PLEADING FILED BY D2 JOHNANNA O'NEILL ATTORNEY DAVID H KRAUSE 0070577 DEFENDANTS, JOHANNA O'NEILL, DO AND SOUTHWEST GENERAL MEDICAL GROUP, INC.'S FINAL PRETRIAL STATEMENT
01/08/2015	D1	MO	MOTION FILED FOR D1 SOUTHWEST GENERAL HEALTH CENTER WILLIAM A MEADOWS 0037243 DEFENDANT SOUTHWEST GENERAL HEALTH CENTER'S MOTION TO COMPEL DEFENSE COUNSEL'S OPPORTUNITY TO MEET THE MINOR PLAINTIFF, AUSTIN HASTINGS, OR IN THE ALTERNATIVE TO PROHIBIT TESTIMONY FROM PLAINTIFF'S NEUROLOGY EXPERT, DANIEL ADLER, M.D. AS TO HIS NEWLY PRODUCED EXPERT REPORT OF DECEMBER 12, 2014 ATTESTING TO THE LIFE CARE PLAN 01/16/2015 - MOOT
01/07/2015	D	MO	MOTION FILED FOR DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ANNA MOORE CARULAS 0037161 MOTION TO COMPEL DEFENSE COUNSEL'S OPPORTUNITY TO MEET THE MINOR PLAINTIFF, AUSTIN HASTINGS, OR IN THE ALTERNATIVE TO PROHIBIT TESTIMONY FROM PLAINTIFFS' NEUROLOGY EXPERT, DR. ADLER, AS TO HIS NEWLY PRODUCED EXPERT REPORT OF 12/12/14 ATTESTING TO THE LIFE CARE PLAN 01/16/2015 - GRANTED
07/02/2014	N/A	SC	FINAL PRETRIAL SCHEDULED FOR 07/28/2014 AT 10:00 AM IS CANCELLED. JUDGE: BRIAN J CORRIGAN (312) REASON: UNKNOWN (notice sent).
07/02/2014	N/A	SC	TRIAL BY JURY SCHEDULED FOR 08/18/2014 AT 09:00 AM IS CANCELLED. JUDGE: BRIAN J CORRIGAN (312) REASON: UNKNOWN (notice sent).
06/26/2014	D1	NT	NOTICE OF SUBSTITUTION OF COUNSEL FILED NOTICE OF SUBSTITUTION OF COUNSEL
06/26/2014	D	NT	NOTICE OF SUBSTITUTION OF COUNSEL FILED NOTICE OF SUBSTITUTION OF COUNSEL
06/25/2014	N/A	JE	PRE-TRIAL HELD 6/19/2014. TRIAL IS SET FOR 2/2/2015 AT 9:00 A.M. FINAL PRE-TRIAL SET FOR 1/15/2015 AT 8:30 A.M. PRETRIAL ORDER TO BE COMPLETED BY FINAL PRETRIAL. 1.) WITNESS LIST 2.) LIST OF PROPOSED EXHIBITS. 3.) LIST OF STIPULATIONS TO BE PRESENTED. 4.) TRIAL BRIEFS. 5.) PROPOSED JURY INSTRUCTIONS. FINAL PRETRIAL SET FOR 01/15/2015 AT 08:30 AM. TRIAL BY JURY SET FOR 02/02/2015 AT 09:00 AM. NOTICE ISSUED
06/12/2014	N/A	JE	DEFENDANT(S) SOUTHWEST GENERAL HEALTH CENTER, JOHANNA O'NEILL, AYMAN DAHMAN, MARY JO ALVERSON, CNM AND SOUTHWEST GENERAL MEDICAL GROUP, INC.'S JOINT MOTION TO CONTINUE DEFENSE EXPERT REPORT DEADLINE AND TRIAL DATE, FILED 05/27/2014, IS GRANTED. DEFENDANTS' EXPERT REPORT DEADLINE IS EXTENDED TO 7/28/2014. THE 8/18/2014 TRIAL DATE IS VACATED. A PRE-TRIAL FOR THE PURPOSE OF SELECTING A NEW TRIAL DATE IS SET FOR 6/19/2014 AT 9:15 A.M. NOTICE ISSUED
06/12/2014	N/A	JE	PRETRIAL SET FOR 06/19/2014 AT 09:15 AM. NOTICE ISSUED

06/10/2014	D	MO	DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM (D5)'S MOTION FOR CONTINUANCE ANNA MOORE CARULAS 0037161. ^F^ SUPPLEMENT TO DEFENDANTS' JOINT MOTION FOR EXTENSION OF EXPERT DEADLINES AND MOTION TO CONTINUE TRIAL 06/11/2014 - GRANTED
06/03/2014	P	BR	REPLY BRIEF FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ROMNEY B CULLERS 0053668 PLAINTIFFS' BRIEF IN OPPOSITION TO DEFENDANTS' JOINT MOTION TO CONTINUE DEFENSE EXPERT REPORT DEADLINE AND TRIAL DATE
05/27/2014	D	MO	DEFENDANT(S) SOUTHWEST GENERAL HEALTH CENTER(D1), JOHNANNA O'NEILL(D2), AYMAN DAHMAN(D3), MARY JO ALVERSON, CNM(D5) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6)'S MOTION FOR CONTINUANCE ANNA MOORE CARULAS 0037161. ^F^ DEFENDANTS' JOINT MOTION TO CONTINUE DEFENSE EXPERT REPORT DEADLINE AND TRIAL DATE 06/12/2014 - GRANTED
04/30/2014	D	NT	NOTICE FILED BY DEFENDANT(S) SOUTHWEST GENERAL HEALTH CENTER(D1) and JOHNANNA O'NEILL(D2) ATTORNEY MARILENA DISILVIO 0064575 INDEPENDENT MEDICAL EXAMINATION
04/29/2014	N/A	JE	DEFENDANTS SOUTHWEST GENERAL HEALTH CENTER AND JOHANNA O'NEIL, M.D.'S MOTION TO COMPEL PLAINTIFFS' DEPOSITIONS, FILED 04/01/2014, IS UNOPPOSED AND GRANTED. PLAINTIFFS ARE ORDERED TO SUBMIT TO DEPOSITIONS WITHIN 30 DAYS OF THIS ORDER. NOTICE ISSUED
04/01/2014	D	MO	MOTION FILED FOR DEFENDANT(S) SOUTHWEST GENERAL HEALTH CENTER(D1) and JOHNANNA O'NEILL(D2) MARILENA DISILVIO 0064575 DEFENDANTS SOUTHWEST GENERAL HEALTH CENTER AND JOHANNA O'NEIL, M.D.'S MOTION TO COMPEL PLAINTIFFS' DEPOSITIONS 04/29/2014 - GRANTED
03/31/2014	N/A	JE	PLAINTIFFS' MOTION TO COMPEL DISCOVERY DEPOSITIONS OF DEFENDANTS, FILED 02/06/2014, IS MOOT. PLAINTIFF'S COUNSEL HAS INFORMED THE COURT THAT THE DISCOVERY DEPOSITIONS THAT ARE THE SUBJECT OF THE MOTION HAVE BEEN COMPLETED. NOTICE ISSUED
03/14/2014	D1	MO	D1 SOUTHWEST GENERAL HEALTH CENTER JMOTION TO COMPEL PLAINTIFFS' ANSWERS AND RESPONSES TO DISCOVERY MARILENA DISILVIO 0064575 04/24/2014 - MOOT
02/18/2014	N/A	JE	THE COURT HAS RECEIVED PLAINTIFF'S NOTICE OF PARTIAL VOLUNTARY DISMISSAL. DEFENDANT SAYED MASSOOMI, M.D. IS THUS HEREBY DISMISSED WITHOUT PREJUDICE. ALL OTHER CLAIMS AGAINST ALL REMAINING DEFENDANTS REMAIN PENDING. NOTICE ISSUED
02/13/2014	P	NT	NOTICE OF APPEARANCE, FILED PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840. PLAINTIFFS' NOTICE OF APPEARANCE OF CO-COUNSEL
02/13/2014	D5	BR	BRIEF FILED BY D5 MARY JO ALVERSON, CNM ANNA MOORE CARULAS 0037161 DEFENDANT MARY JO ALVERSON, CNM'S RESPONSE TO PLAINTIFFS' MOTION TO COMPEL DISCOVERY DEPOSITIONS OF DEFENDANTS
02/13/2014	D1	BR	DEFENDANTS BRIEF IN OPPOSITION TO PLAINTIFFS' MOTION TO COMPEL DISCOVERY DEPOSITIONS OF DEFENDANTS. MARILENA DISILVIO (0064575)
02/11/2014	P	NT	NOTICE OF APPEARANCE, FILED PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840. PLAINTIFFS' NOTICE OF APPEARANCE OF CO-COUNSEL
02/11/2014	P	NT	NOTICE OF PLAINTIFFS' NOTICE OF PARTIAL VOLUNTARY DISMISSAL
02/11/2014	P	NT	NOTICE OF PLAINTIFFS' NOTICE OF PARTIAL VOLUNTARY DISMISSAL

02/06/2014	P	MO	MOTION FILED FOR PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS' MOTION TO COMPEL DISCOVERY DEPOSITIONS OF DEFENDANTS 03/31/2014 - MOOT
10/24/2013	N/A	JE	PRE-TRIAL HELD 10/23/2013. NEW DEADLINES ARE AS FOLLOWS: DISCOVERY CUT-OFF 2/28/2014. PLAINTIFF'S EXPERT REPORT DUE 3/27/2014. DEFENDANT'S EXPERT REPORT DUE 5/27/2014. FINAL PRE-TRIAL SET FOR 7/28/2014 AT 10:00 A.M. TRIAL SET FOR 8/18/2014 AT 9:00 A.M. PRETRIAL ORDER TO BE COMPLETED BY FINAL PRETRIAL. 1.) WITNESS LIST 2.) LIST OF PROPOSED EXHIBITS. 3.) LIST OF STIPLUATIONS TO BE PRESENTED. 4.) TRIAL BRIEFS. 5.) PROPOSED JURY INSTRUCTIONS. NOTICE ISSUED
10/23/2013	N/A	SC	TRIAL BY JURY PREVIOUSLY SCHEDULED FOR 03/03/2014 AT 09:00 AM IS RESCHEDULED FOR 08/18/2014 AT 09:00 AM (Notice Sent).
10/23/2013	N/A	SC	TRIAL BY JURY SCHEDULED FOR 03/03/2014 AT 09:00 AM IS CANCELLED. JUDGE: BRIAN J CORRIGAN (312) REASON: UNKNOWN (notice sent).
10/23/2013	N/A	SC	FINAL PRE-TRIAL PREVIOUSLY SCHEDULED FOR 01/28/2014 AT 08:30 AM IS RESCHEDULED FOR 07/28/2014 AT 10:00 AM (Notice Sent).
10/23/2013	N/A	SC	FINAL PRE-TRIAL SCHEDULED FOR 01/28/2014 AT 08:30 AM IS CANCELLED. JUDGE: BRIAN J CORRIGAN (312) REASON: UNKNOWN (notice sent).
10/09/2013	N/A	JE	DEFENDANTS' MOTION FOR PRE-TRIAL, FILED 9/10/13, IS GRANTED. PRE-TRIAL IS SET FOR 10/23/13 AT 9:15 A.M. NOTICE ISSUED
10/04/2013	N/A	SC	PRE-TRIAL SET FOR 10/23/2013 AT 09:15 AM.
09/10/2013	D	MO	DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) MOTION FOR PRETRIAL MARILENA DISILVIO 0064575 10/09/2013 - GRANTED
02/13/2013	N/A	JE	PRE-TRIAL HELD ON 02/07/2013. PLAINTIFF'S EXPERT REPORT: 6/1/13. DEFENDANT'S EXPERT REPORT: 9/1/13. FINAL PRETRIAL SET FOR 01/28/2014 AT 08:30 AM. JURY TRIAL SET FOR 03/03/2014 AT 09:00 AM. PRETRIAL ORDER TO BE COMPLETED BY FINAL PRETRIAL. 1.) WITNESS LIST 2.) LIST OF PROPOSED EXHIBITS. 3.) LIST OF STIPLUATIONS TO BE PRESENTED. 4.) TRIAL BRIEFS. 5.) PROPOSED JURY INSTRUCTIONS. NOTICE ISSUED
11/13/2012	D	OT	DEFENDANT(S) SOUTHWEST GENERAL HEALTH CENTER(D1), JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) STIPULATION LEAVE TO RESPOND TO PLTF'S FIRST SET OF DISCOVERY REQUESTS. MARILENA DISILVIO 0064575
10/18/2012	N/A	JE	CASE MGMNT CONFERENCE HELD ON 10/17/2012. PRETRIAL SET FOR 02/07/2013 AT 08:30 AM. NOTICE ISSUED
10/17/2012	D	AN	DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ANSWER. WITH JURY DEMAND ANNA MOORE CARULAS 0037161
10/16/2012	D	OT	DEFENDANT(S) SOUTHWEST GENERAL HEALTH CENTER(D1) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) STIPULATED LEAVE TO RESPOND TO PLTFS. FIRST SET OF DISCOVERY REQUESTS. MARILENA DISILVIO 0064575
10/05/2012	D4	AN	D4 SAYED MASSOOMI ANSWER. WITH JURY DEMAND RONALD A MINGUS 0047217
09/26/2012	D4	SR	CERTIFIED MAIL RECEIPT NO. 20074837 RETURNED BY U.S. MAIL DEPARTMENT 09/26/2012 MASSOOMI MD/SAYED/ MAIL RECEIVED AT ADDRESS 09/24/2012 SIGNED BY OTHER.
09/25/2012	D5	SR	CERTIFIED MAIL RECEIPT NO. 20074852 RETURNED 09/25/2012 FAILURE OF SERVICE ON DEFENDANT ALVERSON, CNM/MARY/JO - UNABLE TO FORWARD NOTICE MAILED TO PLAINTIFF(S) ATTORNEY
09/24/2012	N/A	SR	SCHEDULE ATTORNEY NOTICE. NOTICE GENERATED FOR ALVERSON, CNM/MARY/JO ON 09/24/2012 16:53:54

