2007-001093-NH

Case Type Case Status:	NH-MEDICAL MALPRACTICE
File Date:	03/09/2007
DCM Track:	TRACK 210 DAYS DISCOVERY

Action: WITH JURY DEMAND Status Date: 03/09/2007 Case Judge: TOIA, JOSEPH Next Event:

All Information Docket Party Event Financial Receipt Disposition

Date	Description	Docket Text	Amount Owed
03/09/2007	ENTRY FEE	ENTRY FEE Receipt: 96293 Date: 03/15/2007	\$150.00
03/09/2007	JURY FEE	JURY FEE Receipt: 96293 Date: 03/15/2007	\$85.00
03/09/2007	COMPLAINT/PETITION FILED	COMPLAINT/PETITION FILED W/ATTACHMENT	
03/09/2007	JURY DEMAND	JURY DEMAND	
03/09/2007	SUMMONS ISSUED	SUMMONS ISSUED (EXPIRES: 6/8/07)	
04/02/2007	SERVICE ON COMPLAINT FILED	SERVICE ON COMPLAINT FILED PERS/3-22-07 Dr KATHERINE BOYD MD (DEFENDANT);	
04/09/2007	APPEARANCE (LITIGANT'S PRIMARY ATTORNEY)	APPEARANCE (LITIGANT'S PRIMARY ATTORNEY) Attorney: MERRY, CYNTHIA E. (34539) Dr KATHERINE BOYD MD (DEFENDANT);	
04/09/2007	NOTICE OF APPEARANCE	NOTICE OF APPEARANCE	
04/09/2007	CERTIFICATE OF SERVICE	CERTIFICATE OF SERVICE	
05/11/2007	ANSWER TO COMPLAINT	ANSWER (LITIGANT'S PRIMARY ATTORNEY) Attorney: MERRY, CYNTHIA E. (34539) Dr KATHERINE BOYD MD (DEFENDANT);	
05/11/2007	RELIANCE ON JURY DEMAND	RELIANCE ON JURY DEMAND	
05/11/2007	AFFIRMATIVE DEFENSES	AFFIRMATIVE DEFENSES	
05/11/2007	CERTIFICATE OF SERVICE	CERTIFICATE OF SERVICE	
05/17/2007	DISCOVERY AND CASE EVALUATION ORDER ISSUED	DISCOVERY AND CASE EVALUATION ORDER ISSUED; CASE EVAL AFTER 12/10/07; WITNESS LIST DUE BY PLTF: 9/11/07, DEFT: 9/26/07 (N) DISCOVERY ORDER Sent on: 05/17/2007 12:16:51	
		CYNTHIA E. MERRY (Attorney) on behalf of Dr KATHERINE BOYD MD (DEFENDANT); JOSEPH L. KONHEIM (Attorney) on behalf of LILLIE DEWBERRY (PLAINTIFF)	
06/08/2007	AFFIDAVIT OF MERITORIOUS DEFENSE	AFFIDAVIT OF MERITORIOUS DEFENSE ON BEHALF OF DEFT KATHERINE BOYD MD	
06/08/2007	PROOF OF SERVICE	PROOF OF SERVICE	
08/07/2007	PROOF OF SERVICE	PROOF OF SERVICE	
08/07/2007	AFFIDAVIT	AFFIDAVIT OF MERITORIOUS DEFENSE OBO DEFT KATHERINE BOYD MD	
09/05/2007	PLAINTIFF'S WITNESS LIST	PLAINTIFF WITNESS LIST	
09/05/2007	PROOF OF SERVICE	PROOF OF SERVICE	
09/06/2007	DOCUMENT FILED:	DEFT ANS TO PLTF REQ FOR ADMSNS	
09/06/2007	CERTIFICATE OF SERVICE	CERTIFICATE OF SERVICE	

