

Commonwealth of Massachusetts
SUFFOLK SUPERIOR COURT
Case Summary
Civil Docket

Mola v Wheeler RN et al

Details for Docket: SUCV2001-05610

Case Information

Docket Number:	SUCV2001-05610	Caption:	Mola v Wheeler RN et al
Filing Date:	12/07/2001	Case Status:	Disposed: by Settlement
Status Date:	12/06/2004	Session:	Civil E, 3 Pemberton Sq, Boston
Lead Case:	NA	Case Type:	Most

Tracking Deadlines

TRK:	A	Discovery:	09/26/2004
Service Date:	03/07/2002	Disposition:	08/06/2005
Rule 15:	03/02/2003	Rule 12/19/20:	05/06/2002
Final PTC:	03/24/2005	Rule 56:	11/26/2004
Answer Date:	05/06/2002	Jury Trial:	YES

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Rule 15:	03/02/2003	Rule 12/19/20:	05/06/2002
Final PTC:	03/24/2005	Rule 56:	11/26/2004
Answer Date:	05/06/2002	Jury Trial:	YES

Parties Involved

10 Parties Involved in Docket: SUCV2001-05610

Party Involved:		Role:	Defendant
Last Name:	Doe	First Name:	Martha
Address:		Address:	
City:		State:	
Zip Code:		Zip Ext:	
Telephone:			

Party Involved:		Role:	Defendant
Last Name:	Doe MD	First Name:	J.B.
Address:		Address:	
City:		State:	
Zip Code:		Zip Ext:	
Telephone:			

Party Involved:		Role:	Defendant
Last Name:	Grover (As Amended)	First Name:	Martha
Address:		Address:	
City:		State:	
Zip Code:		Zip Ext:	
Telephone:			

Party Involved:		Role:	Defendant
Last Name:	Joseph M Smith Community Health Center	First Name:	
Address:		Address:	
City:		State:	
Zip Code:		Zip Ext:	
Telephone:			

Party Involved:		Role:	Defendant
Last Name:	Lief	First Name:	Amy
Address:		Address:	
City:		State:	
Zip Code:		Zip Ext:	
Telephone:			

Party Involved:		Role:	Defendant
Last Name:	Paul MD	First Name:	Maureen
Address:		Address:	
City:		State:	
Zip Code:		Zip Ext:	
Telephone:			

Party Involved:		Role:	Defendant
Last Name:	Pinch NP	First Name:	Colleen
Address:		Address:	
City:		State:	
Zip Code:		Zip Ext:	
Telephone:			

Telephone:**Party Involved:****Role:** Defendant**Last Name:** Planned Parenthood League of Massachusetts**First Name:****Address:****Address:****City:****State:****Zip Code:****Zip Ext:****Telephone:****Party Involved:****Role:** Defendant**Last Name:** Wheeler RN**First Name:** Winn**Address:****Address:****City:****State:****Zip Code:****Zip Ext:****Telephone:****Party Involved:****Role:** Plaintiff**Last Name:** Mola**First Name:** Danielle**Address:****Address:****City:****State:****Zip Code:****Zip Ext:****Telephone:**

Attorneys Involved

12 Attorneys Involved for Docket: SUCV2001-05610

Attorney Involved:**Firm Name:** FICK01**Last Name:** Cassidy**First Name:** John D.**Address:** 98 North Washington Street**Address:** Suite 500**City:** Boston**State:** MA**Zip Code:** 02114**Zip Ext:****Telephone:** 617-720-1515**Tel Ext:****Fascimile:** 617-720-1519**Representing:** Pinch NP, Colleen (Defendant)**Attorney Involved:****Firm Name:** MURR07**Last Name:** Smith**First Name:** Kelly Kalandyk**Address:** 300 Trade Center**Address:** Suite 2700**City:** Woburn**State:** MA**Zip Code:** 01801**Zip Ext:**

Telephone: 781-569-0020

Fascimile:

Tel Ext:

Representing: Wheeler RN, Winn (Defendant)

**Attorney
Involved:**

Last Name: Bobit

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Fascimile: 617-204-6204

Firm Name:

First Name: Janet J

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State: MA

Zip Ext:

Tel Ext:

Representing: Paul MD, Maureen (Defendant)

**Attorney
Involved:**

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City: Boston

Zip Code: 02110

Telephone: 617-204-6201

Fascimile: 617-204-6204

Firm Name:

First Name: Janet J

Address: 101 Federal Street, Suite 1900

State: MA

Zip Ext:

Tel Ext:

Representing: Grover (As Amended), Martha (Defendant)

**Attorney
Involved:**

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Address: Law Office of Janet J Bobit

City: Boston

Zip Code: 02110

Telephone: 617-204-6201

Fascimile: 617-204-6204

Firm Name:

First Name: Janet J

Address: 101 Federal Street, Suite 1900

State: MA

Zip Ext:

Tel Ext:

Representing: Wheeler RN, Winn (Defendant)

**Attorney
Involved:**

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Fascimile: 617-720-1519

Firm Name: FICK01

First Name: John D.

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Zip Ext:

Tel Ext:

Representing: Joseph M Smith Community Health Center, (Defendant)

**Attorney
Involved:**

Last Name: Smith

Address: 300 Trade Center

City: Woburn

Zip Code: 01801

Firm Name: MURR07

First Name: Kelly Kalandyk

Address: Suite 2700

State: MA

Zip Ext:

Telephone: 781-569-0020

Fascimile:

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Fascimile: 907-331-6062

**Attorney
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Address: Law Office of Janet J Bobit

City: Boston

Zip Code: 02110

Telephone: 617-204-6201

Fascimile: 617-204-6204

**Attorney
Involved:**

Last Name: Lang

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Zip Code: 02459

Telephone: 617-720-0176

Fascimile: 617-720-1184

**Attorney
Involved:**

Last Name: Smith

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City: Woburn

Zip Code: 01801

Telephone: 781-569-0020

Fascimile:

**Attorney
Involved:**

Last Name: Smith

Address: 300 Trade Center

City: Woburn

Tel Ext:

Representing:

Planned Parenthood League of
Massachusetts, (Defendant)

Firm Name:

LONG01

First Name:

Richard J

Address:

29th Floor

State:

MA

Zip Ext:

Tel Ext:

Representing:

Pinch NP, Colleen (Defendant)

Firm Name:

First Name:

Janet J

Address:

101 Federal Street, Suite 1900

State:

MA

Zip Ext:

Tel Ext:

Representing:

Planned Parenthood League of
Massachusetts, (Defendant)

Firm Name:

LANG03

First Name:

Barry D.

Address:

Suite 106

State:

MA

Zip Ext:

Tel Ext:

Representing:

Mola, Danielle (Plaintiff)

Firm Name:

MURR07

First Name:

Kelly Kalandyk

Address:

Suite 2700

State:

MA

Zip Ext:

Tel Ext:

Representing:

Grover (As Amended), Martha
(Defendant)

Firm Name:

MURR07

First Name:

Kelly Kalandyk

Address:

Suite 2700

State:

MA

Zip Code: 01801

Zip Ext:

Telephone: 781-569-0020

Tel Ext:

Fascimile:

Representing: Paul MD, Maureen (Defendant)

Calendar Events

2 Calendar Events for Docket: SUCV2001-05610

No.	Event Date:	Event Time:	Calendar Event:	SES:	Event Status:
1	11/24/2003	09:00	Malpractice tribunal	A	Event held as scheduled
2	02/03/2004	08:30	Status: Review Annual Fee	E	Event held as scheduled