09/24/2012	N/A	SR	SCHEDULE ATTORNEY NOTICE. NOTICE GENERATED FOR MASSOOMI/SAYED/ ON 09/24/2012 16:53:54
09/24/2012	N/A	SR	SCHEDULE ATTORNEY NOTICE. NOTICE GENERATED FOR DAHMAN/AYMAN/ ON 09/24/2012 16:53:54
09/24/2012	N/A	SR	SCHEDULE ATTORNEY NOTICE. NOTICE GENERATED FOR O'NEILL/JOHNANNA/ ON 09/24/2012 16:53:54
09/24/2012	N/A	SR	SCHEDULE ATTORNEY NOTICE. NOTICE GENERATED FOR DISILVIO/MARILENA/ ON 09/24/2012 16:53:54
09/24/2012	N/A	SR	SCHEDULE ATTORNEY NOTICE. NOTICE GENERATED FOR PANTAGES/PAMELA/E ON 09/24/2012 16:53:54
09/24/2012	N/A	SC	CASE MGMNT CONFERENCE SET FOR 10/17/2012 AT 08:30 AM.
09/21/2012	D3	SR	CERTIFIED MAIL RECEIPT NO. 20074831 RETURNED BY U.S. MAIL DEPARTMENT 09/20/2012 DAHMAN MD/AYMAN/ MAIL RECEIVED AT ADDRESS 09/19/2012 SIGNED BY OTHER.
09/18/2012	D4	SR	SUMS COMPLAINT(20074837) SENT BY CERTIFIED MAIL. TO: SAYED MASSOOMI MD SOUTHWEST MEDICAL CARE 18697 BAGLEY ROAD STE C 07 MIDDLEBURG HEIGHTS, OH 44130-0000
09/18/2012	D5	SR	SUMS COMPLAINT(20074852) SENT BY CERTIFIED MAIL. TO: MARY JO ALVERSON, CNM 6789 RIDGE ROAD #201 PARMA, OH 44129-0000
09/18/2012	D3	SR	SUMS COMPLAINT(20074831) SENT BY CERTIFIED MAIL. TO: AYMAN DAHMAN MD OB ASSOCIATES LLC 6900 PEARL ROAD STE 300 CLEVELAND, OH 44130-0000
09/14/2012	D5	CS	WRIT FEE
09/14/2012	D4	CS	WRIT FEE
09/14/2012	D3	CS	WRIT FEE
09/11/2012	D5	SR	INSTRUCTION FOR SERVICE ON COMPLAINT SENT BY CERTIFIED MAIL TO MARY JO ALVERSON CNM FILED.
09/11/2012	D4	SR	INSTRUCTION FOR SERVICE ON COMPLAINT SENT BY CERTIFIED MAIL TO SAYED MASSOOMI MD FILED.
09/11/2012	D3	SR	INSTRUCTION FOR SERVICE ON COMPLAINT SENT BY CERTIFIED MAIL TO AYMAN DAHMAN MD FILED.
08/14/2012	D	AN	DEFENDANT(S) SOUTHWEST GENERAL HEALTH CENTER(D1) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) ANSWER ON BEHALF OF DEFTS. SOUTHWEST GENERAL HEALTH CENTER, SOUTHWEST GENERAL MEDICAL GROUP, INC. AND JOHANNA O'NEILL, M.D.. WITH JURY DEMAND MARILENA DISILVIO 0064575
08/03/2012	D6	SR	CERTIFIED MAIL RECEIPT NO. 19653145 RETURNED BY U.S. MAIL DEPARTMENT 08/03/2012 SOUTHWEST GENERAL MEDICAL GROUP, INC. MAIL RECEIVED AT ADDRESS 08/01/2012 SIGNED BY OTHER.
07/30/2012	D4	SR	CERTIFIED MAIL RECEIPT NO. 19653143 RETURNED 07/30/2012 FAILURE OF SERVICE ON DEFENDANT MASSOOMI MD/SAYED/ - ATTEMPTED NOT KNOWN NOTICE MAILED TO PLAINTIFF(S) ATTORNEY
07/24/2012	D1	SR	CERTIFIED MAIL RECEIPT NO. 19653140 RETURNED BY U.S. MAIL DEPARTMENT 07/23/2012 SOUTHWEST GENERAL HEALTH CENTER MAIL RECEIVED AT ADDRESS 07/20/2012 SIGNED BY OTHER.
07/23/2012	D2	SR	CERTIFIED MAIL RECEIPT NO. 19653141 RETURNED BY U.S. MAIL DEPARTMENT 07/20/2012 O'NEILL MD/JOHNANNA/ MAIL RECEIVED AT ADDRESS 07/19/2012 SIGNED BY OTHER.
07/23/2012	D3	SR	CERTIFIED MAIL RECEIPT NO. 19653142 RETURNED 07/23/2012 FAILURE OF SERVICE ON DEFENDANT DAHMAN MD/AYMAN/ - NO REASON INDICATED NOTICE MAILED TO PLAINTIFF(S) ATTORNEY
07/23/2012	D5	SR	CERTIFIED MAIL RECEIPT NO. 19653144 RETURNED 07/23/2012 FAILURE OF SERVICE ON DEFENDANT ALVERSON, CNM/MARY/JO - NO REASON INDICATED NOTICE MAILED TO PLAINTIFF(S) ATTORNEY
07/18/2012	D6	SR	SUMS COMPLAINT(19653145) SENT BY CERTIFIED MAIL. TO: SOUTHWEST GENERAL MEDICAL GROUP, INC. 7215 OLD OAK BLVD., SUITE A-416 MIDDLEBURG HEIGHTS, OH 44130-0000

07/18/2012	D5	SR	SUMS COMPLAINT(19653144) SENT BY CERTIFIED MAIL. TO: MARY JO ALVERSON, CNM 7215 OLD OAK BLVD., SUITE A-416 MIDDLEBURG HEIGHTS, OH 44130-0000
07/18/2012	D4	SR	SUMS COMPLAINT(19653143) SENT BY CERTIFIED MAIL. TO: SAYED MASSOOMI MD 18697 BAGLEY ROAD MIDDLEBURG HTS, OH 44103-0000
07/18/2012	D3	SR	SUMS COMPLAINT(19653142) SENT BY CERTIFIED MAIL. TO: AYMAN DAHMAN MD 7215 OLD OAK BLVD., SUITE A-416 MIDDLEBURG HEIGHTS, OH 44130-0000
07/18/2012	D2	SR	SUMS COMPLAINT(19653141) SENT BY CERTIFIED MAIL. TO: JOHNANNA O'NEILL MD 7215 OLD OAK BLVD., SUITE A-416 MIDDLEBURG HEIGHTS, OH 44130-0000
07/18/2012	D1	SR	SUMS COMPLAINT(19653140) SENT BY CERTIFIED MAIL. TO: SOUTHWEST GENERAL HEALTH CENTER 18697 BAGLEY ROAD MIDDLEBURG HTS, OH 44103-0000
07/03/2012	D6	CS	WRIT FEE
07/03/2012	D5	CS	WRIT FEE
07/03/2012	D4	CS	WRIT FEE
07/03/2012	D3	CS	WRIT FEE
07/03/2012	D2	CS	WRIT FEE
07/03/2012	D1	CS	WRIT FEE
06/26/2012	N/A	SF	JUDGE BRIAN J CORRIGAN ASSIGNED (RANDOM)
06/26/2012	P1	SF	LEGAL RESEARCH
06/26/2012	P1	SF	LEGAL NEWS
06/26/2012	P1	SF	LEGAL AID
06/26/2012	P1	SF	COURT SPECIAL PROJECTS FUND
06/26/2012	P1	SF	COMPUTER FEE
06/26/2012	P1	SF	CLERK'S FEE
06/26/2012	P1	SF	DEPOSIT AMOUNT PAID THE BECKER LAW FIRM CO LPA
06/26/2012	P1	SF	DEPOSIT AMOUNT PAID THE BECKER LAW FIRM CO LPA
06/26/2012	N/A	SF	CASE FILED
06/26/2012	P1	SR	COMPLAINT WITH JURY DEMAND FILED. SERVICE REQUEST - SUMMONS BY CERTIFIED MAIL TO THE DEFENDANT(S).

Only the official court records available from the Cuyahoga County Clerk of Courts, available in person, should be relied upon as accurate and current.
For questions/comments please click here.
Copyright © 2015 PROWARE. All Rights Reserved. 1.0.109

From: Carulas, Anna
Sent: Friday, January 23, 2015 9:24 AM
To: Leslie Hines; ppantages@beckerlawlpa.com; dkrause@reminger.com
Subject: RE: Hastings v. Southwest General Health Center, et al.

Hi Leslie,

Thanks so much for letting us know this. I have discussed this with my clients and wanted you to know their position. I currently have a case on appeal that was tried before Judge Kelly last March. Given this (and I could provide more details if necessary) my clients and I would object to this case being tried before Judge Kelly. We are fine with the case being tried before Judge Coyne. I thought I should let you and counsel know our position as soon as possible, if hopefully this can help to secure Judge Coyne. I have spoken with David Krause who has indicated that Judge Coyne is acceptable to him, although I have not yet had a chance to discuss this with Pam Pantages.

Thanks very much,

Anna

Anna Moore Carulas

1375 East Ninth Street
One Cleveland Center, 9th Floor
Cleveland, OH 44114
Direct Phone No.: 216.615.7401
Main Phone No.: 216.623.0150
Fax No.: 216.623.0134
Email: acarulas@ralaw.com
www.ralaw.com
Roetzel & Andress, A Legal Professional Association

Both Anna Carulas and Roetzel & Andress intend that this message be used exclusively by the addressee(s). This message may contain information that is privileged, confidential and exempt from disclosure under applicable law. Unauthorized disclosure or use of this information is strictly prohibited. If you have received this communication in error, please permanently dispose of the original message and notify Anna Carulas immediately at 216.615.7401. Thank you.

From: Leslie Hines [mailto:lhines@cuyahogacounty.us]
Sent: Thursday, January 22, 2015 4:38 PM
To: ppantages@beckerlawlpa.com; Carulas, Anna; dkrause@reminger.com
Subject: Hastings v. Southwest General Health Center, et al.

Counsel,

EXHIBIT B

A visiting judge will be hearing your case, and he will most likely start it on 2/2. Your case is first on the list for that day, so it is likely to start on time. The visiting judges for February are Judge Pat Kelly and Judge William Coyne. I will let you know more details when I know them. Please let me know if you have any questions.

Best,

Leslie

Leslie Hines
Judicial Staff Attorney to the Hon. Judge Brian J. Corrigan
Cuyahoga County Court of Common Pleas
1200 Ontario St.
Cleveland, Ohio 44114
Direct line: (216) 443-8577

From: Leslie Hines [mailto:lhines@cuyahogacounty.us]
Sent: Thursday, January 29, 2015 11:31 AM
To: Pamela Pantages; Reedy, Janis; Carulas, Anna; dkrause@reminger.com; ADavis@reminger.com
Cc: Vikki Bonafield
Subject: RE: Hastings v. Southwest General Health Center, et al.

Counsel,

There has been a change in the visiting judge schedule for February. The judges are Judge Coyne and Judge Lillian Greene. I have been told that, because Judge Greene has seniority and your case is first on the list, she will be hearing your case on Monday. Your case will likely be heard in courtroom 3A or 3B—check in with the visiting judges' bailiff, Donna Kelleher, for further instruction on Monday morning. You should also bring copies of your pre-trial motions and briefs (trial and bench briefs, motions in limine and oppositions, etc.) on Monday morning. Your file will already be there. Please let me know today if you have any questions, as I will not be available tomorrow. You can also call me at 216 443 8577.

Best,

Leslie

EXHIBIT C

From: Carulas, Anna
Sent: Thursday, January 29, 2015 5:37 PM
To: Pamela Pantages; Leslie Hines; Reedy, Janis; dkrause@reminger.com; ADavis@reminger.com
Cc: Vikki Bonafield
Subject: RE: Hastings v. Southwest General Health Center, et al.