Date	Description	Docket Text	Amount Owed
09/19/2007	DEFENDANTS WITNESS LIST	PROPOSED WITNESS LIST ON BEHALF OF DEFT KATHERINE BOYD, M.D.	
09/19/2007	PROOF OF SERVICE	PROOF OF SERVICE	
10/31/2007	CASE EVALUATION HEARING SCHEDULED	CASE EVALUATION HEARING SCHEDULED Event: CASE EVALUATION HEARING Date: 01/14/2008 Time: 2:00 pm Judge: P2011408 Location: CONF ROOM 514 - 5TH FLOOR	
		Result: CASE EVALUATION ADJOURNED	
11/15/2007	ORDER ADJOURNING CASE EVALUATION - SGD	ORDER ADJOURNING CASE EVALUATION - SGD (ADJ FRM 1/14/08 60 DAYS)	
11/16/2007	CASE EVALUATION HEARING TO BE RESCHEDULED	CASE EVALUATION HEARING TO BE RESCHEDULED ADJ 1/14/08 CASE EVAL 60 DAYSMERRY PD ADJ COST The following event: CASE EVALUATION HEARING scheduled for 01/14/2008 at 2:00 pm has been resulted as follows:	
		Result: CASE EVALUATION ADJOURNED Judge: P2011408 Location: CONF ROOM 514 - 5TH FLOOR	
11/16/2007	CASE EVALUATION HEARING FEE PAID	CASE EVALUATION HEARING FEE PAID***ADJ FEE***CK#9413 FOR \$150 FOR THE 1/14/08 HRG CYNTHIA E. MERRY (Attorney) on behalf of Dr KATHERINE BOYD MD (DEFENDANT)	
11/16/2007	CASE EVALUATION ADJOURNMENT COSTS PAID	CASE EVALUATION ADJOURNMENT COSTS PAID	
01/18/2008	CASE EVALUATION HEARING SCHEDULED	CASE EVALUATION HEARING SCHEDULED Event: CASE EVALUATION HEARING Date: 03/17/2008 Time: 2:00 pm Judge: P2031708 Location: CONF ROOM 514 - 5TH FLOOR	
		Result: CASE EVALUATION HEARING HELD	
02/11/2008	MOTION FEE	MOTION FEE Receipt: 161614 Date: 02/12/2008	\$20.00
02/11/2008	NOTICE OF HEARING	NOTICE OF HEARING	
02/11/2008	MOTION TO COMPEL DISCOVERY	DEFTS MOTION TO COMPEL DISCOVERY W/ EXHIBITS	
02/11/2008	BRIEF IN SUPPORT	BRIEF IN SUPPORT W/ EXHIBITS	
02/11/2008	CERTIFICATE OF SERVICE	CERTIFICATE OF SERVICE	
02/12/2008	HEARING: MTN TO COMPEL DISCOVERY SCHEDULED	HEARING: MTN TO COMPEL DISCOVERY SCHEDULED Event: HRG ON MTN TO COMPEL DISCOVERY Date: 02/19/2008 Time: 8:30 am Judge: SWITALSKI, MATTHEW S Location: COURTROOM B - 2ND FLOOR	
		MERRY-KONHEIM	
		Result: NOT HELD - NO APPEARANCE BY PARTIES/COUNSEL	
02/15/2008	RE-NOTICE OF HEARING	NOTICE OF RE-HEARING	
02/15/2008	PROOF OF SERVICE	PROOF OF SERVICE	
02/19/2008	HEARING: MTN TO COMPEL DISCOVERY SCHEDULED	HEARING: MTN TO COMPEL DISCOVERY SCHEDULED Event: HRG ON MTN TO COMPEL DISCOVERY Date: 02/19/2008 Time: 8:30 am Judge: SWITALSKI, MATTHEW S Location: COURTROOM B - 2ND FLOOR	