Full Docket Entries

108 Docket Entries for Docket: SUCV2001-05610

Entry Date:	Paper No:	Docket Entry:
12/07/2001	1	Complaint & jury demand on complaint (all issues)
12/07/2001		Origin 1, Type B06, Track A.
12/07/2001	2	Civil action cover sheet filed
12/13/2001	3	Amended complaint of Danielle Mola (jury reqstd)
01/16/2002	4	SERVICE RETURNED: Joseph M Smith Community Health Center(Defendant)
01/16/2002	4	(In hand on 1/11/02)
01/16/2002	5	SERVICE RETURNED: Colleen Pinch NP(Defendant)(In hand on 1/11/02)
01/23/2002	6	SERVICE RETURNED: Winn Wheeler RN(Defendant) (in hand 1/16/02)
01/23/2002	7	SERVICE RETURNED: Amy Lief(Defendant) (in hand 1/16/02)
01/23/2002	8	SERVICE RETURNED: Martha Grover (As Amended)(Defendant) (in hand
01/23/2002	8	1/16/02)
01/23/2002	9	SERVICE RETURNED: Maureen Paul MD(Defendant) (in hand 1/16/02)
01/23/2002	10	SERVICE RETURNED: Planned Parenthood League of
01/23/2002	10	Massachusetts(Defendant) (in hand 1/16/02)
01/28/2002	11	ANSWER: Colleen Pinch NP(Defendant) to the amended complaint (Jury
01/28/2002	11	demand) all issues
01/28/2002	12	ANSWER: Joseph M Smith Community Health Center(Defendant) to the
01/28/2002	12	amended complaint (Jury demand) all issues
02/13/2002	13	Motion of deft Colleen Pinch, NP to dismiss pursuant to Rule 8(c)
02/13/2002	13	(statutue of limitations), or in the alternative, deft's motion to
02/13/2002	13	dismiss pursuant to Rule 9(f) (failure to aver time and place), Rule
02/13/2002	13	12(e) (for a more definite statement) and Rule 12(b)(6) (failure to
02/13/2002	13	state a claim upon which relief can be granted) (w/o opposition)
02/15/2002	14	ANSWER: Winn Wheeler RN(Defendant) to amended complaint (jury reqstd)
02/15/2002	15	ANSWER: Martha Grover (As Amended)(Defendant) (jury reqstd)
02/15/2002	16	ANSWER: Maureen Paul MD(Defendant) (jury reqstd)
02/15/2002	17	ANSWER: Planned Parenthood League of Massachusetts(Defendant) (jury
02/15/2002	17	reqstd)
02/15/2002	18	Request for medical malpractice tribunal filed by Winn Wheeler RN

02/15/2002	19	Request for medical malpractice tribunal filed by Maureen Paul MD
02/15/2002	20	Request for medical malpractice tribunal filed by Planned Parenthood
02/15/2002	20	League of Massachusetts
04/09/2002	21	ORDER OF DISMISSAL re: J.B. Doe MD (w/o prejudice; service not
04/09/2002	21	complete by 1-88 deadline). Copies mailed.
04/09/2002		Case status changed to 'Needs review for answers' at service deadline
04/09/2002		review
06/05/2002	22	Default re: Amy Lief (no answer by 1-88 deadline); Pltf directed to
06/05/2002	22	move for appropriate judgement by 07/05/2002. Copies mailed.
06/05/2002		Case status changed to 'Needs discovery' at answer deadline review
06/21/2002		Certified copy of petition for removal to U. S. Dist. Court of Defts.
06/21/2002		Colleen Pinch, N. P. and The Joseph M. Smith Community Health
06/21/2002		Center U. S. Dist.#(02-11195GAO).
06/24/2002		Case REMOVED this date to US District Court of Massachusetts
12/03/2002		ACTION RETURNED ACCORDINGLY FOR MEDICAL TRIBUNAL SEE P#27 NOTICE
12/03/2002		SENT12/9/02
12/03/2002	23	Certified copy of Notice of removal of defts Colleen Pinch, N.P and
12/03/2002	23	Joseph M. Smith Community Health Center
12/03/2002	24	Certified copy of Motion and Memoradum In support of United states
12/03/2002	24	Motion for Substitution
12/03/2002	25	Certified copy of Stipulation of Dismissal with Prejudice. The
12/03/2002	25	Parties hereby stipulate that said action be dismissed as to the
12/03/2002	25	defendants, Colleen Pinch, N.P. and the Joseph M. Smith Community
12/03/2002	25	Health Center, with Prejudice and without costs.
12/03/2002	26	CERTIFIED COPY OF AN ORDER: IT IS ORDERED that pursuant to the
12/03/2002	26	provisions of 28 U.S.C. s 2679 and 42 U.S.C s233 the United States be
12/03/2002	26	substitued as defendant with respect to the state law causes of
12/03/2002	26	action alleged in the complaint against Colleen N. Pinch, N.P.,
12/03/2002	26	Joseph M. Smith Community Health Center, only for andy acts on
12/03/2002	26	omissions that occurred on or after October 5, 1998, and that the
12/03/2002	26	caption be amended accordingly. (O'Toole,J.,USD) 7/11/02
12/03/2002	27	Certified copy of Motion of defendants Winn Wheeler, R.N., Maureen
12/03/2002	27	Paul M.D. and Planned Parenthood League of Massachusttes for referral
12/03/2002	27	to the Superior Court Department of the Trial Court of the
12/03/2002	27	Commonwealth of Massachusetts for the Convening of a Medical
12/03/2002	27	Malpractice Tribunal Pursuant to M.G.L.C. 231, s 60B. Motion to refer
12/03/2002	27	to Supeior Court Department is Allowed by the court. (O'Toole,J.,USD)
12/03/2002	27	11/6/02
11/18/2003	28	Offer of proof of plff
11/26/2003	29	Findings: of the Medical Malpractice Tribunal for the plff re:
11/26/2003	29	Martha Grover (Connolly,J) Notice Sent 11/24/03 (entered
11/26/2003	29	11/24/03)
11/26/2003	30	Findings: of the medical malpractice tribunal for the plff re:
11/26/2003	30	Winn Wheeler R N(Connolly,J) Notice Sent 11/24/03 (entered
11/26/2003	30	11/24/03)
11/26/2003	31	Findings: of Medical Malpractice Tribunal for plff re: Maureen Paul
11/26/2003	31	M D (Connolly,J) Notice Sent 11/24/03 (entered 11/24/03)