Leslie - again I apologize for all of these emails after hours and with you out tomorrow. My understanding is that counsel and clients are entitled to have their case tried by a judge based on the system of random assignment. Our preference is always to have the case tried by the judge assigned and especially would be our preference to have Judge Corrigan try the case. We completely understand, however, his desire and need to spin the case with everything else he has on his docket. My understanding after practicing in this county for almost 30 years, is that a spin to an judge other than the one assigned must be by agreement of all counsel and clients and indeed, I have never seen a situation where a party has been forced to a visiting judge without their consent.

I did not mean to speak on behalf of all counsel, but since I had spoken Ms. Pantages, Mr. Krause & Mr. Davis earlier this week who indicated they and their clients were all agreeable to Judge Coyne, I was relaying that as a solution to allow this case to go forward on Monday with consent from all.

Thanks for your attention to this,

Anna

From: Pamela Pantages [mailto:PPantages@beckerlawlpa.com]
Sent: Thursday, January 29, 2015 5:23 PM
To: Carulas, Anna; Leslie Hines; Reedy, Janis; dkrause@reminger.com; ADavis@reminger.com
Cc: Vikki Bonafield
Subject: RE: Hastings v. Southwest General Health Center, et al.

Dear Leslie:

I think it's highly improper for defense counsel (and her "carrier client") to attempt influence you regarding our judicial assignment, and likewise improper for her to speak behalf of Plaintiffs. We will appear in Judge Greene's courtroom (3A) Monday morning per Judge Corrigan's order.

Pamela Pantages, Esq.
The Becker Law Firm, LPA
Offices in Cleveland & Elyria, Ohio
(800) 826-2433
(440) 323-7070
(440) 323-1879 fax
www.beckerlawlpa.com
www.ohio-birthinjurylawyers.com
ppantages@beckerlawlpa.com
or pepantages@gmail.com

EXHIBIT D

From: Carulas, Anna [mailto:acarulas@ralaw.com]
Sent: Thursday, January 29, 2015 5:08 PM
To: Leslie Hines; Pamela Pantages; Reedy, Janis; dkrause@reminger.com; ADavis@reminger.com
Cc: Vikki Bonafield
Subject: RE: Hastings v. Southwest General Health Center, et al.
Importance: High

Leslie - I apologize for getting back to you this late. I personally have not been before Judge Greene before. I advised my carrier client this afternoon, however, about the assignment and they have a strong objection to Judge Greene handling the case, given prior experience.

If Judge Coyne is available to try this case for us, I know that all counsel and clients have indicated that a spin to him would be agreeable to all.

I know you indicated you would be out tomorrow, but hopefully you will receive this email and be able to get back to us?

Thanks much,

Anna

From: Leslie Hines [mailto:lhines@cuyahogacounty.us]
Sent: Thursday, January 29, 2015 11:38 AM
To: Pamela Pantages; Reedy, Janis; Carulas, Anna; dkrause@reminger.com; ADavis@reminger.com
Cc: Vikki Bonafield
Subject: RE: Hastings v. Southwest General Health Center, et al.

I have just received word from Donna Kelleher that Judge Greene will be in courtroom 3A in the old courthouse. Please report there on Monday morning. Thank you.

From: Leslie Hines
Sent: Thursday, January 29, 2015 11:30 AM
To: 'Pamela Pantages'; Reedy, Janis; Carulas, Anna; dkrause@reminger.com; ADavis@reminger.com
Cc: Vikki Bonafield
Subject: RE: Hastings v. Southwest General Health Center, et al.

Counsel,

There has been a change in the visiting judge schedule for February. The judges are Judge Coyne and Judge Lillian Greene. I have been told that, because Judge Greene has seniority and your case is first on the list, she will be hearing your case on Monday. Your case will likely be heard in courtroom 3A or 3B—check in with the visiting judges' bailiff, Donna Kelleher, for further instruction on Monday morning. You should also bring copies of your pre-trial motions and briefs (trial and bench briefs, motions in limine and oppositions, etc.) on Monday morning. Your file will already be there. Please let me know today if you have any questions, as I will not be available tomorrow. You can also call me at 216 443 8577.

Best,

Leslie

STATE OF OHIO)
) ss. AFFIDAVIT OF ANNA M. CARULAS, ESQ.
CUYAHOGA COUNTY)

Now comes Anna M. Carulas, Esq., who deposes and states the following:

1. On the morning of February 2, 2015, Visiting Judge Greene conducted a conference with all counsel to discuss the status of the trial.

2. Relators' counsel left that conference with a good faith belief that Visiting Judge Greene could not be fair and impartial toward them.

3. On February 2, 2015, Relators filed an Affidavit of Disqualification with the Ohio Supreme Court.

4. On February 5, 2015, Chief Justice Maureen O'Connor denied the Affidavit of Disqualification.

5. In denying the Affidavit of Disqualification, Chief Justice O'Connor merely stated that "[t]he case may proceed before Judge Greene."

6. The February 2, 2015 trial date was ultimately continued.

7. With the February 2, 2015 trial continued, Respondent Judge Corrigan's previous "unavailability" became moot.

8. Instead of the case being returned to Respondent Judge Corrigan, the parties were instructed by Respondent Judge Corrigan to appear before Visiting Judge Greene in order to obtain a new trial date.

9. Over Relators' objection the parties appeared before Visiting Judge Greene on February 9, 2015 and a trial date of April 6, 2015 was scheduled but never journalized.

10. At this hearing of Feb 9, 2015, Relators stated their objections to the initial transfer as well as Visiting Judge Greene's continuing jurisdiction over this matter. At this hearing, the issue as to future motions was raised and Visiting Judge Greene explicitly stated that those matters should be returned and addressed by Respondent Judge Corrigan.

11. Although the trial date of April 6, 2015 was never journalized, there is an Entry on the Docket without an attached Order which states: "Visiting Judge Lillian J. Greene assigned to case (manually)."

12. Due to conflicts with the April 6, 2015 trial date, Relators and Codefendants filed Motions for Continuances on February 10, 2015 and February 12, 2015, respectively.

EXHIBIT E

13. On February 12, 2015, Relators filed a Motion to Return This Case to the Docket of Respondent Judge Corrigan for Ruling on the Motions to Continue, Motions in Limine, Trial and Final Disposition.

14. There has been no ruling on either the Motions to Continue or the Motion to Return This Case to the Docket of Respondent Judge Corrigan.

15. The parties have been informed that Visiting Judge Greene will rule on the Motions to Continue.

16. The parties have been instructed to select a new trial date for a trial before Visiting Judge Greene.

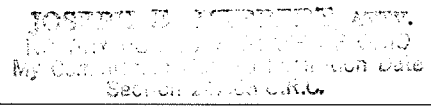
17. Respondent Judge Corrigan has effectively transferred/assigned this case to Visiting Judge Greene for full and final disposition on the absence of the requisite "unavailability" of Respondent Judge Corrigan.

18. To date, over Relators' objections, the parties are coordinating a new trial date before Visiting Judge Greene.

FURTHER AFFIDAVIT SAYETH NAUGHT.

Anna M. Carulas, Esq.

SWORN TO BEFORE ME and subscribed in my presence this 9th day of March, 2015.



Notary Public

IN THE SUPREME COURT OF OHIO

IN RE:	)	**CASE NO. _____**
	)	
	)	***Hastings, et al. v. Southwest General Health Center, et al.***
DISQUALIFICATION OF JUDGE LILLIAN GREENE, CUYAHOGA COUNTY COURT OF COMMON PLEAS	)	**Cuyahoga County Court of Common Pleas Case No. 785788**
	)	
	)	**AFFIDAVIT OF DISQUALIFICATION**

Now comes Anna Moore Carulas, Esq., being first duly sworn and having personal knowledge of the facts contained herein, according to law, deposes and states the following:

1. This Affidavit of Disqualification is being filed less than seven days prior to the next hearing date because compliance with the seven-day statutory deadline for filing this Affidavit of Disqualification was impossible, since the direct incidence of bias and prejudice of Judge Greene did not occur until the morning of February 2, 2015.

2. Affiant is trial counsel for Defendants Ayman Dahman, MD and Mary Jo Alverson, CNM in the Cuyahoga County Court of Common Pleas case styled *Hastings, et al. v. Southwest General Health Center, et al.*, and thus, I have personal knowledge of all the events at issue herein.

3. On Sunday, February 1, 2015, Defendants, Ayman Dahman, M.D. and Mary Jo Alverson, CNM filed a Writ of Prohibition and Motion for Emergency Stay and Expedited Alternative Writ objecting to the process of re-assigning a case from the randomly-assigned judge to a retired visiting judge, in violation of Rule 36 of the Rules of Superintendence, in the absence of a Cuyahoga County local rule supporting such a transfer and absent consent. (See Ohio Supreme Court Case No. 2015-0173.)

EXHIBIT F

4. On the morning of February 2, 2015, all counsel on the above-captioned case appeared for the first time before retired visiting judge, Lillian E. Greene, pursuant to the Order entered on Friday afternoon, January 30, 2015 by Judges Brian J. Corrigan and John J. Russo transferring this case for jury trial before Judge Greene.

5. At that time, I advised Judge Greene that as counsel for Defendants, Ayman Dahman and Mary Jo Alverson, CNM, we had filed a Complaint for Writ of Prohibition in conjunction with a Motion for Emergency Stay and Expedited Alternative Writ pertaining to the circumstances surrounding the manner in which this case was transferred away from the presiding judge.

6. In response, Pamela Pantages, counsel for Plaintiffs, advised Judge Greene that I had raised an objection of my client ProAssurance specifically about her, given a case Judge Greene had handled for a ProAssurance-insured in the past. After description of the case, Judge Greene indicated that she remembered the case and circumstances involved.

7. By way of background, the *Harris (nee McCleod) v. Mt. Sinai Medical Center* matter was a case wherein the Plaintiffs' counsel was Geoffrey Feigert from Michigan. This case was "spun" from Judge Lillian E. Greene to visiting judge, Robert Lawther. After a 3-week trial, the jury returned a $30 million verdict against the ProAssurance-insured obstetrician. The ProAssurance-insured defendant filed a Motion for New Trial based on the irregularities of the proceedings, the conduct of Plaintiffs' counsel and the excessive award. The trial judge, Judge Lawther, wrote an extensive opinion and rationale as to why a new trial should be granted for the defense. Thereafter, Judge Greene reinstated the $30 million verdict for the Plaintiffs. The case proceeded to the appellate level and then subsequently to the Ohio Supreme Court, where Judge Lawther's granting of a new trial was sustained.

8. I responded by indicating that my clients were objecting to being compelled against their consent to appear before any judge other than the randomly assigned presiding judge. Counsel from my office, Attorney Douglas Leak, was also present and indicated that, in light of the filing of the Complaint for Writ of Prohibition and Motion for Emergency Stay and Expedited Alternative Writ, the trial should not go forward until resolution by the Ohio Supreme Court.

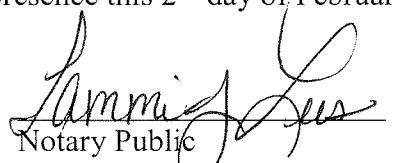
9. In response, Judge Greene stated that she was not anxious for this trial to go forward, as it sounds as if "there is a vengeance from 10 years ago." She continued the trial for one day and advised counsel to further research the issue and return to appear in front of her the following morning, February 3, 2015.

10. Judge Greene's comment that she perceives the Defendants as acting with vengeance towards her raises a justifiable objection about her ability to be unbiased and unprejudiced in trying this case involving my clients.

Wherefore, this Court should enter an Order disqualifying Judge Lillian E. Greene from presiding over this case.

Anna Moore Carulas (0037161)
Roetzel & Andress, LPA
1375 East 9th Street, 9th Floor
Cleveland, OH 44114
216.623.0150 / 216.623.0134 fax
acarulas@ralaw.com
Attorney for Defendants Ayman Dahman, MD and Mary Jo Alverson, CNM

SWORN TO BEFORE ME and subscribed in my presence this 2nd day of February, 2015.



Notary Public

TAMMI J. LEES, Atty.
NOTARY PUBLIC STATE OF OHIO
My commission has no expiration date
Section 147.03 R.C.

PROOF OF SERVICE

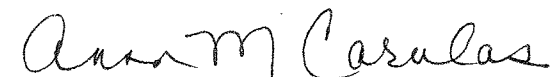
A copy of the foregoing was served February 2, 2015 via e-mail to:

Judge Lillian E. Greene
Cuyahoga County Common Pleas Court
Courtroom 3A, Old Courthouse
One Lakeside Avenue
Cleveland, OH 44113

Pamela Pantages
The Becker Law Firm, LPA
134 Middle Avenue
Elyria, OH 44035
ppantages@beckerlawlpa.com
Attorney for the Hastings Plaintiffs

Paul Flowers
Paul W. Flowers Co., LPA
Terminal Tower, 35th Floor
50 Public Square
Cleveland, Ohio 44113
pwf@pwfco.com
Attorney for the Hastings Plaintiffs

David Krause
Reminger Co., LPA
101 W. Prospect Avenue, Suite 1400
Cleveland, OH 44115
dkrause@reminger.com
Attorney for Johanna O'Neill, M.D. and Southwest General Medical Group, Inc.