Date	Description	Docket Text	Amount Owed
		Result: ADJOURNED, NOT PLACED ON RECORD	
02/19/2008	ADJOURNED	ADJOURNED, NOT PLACED ON RECORD The following event: HRG ON MTN TO COMPEL DISCOVERY scheduled for 02/19/2008 at 8:30 am has been resulted as follows:	
		Result: ADJOURNED, NOT PLACED ON RECORD TO 2-25-08 Judge: SWITALSKI, MATTHEW S Location: COURTROOM B - 2ND FLOOR Result Staff: Staff: COURT REPORTER: BRAZZEL, LINDA Certification Number: CSR-4704	
02/21/2008	MOTION FEE	MOTION FEE Receipt: 163878 Date: 02/21/2008	\$20.00
02/21/2008	HEARING: MTN TO COMPEL DISCOVERY SCHEDULED	HEARING: MTN TO COMPEL DISCOVERY SCHEDULED Event: HRG ON MTN TO COMPEL DISCOVERY Date: 02/25/2008 Time: 8:30 am Judge: SWITALSKI, MATTHEW S Location: COURTROOM B - 2ND FLOOR	
		Result: HELD-CIVIL	
02/21/2008	MOTION:	DEFT'S MTN FOR QUALIFIED PROTECTIVE ORD PERMITTING XPRTE MEETINGS W/PLTF'S TREATING PHYSICIANS	
02/21/2008	BRIEF IN SUPPORT OF MOTION	BRIEF IN SUPPORT OF MOTION W/EXBTS A-D	
02/21/2008	PROOF OF SERVICE	PROOF OF SERVICE	
02/21/2008	NOTICE OF HEARING	NOTICE OF HEARING	
02/25/2008	HEARING: MTN FOR PROTECTIVE ORDER SCHEDULED	HEARING: MTN FOR PROTECTIVE ORDER SCHEDULED Event: HRG ON MTN FOR PROTECTIVE ORDER Date: 03/03/2008 Time: 8:30 am Judge: SWITALSKI, MATTHEW S Location: COURTROOM B - 2ND FLOOR	
		MERRY-KONHEIM	
		Result: MOTION GRANTED	
02/25/2008	HELD:	HELD: PLACED ON RECORD The following event: HRG ON MTN TO COMPEL DISCOVERY scheduled for 02/25/2008 at 8:30 am has been resulted as follows:	
		Result: HELD-CIVIL, MTN GRANTED, PLTFS SHALL PROVIDE EXPERTS FOR DISCOVERY ONLY DEPO BEF 3/17/08, DISPOSITIVE MTN CUTOFF DATE EXTENDED 60 DAYS FRM 3/7/08 TO 5/6/08, SGD Judge: SWITALSKI, MATTHEW S Location: COURTROOM B - 2ND FLOOR Result Staff: Staff: COURT REPORTER: BRAZZEL, LINDA Certification Number: CSR-4704	
02/25/2008	DOCUMENT FILED:	PLTFS RESP TO DEFTS MTN FOR A QUALIFIED PROTECTIVE ORD PERMITTING EXPARTE MEETINGS W/PLTFS TREATING PHYSICIANS	
02/25/2008	BRIEF IN SUPPORT OF MOTION	BRIEF IN SUPPORT OF MOTION W/ATTACHED EXHS	
02/25/2008	PROOF OF SERVICE	PROOF OF SERVICE	
02/25/2008	DOCUMENT FILED:	DEFTS SUPPLEMENTAL BRIEF RE MOTION FOR QUALIFIED PROTECTIVE ORDER PERMITTING EX	