	32	Findings: of the Medical Malpractice Tribunal for plff re: Planned
11/26/2003	32	Parenthood League of Mass (Connolly,J) Notice Sent 11/24/03
11/26/2003	32	(entered 11/24/03)
12/17/2003		Notice of Annual Civil Litigation Fee mailed to plaintiff's attorney
12/17/2003		Barry D Lang on December 17, 2003.
01/09/2004		Annual Civil Litigation fee in the sum of \$120.00 paid by the
01/09/2004		plaintiff's attorney Barry D Lang on January 09, 2004
01/16/2004		Remaining papers returned from United States District Court
01/16/2004	33	Stipulation of dismissal with prejudice and without costs as to
01/16/2004	33	defendant Martha Grover Only
01/16/2004	34	Joint Motion to Remand case to Superior
01/16/2004	35	Certified Docket Entries Recieved
02/24/2004	36	Joint motion of parties to extend tracking order deadlines re: all
02/24/2004	36	discovery requests and depositions completed 9/26/04; all motions
02/24/2004	36	under MRCP 56 filed 11/26/04; final pre-trial conference 3/24/05;
02/24/2004	36	disposition 8/6/05 (w/o opposition)
03/02/2004	37	Application of Maureen Paul MD, Planned Parenthood League of
03/02/2004	37	Massachusetts for Danielle Mola's hospital records from Boston
03/02/2004	37	Medical Center
03/02/2004	38	ORDER for hospital records from Boston Medical Center (P#37) (Janet
03/02/2004	38	L. Sanders, Justice)
03/05/2004		MOTION (P#36) ALLOWED (Janet L. Sanders, Justice) Notices mailed
03/05/2004		March 04, 2004 (entered 2/27/04)
03/05/2004	39	Suggestion of death re: deft Winn Wheeler
04/28/2004	40	Application of Maureen Paul MD for Danielle Mola's hospital records
04/28/2004	40	from Massachusetts General Hospital
04/28/2004	41	ORDER for hospital records from Massachusetts General Hospital (P#40)
04/28/2004	41	(Janet L. Sanders, Justice)
12/06/2004	42	Stipulation of Dismissal (filed 12/1/04) as to plff vs defts with
12/06/2004	42	prejudice and without costs JUDGMENT entered on docket pursuant to
12/06/2004	42	Mass R Civ P 58(a) as amended and notice sent to parties pursuant to
12/06/2004	42	Mass R Civ P 77(d)