Anna Moore Carulas, Esq.

IN THE SUPREME COURT OF OHIO

AUSTIN HASTINGS, ET AL.,	Common Pleas Case No. CV 12 785788
Plaintiffs,	
vs.	From the Cuyahoga County Court of Common Pleas
SOUTHWEST GENERAL HEALTH CENTER, ET AL.,	Supreme Court Case No. 15-AP-008
Defendants.	**Judgment Entry**

Anna Moore Carulas, defense counsel in the underlying case, has filed an affidavit with the clerk of this court under R.C. 2701.03 seeking to disqualify Judge Lillian Greene, a retired judge sitting by assignment, from presiding over the trial in case No. CV 12 785788 in the Cuyahoga County Court of Common Pleas.

Carulas claims that at a February 2, 2015 conference—the first meeting between counsel and Judge Greene—plaintiffs' counsel brought up the fact that Carulas had previously expressed an objection to Judge Greene hearing the underlying case because the judge had ruled against defendants' insurance carrier in an unrelated matter. According to Carulas, Judge Greene responded that she was not anxious for this trial to go forward if "there is a vengeance from 10 years ago." Carulas concludes that Judge Greene's comment "that she perceives the Defendants as acting with vengeance toward her raises a justifiable objection about her ability to be unbiased and unprejudiced in trying this case." *See* Carulas Aff. at 1-3.

Judge Greene has responded with her own affidavit, averring that she has no bias or prejudice against any party in the underlying proceeding. Judge Greene further states that nothing about the prior case involving defendants' insurance carrier—which the judge presided

EXHIBIT G

over more than ten years ago—will have an effect on how she conducts the underlying trial. And the judge disputes Carulas's characterization of her remarks at the February 2 conference. According to Judge Greene, her actual comment upon learning of Carulas's previous objection was that it "sounded like a vengeance of what happened 10 years ago which has no place in a courthouse or courtroom." *See* Judge Greene Aff. at 2-3.

Pamela Pantages, counsel for plaintiffs, has also filed an affidavit, averring that Carulas misquoted Judge Greene. According to Pantages, after Judge Greene was apprised of Carulas's objection, the judge responded that it sounded like a vengeance from ten years ago, "which has no place in the courtroom." *See* Pantages Aff. at ¶ 15-22.

For the reasons explained below, no basis has been established to order the disqualification of Judge Greene.

As an initial matter, the timeliness of the affidavit warrants discussion. R.C. 2701.03(B) requires that an affidavit of disqualification must be filed "not less than seven calendar days before the day on which the next hearing in the proceeding is scheduled." This statutory deadline may be set aside, however, "when compliance with the provision is impossible," such as when the alleged bias or prejudice occurs fewer than seven days before the hearing date. *In re Disqualification of Leskovyansky*, 88 Ohio St.3d 1210, 723 N.E.2d 1099 (1999); *Disciplinary Counsel v. Squire*, 116 Ohio St.3d 110, 2007-Ohio-5588, 876 N.E.2d 933, ¶ 27. Here, Carulas filed her affidavit of disqualification on February 2, 2015, although a hearing was scheduled for the following day. Carulas contends that the affidavit could not have been filed earlier because the "direct incidence of bias and prejudice" occurred at the February 2 conference. *See* Carulas Aff. at ¶ 1, 9. In light of Carulas's averments, the clerk properly accepted the affidavit for filing

despite the seven-day requirement in R.C. 2701.03(B). *See In re Disqualification of Squire*, 110 Ohio St.3d 1202, 2005-Ohio-7157, 850 N.E.2d 709, ¶ 3.

Turning to the merits, Carulas has not set forth sufficient grounds for disqualification. First, the fact that Judge Greene ruled against defendants' insurance carrier in a prior case does not demonstrate that the judge was then or is now biased against defendants. "State and federal courts have been virtually unanimous in holding that—absent a showing of actual bias—a judge who presided over prior proceedings involving one or more parties presently before the court is not thereby disqualified from presiding over later proceedings involving the same parties." *In re Disqualification of Bryant*, 117 Ohio St.3d 1251, 2006-Ohio-7227, 885 N.E.2d 246, ¶ 4. This principle is especially true here, where defendants' insurance carrier is not a party to the underlying case, and apparently ten years have passed since Judge Greene's previous action involving the insurance company.

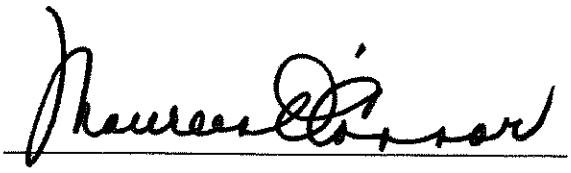
Second, Judge Greene's alleged "vengeance" comment at the February 2 conference does not conclusively demonstrate that she is biased or prejudiced against defendants. In disqualification requests, "[t]he term 'bias or prejudice' 'implies a hostile feeling or spirit of ill-will or undue friendship or favoritism toward one of the litigants or his attorney, with the formation of a fixed anticipatory judgment on the part of the judge, as contradistinguished from an open state of mind which will be governed by the law and the facts.' " *In re Disqualification of O'Neill*, 100 Ohio St.3d 1232, 2002-Ohio-7479, 798 N.E.2d 17, ¶ 14, quoting *State ex rel. Pratt v. Weygandt*, 164 Ohio St. 463, 469, 132 N.E.2d 191 (1956). Here, Judge Greene's choice of words upon learning of Carulas's previous objection may not have been ideal. Attorneys should be free to challenge, in appropriate legal settings, a court's perceived partiality without the court misconstruing the intent of the challenge. *See Disciplinary Counsel v. Shimko*, 134

Ohio St.3d 544, 2012-Ohio-5694, 983 N.E.2d 1300, ¶ 32. However, the judge's comment, by itself, does not prove that the judge has hostile feelings or a spirit of ill will toward Carulas or her clients, nor does the comment indicate any fixed anticipatory judgment in the underlying case warranting the judge's removal. *See In re Disqualification of Corrigan*, 105 Ohio St.3d 1243, 2004-Ohio-7354, 826 N.E.2d 302 (judge's choice of words was not ideal but the affidavits did not establish that the judge was unable to decide the remaining issues in the case fairly and impartially).

"The statutory right to seek disqualification of a judge is an extraordinary remedy. A judge is presumed to follow the law and not to be biased, and the appearance of bias or prejudice must be compelling to overcome these presumptions." *In re Disqualification of George*, 100 Ohio St.3d 1241, 2003-Ohio-5489, 798 N.E.2d 23, ¶ 5. Given Judge Greene's assurances that she will hear this case fairly and impartially, those presumptions have not been overcome.

For the reasons stated above, the affidavit of disqualification is denied. The case may proceed before Judge Greene.

Dated this 5th day of February, 2015.



MAUREEN O'CONNOR
Chief Justice

Copies to: Sandra H. Grosko, Clerk
Hon. Lillian Greene
Hon. John Russo, Administrative Judge
Cuyahoga County Clerk of Courts
Anna Moore Carulas, Esq.
Pamela Pantages, Esq.
Paul Flowers, Esq.
David Krause, Esq.

1 THE STATE OF OHIO,)
) SS: **LILLIAN GREENE, J.**
2 COUNTY OF CUYAHOGA.)

3 IN THE COURT OF COMMON PLEAS

4 CIVIL DIVISION

5 **AUSTIN HASTINGS, et al.,**)
)
6 Plaintiff,)
)
7 -v-) **Case No. 785788**
)
8)
SOUTHWEST GENERAL HEALTH)
9 **CENTER, et al.,**)
)
10 **Defendant.**)

11 - - - -

12 TRANSCRIPT OF PROCEEDINGS

13

- - - -

14

Whereupon the following proceedings
15 were had in Courtroom No. 3-B, The Old Courthouse, Cleveland, Ohio, before the
16 Honorable Lillian Greene on Monday, February 9, 2015, upon the pleadings filed heretofore.
17

18 APPEARANCES:

19 **ROMNEY B. CULLERS, ESQ.,** and **PAMELA E. PANTAGES, ESQ.,**
20

on behalf of the Plaintiffs;
21

ANNA MOORE CARULAS, ESQ., and DAVID H. KRAUSE, ESQ.,
22 and **DOUGLAS LEAK, ESQ.,**

23 on behalf of the Defendants.

24

25

EXHIBIT H

1 Michelle C. Jones, RPR, CRR
Official Court Reporter
2 Cuyahoga County, Ohio
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

1 **MONDAY MORNING SESSION**

2 **FEBRUARY 9, 2015**

3 THE COURT: This is case
4 number CV 785788, the caption is Hastings, et
5 al. versus Southwest Health Center, et al. The
6 case was transferred to this visiting judge by
7 the sitting judge, Brian Corrigan.
8 Because of -- this case was set for
9 trial -- what date was that?
10 MS. CARULAS: The 2nd.
11 THE COURT: It was set for
12 trial the 2nd of February. In the -- before
13 the trial began counsel for the defense, and
14 that would be I -- I don't have -- Ann
15 Carulas --
16 MS. CARULAS: It's Anna
17 Carulas and Attorney Douglas Leak.
18 THE COURT: And Attorney
19 Douglas Leak filed a writ of prohibition, that
20 matter is still pending in the Supreme Court.
21 There was also filed an application for
22 disqualification of this Court, Judge Lillian
23 Greene, and that was denied by the Supreme
24 Court.
25 In denying, they indicated that the

1 case would proceed before Judge Lillian
2 J. Greene.
3 We're here today to pick a new date
4 for the trial. As much as the writ is still
5 pending, counsel wanted to address that.
6 MR. LEAK: Yes, Your Honor,
7 before we set the trial date, we have to raise
8 an objection to these proceedings for a few
9 grounds. Number one, we have a pending writ
10 of prohibition, that we say this Court does
11 not have subject matter jurisdiction. So we
12 need to be consistent with our writ of
13 prohibition, that we are still objecting to
14 these proceedings going forward.
15 Also, under the circumstances as we
16 sit here today, we were initially sent here
17 from across the street because of Judge
18 Corrigan's unavailability. Obviously now,
19 since we don't have a trial date, Judge
20 Corrigan cannot logically be unavailable. So
21 through the system of the visiting judge
22 system, we believe that this case should go
23 back to Judge Corrigan, to set a trial date.
24 And if he comes unavailable down the road,
25 we -- you know, we can address that.

1 But right now, Judge Corrigan should
2 be available for setting a trial date.
3 So we're objecting to these
4 proceedings of setting a trial date.
5 To clarify, the affidavit of
6 disqualification, when it was denied, it
7 wasn't that the Supreme Court instructed you
8 to proceed, it said you may.
9 And once again, under these
10 circumstances that we're objecting to the
11 transfer, initially, and the reason that we're
12 here right now, we don't believe we should be
13 in front of a visiting judge, because Judge
14 Corrigan is obviously -- can still be
15 available for trial.
16 THE COURT: Okay. Anyone
17 else?
18 MS. PANTAGES: Yes, Your Honor.
19 Just to reiterate the process that got us in
20 this situation to begin with, we had a
21 final --
22 THE COURT: Briefly, just
23 briefly.
24 MS. PANTAGES: Real quick. We
25 had a final pretrial on January 15th where

1 Judge Corrigan indicated that he was not
2 available and that he was going to transfer
3 the case across the street. There was no
4 objection from any party. We also were acting
5 under the presumption that that's what was
6 going to happen.
7 A week later we got notice from Judge
8 Corrigan's staff attorney that we had been
9 transferred to the VJ docket and that she
10 hadn't gotten the assignment from
11 Administrative Judge Russo yet, but it looked
12 like the VJ roster for February was either
13 going to be Patrick Kelly or William Coyne.
14 Attorney Carulas sent an e-mail,
15 indicating her objection to Judge Kelly,
16 because of a plaintiff's verdict on appeal --
17 I'm sorry, Your Honor I need to make a record,
18 I apologize, then followed by another
19 objection when we found out it was you.
20 At no point in time did they ever
21 object to getting transferred. In fact, they
22 were saying affirmatively, that they would be
23 happy with Judge Coyne.
24 Ultimately, we were assigned to you.
25 We know the progression that went on

1 last week, where there were two pleadings that
2 were filed in the Ohio Supreme Court on Monday
3 morning. That prevented us from getting
4 started Monday morning. Those were denied
5 before the Ohio Supreme Court Monday
6 afternoon.
7 You instructed us to be here on
8 Tuesday, ready to pick a jury. We were here
9 on Tuesday.
10 Tuesday morning they filed the
11 affidavit of disqualification. We were told
12 that we were stayed until Thursday. During
13 that process, Mr. Cullers and I moved our
14 expert witnesses from Tuesday to Wednesday, to
15 Thursday, to next week, incurring tremendous
16 amount of expense and inconvenience.
17 Ultimately, we found out on Friday
18 afternoon that the affidavit of
19 disqualification had been denied on Thursday
20 afternoon, meaning we could have gone forward
21 on Friday, we were ready to go. We were
22 unable to do that.
23 Now we're here, and we're hearing
24 that the case should be sent back to Judge
25 Corrigan, notwithstanding the denial of the

1 motions for emergency stay and the expedited
2 writ and the affidavit of disqualification.
3 If the Court sends back this case to
4 Judge Corrigan, then their abuse of process
5 worked. And we object to that strongly.
6 There is another case sitting in this
7 courtroom, ready to proceed with you, as
8 assigned through the Cuyahoga County
9 assignment process, which is random, by virtue
10 of the fact that the senior judge gets
11 assigned the first judge on the trial.
12 So we object, number one to the abuse
13 of process that occurred last week and number
14 two, to any suggestion that the defense's
15 successful abuse of process should send the
16 case back to Judge Corrigan.
17 Thank you for letting me make a
18 record, Your Honor.
19 THE COURT: All right. The
20 Court understands your argument, but I'm going
21 to set the trial for April 6, 2015, and
22 whatever, you know, transpires in between now
23 and April 6th, the Court will deal with or
24 Judge Corrigan will deal with it.
25 Yes, sir?

