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Of Counsel:

BURKE McPHEETERS BORDNER &amp; ESTES

WILLIAM A. BORDNER 1371-0  
Suite 3100 - Mauka Tower  
Pacific Guardian Center  
737 Bishop Street  
Honolulu, Hawaii 96813  
Telephone No. (808) 523-9833  
Fax No. (808) 528-1656

Attorney for Defendants  
HAWAII RESIDENCY PROGRAMS, INC.;  
STEFANIE MASAKO UEDA, M.D.;  
ROBERT BRYAN MURPHY, M.D.;  
LEANNE MAYUMI-KON, M.D.; and  
NAOMI CHO AKITA, M.D.

FIRST CIRCUIT COURT  
STATE OF HAWAII  
FILED

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F. OTAKE  
CLERK

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

GERLA MONIZ and MATTHEW  
MONIZ,

Plaintiffs,

vs.

THE QUEEN'S MEDICAL CENTER, a  
Hawaii non-profit corporation;  
WILLIAM J. PARKER, M.D.; also  
known as WILLIE PARKER, M.D. and  
WILLIE J. PARKER, M.D., M.P.H.,  
individually and in his capacity as  
Assistant Professor of the John A.  
Burns School of Medicine, College of  
Health Sciences and Social Welfare,  
University of Hawai'i; MARK K. Y.  
HIRAOKA, M.D., individually and in  
his capacity as Assistant Professor of  
the John A. Burns School of  
Medicine, College of Health Sciences  
and Social Welfare, University of  
Hawai'i; HAWAII RESIDENCY

CIVIL NO. 06-1-1881-10 (BIA)  
(Medical Malpractice)

STIPULATION FOR PARTIAL  
DISMISSAL WITH PREJUDICE OF  
PLAINTIFFS' CLAIMS AGAINST  
Defendants (1) WILLIAM J.  
PARKER, M.D., also known as  
WILLIE PARKER, M.D. and WILLIE  
J. PARKER, M.D., M.P.H.,  
individually and in his capacity as  
Assistant Professor of the John A.  
Burns School of Medicine, College of  
Health Sciences and Social Welfare,  
University of Hawai'i; (2) MARK K.  
Y. HIRAOKA, M.D., individually and  
in his capacity as assistant  
professor of the John A. Burns  
School of Medicine, College of  
Health Sciences and Social Welfare,  
University of Hawai'i; (3) STEFANIE  
MASAKO UEDA, M.D. also known  
as STEFANIE MASAKO UEDA,

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STATE OF HAWAII

PROGRAMS, INC., a Hawaii non-profit corporation; STEFANIE MASAKO UEDA, M.D. also known as STEFANIE MASAKO UEDA, M.D.R.; ROBERT BRYAN MURPHY, M.D. also known as ROBERT BRYAN MURPHY, M.D.R.; LEANNE MAYUMI KON, M.D., also known as LEANNE MAYUMI KON, M.D.R.; NAOMI CHO AKITA, M.D. formerly known as NAOMI CHO AKITA, M.D.R.; JOAN A. KENDALL, M.D.; UNIVERSITY OF HAWAII, as body corporation; DOE INDIVIDUALS 1-10; DOE ENTITIES 1-10; DOE CORPORATIONS 1-10; DOE PARTNERSHIPS 1-10; DOE LIMITED LIABILITY PARTNERSHIPS 1-10; DOE LIMITED LIABILITY COMPANIES 1-10; DOE NON-PROFIT ORGANIZATIONS 1-10; and DOE GOVERNMENTAL ENTITIES AND/OR AGENCIES 1-10,

Defendants.

M.D.R.; (4) ROBERT BRYAN MURPHY, M.D. also known as ROBERT BRYAN MURPHY, M.D.R.; (5) LEANNE MAYUMI KON, M.D., also known as LEANNE MAYUMI KON, M.D.R.; (6) NAOMI CHO AKITA, M.D. formerly known as NAOMI CHO AKITA, M.D.R.; (7) JOAN A. KENDALL, M.D.; and (8) UNIVERSITY OF HAWAII, a body corporate

