

**Commonwealth of Massachusetts  
ESSEX SUPERIOR COURT  
Case Summary  
Civil Docket**

## Campbell et al v August MD et al

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Details for Docket: ESCV2002-01272

### Case Information

<b>Docket Number:</b>	ESCV2002-01272	<b>Caption:</b>	Campbell et al v August MD et al
<b>Filing Date:</b>	07/03/2002	<b>Case Status:</b>	Disposed: by Settlement
<b>Status Date:</b>	06/01/2006	<b>Session:</b>	Civil C - CtRm 2 (Lawrence)
<b>Lead Case:</b>	NA	<b>Case Type:</b>	Most

### Tracking Deadlines

<b>TRK:</b>	A	<b>Discovery:</b>	08/21/2004
<b>Service Date:</b>	10/01/2002	<b>Disposition:</b>	07/02/2005
<b>Rule 15:</b>	09/26/2003	<b>Rule 12/19/20:</b>	11/30/2002
<b>Final PTC:</b>	02/17/2005	<b>Rule 56:</b>	10/20/2004
<b>Answer Date:</b>	11/30/2002	<b>Jury Trial:</b>	YES

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<b>Docket Number:</b>	ESCV2002-01272	<b>Caption:</b>	Campbell et al v August MD et al
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<b>Lead Case:</b>	NA	<b>Case Type:</b>	Medical malpractice

### Tracking Deadlines

<b>TRK:</b>	A	<b>Discovery:</b>	08/21/2004
<b>Service Date:</b>	10/01/2002	<b>Disposition:</b>	07/02/2005
<b>Rule 15:</b>	09/26/2003	<b>Rule 12/19/20:</b>	11/30/2002
<b>Final PTC:</b>	02/17/2005	<b>Rule 56:</b>	10/20/2004
<b>Answer Date:</b>	11/30/2002	<b>Jury Trial:</b>	YES

## Parties Involved

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5 Parties Involved in Docket: ESCV2002-01272

<b>Party Involved:</b>		<b>Role:</b>	Defendant
<b>Last Name:</b>	August MD	<b>First Name:</b>	Betsy
<b>Address:</b>		<b>Address:</b>	
<b>City:</b>		<b>State:</b>	

**Zip Code:****Zip Ext:****Telephone:****Party  
Involved:****Role:** Defendant**Last Name:** Salem Women's Health Associates  
PC**First Name:****Address:****Address:****City:****State:****Zip Code:****Zip Ext:****Telephone:****Party  
Involved:****Role:** Plaintiff**Last Name:** Campbell**First Name:** Anne**Address:****Address:****City:****State:****Zip Code:****Zip Ext:****Telephone:****Party  
Involved:****Role:** Plaintiff**Last Name:** Campbell**First Name:** Jayne Pagano**Address:****Address:****City:****State:****Zip Code:****Zip Ext:****Telephone:****Party  
Involved:****Role:** Plaintiff**Last Name:** Campbell**First Name:** Richard**Address:****Address:****City:****State:****Zip Code:****Zip Ext:****Telephone:**

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## Attorneys Involved

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3 Attorneys Involved for Docket: ESCV2002-01272

**Attorney  
Involved:****Firm Name:** MCCA03**Last Name:** McCarthy**First Name:** Edward D

**Address:** 47 Thorndike St  
**City:** Cambridge  
**Zip Code:** 02141  
**Telephone:** 617-225-2211  
**Fascimile:** 617-225-7711

**Address:**  
**State:** MA  
**Zip Ext:**  
**Tel Ext:**  
**Representing:** Salem Women's Health Associates  
 PC, (Defendant)

**Attorney Involved:**

**Last Name:** McCarthy  
**Address:** 47 Thorndike St  
**City:** Cambridge  
**Zip Code:** 02141  
**Telephone:** 617-225-2211  
**Fascimile:** 617-225-7711

**Firm Name:** MCCA03  
**First Name:** Edward D  
**Address:**  
**State:** MA  
**Zip Ext:**  
**Tel Ext:**  
**Representing:** August MD, Betsy (Defendant)

**Attorney Involved:**

**Last Name:** Mulvey  
**Address:** 141 Tremont Street, 8th Floor  
**City:** Boston  
**Zip Code:** 02111  
**Telephone:** 617-426-4488  
**Fascimile:** 617-426-5511

**Firm Name:** CROW05  
**First Name:** Elizabeth N.  
**Address:**  
**State:** MA  
**Zip Ext:**  
**Tel Ext:** 308  
**Representing:** Campbell, Anne (Plaintiff)

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## Calendar Events

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13 Calendar Events for Docket: ESCV2002-01272

No.	Event Date:	Event Time:	Calendar Event:	SES:	Event Status:
1	05/16/2003	09:30	Malpractice tribunal	A	Event held as scheduled
2	05/16/2003	09:30	Malpractice tribunal	A	Event held as scheduled
3	03/17/2004	09:00	Status: Review Annual Fee	C	Event canceled not re-scheduled
4	04/22/2004	09:00	Status: Review Annual Fee	C	Event canceled not re-scheduled
5	10/01/2004	09:00	Status: Review Annual Fee	C	Event canceled not re-scheduled
6	07/07/2005	14:00	Conf: final pre-trial	C	Event held as scheduled
7	01/05/2006	14:00	Status: by session	C	Event canceled not re-scheduled
8	04/10/2006	14:00	Conf: final pre-trial	C	Event held as scheduled
9	04/18/2006	09:00	TRIAL: by jury	C	Event not held-joint request
10	04/19/2006	14:00	Status: administrative	C	Event cancelled - Case Settled
11	04/20/2006	09:00	TRIAL: by jury	C	Event cancelled - Case Settled
12	12/14/2006	14:00	Motion/Hearing: miscellaneous	C	Event moved to another session
13	12/14/2006	14:00	Motion/Hearing: miscellaneous	T2	Event held as scheduled