1 MR. KRAUSE: Just so we have
2 a complete record, I want to put on the
3 record, because I am the one on behalf of
4 Dr. O'Neill who filed a motion for continuance
5 on Thursday morning, once it became clear that
6 we were not going to start in time, my experts
7 were no longer available because they were
8 coming in Monday, and that became an issue
9 because Dr. O'Neill is entitled to a full and
10 fair defense.
11 I filed a motion for continuance. My
12 understanding is the motion has been granted,
13 and we're picking the date available.
14 That's all I want to put on the
15 record, thank you.
16 MS. CARULAS: If I may, Your
17 Honor. Just briefly, number one, as far as
18 Ms. Pantages' description of the process --
19 THE COURT: Okay, I've heard
20 it several times. It's in the record. And if
21 you filed some kind of motion with regard to
22 your request, it will be read. I don't need
23 to hear it again. I've heard it two, three
24 times.
25 MS. CARULAS: All right. I

1 just wanted to say we were within our rights,
2 we believe, to file that.
3 As far as the trial date, as we had
4 mentioned --
5 THE COURT: I understand. I
6 am setting it for April 6th. I don't know
7 what will transpire between now and April 6th,
8 but that's what I'm setting it for, April 6th.
9 If I am incorrect and I should -- the case
10 should not be with the visiting judge, then it
11 will go back across the street.
12 But as of right now I'm setting it
13 for that.
14 MS. CARULAS: I appreciate
15 that. May I put my objection as far as what
16 we had discussed in chambers?
17 THE COURT: What did we
18 discuss in chambers?
19 MS. CARULAS: We had
20 discussed, number one, that I am scheduled
21 already to be engaged counsel in the case of
22 Churchill versus --
23 THE COURT: I know all of
24 that, but I'm still setting it for April 6th
25 and if Judge Corrigan or Judge Russo wants to

1 change that, that's fine.
2 MS. CARULAS: I'm just saying,
3 Judge -- I feel I have to make the record,
4 please --
5 THE COURT: You have.
6 MS. CARULAS: I haven't on the
7 record. Number one was my conflict in
8 Franklin County, of Churchill versus Lab Corp.
9 The second conflict I raised back in chambers,
10 is that Dr. Dahman is scheduled to be on a
11 family vacation during the week of April 6th.
12 And I had raised that back in chambers and
13 respectfully requested that we find another
14 date in April that would work with my
15 schedule, and Dr. Dahman's schedule.
16 And it's my understanding that as far
17 as scheduling purposes, this Court is
18 available in April and May. And my request
19 had been that we find a date that would not be
20 in conflict with my trial schedule or with my
21 client's vacation schedule.
22 I appreciate it, thank you.
23 MS. PANTAGES: Your Honor, just
24 a housekeeping question. We're going to be
25 filing a motion for costs, for everything that

1 we incurred last week. Do we -- if we want to
2 submit that to you, is there a way that we --
3 how is that going to be transferred, so that
4 you get it?
5 THE COURT: I would say
6 submit it to Judge Corrigan, not me. I'm just
7 here to try the case, which I'm not doing,
8 so --
9 MS. PANTAGES: Okay.
10 (Thereupon, Court was adjourned.)
11 ~ ~ ~ ~ ~
12
13
14
15
16
17
18
19
20
21
22
23
24
25

1 C E R T I F I C A T E

2 I, Michelle Clare Jones, Official
3 Court Reporter for the Court of Common Pleas,
4 Cuyahoga County, Ohio, do hereby certify that
5 as such reporter I took down in stenotype all
6 of the proceedings had in said Court of Common
7 Pleas in the above-entitled cause; that I have
8 transcribed my said stenotype notes into
9 typewritten form, as appears in the foregoing
10 Transcript of Proceedings; that said
11 transcript is a complete record of the
12 proceedings had in the trial of said cause and
13 constitutes a true and correct Transcript of
14 Proceedings had therein.
15
16
17
18
19 ----------
Michelle Clare Jones, RPR, CRR
20 Official Court Reporter
Cuyahoga County, Ohio
21
22
23
24
25

Print

CASE INFORMATION

CV-12-785788 AUSTIN HASTINGS, A MINOR ETAL vs. SOUTHWEST GENERAL HEALTH CENTER ETAL

Docket Information

Filing Date	Side	Type	Description	Image
03/02/2015	P	MO	MOTION FILED FOR PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS' BRIEF OPPOSING TRIAL MOTIONS OF DEFENDANTS DAHMAN AND ALVERSON WITH MOTION FOR SANCTIONS AGAINST SAID DEFENDANTS AND THEIR COUNSEL AND REQUEST FOR A HEARING ON COSTS AND ATTORNEY FEES	
02/12/2015	D	MO	DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM (D5)'S MOTION FOR CONTINUANCE ANNA MOORE CARULAS 0037161. ^F^ MOTION TO CONTINUE TRIAL DATE OF APRIL 6, 2015	
02/12/2015	D	MO	MOTION FILED FOR DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ANNA MOORE CARULAS 0037161 MOTION TO RETURN THIS CASE TO THE DOCKET OF JUDGE BRIAN J. CORRIGAN FOR RULING ON THE MOTIONS TO CONTINUE, MOTIONS IN LIMINE, TRIAL AND FINAL DISPOSITION OF THE CASE	
02/09/2015	D	MO	DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6)'S MOTION FOR CONTINUANCE DAVID H KRAUSE 0070577. ^F^ DEFENDANT, JOHANNA O'NEILL., M.D.'S MOTION FOR CONTINUANCE OF TRIAL SET FOR APRIL 6, 2015	
02/09/2015	N/A	OT	JUDGMENT ENTRY FILED.	
02/09/2015	N/A	SF	VISITING JUDGE LILLIAN J GREENE ASSIGNED TO CASE (MANUALLY).	
02/05/2015	D2	MO	D2 JOHNANNA O'NEILL'S MOTION FOR CONTINUANCE DAVID H KRAUSE 0070577. ^F^ MOTION FOR CONTINUANCE OF TRIAL AND PRETRIAL CONFERENCE	
02/04/2015	N/A	CS	COURT REPORTER FEE	
02/04/2015	N/A	JE	CASE CALLED FOR TRIAL. CONTINUED TO 2/3/15. NOTICE ISSUED.	
02/04/2015	P	JE	AFFIDAVIT OF DISQUALIFICATION FILED 2/2/15. CASE STAYED PENDING SUPREME COURT OF OHIO RULING. NOTICE ISSUED.	
02/03/2015	N/A	JE	HAVING RECEIVED PLAINTIFF'S NOTICE OF PARTIAL VOLUNTARY DISMISSAL, PLAINTIFF'S CLAIMS AGAINST DEFENDANT SOUTHWEST GENERAL HEALTH CENTER ARE HEREBY DISMISSED WITHOUT PREJUDICE. ALL OTHER CLAIMS REMAIN UNAFFECTED. NOTICE ISSUED	
02/03/2015	P	NT	NOTICE FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 PLAINTIFFS' NOTICE OF FILING AFFIDAVIT OF HASTINGS COUNSEL OPPOSING DISQUALIFICATION OF HON. JUDGE LILLIAN GREENE	
02/03/2015	D	NT	NOTICE OF APPEARANCE, FILED DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ANNA MOORE CARULAS 0037161.	
02/02/2015	D	NT	NOTICE FILED BY DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ATTORNEY ANNA MOORE CARULAS 0037161 DEFENDANTS AYMAN DAHMAN, M.D. AND MARY JO ALVERSON, CNM¿S	

EXHIBIT I

			NOTICE OF FILING OF AFFIDAVIT OF DISQUALIFICATION AND REQUEST FOR STAY OF JURY TRIAL BEFORE VISITING JUDGE LILLIAN GREENE
02/01/2015	P	BR	REPLY BRIEF FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS' BRIEF IN OPPOSITION TO DEFENDANTS' MOTION IN LIMINE TO EXCLUDE CROSS EXAMINATION OR COMMENT BY PLAINTIFFS' COUNSEL AS TO UNSUBSTANTIATED ALLEGATIONS ABOUT MICHAEL G. ROSS, M.D.
02/01/2015	P	MO	MOTION IN LIMINE PLAINTIFFS' MOTION IN LIMINE TO PRECLUDE EXPERT OPINIONS NOT SUPPORTED BY SCIENTIFICALLY VALID INFORMATION
02/01/2015	P	MO	MOTION FILED FOR PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS' MOTION TO EXCLUDE THE STANDARD OF CARE TESTIMONY OF SUNEET CHAUHAN, M.D.
02/01/2015	P	MO	MOTION IN LIMINE PLAINTIFFS' MOTION IN LIMINE TO PRECLUDE EXPERT OPINIONS NOT GIVEN TO A REASONABLE DEGREE OF MEDICAL PROBABILITY
01/30/2015	P	BR	REPLY BRIEF FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS' BRIEF IN OPPOSITION TO DEFENDANTS' MOTIONS TO PRECLUDE OR EXCLUDE THE DAY IN THE LIFE VIDEO
01/30/2015	P	BR	REPLY BRIEF FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS' BRIEF OPPOSING DEFENDANTS' MOTION TO PRECLUDE REFERENCE TO CONDUCT WHICH IS NOT THE PROXIMATE CAUSE OF INJURY
01/30/2015	D	NT	NOTICE FILED BY DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ATTORNEY ANNA MOORE CARULAS 0037161 NOTICE OF OBJECTION TO RE-ASSIGNMENT OF TRIAL JUDGE AND INTENTION TO FILE WRIT OF PROHIBITION
01/30/2015	P	BR	REPLY BRIEF FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS' BRIEF OPPOSING DEFENDANTS' MOTION TO PRECLUDE ADMISSION OF EXPERT REPORTS
01/30/2015	P	BR	REPLY BRIEF FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS' BRIEF OPPOSING DEFENDANTS' MOTION IN LIMINE TO PRECLUDE EVIDENCE OF OTHER LAWSUITS ANDOR MEDICAL CARE INVOLVING OTHER PATIENTS
01/30/2015	P	MO	MOTION IN LIMINE MOTION IN LIMINE OF PLAINTIFFS TO PRECLUDE ARGUMENT THAT: (1) DEFENDANTS DID THEIR BEST OR (2) A VERDICT AGAINST DEFENDANTS WOULD AFFECT FUTURE MEDICAL CARE IN THE COMMUNITY
01/30/2015	P	BR	REPLY BRIEF FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS' BRIEF OPPOSING MOTION TO PRECLUDE ANALOGY OF THE STANDARD OF CARE TO RULES OF THE ROAD OR JUROR EXPECTATIONS
01/30/2015	P	OT	GENERAL PLEADING FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 PLAINTIFFS' RESPONSE TO DEFENDANT'S MOTION TO PRECLUDE DEPOSITION TESTIMONY UNTIL OBJECTIONS ARE RULED UPON
01/30/2015	P	OT	GENERAL PLEADING FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA

			E PANTAGES 0046840 PLAINTIFFS' PROPOSED JURY INSTRUCTIONS AND GENERAL VERDICT FORMS
01/30/2015	P	OT	GENERAL PLEADING FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 PLAINTIFFS' PROPOSED JURY INTERROGATORIES
01/30/2015	P	NT	NOTICE FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 PLAINTIFFS' NOTICE OF PARTIAL VOLUNTARY DISMISSAL
01/30/2015	P	MO	MOTION FILED FOR PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS' MOTION FOR LEAVE TO INTERLINEALLY CORRECT COMPLAINT
01/30/2015	N/A	JE	BECAUSE OF A CONFLICT ON THE DOCKET OF THE ORIGINAL JUDGE THIS CASE IS HEREBY REFERRED TO THE PRESIDING/ADMINISTRATIVE JUDGE FOR RESASSIGNMENT TO A VISITING JUDGE FOR TRIAL. NOTICE ISSUED
01/30/2015	N/A	JE	DUE TO THE UNAVAILABILITY OF ORIGINAL JUDGE BRIAN J. CORRIGAN, THIS CASE IS HEREBY TRANSFERRED TO THE VISITING JUDGE LILLIAN J. GREENE FOR TRAIL. NOTICE ISSUED
01/30/2015	D	NT	TRANSCRIPT FILED DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5), ANNA MOORE CARULAS 0037161 DEPOSITION MICHAEL ROSS MD
01/29/2015	D	NT	TRANSCRIPT FILED DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6), DAVID H KRAUSE 0070577 NOTICE OF FILING DEPOSITION TRANSCRIPT
01/29/2015	D	NT	TRANSCRIPT FILED DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6), DAVID H KRAUSE 0070577 NOTICE OF FILING DEPOSITION TRANSCRIPT
01/29/2015	D	NT	TRANSCRIPT FILED DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6), DAVID H KRAUSE 0070577 NOTICE OF FILING DEPOSITION TRANSCRIPT
01/29/2015	D	NT	TRANSCRIPT FILED DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6), DAVID H KRAUSE 0070577 NOTICE OF FILING DEPOSITION TRANSCRIPT
01/29/2015	D	MO	MOTION FILED FOR DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) DAVID H KRAUSE 0070577 DEFENDANTS JOHANNA O'NEILL, D.O. AND SOUTHWEST GENERAL MEDICAL GROUP, INC.'S MOTION TO EXCLUDE DAY IN THE LIFE OF AUSTIN HASTINGS VIDEO
01/29/2015	D	NT	TRANSCRIPT FILED DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6), DAVID H KRAUSE 0070577 NOTICE OF FILING DEPOSITION TRANSCRIPT
01/29/2015	D	NT	TRANSCRIPT FILED DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6), DAVID H KRAUSE 0070577 NOTICE OF FILING DEPOSITION TRANSCRIPT
01/29/2015	D	NT	NOTICE FILED BY DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) ATTORNEY DAVID H KRAUSE 0070577 NOTICE OF FILING DEPOSITION TRANSCRIPTS
01/29/2015	D	MO	MOTION FILED FOR DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ANNA MOORE CARULAS 0037161 DEFENDANTS AYMAN DAHMAN, M.D. AND MARY JO ALVERSON, CNM'S MOTION TO EXCLUDE DAY IN THE LIFE OF AUSTIN HASTINGS VIDEO
01/29/2015	P	MO	MOTION FILED FOR PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS' MOTION TO COMPEL DEFENSE POWERPOINTS OR IN THE

			ALTERNATIVE MOTION TO EXCLUDE DEFENSE EXPERT MICHAEL ROSS, M.D.
01/29/2015	P	MO	MOTION IN LIMINE PLAINTIFFS' OMNIBUS MOTION IN LIMINE
01/29/2015	P1	SR	SUBPOENA FOR: CUSTODIAN OF RECORDS C/O OB-GYN ASSOCIATES, LLC SERVED JANUARY 23, 2015 UPON CHERYL KOHOUT .
01/28/2015	P	NT	NOTICE FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 OBJECTIONS STILL IN ISSUE REGARDING DISCOVERY DEPOSITION OF: PATRICAI ELLEN GARRETT, R.N.
01/28/2015	P	NT	NOTICE FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 OBJECTIONS STILL IN ISSUE REGARDING DISCOVERY DEPOSITION OF DARLENE MCDEVITT, R.N.
01/28/2015	P	NT	NOTICE FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 OBJECTIONS STILL IN ISSUE REGARDING DISCOVERY DEPOSITION OF: DONNA RITER, R.N.
01/28/2015	P	NT	NOTICE FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 PLAINTIFFS' NOTICE OF FILING DEPOSITION TRANSCRIPT
01/28/2015	P	NT	NOTICE FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 PLAINTIFFS' NOTICE OF FILING DEPOSITION TRANSCRIPT
01/28/2015	P	NT	NOTICE FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 PLAINTIFFS' NOTICE OF FILING DEPOSITION TRANSCRIPT
01/28/2015	P	NT	NOTICE FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 PLAINTIFFS' NOTICE OF FILING DEPOSITION TRANSCRIPT
01/28/2015	P	NT	NOTICE FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 PLAINTIFFS' NOTICE OF FILING DEPOSITION TRANSCRIPT
01/28/2015	P	NT	NOTICE FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 PLAINTIFFS' NOTICE OF FILING DEPOSITION TRANSCRIPT
01/28/2015	P	NT	NOTICE FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ATTORNEY PAMELA E PANTAGES 0046840 PLAINTIFFS' NOTICE OF FILING DEPOSITION TRANSCRIPT
01/28/2015	P	NT	TRANSCRIPT FILED PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3), PAMELA E PANTAGES 0046840 PLAINTIFFS' NOTICE OF FILING DEPOSITION TRANSCRIPT
01/28/2015	P	NT	TRANSCRIPT FILED PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3), PAMELA E PANTAGES 0046840 PLAINTIFFS' NOTICE OF FILING DEPOSITION TRANSCRIPT
01/27/2015	D	BR	BRIEF FILED BY DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ANNA MOORE CARULAS 0037161 BRIEF IN OPPOSITION TO PLAINTIFFS' MOTION TO EQUALIZE PEREMPTORY CHALLENGES AND TO PROHIBIT FRIENDLY CROSS EXAMINATIONS BY DEFENSE COUNSEL

01/26/2015	D	OT	GENERAL PLEADING FILED BY DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ATTORNEY ANNA MOORE CARULAS 0037161 PROPOSED VERDICT FORMS OF DEFENDANTS AYMAN DAHMAN MD AND MARY JO ALVERSON CNM	
01/26/2015	D	OT	GENERAL PLEADING FILED BY DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ATTORNEY ANNA MOORE CARULAS 0037161 DEFENDANTS AYMAN DAHMAN, MD AND MARY JO ALVERSON, CNM¿S PROPOSED JURY INTERROGATORIES	
01/26/2015	D	OT	GENERAL PLEADING FILED BY DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ATTORNEY ANNA MOORE CARULAS 0037161 DEFENDANTS AYMAN DAHMAN MD AND MARY JO ALVERSON, CNM¿S AMENDED PROPOSED JURY INSTRUCTIONS	
01/26/2015	D	OT	GENERAL PLEADING FILED BY DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ATTORNEY ANNA MOORE CARULAS 0037161 AMENDED TRIAL BRIEF OF DEFENDANTS AYMAN DAHMAN, MD AND MARY JO ALVERSON, CNM	
01/26/2015	D	BR	BRIEF FILED BY DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) DAVID H KRAUSE 0070577 DEFENDANTS, JOHANNA O'NEILL, M.D. AND SOUTHWEST GENERAL MEDICAL GROUP, INC'S BENCH BRIEF REGARDING PEREMPTORY CHALLENGES	
01/26/2015	D	BR	BRIEF FILED BY DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) DAVID H KRAUSE 0070577 DEFENDANTS, JOHANNA O'NEILL, MD AND SOUTHWEST GENERAL MEDICAL GROUP, INC'S BENCH BRIEF IN SUPPORT OF THE USE OF A NARRATIVE JURY INTERROGATORY	
01/26/2015	D	MO	MOTION IN LIMINE DEFENDANTS, JOHANNA O'NEILL, MD AND SOUTHWEST GENERAL MEDICAL GROUP, INC'S MOTION IN LIMINE TO PRECLUDE EVIDENCE OF OTHER LAWSUITS AND OR MEDICAL CARE INVOLVING OTHER PATIENTS	
01/26/2015	D	OT	GENERAL PLEADING FILED BY DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) ATTORNEY DAVID H KRAUSE 0070577 DEFENDANTS, JOHANNA O'NEILL, MD AND SOUTHWEST GENERAL MEDICAL GROUP, INC.'S FIRST PROPOSED JURY INTERROGATORIES AND VERDICT FORMS	
01/26/2015	D	MO	MOTION FILED FOR DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) DAVID H KRAUSE 0070577 DEFENDANTS, JOHANNA O'NEILL, MD AND SOUTHWEST GENERAL MEDICAL GROUP, INC'S MOTION TO PRECLUDE REFERENCE TO CONDUCT WHICH IS NOT THE PROXIMATE CAUSE OF INJURY	
01/26/2015	D	MO	MOTION FILED FOR DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) DAVID H KRAUSE 0070577 DEFENDANTS, JOHANNA O'NEILL, MD AND SOUTHWEST GENERAL MEDICAL GROUP, INC'S MOTION TO PRECLUDE ADMISSION OF EXPERT REPORTS	
01/26/2015	D	MO	MOTION FILED FOR DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) DAVID H KRAUSE 0070577 DEFENDANTS, JOHANNA O'NEILL, MD AND SOUTHWEST GENERAL MEDICAL GROUP, INC'S MOTION TO PRECLUDE PLAINTIFF FROM PRESENTING DEPOSITION TESTIMONY TO THE JURY UNLESS THE COURT RULES UPON OBJECTIONS	
01/26/2015	D	MO	MOTION FILED FOR DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) DAVID H KRAUSE 0070577 DEFENDANTS, JOHANNA O'NEILL, MD AND SOUTHWEST GENERAL MEDICAL GROUP, INC'S MOTION TO PRECLUDE ANALOGY OF STANDARD OF CARE TO RULES OF ROAD OR JUROR EXPECTATIONS	
01/26/2015	D	MO		

			MOTION IN LIMINE DEFENDANTS¿ MOTION IN LIMINE TO EXCLUDE CROSS EXAMINATION OR COMMENT BY PLAINTIFFS¿ COUNSEL AS TO UNSUBSTANTIATED ALLEGATIONS AND UNRELATED COLLATERAL ISSUES CONCERNING DEFENSE EXPERT WITNESS, MICHAEL ROSS, MD
01/21/2015	P	MO	MOTION FILED FOR PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS' MOTION TO EQUALIZE PEREMPTORY CHALLENGES AND TO PROHIBIT FRIENDLY CROSS EXAMINATION BY DEFENSE COUNSEL
01/21/2015	P	BR	REPLY BRIEF FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS' BRIEF OPPOSING DEFENDANTS' MOTION TO COMPEL THE MINOR PLAINTIFF'S PRESENCE DURING THE DEFENSE'S VOIR DIRE
01/21/2015	D	MO	MOTION FILED FOR DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ANNA MOORE CARULAS 0037161 MOTION OF DEFENDANTS AYMAN DAHMAN, MD AND MARY JO ALVERSON, CNM TO JOIN IN MOTION TO COMPEL AUSTIN HASTINGS' PRESENCE DURING VOIR DIRE
01/16/2015	D	MO	MOTION FILED FOR DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) DAVID H KRAUSE 0070577 DEFENDANTS' MOTION TO COMPEL AUSTIN HASTINGS PRESENCE DURING VOIR DIRE
01/16/2015	N/A	JE	DEFENDANTS JOHANNA O'NEILL, DO AND SOUTHWEST GENERAL MEDICAL GROUP, INC.'S MOTION TO COMPEL PLAINTIFF'S COUNSEL TO PRODUCE AUSTIN HASTINGS FOR MEETING WITH DEFENSE COUNSEL, FILED 01/08/2015, IS GRANTED. DEFENDANTS SHALL BE PERMITTED TO MEET AUSTIN HASTINGS BY 1/25/2015. PLAINTIFFS' MOTION TO PERMIT PLAINTIFFS ATTENDANCE AT THE FINAL PRETRIAL CONFERENCE, FILED 01/13/2015, IS GRANTED. DEFENDANTS AYMAN DAHMAN AND MARY JO ALVERSON, CNM'S MOTION TO COMPEL DEFENSE COUNSEL'S OPPORTUNITY TO MEET THE MINOR PLAINTIFF, AUSTIN HASTINGS, FILED 01/07/2015, IS GRANTED. DEFENSE COUNSEL SHALL BE PERMITTED TO MEET AUSTIN HASTINGS BY 1/25/2015. DEFENDANT SOUTHWEST GENERAL HEALTH CENTER'S MOTION TO COMPEL DEFENSE COUNSEL'S OPPORTUNITY TO MEET THE MINOR PLAINTIFF, AUSTIN HASTINGS, OR IN THE ALTERNATIVE TO PROHIBIT TESTIMONY FROM PLAINTIFF'S NEUROLOGY EXPERT, DANIEL ADLER, M.D. AS TO HIS NEWLY PRODUCED EXPERT REPORT OF DECEMBER 12, 2014 ATTESTING TO THE LIFE CARE PLAN, FILED 01/08/2015, IS MOOT. NOTICE ISSUED
01/15/2015	D	BR	BRIEF FILED BY DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) DAVID H KRAUSE 0070577 DEFENDANTS' TRIAL BRIEF AND EXHIBIT LIST.
01/15/2015	D	OT	GENERAL PLEADING FILED BY DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) ATTORNEY DAVID H KRAUSE 0070577 DEFENDANTS' PROPOSED JURY INSTRUCTIONS
01/15/2015	D	BR	REPLY BRIEF FILED BY DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ANNA MOORE CARULAS 0037161 REPLY BRIEF OF DEFENDANTS DAHMAN AND ALVERSON IN SUPPORT OF MOTION TO COMPEL DEFENSE COUNSEL'S OPPORTUNITY TO MEET THE MINOR PLAINTIFF, AUSTIN HASTINGS
01/14/2015	D1	OT	GENERAL PLEADING FILED BY D1 SOUTHWEST GENERAL HEALTH CENTER ATTORNEY WILLIAM A MEADOWS 0037243 DEFENDANT SOUTHWEST GENERAL HEALTH CENTER'S FIRST PROPOSED SET OF JURY INSTRUCTIONS
01/14/2015	D	OT	GENERAL PLEADING FILED BY DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ATTORNEY ANNA MOORE CARULAS