TRIAL DATE: September 21, 2009

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OFFICE OF COMMERCIAL  
REGISTRATION  
STATE OF HAWAII

**STIPULATION FOR PARTIAL DISMISSAL WITH PREJUDICE OF PLAINTIFFS' CLAIMS AGAINST DEFENDANTS (1) WILLIAM J. PARKER, M.D., also known as WILLIE PARKER, M.D. and WILLIE J. PARKER, M.D., M.P.H., individually and in his capacity as Assistant Professor of the John A. Burns School of Medicine, College of Health Sciences and Social Welfare, University of Hawai'i; (2) MARK K. Y. HIRAOKA, M.D., individually and in his capacity as Assistant Professor of the John A. Burns School of Medicine, College of Health Sciences and Social Welfare, University of Hawai'i; (3) STEFANIE MASAKO UEDA, M.D. also known as STEFANIE MASAKO UEDA, M.D.R.; (4) ROBERT BRYAN MURPHY, M.D. also known as ROBERT BRYAN MURPHY, M.D.R.; (5) LEANNE MAYUMI KON, M.D., also known as LEANNE MAYUMI KON, M.D.R.; (6) NAOMI CHO AKITA, M.D. formerly known as NAOMI CHO AKITA, M.D.R.; (7) JOAN A. KENDALL, M.D.; and (8) UNIVERSITY OF HAWAII, a body corporate**

Pursuant to Hawaii Rules of Civil Procedure, Rule 41(a)(1)(B), Plaintiffs GERLA MONIZ and MATTHEW MONIZ and Defendants THE QUEEN'S MEDICAL CENTER, a Hawaii non-profit corporation; WILLIAM J. PARKER, M.D., also known as WILLIE PARKER, M.D. and WILLIE J. PARKER, M.D., M.P.H., individually and in his capacity as Assistant Professor of the John A. Burns School of Medicine, College of Health Sciences and Social Welfare, University of Hawai'i; MARK K. Y. HIRAOKA, M.D., individually and in his capacity as Assistant Professor of the John A. Burns School of Medicine, College of Health Sciences and Social Welfare, University of Hawai'i; HAWAII RESIDENCY PROGRAMS, INC.; STEFANIE MASAKO UEDA, M.D. also known as STEFANIE MASAKO UEDA, M.D.R.; ROBERT BRYAN MURPHY, M.D. also known as ROBERT BRYAN MURPHY, M.D.R.; LEANNE MAYUMI KON, M.D., also known as LEANNE MAYUMI KON, M.D.R.; NAOMI CHO AKITA, M.D. formerly known as NAOMI CHO AKITA, M.D.R.; JOAN A. KENDALL, M.D.; and UNIVERSITY OF HAWAII, a body corporate, hereby stipulate that all claims by

Plaintiffs asserted in the First Amended Complaint, filed on July 3, 2007, against Defendants WILLIAM J. PARKER, M.D., also known as WILLIE PARKER, M.D. and WILLIE J. PARKER, M.D., M.P.H., individually and in his capacity as Assistant Professor of the John A. Burns School of Medicine, College of Health Sciences and Social Welfare, University of Hawai'i; MARK K. Y. HIRAOKA, M.D., individually and in his capacity as Assistant Professor of the John A. Burns School of Medicine, College of Health Sciences and Social Welfare, University of Hawai'i; STEFANIE MASAKO UEDA, M.D. also known as STEFANIE MASAKO UEDA, M.D.R.; ROBERT BRYAN MURPHY, M.D. also known as ROBERT BRYAN MURPHY, M.D.R.; LEANNE MAYUMI KON, M.D., also known as LEANNE MAYUMI KON, M.D.R.; NAOMI CHO AKITA, M.D. formerly known as NAOMI CHO AKITA, M.D.R.; JOAN A. KENDALL, M.D.; and UNIVERSITY OF HAWAII, a body corporate, are hereby dismissed with prejudice.

The First Amended Cross-Claim against Defendants filed by Defendant JOAN A. KENDALL, M.D. on December 14, 2007 was disposed of by Defendant Kendall's Notice of Dismissal Without Prejudice of Defendant Joan A. Kendall, M.D.'s First Amended Cross-Claim Against Defendants The Queen's Medical Center, William J. Parker, M.D., aka Willie Parker, M.D. and Willie J. Parker, M.D., M.P.H., Mark K. Hiraoka, M.D., Hawaii Residency Programs, Inc.; Stefanie Masako Ueda, M.D., aka Stefanie Masako Ueda, M.D.R.; Robert Bryan Murphy, M.D., aka Robert Bryan Murphy, M.D.R.; Leanne Mayumi Kon, M.D. aka Leanne Mayumi Kon, M.D.R.; Naomi Cho Akita,

M.D., fka Naomi Cho Akita, M.D.R.; University of Hawaii; Doe Individuals 1-10; Doe Entities 1-10; Doe Corporations 1-10; Doe Partnerships 1-10; Doe Limited Liability Partnerships 1-10; Doe Limited Liability Companies 1-10; Doe Non-Profit Organizations 1-10 and Doe Governmental Entities and/or Agencies 1-10 Filed Herein On December 14, 2007, filed on March 18, 2008.