Date	Description	Docket Text	Amount Owed
		PARTE MEETINGS WITIH PLAINTIFFS TREATING PHYSICIANS	
02/25/2008	CERTIFICATE OF SERVICE	CERTIFICATE OF SERVICE	
03/03/2008	MOTION GRANTED	MOTION GRANTED, PLACED ON RECORD The following event: HRG ON MTN FOR PROTECTIVE ORDER scheduled for 03/03/2008 at 8:30 am has been resulted as follows:	
		Result: MOTION GRANTED, QUALIFIED PROTECTIVE ORDER SGD Judge: SWITALSKI, MATTHEW S Location: COURTROOM B - 2ND FLOOR Result Staff: Staff: COURT REPORTER: BRAZZEL, LINDA Certification Number: CSR-4704	
03/03/2008	CASE EVALUATION HEARING FEE PAID	CASE EVALUATION HEARING FEE PAID CK # 20126 FOR \$75.00 FOR 3/17/08 HRG JOSEPH L. KONHEIM (Attorney) on behalf of LILLIE DEWBERRY (PLAINTIFF)	
03/12/2008	CASE EVALUATION SUMMARY FILED	CASE EVALUATION SUMMARY FILED "LATE" FOR 3/17/08 HRG JOSEPH L. KONHEIM (Attorney) on behalf of LILLIE DEWBERRY (PLAINTIFF)	
03/12/2008	CASE EVALUATION HEARING FEE PAID	CASE EVALUATION HEARING FEE PAID CK # 20160 FOR \$150.00 LATE FEE FOR 3/17/08 HRG JOSEPH L. KONHEIM (Attorney) on behalf of LILLIE DEWBERRY (PLAINTIFF)	
03/12/2008	CASE EVALUATION LATE FEE PAID	CASE EVALUATION LATE FEE PAID	
03/14/2008	CASE EVALUATION SUMMARY FILED	CASE EVALUATION SUMMARY FILED***LATE***FOR THE 3/17/08 HRG CYNTHIA E. MERRY (Attorney) on behalf of Dr KATHERINE BOYD MD (DEFENDANT)	
03/14/2008	CASE EVALUATION HEARING FEE PAID	CASE EVALUATION HEARING FEE PAID***FEE AND LATE FEE***CK#9953 FOR \$225 FOR THE 3/17/08 HRG CYNTHIA E. MERRY (Attorney) on behalf of Dr KATHERINE BOYD MD (DEFENDANT)	
03/18/2008	CASE EVALUATION HEARING HELD	CASE EVALUATION HEARING HELD The following event: CASE EVALUATION HEARING scheduled for 03/17/2008 at 2:00 pm has been resulted as follows:	
		Result: CASE EVALUATION HEARING HELD Judge: P2031708 Location: CONF ROOM 514 - 5TH FLOOR	
04/14/2008	MOTION FEE	MOTION FEE Receipt: 177479 Date: 04/14/2008	\$20.00
04/14/2008	MOTION FOR SUMMARY DISPOSITION	DEFT, DR KATHERINE BOYD MD'S MTN FOR SUMMARY DISPO AND TO STRIKE MICHAEL BERKE MD'S TESTIMONY	
04/14/2008	BRIEF IN SUPPORT OF MOTION	BRIEF IN SUPPORT OF MOTION W/EXBTS A-H	
04/14/2008	CERTIFICATE OF SERVICE	CERTIFICATE OF SERVICE	
04/15/2008	HEARING: MTN FOR SUMMARY DISP SCHEDULED	HEARING: MTN FOR SUMMARY DISP SCHEDULED Event: HRG ON MTN FOR SUMMARY DISPOSITION Date: 05/05/2008 Time: 8:30 am Judge: SWITALSKI, MATTHEW S Location: COURTROOM B - 2ND FLOOR	
		MERRY-KONHEIM	
		Result: HELD - TAKEN UNDER ADVISEMENT	

Date	Description	Docket Text	Amount Owed
04/15/2008	CASE EVALUATION AWARD REJECTED	CASE EVALUATION AWARD REJECTED	
04/16/2008	CASE EVALUATION ACCEPTANCE/REJECTION NOTICE MAILED	CASE EVALUATION ACCEPTANCE/REJECTION NOTICE MAILED	
	MAILED	CASE EVAL ACCEPT/REJECT NOTICE Sent on: 04/16/2008 14:51:20	
04/17/2008	CASE EVALUATION DOCUMENTS RECEIVED/FILED ON SHELF	CASE EVALUATION DOCUMENTS RECEIVED/FILED ON SHELF	
04/28/2008	ANSWER TO MOTION	PLTFS ANSWER TO DFNTS MTN FOR SUMM DISPO W/ EXHIBITS	
04/28/2008	PROOF OF SERVICE	PROOF OF SERVICE	
05/02/2008	SETTLEMENT CONFERENCE SCHEDULED	SETTLEMENT CONFERENCE SCHEDULED Event: SETTLEMENT CONFERENCE Date: 06/12/2008 Time: 8:30 am Judge: SWITALSKI, MATTHEW S Location: COURTROOM B - 2ND FLOOR Result: EVENT CANCELLED-CASE PREVIOUSLY DISPOSED	
05/02/2008	IMAGE OF EVENT NOTICE SENT	(N) EVENT NOTICE SENT CYNTHIA E. MERRY (Attorney) on behalf of Dr KATHERINE BOYD MD (DEFENDANT); JOSEPH L. KONHEIM (Attorney) on behalf of LILLIE DEWBERRY (PLAINTIFF)	
05/02/2008	TRIAL PROCEDURE ORDER SENT	TRIAL PROCEDURE ORDER SENT	
05/05/2008	HELD - TAKEN UNDER ADVISEMENT	HELD - TAKEN UNDER ADVISEMENT, PLACED ON RECORD The following event: HRG ON MTN FOR SUMMARY DISPOSITION scheduled for 05/05/2008 at 8:30 am has been resulted as follows:	
		Result: HELD - TAKEN UNDER ADVISEMENT Judge: SWITALSKI, MATTHEW S Location: COURTROOM B - 2ND FLOOR Result Staff: Staff: COURT REPORTER: BRAZZEL, LINDA Certification Number: CSR-4704	
05/05/2008	DOCUMENT FILED:	DEFT DR KATHERINE BOYD MD'S REPLY TO PLTFS ANSWER TO MOTION FOR SUMMARY DISPOSITION AND TO STRIKE DR BERKES TESTIMONY	
05/23/2008	OPINION & ORDER SIGNED	OPINION SIGNEDDR BERKES TESTIMONY IS STRICKEN AND DEFTS MTN FOR SUMM DISPO GRNTED (CLOSE)	
05/28/2008	EVENT CANCELLED-CASE PREV DISPOSED	EVENT CANCELLED-CASE PREV DISPOSED The following event: SETTLEMENT CONFERENCE scheduled for 06/12/2008 at 8:30 am has been resulted as follows:	
		Result: EVENT CANCELLED-CASE PREVIOUSLY DISPOSED Judge: SWITALSKI, MATTHEW S Location: COURTROOM B - 2ND FLOOR Result Staff: Staff: COURT REPORTER: BRAZZEL, LINDA Certification Number: CSR-4704	
06/05/2008	MOTION FEE	MOTION FEE Receipt: 190248 Date: 06/05/2008	\$20.00
	DOCUMENT FILED:	REQ FOR/NOTICE OF HEARING	

