

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

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TAMARA VANDERHYDEN,

Index No.: 116033/07

*Plaintiff,*

NOTICE  
OF MOTION

- against -

Return date:  
September 2, 2009

PLANNED PARENTHOOD OF NEW YORK CITY,  
BETH ISRAEL MEDICAL CENTER,  
GERALD ZUPNICK, M.D., MAUREEN PAUL, M.D.,  
ZOE RODRIGUEZ, M.D., and  
JACQUELINE BROWN, M.D.

Relief sought:  
Compel disclosure

*Defendants.*

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**C O U N S E L O R S :**

**PLEASE TAKE NOTICE**, that upon the annexed affirmation of Jonathan A. Rapport, dated August 19, 2009, and upon all of the prior pleadings and proceedings heretofore had herein, the undersigned will Move this Court at the Office for Motion Support, Room 130, of the Supreme Court of the State of New York, held in and for the County of New York, at the Courthouse located at 60 Centre Street, New York, New York 10007, on the 2<sup>nd</sup> day of September 2009, at 9:30 o'clock in the forenoon of that day, for an Order: 1) pursuant to CPLR §3101; CPLR R. 3120; and CPLR R. 3124, compelling the defendants, Planned Parenthood of New York City, Gerald Zupnick, MD, and Maureen Paul, MD, to provide a clear and legible copy of the Occurrence Report filed by said defendants with Planned Parenthood Foundation of America; 2) pursuant to CPLR §3101; CPLR R. 3120; and CPLR R. 3124, compelling the defendants, Planned Parenthood of New York City, Gerald Zupnick, MD, and Maureen Paul, MD, to provide a clear and legible copy of the Occurrence Report filed by said defendants with the State of New York; 3) striking the Answers of said defendants in the event that they fail to

provide the demanded Occurrence Reports by a date certain; and 4) granting such other, further and different relief as this Court deems just and proper.

PLEASE TAKE FURTHER NOTICE, that pursuant to CPLR § 2214(b), answering affidavits, if any, are to be served upon the undersigned at two (2) days before the return date of this motion.

Dated: New York, New York  
August 19, 2009

Yours, etc.,

RICHARD J. KATZ, ELP

By:

  
JONATHAN A. RAPPORT

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