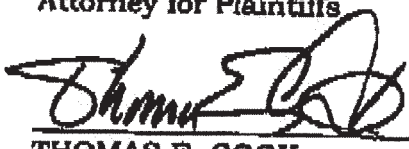
The only remaining claims are those claims brought in the First Amended Complaint filed by Plaintiffs on July 3, 2007 against Defendants THE QUEEN'S MEDICAL CENTER and HAWAII RESIDENCY PROGRAMS, INC.

Each party to this Stipulation shall bear his, her or its own fees and costs.


DATED: Honolulu, Hawaii, June 24, 2008



DONALD E. FISHER  
Attorney for Plaintiffs



THOMAS E. COOK  
JEFFREY A. GRISWOLD  
Attorneys for Defendant  
JOAN A. KENDALL, M.D.



JOHN S. NISHIMOTO  
DAVID A. GRUEBNER  
Attorneys for Defendants  
THE QUEEN'S MEDICAL CENTER,  
WILLIAM J. PARKER, M.D., aka WILLIE  
PARKER, M.D. and WILLIE J. PARKER,  
M.D., and MARK HIRAKA, M.D.

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STATE OF HAWAII  
DEPARTMENT OF  
HEALTH



**WILLIAM A. BORDNER**

Attorney for Defendants

**HAWAII RESIDENCY PROGRAMS, INC.,****STEFANIE MASAKO UEDA, M.D.,****ROBERT BRYAN MURPHY, M.D., LEANNE****KON, M.D., and NAOMI CHO AKITA, M.D.****KENNETH S. ROBBINS****JOHN-ANDERSON L. MEYER****SERGIO RUFO**

Attorneys for Defendant

**UNIVERSITY OF HAWAII, a body corporate**

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**Gerla Moniz and Matthew Moniz vs. The Queen's Medical Center, et al.**

**Civil No. 06-1-1881-10 (BIA)**

**In the Circuit Court of the First Circuit, State of Hawaii**

**STIPULATION FOR PARTIAL DISMISSAL WITH PREJUDICE OF PLAINTIFFS' CLAIMS AGAINST DEFENDANTS (1) WILLIAM J. PARKER, M.D., also known as WILLIE PARKER, M.D. and WILLIE J. PARKER, M.D., M.P.H., individually and in his capacity as Assistant Professor of the John A. Burns School of Medicine, College of Health Sciences and Social Welfare, University of Hawai'i; (2) MARK K. Y. HIRAOKA, M.D., individually and in his capacity as assistant professor of the John A. Burns School of Medicine, College of Health Sciences and Social Welfare, University of Hawai'i; (3) STEFANIE MASAKO UEDA, M.D. also known as STEFANIE MASAKO UEDA, M.D.R.; (4) ROBERT BRYAN MURPHY, M.D. also known as ROBERT BRYAN MURPHY, M.D.R.; (5) LEANNE MAYUMI KON, M.D., also known as LEANNE MAYUMI KON, M.D.R.; (6) NAOMI CHO AKITA, M.D. formerly known as NAOMI CHO AKITA, M.D.R.; (7) JOAN A. KENDALL, M.D.; and (8) UNIVERSITY OF HAWAII, a body corporate**

**Case Summary: Willie J. Parker MD, MPH**

**GERLA MONIZ and MATTHEW MONIZ,Plaintiffs vs THE QUEEN'S MEDICAL CENTER, WILLIE PARKER, M.D.,and MARK K. Y. HIRAOKA, M.D.  
Civil No. 06-1-1881-10 BIA (Medical Malpractice) IN THE CIRCUIT COURT OF THE FIRST CIRCUIT STATE OF HAWAII**

Case filed in 2005. Plaintiffs are alleging that I, as one of a team of doctors who cared for Ms. Moniz, and the Medical Center were negligent in failing to supervise resident physicians in her care, resulting in wrongful interruption of an early viable pregnancy. Patient was counseled that she had miscarried and was offered options and counseling based on a verbal report of sonographic findings that conflicted with a written report later discovered. She elected management that resulted in disruption of the pregnancy. Dispute regarding what information was communicated regarding the sonographic findings by Resident physicians and the radiologist of record has resulted in the case proceeding to the discovery phase of the legal process. To date, interrogatories have been collected and depositions are potentially pending. My role involves being one of the attending physicians in supervision of the residents.

In August , 2008, I was dismissed with prejudice from the case settlement occurred on behalf Hawaii Residency Program and Queens Medical Center

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