			0037161 DEFENDANTS AYMAN DAHMAN, MD AND MARY JO ALVERSON, CNM'S PROPOSED JURY INSTRUCTIONS
01/14/2015	D	OT	GENERAL PLEADING FILED BY DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ATTORNEY ANNA MOORE CARULAS 0037161 TRIAL BRIEF OF DEFENDANTS AYMAN DAHMAN, MD AND MARY JO ALVERSON CNM
01/13/2015	P	BR	BRIEF FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS TRIAL BRIEF WITH LISTS OF WITNESSES AND EXHIBITS
01/13/2015	P	MO	MOTION FILED FOR PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS MOTION TO PERMIT PLAINTIFFS ATTENDANCE AT THE FINAL PRETRIAL CONFERENCE 01/16/2015 - MOOT
01/13/2015	P	BR	REPLY BRIEF FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS BRIEF OPPOSING DEFENDANTS JOINT MOTION TO COMPEL SECOND EXAMINATION OF MINOR PLAINTIFF AND TO EXCLUDE PLAINTIFFS EXPERTS TIMELY SUPPLEMENTAL REPORT
01/12/2015	D1	OT	GENERAL PLEADING FILED BY D1 SOUTHWEST GENERAL HEALTH CENTER ATTORNEY WILLIAM A MEADOWS 0037243 DEFENDANT SOUTHWEST GENERAL HEALTH CENTER'S FINAL PRETRIAL STATEMENT
01/08/2015	D	MO	MOTION FILED FOR DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) DAVID H KRAUSE 0070577 DEFENDANTS, JOHANNA O'NEILL, DO AND SOUTHWEST GENERAL MEDICAL GROUP, INC.'S MOTION TO COMPEL PLAINTIFF TO PRODUCE AUSTIN HASTINGS FOR MEETING WITH DEFENSE COUNSEL OR ALTERNATIVELY TO PROHIBIT NEW OPINIONS OF DR. ADLER REGARDING LIFE CARE PLAN AND TO PROHIBIT PHOTOGRAPHS AND/OR VIDEO NOT PREVIOUSLY PRODUCED. 01/16/2015 - GRANTED
01/08/2015	D2	OT	GENERAL PLEADING FILED BY D2 JOHNANNA O'NEILL ATTORNEY DAVID H KRAUSE 0070577 DEFENDANTS, JOHANNA O'NEILL, DO AND SOUTHWEST GENERAL MEDICAL GROUP, INC.'S FINAL PRETRIAL STATEMENT
01/08/2015	D1	MO	MOTION FILED FOR D1 SOUTHWEST GENERAL HEALTH CENTER WILLIAM A MEADOWS 0037243 DEFENDANT SOUTHWEST GENERAL HEALTH CENTER'S MOTION TO COMPEL DEFENSE COUNSEL'S OPPORTUNITY TO MEET THE MINOR PLAINTIFF, AUSTIN HASTINGS, OR IN THE ALTERNATIVE TO PROHIBIT TESTIMONY FROM PLAINTIFF'S NEUROLOGY EXPERT, DANIEL ADLER, M.D. AS TO HIS NEWLY PRODUCED EXPERT REPORT OF DECEMBER 12, 2014 ATTESTING TO THE LIFE CARE PLAN 01/16/2015 - MOOT
01/07/2015	D	MO	MOTION FILED FOR DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ANNA MOORE CARULAS 0037161 MOTION TO COMPEL DEFENSE COUNSEL'S OPPORTUNITY TO MEET THE MINOR PLAINTIFF, AUSTIN HASTINGS, OR IN THE ALTERNATIVE TO PROHIBIT TESTIMONY FROM PLAINTIFFS' NEUROLOGY EXPERT, DR. ADLER, AS TO HIS NEWLY PRODUCED EXPERT REPORT OF 12/12/14 ATTESTING TO THE LIFE CARE PLAN 01/16/2015 - GRANTED
07/02/2014	N/A	SC	FINAL PRETRIAL SCHEDULED FOR 07/28/2014 AT 10:00 AM IS CANCELLED. JUDGE: BRIAN J CORRIGAN (312) REASON: UNKNOWN (notice sent).
07/02/2014	N/A	SC	TRIAL BY JURY SCHEDULED FOR 08/18/2014 AT 09:00 AM IS CANCELLED. JUDGE: BRIAN J CORRIGAN (312) REASON: UNKNOWN (notice sent).
06/26/2014	D1	NT	NOTICE OF SUBSTITUTION OF COUNSEL FILED NOTICE OF SUBSTITUTION OF COUNSEL

06/26/2014	D	NT	NOTICE OF SUBSTITUTION OF COUNSEL FILED NOTICE OF SUBSTITUTION OF COUNSEL
06/25/2014	N/A	JE	PRE-TRIAL HELD 6/19/2014. TRIAL IS SET FOR 2/2/2015 AT 9:00 A.M. FINAL PRE-TRIAL SET FOR 1/15/2015 AT 8:30 A.M. PRETRIAL ORDER TO BE COMPLETED BY FINAL PRETRIAL. 1.) WITNESS LIST 2.) LIST OF PROPOSED EXHIBITS. 3.) LIST OF STIPULATIONS TO BE PRESENTED. 4.) TRIAL BRIEFS. 5.) PROPOSED JURY INSTRUCTIONS. FINAL PRETRIAL SET FOR 01/15/2015 AT 08:30 AM. TRIAL BY JURY SET FOR 02/02/2015 AT 09:00 AM. NOTICE ISSUED
06/12/2014	N/A	JE	DEFENDANT(S) SOUTHWEST GENERAL HEALTH CENTER, JOHANNA O'NEILL, AYMAN DAHMAN, MARY JO ALVERSON, CNM AND SOUTHWEST GENERAL MEDICAL GROUP, INC.'S JOINT MOTION TO CONTINUE DEFENSE EXPERT REPORT DEADLINE AND TRIAL DATE, FILED 05/27/2014, IS GRANTED. DEFENDANTS' EXPERT REPORT DEADLINE IS EXTENDED TO 7/28/2014. THE 8/18/2014 TRIAL DATE IS VACATED. A PRE-TRIAL FOR THE PURPOSE OF SELECTING A NEW TRIAL DATE IS SET FOR 6/19/2014 AT 9:15 A.M. NOTICE ISSUED
06/12/2014	N/A	JE	PRETRIAL SET FOR 06/19/2014 AT 09:15 AM. NOTICE ISSUED
06/10/2014	D	MO	DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM (D5)'S MOTION FOR CONTINUANCE ANNA MOORE CARULAS 0037161. ^F^ SUPPLEMENT TO DEFENDANTS' JOINT MOTION FOR EXTENSION OF EXPERT DEADLINES AND MOTION TO CONTINUE TRIAL 06/11/2014 - GRANTED
06/03/2014	P	BR	REPLY BRIEF FILED BY PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) ROMNEY B CULLERS 0053668 PLAINTIFFS' BRIEF IN OPPOSITION TO DEFENDANTS' JOINT MOTION TO CONTINUE DEFENSE EXPERT REPORT DEADLINE AND TRIAL DATE
05/27/2014	D	MO	DEFENDANT(S) SOUTHWEST GENERAL HEALTH CENTER(D1), JOHNANNA O'NEILL(D2), AYMAN DAHMAN(D3), MARY JO ALVERSON, CNM(D5) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6)'S MOTION FOR CONTINUANCE ANNA MOORE CARULAS 0037161. ^F^ DEFENDANTS' JOINT MOTION TO CONTINUE DEFENSE EXPERT REPORT DEADLINE AND TRIAL DATE 06/12/2014 - GRANTED
04/30/2014	D	NT	NOTICE FILED BY DEFENDANT(S) SOUTHWEST GENERAL HEALTH CENTER(D1) and JOHNANNA O'NEILL(D2) ATTORNEY MARILENA DISILVIO 0064575 INDEPENDENT MEDICAL EXAMINATION
04/29/2014	N/A	JE	DEFENDANTS SOUTHWEST GENERAL HEALTH CENTER AND JOHANNA O'NEIL, M.D.'S MOTION TO COMPEL PLAINTIFFS' DEPOSITIONS, FILED 04/01/2014, IS UNOPPOSED AND GRANTED. PLAINTIFFS ARE ORDERED TO SUBMIT TO DEPOSITIONS WITHIN 30 DAYS OF THIS ORDER. NOTICE ISSUED
04/01/2014	D	MO	MOTION FILED FOR DEFENDANT(S) SOUTHWEST GENERAL HEALTH CENTER(D1) and JOHNANNA O'NEILL(D2) MARILENA DISILVIO 0064575 DEFENDANTS SOUTHWEST GENERAL HEALTH CENTER AND JOHANNA O'NEIL, M.D.'S MOTION TO COMPEL PLAINTIFFS' DEPOSITIONS 04/29/2014 - GRANTED
03/31/2014	N/A	JE	PLAINTIFFS' MOTION TO COMPEL DISCOVERY DEPOSITIONS OF DEFENDANTS, FILED 02/06/2014, IS MOOT. PLAINTIFF'S COUNSEL HAS INFORMED THE COURT THAT THE DISCOVERY DEPOSITIONS THAT ARE THE SUBJECT OF THE MOTION HAVE BEEN COMPLETED. NOTICE ISSUED
03/14/2014	D1	MO	D1 SOUTHWEST GENERAL HEALTH CENTER JMOTION TO COMPEL PLAINTIFFS' ANSWERS AND RESPONSES TO DISCOVERY MARILENA DISILVIO 0064575 04/24/2014 - MOOT
02/18/2014	N/A	JE	THE COURT HAS RECEIVED PLAINTIFF'S NOTICE OF PARTIAL VOLUNTARY DISMISSAL. DEFENDANT SAYED MASSOOMI, M.D. IS THUS HEREBY DISMISSED WITHOUT PREJUDICE. ALL OTHER CLAIMS

