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1684CV00170 Saman Gharony PPA Siveth So et al vs. Jessel, M.D., Rebecca et al

• Case Type	Torts
• Case Status	Open
• File Date	01/19/2016
• DCM Track:	
• Initiating Action:	Malpractice - Medical / Wrongful Death
• Status Date:	01/19/2016
• Case Judge:	
• Next Event:	

- All Information
- Party
- Event
- Docket
- Disposition

Party Information

Gharony, Saman
- Plaintiff

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So, Siveth
- Plaintiff

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So, Siveth
- Plaintiff

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Jessel, M.D., Rebecca
- Defendant

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Nour, M.D., Nawal
- Other interested party

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Events

Date	Session	Location	Type	Event Judge	Result
05/05/2017 09:00 AM	Civil E	BOS-9th FL, CR 916 (SC)	Malpractice Tribunal	Green, Hon. Karen	Held as Scheduled
04/04/2018 02:00 PM	Civil B	BOS-3rd FL, CR 306 (SC)	Motion Hearing to Amend Complaint	Fahey, Hon. Elizabeth M	Not Held

<u>Date</u>	<u>Session</u>	<u>Location</u>	<u>Type</u>	<u>Event Judge</u>	<u>Result</u>
05/15/2018 02:00 PM	Civil B	BOS-3rd FL, CR 306 (SC)	Motion Hearing to Amend Complaint	Roach, Christine M	Not Held
05/15/2018 03:00 PM	Civil D	BOS-3rd FL, CR 306 (SC)	Motion Hearing to Amend Complaint	Wilkins, Hon. Douglas H	Held as Scheduled

Docket Information		
<u>Docket Date</u>	<u>Docket Text</u>	<u>File Ref Nbr.</u>
01/19/2016	Original civil complaint filed.	1
01/19/2016	Civil action cover sheet filed. (180,000.00)	2
01/19/2016	Attorney appearance On this date Sheila E. Mone, Esq. added for Plaintiff Saman Gharony PPA Siveth So	
01/19/2016	Attorney appearance On this date Kenneth M Levine, Esq. added for Plaintiff Saman Gharony PPA Siveth So	
03/21/2016	Received from Defendant Opaku-Anane,, M.D., Jessica: Answer with claim for trial by jury;	3
03/21/2016	Appearance entered On this date Brent A Tingle, Esq. added for Defendant Jessica Opaku-Anane,, M.D.	
03/21/2016	Request for medical malpractice tribunal filed by party for: Obstetrics, Gynecology Applies To: Opaku-Anane,, M.D., Jessica (Defendant)	4
03/21/2016	Received from Defendant Jessel, M.D., Rebecca: Answer with claim for trial by jury;	5
03/21/2016	Appearance entered On this date John K. Babcock, Esq. added for Defendant Rebecca Jessel, M.D.	
03/21/2016	Appearance entered On this date Brent A Tingle, Esq. added for Defendant Rebecca Jessel, M.D.	
03/21/2016	Request for medical malpractice tribunal filed by party for: Obstetrics, Gynecology Applies To: Jessel, M.D., Rebecca (Defendant)	6
03/21/2016	Appearance entered On this date Alexander Terry, Esq. added for Defendant Brigham & Womens Hospital	
03/21/2016	Appearance entered On this date Alexander Terry, Esq. added for Defendant Robert Barbieri, M.D.	
03/21/2016	Appearance entered On this date Ellen Epstein Cohen, Esq. added for Defendant Robert Barbieri, M.D.	
03/21/2016	Appearance entered On this date Ellen Epstein Cohen, Esq. added for Defendant Brigham & Womens Hospital	
03/24/2016	Service Returned for Defendant Barbieri, M.D., Robert: Service accepted by counsel;	7
03/24/2016	Service Returned for Defendant Brigham & Womens Hospital: Service accepted by counsel;	8
03/30/2016	Service Returned for Defendant Jessel, M.D., Rebecca: Service accepted by counsel;	9
03/30/2016	Service Returned for Defendant Opaku-Anane,, M.D., Jessica: Service accepted by counsel;	10
05/04/2016	Received from Defendant Barbieri, M.D., Robert: Answer with claim for trial by jury;	11
05/04/2016	Received from Defendant Brigham & Womens Hospital: Answer with claim for trial by jury;	12
05/04/2016	Request for medical malpractice tribunal filed by party for: Obstetrics Applies To: Barbieri, M.D., Robert (Defendant)	13