Date	Description	Docket Text	Amount Owed
06/05/2008	MOTION:	PLTS MTN FOR RECONSIDERATION	
06/05/2008	BRIEF IN SUPPORT	BRIEF IN SUPPORT WITH EXHIBITS	
06/05/2008	PROOF OF SERVICE	PROOF OF SERVICE	
06/12/2008	DOCUMENT FILED:	DEFTS RESP IN OPP TO PLTFS MTN FOR RECONSIDERATION W/ATTACHED EXH	
06/12/2008	CERTIFICATE OF SERVICE	CERTIFICATE OF SERVICE	
06/19/2008	OPINION & ORDER SIGNED	OPINION & ORDER SIGNEDPLTFS MTN FOR RECONSIDERATION DENIED	
07/10/2008	APPEAL TO COURT OF APPEALS FEE	APPEAL TO COURT OF APPEALS FEE Receipt: 198378 Date: 07/10/2008	\$25.00
07/10/2008	CLAIM OF APPEAL FILED	CLAIM OF APPEAL FILED W/ATTCHMTS	
07/17/2008	REPORTER'S NOTICE OF FILING TRANSCRIPT; CERTIFICATE OF SERVICE	REPORTER'S NOTICE OF FILING TRANSCRIPT	
07/17/2008	REPORTER/RECORDER'S CERTIFICATE OF ORDER OF TRANSCRIPT ON APPEAL	REPORTER/RECORDER'S CERTIFICATE OF ORDER OF TRANSCRIPT ON APPEAL	
07/17/2008	TRANSCRIPT OF:	TRANSCRIPT OF: HRG ON MTN FOR SUMM DISPO R/F ON SHELF	
11/20/2008	SENT TO COURT OF APPEALS	SENT TO COURT OF APPEALS CERT DCKT, ONE VOLUME FILE, TRANS DTD 5/5/08, RECEIPT	
11/20/2008	CERT MAIL RECEIPT	CERT/MAIL RECEIPT R/F IN FILE	
11/24/2008	CERT MAIL RETURN RECEIPT	CERT/MAIL RECEIPT RETURNED R/F IN FILE	
12/01/2008	RECEIPT RETURNED FRM COURT OF APPEALS	RECEIPT RETURNED FRM COURT OF APPEALS	
12/01/2009	COPY OF ORDER FROM COURT OF APPEALS RECEIVED/FILED	COPY OF ORDER FROM COURT OF APPEALS RECEIVED/FILED	
12/16/2009	RETURNED FROM COURT OF APPEALS (LANSING)	RETURNED FROM COURT OF APPEALS (LANSING) CERT. DCKT, ONE VOLUME FILE, AND TRANS. DTD. 5/5/08.	
12/28/2012	CASELOAD TRANSFERRED	CASELOAD TRANSFERRED The judge was changed from SWITALSKI, MATTHEW S to SWITALSKI, MARK .	
02/06/2015	CASELOAD TRANSFERRED	CASELOAD TRANSFERRED The judge was changed from SWITALSKI, MARK S to VIVIANO, KATHRYN .	
04/27/2015	CASELOAD TRANSFERRED	CASELOAD TRANSFERRED The judge was changed from VIVIANO, KATHRYN A to VISITING JUDGE, JAMES M. BIERNAT, SR., .	
08/31/2015	CASELOAD TRANSFERRED	CASELOAD TRANSFERRED The judge was changed from VISITING JUDGE, JAMES M. BIERNAT, SR. to TOIA, JOSEPH .	