			AGAINST ALL REMAINING DEFENDANTS REMAIN PENDING. NOTICE ISSUED
02/13/2014	P	NT	NOTICE OF APPEARANCE, FILED PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840. PLAINTIFFS' NOTICE OF APPEARANCE OF CO-COUNSEL
02/13/2014	D5	BR	BRIEF FILED BY D5 MARY JO ALVERSON, CNM ANNA MOORE CARULAS 0037161 DEFENDANT MARY JO ALVERSON, CNM'S RESPONSE TO PLAINTIFFS' MOTION TO COMPEL DISCOVERY DEPOSITIONS OF DEFENDANTS
02/13/2014	D1	BR	DEFENDANTS BRIEF IN OPPOSITION TO PLAINTIFFS' MOTION TO COMPEL DISCOVERY DEPOSITIONS OF DEFENDANTS. MARILENA DISILVIO (0064575)
02/11/2014	P	NT	NOTICE OF APPEARANCE, FILED PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840. PLAINTIFFS' NOTICE OF APPEARANCE OF CO-COUNSEL
02/11/2014	P	NT	NOTICE OF PLAINTIFFS' NOTICE OF PARTIAL VOLUNTARY DISMISSAL
02/11/2014	P	NT	NOTICE OF PLAINTIFFS' NOTICE OF PARTIAL VOLUNTARY DISMISSAL
02/06/2014	P	MO	MOTION FILED FOR PLAINTIFF(S) AUSTIN HASTINGS(P1), MICHELLE HASTINGS(P2) and BRIAN HASTINGS(P3) PAMELA E PANTAGES 0046840 PLAINTIFFS' MOTION TO COMPEL DISCOVERY DEPOSITIONS OF DEFENDANTS 03/31/2014 - MOOT
10/24/2013	N/A	JE	PRE-TRIAL HELD 10/23/2013. NEW DEADLINES ARE AS FOLLOWS: DISCOVERY CUT-OFF 2/28/2014. PLAINTIFF'S EXPERT REPORT DUE 3/27/2014. DEFENDANT'S EXPERT REPORT DUE 5/27/2014. FINAL PRE-TRIAL SET FOR 7/28/2014 AT 10:00 A.M. TRIAL SET FOR 8/18/2014 AT 9:00 A.M. PRETRIAL ORDER TO BE COMPLETED BY FINAL PRETRIAL. 1.) WITNESS LIST 2.) LIST OF PROPOSED EXHIBITS. 3.) LIST OF STIPLUATIONS TO BE PRESENTED. 4.) TRIAL BRIEFS. 5.) PROPOSED JURY INSTRUCTIONS. NOTICE ISSUED
10/23/2013	N/A	SC	TRIAL BY JURY PREVIOUSLY SCHEDULED FOR 03/03/2014 AT 09:00 AM IS RESCHEDULED FOR 08/18/2014 AT 09:00 AM (Notice Sent).
10/23/2013	N/A	SC	TRIAL BY JURY SCHEDULED FOR 03/03/2014 AT 09:00 AM IS CANCELLED. JUDGE: BRIAN J CORRIGAN (312) REASON: UNKNOWN (notice sent).
10/23/2013	N/A	SC	FINAL PRE-TRIAL PREVIOUSLY SCHEDULED FOR 01/28/2014 AT 08:30 AM IS RESCHEDULED FOR 07/28/2014 AT 10:00 AM (Notice Sent).
10/23/2013	N/A	SC	FINAL PRE-TRIAL SCHEDULED FOR 01/28/2014 AT 08:30 AM IS CANCELLED. JUDGE: BRIAN J CORRIGAN (312) REASON: UNKNOWN (notice sent).
10/09/2013	N/A	JE	DEFENDANTS' MOTION FOR PRE-TRIAL, FILED 9/10/13, IS GRANTED. PRE-TRIAL IS SET FOR 10/23/13 AT 9:15 A.M. NOTICE ISSUED
10/04/2013	N/A	SC	PRE-TRIAL SET FOR 10/23/2013 AT 09:15 AM.
09/10/2013	D	MO	DEFENDANT(S) JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) MOTION FOR PRETRIAL MARILENA DISILVIO 0064575 10/09/2013 - GRANTED
02/13/2013	N/A	JE	PRE-TRIAL HELD ON 02/07/2013. PLAINTIFF'S EXPERT REPORT: 6/1/13. DEFENDANT'S EXPERT REPORT: 9/1/13. FINAL PRETRIAL SET FOR 01/28/2014 AT 08:30 AM. JURY TRIAL SET FOR 03/03/2014 AT 09:00 AM. PRETRIAL ORDER TO BE COMPLETED BY FINAL PRETRIAL. 1.) WITNESS LIST 2.) LIST OF PROPOSED EXHIBITS. 3.) LIST OF STIPLUATIONS TO BE PRESENTED. 4.) TRIAL BRIEFS. 5.) PROPOSED JURY INSTRUCTIONS. NOTICE ISSUED
11/13/2012	D	OT	DEFENDANT(S) SOUTHWEST GENERAL HEALTH CENTER(D1), JOHNANNA O'NEILL(D2) and SOUTHWEST GENERAL MEDICAL GROUP,

			INC.(D6) STIPULATION LEAVE TO RESPOND TO PLTF'S FIRST SET OF DISCOVERY REQUESTS. MARILENA DISILVIO 0064575
10/18/2012	N/A	JE	CASE MGMNT CONFERENCE HELD ON 10/17/2012. PRETRIAL SET FOR 02/07/2013 AT 08:30 AM. NOTICE ISSUED
10/17/2012	D	AN	DEFENDANT(S) AYMAN DAHMAN(D3) and MARY JO ALVERSON, CNM(D5) ANSWER. WITH JURY DEMAND ANNA MOORE CARULAS 0037161
10/16/2012	D	OT	DEFENDANT(S) SOUTHWEST GENERAL HEALTH CENTER(D1) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) STIPULATED LEAVE TO RESPOND TO PLTFS. FIRST SET OF DISCOVERY REQUESTS. MARILENA DISILVIO 0064575
10/05/2012	D4	AN	D4 SAYED MASSOOMI ANSWER. WITH JURY DEMAND RONALD A MINGUS 0047217
09/26/2012	D4	SR	CERTIFIED MAIL RECEIPT NO. 20074837 RETURNED BY U.S. MAIL DEPARTMENT 09/26/2012 MASSOOMI MD/SAYED/ MAIL RECEIVED AT ADDRESS 09/24/2012 SIGNED BY OTHER.
09/25/2012	D5	SR	CERTIFIED MAIL RECEIPT NO. 20074852 RETURNED 09/25/2012 FAILURE OF SERVICE ON DEFENDANT ALVERSON, CNM/MARY/JO - UNABLE TO FORWARD NOTICE MAILED TO PLAINTIFF(S) ATTORNEY
09/24/2012	N/A	SR	SCHEDULE ATTORNEY NOTICE. NOTICE GENERATED FOR ALVERSON, CNM/MARY/JO ON 09/24/2012 16:53:54
09/24/2012	N/A	SR	SCHEDULE ATTORNEY NOTICE. NOTICE GENERATED FOR MASSOOMI/SAYED/ ON 09/24/2012 16:53:54
09/24/2012	N/A	SR	SCHEDULE ATTORNEY NOTICE. NOTICE GENERATED FOR DAHMAN/AYMAN/ ON 09/24/2012 16:53:54
09/24/2012	N/A	SR	SCHEDULE ATTORNEY NOTICE. NOTICE GENERATED FOR O'NEILL/JOHNANNA/ ON 09/24/2012 16:53:54
09/24/2012	N/A	SR	SCHEDULE ATTORNEY NOTICE. NOTICE GENERATED FOR DISILVIO/MARILENA/ ON 09/24/2012 16:53:54
09/24/2012	N/A	SR	SCHEDULE ATTORNEY NOTICE. NOTICE GENERATED FOR PANTAGES/PAMELA/E ON 09/24/2012 16:53:54
09/24/2012	N/A	SC	CASE MGMNT CONFERENCE SET FOR 10/17/2012 AT 08:30 AM.
09/21/2012	D3	SR	CERTIFIED MAIL RECEIPT NO. 20074831 RETURNED BY U.S. MAIL DEPARTMENT 09/20/2012 DAHMAN MD/AYMAN/ MAIL RECEIVED AT ADDRESS 09/19/2012 SIGNED BY OTHER.
09/18/2012	D4	SR	SUMS COMPLAINT(20074837) SENT BY CERTIFIED MAIL. TO: SAYED MASSOOMI MD SOUTHWEST MEDICAL CARE 18697 BAGLEY ROAD STE C 07 MIDDLEBURG HEIGHTS, OH 44130-0000
09/18/2012	D5	SR	SUMS COMPLAINT(20074852) SENT BY CERTIFIED MAIL. TO: MARY JO ALVERSON, CNM 6789 RIDGE ROAD #201 PARMA, OH 44129-0000
09/18/2012	D3	SR	SUMS COMPLAINT(20074831) SENT BY CERTIFIED MAIL. TO: AYMAN DAHMAN MD OB ASSOCIATES LLC 6900 PEARL ROAD STE 300 CLEVELAND, OH 44130-0000
09/14/2012	D5	CS	WRIT FEE
09/14/2012	D4	CS	WRIT FEE
09/14/2012	D3	CS	WRIT FEE
09/11/2012	D5	SR	INSTRUCTION FOR SERVICE ON COMPLAINT SENT BY CERTIFIED MAIL TO MARY JO ALVERSON CNM FILED.
09/11/2012	D4	SR	INSTRUCTION FOR SERVICE ON COMPLAINT SENT BY CERTIFIED MAIL TO SAYED MASSOOMI MD FILED.
09/11/2012	D3	SR	INSTRUCTION FOR SERVICE ON COMPLAINT SENT BY CERTIFIED MAIL TO AYMAN DAHMAN MD FILED.
08/14/2012	D	AN	DEFENDANT(S) SOUTHWEST GENERAL HEALTH CENTER(D1) and SOUTHWEST GENERAL MEDICAL GROUP, INC.(D6) ANSWER ON BEHALF OF DEFTS. SOUTHWEST GENERAL HEALTH CENTER, SOUTHWEST GENERAL MEDICAL GROUP, INC. AND JOHANNA O'NEILL, M.D.. WITH JURY DEMAND MARILENA DISILVIO 0064575

08/03/2012	D6	SR	CERTIFIED MAIL RECEIPT NO. 19653145 RETURNED BY U.S. MAIL DEPARTMENT 08/03/2012 SOUTHWEST GENERAL MEDICAL GROUP, INC. MAIL RECEIVED AT ADDRESS 08/01/2012 SIGNED BY OTHER.
07/30/2012	D4	SR	CERTIFIED MAIL RECEIPT NO. 19653143 RETURNED 07/30/2012 FAILURE OF SERVICE ON DEFENDANT MASSOOMI MD/SAYED/ - ATTEMPTED NOT KNOWN NOTICE MAILED TO PLAINTIFF(S) ATTORNEY
07/24/2012	D1	SR	CERTIFIED MAIL RECEIPT NO. 19653140 RETURNED BY U.S. MAIL DEPARTMENT 07/23/2012 SOUTHWEST GENERAL HEALTH CENTER MAIL RECEIVED AT ADDRESS 07/20/2012 SIGNED BY OTHER.
07/23/2012	D2	SR	CERTIFIED MAIL RECEIPT NO. 19653141 RETURNED BY U.S. MAIL DEPARTMENT 07/20/2012 O'NEILL MD/JOHNANNA/ MAIL RECEIVED AT ADDRESS 07/19/2012 SIGNED BY OTHER.
07/23/2012	D3	SR	CERTIFIED MAIL RECEIPT NO. 19653142 RETURNED 07/23/2012 FAILURE OF SERVICE ON DEFENDANT DAHMAN MD/AYMAN/ - NO REASON INDICATED NOTICE MAILED TO PLAINTIFF(S) ATTORNEY
07/23/2012	D5	SR	CERTIFIED MAIL RECEIPT NO. 19653144 RETURNED 07/23/2012 FAILURE OF SERVICE ON DEFENDANT ALVERSON, CNM/MARY/JO - NO REASON INDICATED NOTICE MAILED TO PLAINTIFF(S) ATTORNEY
07/18/2012	D6	SR	SUMS COMPLAINT(19653145) SENT BY CERTIFIED MAIL. TO: SOUTHWEST GENERAL MEDICAL GROUP, INC. 7215 OLD OAK BLVD., SUITE A-416 MIDDLEBURG HEIGHTS, OH 44130-0000
07/18/2012	D5	SR	SUMS COMPLAINT(19653144) SENT BY CERTIFIED MAIL. TO: MARY JO ALVERSON, CNM 7215 OLD OAK BLVD., SUITE A-416 MIDDLEBURG HEIGHTS, OH 44130-0000
07/18/2012	D4	SR	SUMS COMPLAINT(19653143) SENT BY CERTIFIED MAIL. TO: SAYED MASSOOMI MD 18697 BAGLEY ROAD MIDDLEBURG HTS, OH 44103-0000
07/18/2012	D3	SR	SUMS COMPLAINT(19653142) SENT BY CERTIFIED MAIL. TO: AYMAN DAHMAN MD 7215 OLD OAK BLVD., SUITE A-416 MIDDLEBURG HEIGHTS, OH 44130-0000
07/18/2012	D2	SR	SUMS COMPLAINT(19653141) SENT BY CERTIFIED MAIL. TO: JOHNANNA O'NEILL MD 7215 OLD OAK BLVD., SUITE A-416 MIDDLEBURG HEIGHTS, OH 44130-0000
07/18/2012	D1	SR	SUMS COMPLAINT(19653140) SENT BY CERTIFIED MAIL. TO: SOUTHWEST GENERAL HEALTH CENTER 18697 BAGLEY ROAD MIDDLEBURG HTS, OH 44103-0000
07/03/2012	D6	CS	WRIT FEE
07/03/2012	D5	CS	WRIT FEE
07/03/2012	D4	CS	WRIT FEE
07/03/2012	D3	CS	WRIT FEE
07/03/2012	D2	CS	WRIT FEE
07/03/2012	D1	CS	WRIT FEE
06/26/2012	N/A	SF	JUDGE BRIAN J CORRIGAN ASSIGNED (RANDOM)
06/26/2012	P1	SF	LEGAL RESEARCH
06/26/2012	P1	SF	LEGAL NEWS
06/26/2012	P1	SF	LEGAL AID
06/26/2012	P1	SF	COURT SPECIAL PROJECTS FUND
06/26/2012	P1	SF	COMPUTER FEE
06/26/2012	P1	SF	CLERK'S FEE
06/26/2012	P1	SF	DEPOSIT AMOUNT PAID THE BECKER LAW FIRM CO LPA
06/26/2012	P1	SF	DEPOSIT AMOUNT PAID THE BECKER LAW FIRM CO LPA
06/26/2012	N/A	SF	CASE FILED
06/26/2012	P1	SR	COMPLAINT WITH JURY DEMAND FILED. SERVICE REQUEST - SUMMONS BY CERTIFIED MAIL TO THE DEFENDANT(S).

Only the official court records available from the Cuyahoga County Clerk of Courts, available in person, should be relied upon as accurate and current.

For questions/comments please click here.
Copyright © 2015 PROWARE. All Rights Reserved. 1.0.111