Docket Date	Docket Text	File Ref Nbr.
12/02/2016	Application of Defendant Rebecca Jessel, M.D., Jessica Opaku-Anane,, M.D. for hospital records from Boston Children's Hospital, with affidavit of notice in compliance with SC rule 13. filed 11/16/2016 Applies To: Saman Gharony PPA Siveth So (Plaintiff)	14
12/02/2016	ORDER issued on application (#14.0) to allow to inspect hospital records regarding Saman Gharony PPA Siveth So (DOB 10/06/2012) from Boston Children's Hospital. entered 12/1/2016	15
12/02/2016	Application of Defendant Rebecca Jessel, M.D., Jessica Opaku-Anane,, M.D. for hospital records from Brigham and Women's Hospital, with affidavit of notice in compliance with SC rule 13. filed 11/16/2016 Applies To: Saman Gharony PPA Siveth So (Plaintiff)	16
12/02/2016	ORDER issued on application (#16.0) to allow to inspect hospital records regarding Saman Gharony PPA Siveth So (DOB 10/06/2012) from Brigham and Women's Hospital. entered 12/1/2016	17
02/27/2017	The following form was generated: Notice to Appear Sent On: 02/27/2017 10:43:22	
04/19/2017	Plaintiff files offer of proof Applies To: Saman Gharony PPA Siveth So (Plaintiff)	18
05/05/2017	Event Result: The following event: Malpractice Tribunal scheduled for 05/05/2017 09:00 AM has been resulted as follows: Result: Held as Scheduled	
05/05/2017	Attorney appearance On this date Caroline Marie Poirier Kelly, Esq. added for Defendant Rebecca Jessel, M.D.	
05/05/2017	Attorney appearance On this date Brent Gilbert, Esq. added for Defendant Robert Barbieri, M.D.	
05/05/2017	Attorney appearance On this date Brent Gilbert, Esq. added for Defendant Brigham & Womens Hospital	
05/08/2017	The medical malpractice tribunal made up of Hon. Karen Green, Dr. Patricia Falcao MD and Karen E Wier, Esq., having met on 05/05/2017 09:00 AM Malpractice Tribunal reports that there is sufficient evidence to raise a legitimate question as to liability appropriate for judicial inquiry. Applies To: Jessel, M.D., Rebecca (Defendant)	19
05/08/2017	The medical malpractice tribunal made up of Hon. Karen Green, Dr. Patricia Falcao MD and Karen E Wier, Esq., having met on 05/05/2017 09:00 AM Malpractice Tribunal reports that there is not sufficient evidence to raise a legitimate question as to liability appropriate for judicial inquiry. as alleged as to this defendant is vicarious liability Applies To: Jessel, M.D., Rebecca (Defendant)	20
05/08/2017	The medical malpractice tribunal made up of Hon. Karen Green, Dr. Patricia Falcao MD and Karen E Wier, Esq., having met on 05/05/2017 09:00 AM Malpractice Tribunal reports that there is sufficient evidence to raise a legitimate question as to liability appropriate for judicial inquiry. Applies To: Opaku-Anane,, M.D., Jessica (Defendant)	21
05/08/2017	The medical malpractice tribunal made up of Hon. Karen Green, Dr. Patricia Falcao MD and Karen E Wier, Esq., having met on 05/05/2017 09:00 AM Malpractice Tribunal reports that there is sufficient evidence to raise a legitimate question as to liability appropriate for judicial inquiry. Applies To: Barbieri, M.D., Robert (Defendant)	22
03/05/2018	Plaintiff Saman Gharony PPA Siveth So's Motion to amend the Complaint and Request for Scheduling Conference (w/o opposition)	23
03/16/2018	The following form was generated: Notice to Appear Sent On: 03/16/2018 10:15:06	
04/03/2018	Event Result: Judge: Roach, Christine M The following event: Motion Hearing to Amend Complaint scheduled for 04/04/2018 02:00 PM has been resulted as follows: Result: Not Held Reason: Request of Plaintiff	
04/03/2018	The following form was generated:	

Docket Date	Docket Text	File Ref Nbr.
	Notice to Appear Sent On: 04/03/2018 09:39:24	
04/03/2018	The following form was generated: Notice to Appear Sent On: 04/03/2018 12:58:02	
04/06/2018	Plaintiff Saman Gharony PPA Siveth So's Assented to Motion to continue hearing on plff's Motion to amend complaint Allowed for the reasons stated Session Clerk kindly to schedule next date in May 2018 Notice Sent 4/5/18	24
04/19/2018	Attorney appearance On this date Susan Donnelly Murphy, Esq. added for Other interested party Nawal Nour, M.D.	
04/19/2018	Attorney appearance On this date Lisa Oliver White, Esq. added for Other interested party Nawal Nour, M.D.	
04/20/2018	Opposition to of proposed defts to plffs First Motion to amend complaint and request for scheduling conference (joint opposition) filed by	25
05/07/2018	Opposition to non party Julianna Schantz-Dunn M D to the plffs Motion to amend the complaint to add additional parties filed by	26
05/14/2018	Event Result: Judge: Roach, Christine M The following event: Motion Hearing to Amend Complaint scheduled for 05/15/2018 02:00 PM has been resulted as follows: Result: Not Held Reason: Transferred to another session	
05/15/2018	Application of Defendant Rebecca Jessel, M.D., Jessica Opaku-Anane,, M.D. for hospital records from Boston Children's Hospital, with affidavit of notice in compliance with SC rule 13. filed 5/9/2018 allowed without opposition (Ullmann, J.) 5/14/2018 notice sent 5/15/2018 Applies To: Saman Gharony PPA Siveth So (Plaintiff)	27
05/15/2018	ORDER issued on application/motion (#27.0) to allow to inspect hospital records regarding Saman Gharony PPA Siveth So, from Boston Children's Hospital . entered 5/14/2018 Judge: Ullmann, Hon. Robert L	28
05/15/2018	Event Result: Judge: Wilkins, Hon. Douglas H The following event: Motion Hearing to Amend Complaint scheduled for 05/15/2018 03:00 PM has been resulted as follows: Result: Held as Scheduled	
05/17/2018	Endorsement on Motion to Amend Complaint and Request for Scheduling Conference (#23.0): DENIED After hearing, denied without prejudice to filing a new complaint which should be consolidated with this case. The court relies upon the new defendants' acknowledgment that the statute of limitation has not run, eliminating any prejudice to plaintiff. Where the tribunals for the existing defendants have already occurred, it will be more efficient to apply Superior Court Rule 73 to the new defendants. The two cases should proceed on the same schedule, which counsel shall propose to the court (dated 5/16/18) notice sent 5/16/18 Judge: Wilkins, Hon. Douglas H	

Case Disposition

Disposition	Date	Case Judge
Pending		