Party Information	
DEWBERRY, LILLIE - PLAINTIFF	
DOB DOD	Address Phone
	Alias

http://courtpa.macombgov.org/eservices/?x=cwtZmIVFKiMnUks3VE6ZFHh6I*2iHIEAZt... 8/26/2016

Disposition Disp Date	Party Attorney Attorney Bar Code Address Phone	KONHEIM, JOSEPH L. 34317 15815 W. 12 MILE RD SOUTHFIELD, MI 48076 (248)552-8500
		More Party Information
BOYD, MD, Dr KATHERINE - DEF	ENDANT	
DOB DOD	Address Phone	9
Disposition Disp Date	Alias	
	Party Attorney	
	Attorney	MERRY, CYNTHIA E.
	Bar Code	34539
	Address	18303 TEN MILE RD # 200 ROSEVILLE, MI 48066
	Phone	(586)776-6700
		More Party Information

Events				
Date/Time	Location	Туре	Result	Event Judge
01/14/2008	CONF ROOM 514 -	CASE EVALUATION	CASE EVALUATION	P2011408
02:00 PM	5TH FLOOR	HEARING	ADJOURNED	
02/19/2008	COURTROOM B -	MTN TO COMPEL	ADJOURNED, NOT PLACED ON RECORD	SWITALSKI,
08:30 AM	2ND FLOOR	DISCOVERY		MATTHEW S
02/25/2008	COURTROOM B -	MTN TO COMPEL	HELD-CIVIL	SWITALSKI,
08:30 AM	2ND FLOOR	DISCOVERY		MATTHEW S
03/03/2008	COURTROOM B -	MTN FOR PROTECTIVE	MOTION GRANTED	SWITALSKI,
08:30 AM	2ND FLOOR	ORDER		MATTHEW S
03/17/2008 02:00 PM	CONF ROOM 514 - 5TH FLOOR	CASE EVALUATION HEARING	CASE EVALUATION HEARING HELD	P2031708
05/05/2008	COURTROOM B -	MTN FOR SUMMARY	HELD - TAKEN UNDER	SWITALSKI,
08:30 AM	2ND FLOOR	DISPOSITION	ADVISEMENT	MATTHEW S
06/12/2008	COURTROOM B -	SETTLEMENT	EVENT CANCELLED-CASE	SWITALSKI,
08:30 AM	2ND FLOOR	CONFERENCE	PREVIOUSLY DISPOSED	MATTHEW S

Financial Summ	ary			
Cost Type	Amount Owed	Amount Paid	Amount Adjusted	Amount Outstanding
FILING FEE	\$260.00	\$260.00	\$0.00	\$0.00
MOTION FEE	\$80.00	\$80.00	\$0.00	\$0.00
	\$340.00	\$340.00	\$0.00	\$0.00

Receipts			
Receipt Number	Receipt Date	Received From	Payment Amount
96293	03/15/2007	DEWBERRY, LILLIE	\$235.00
			\$340.00

Receipt Number	Receipt Date	Received From	Payment Amount
161614	02/12/2008	BOYD MD, Dr KATHERINE	\$20.00
163878	02/21/2008	K BOYD MD	\$20.00
177479	04/14/2008	BOYD	\$20.00
190248	06/05/2008	DEWBERRY, LILLIE	\$20.00
198378	07/10/2008	DEWBERRY, LILLIE	\$25.00
			\$340.00

Date	Case Judge	
05/23/2008	TOIA, JOSEPH	
		5