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## Full Docket Entries

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84 Docket Entries for Docket: ESCV2002-01272

<b>Entry Date:</b>	<b>Paper No:</b>	<b>Docket Entry:</b>
07/03/2002	1	Complaint & civil action cover sheet filed
07/03/2002		Origin 1, Type B06, Track A.
07/05/2002	2	Uniform Counsel Certification for Civil Cases
07/11/2002	3	SERVICE RETURNED: Salem Women's Health Associates PC(Defendant) in
07/11/2002	3	hand
07/11/2002	4	SERVICE RETURNED: Betsy August MD(Defendant) in hand to an agent
08/09/2002	5	ANSWER by Betsy August MD, Salem Women's Health Associates PC to
08/09/2002	5	COMPLAINT (claim of trial by jury reqstd)
08/09/2002	6	Request for medical malpractice tribunal filed by Betsy August MD,
08/09/2002	6	Salem Women's Health Associates PC
03/06/2003	7	Attorney Edward D. McCarthy for Betsy August MD, Salem Women's Health
03/06/2003	7	Associates PC, Notice of change of address
04/11/2003	8	Second Request for medical malpractice tribunal filed by Betsy August
04/11/2003	8	MD, Salem Women's Health Associates PC
04/23/2003	12	Plaintiffs MOTION to compel further answers
04/23/2003	13	Affidavit of compliance with Superior Court Rule 9A.
04/23/2003	14	Opposition to (P#12) filed by Betsy August MD
04/24/2003	9	ORDER for medical malpractice tribunal on May 16, 2003 at 9:30 in A
04/24/2003	9	Session at Salem Superior Court for Defendant Betsy August, MD
04/24/2003	10	ORDER for medical malpractice tribunal on May 16, 2003 at 9:30 AM in
04/24/2003	10	A Session at Salem Superior Court for Defendant Salem Women's Health
04/24/2003	10	Associates PC
05/02/2003	11	Offer of proof of Anne Campbell
05/05/2003		Motion (P#12) after review, ALLOWED. The exception on which the
05/05/2003		defendant relies applies to business records of a party, which is not
05/05/2003		the case for all of the records at issue. (Elizabeth Fahey, Justice)
05/05/2003		Notices mailed May 06, 2003
05/08/2003		File sent to Salem for med/mal tribunal
05/16/2003	15	Medical malpractice tribunal report: as to Betsy August MD that there
05/16/2003	15	is sufficient evidence to raise a legitimate question as to liability
05/16/2003	15	appropriate for judicial inquiry. (Elizabeth Fahey, Justice) Copies
05/16/2003	15	mailed May 16, 2003
05/16/2003		Notice sent to board of registration in medicine
05/16/2003		Medical malpractice tribunal report: as to Salem Women's Health
05/16/2003		Associates PC that there is sufficient evidence to raise a legitimate
05/16/2003		question as to liability appropriate for judicial inquiry. (Elizabeth
05/16/2003		Fahey, Justice) Copies mailed May 16, 2003

05/16/2003		Notice sent to board of registration in medicine
03/17/2004		Notice of Annual Civil Litigation Fee mailed to plaintiff's attorney
03/17/2004		Elizabeth Mulvey on March 17, 2004.
03/22/2004		Notice of late fee due; Annual Civil Litigation Assessment Fee and
03/22/2004		late fee in amount of 10.00 mailed to plaintiff's Elizabeth Mulvey on
03/22/2004		March 22, 2004
05/10/2004	16	Annual Civil Litigation Fee and late fee in the sum of \$120.00 paid
05/10/2004	16	by the Plaintiff's attorney Elizabeth Mulvey on May 10, 2004 (\$10.00
05/10/2004	16	late fee due called atty. 5/10/04)
12/01/2004	17	Application of Betsy August MD, Salem Women's Health Associates PC
12/01/2004	17	for Anne Campbell's hospital records from North Shore Medical
12/01/2004	17	Center/Salem Hospital
12/01/2004	18	ORDER for hospital records from Northshore Medical Center/Salem
12/01/2004	18	Hospital (P#17) (Patrick Riley, Justice)
12/01/2004	19	Application of Betsy August MD, Salem Women's Health Associates PC
12/01/2004	19	for Anne Campbell's hospital records from Children's Hospital Boston
12/01/2004	20	ORDER for hospital records from Children's Hospital Boston (P#19)
12/01/2004	20	(Patrick Riley, Justice)
12/01/2004	21	Affidavit of compliance with Superior Court Rule 9A.
05/12/2005		Notice sent to appear for pre-trial conference on July 07, 2005
07/07/2005	22	Joint pre-trial memorandum filed
11/02/2005	23	Stipulation of partial dismissal as Salem Womens Health Ass., with
11/02/2005	23	prejudice to the plaintiff and , without costs to the defendant
11/02/2005	23	Womens Health Ass. (filed 11/1/05)
12/20/2005		Notice sent to appear for trial by jury on April 18, 2005
01/04/2006	24	Application of Betsy August MD for Anne Campbell's hospital records
01/04/2006	24	from Children's Hospital Pathology Department.(filed 1/04/2006) no
01/04/2006	24	filed date
01/04/2006	25	ORDER for hospital records from Children's Hospital Boston (Frances
01/04/2006	25	McIntyre, Justice) Filed 1/4/2006
01/04/2006	26	Affidavit of compliance with Superior Court Rule 9A.filed 1/4/2006
01/04/2006	26	not date stamped
03/31/2006		Notice sent to appear for trial by jury on April 20, 2006
04/03/2006		Notice sent to appear for pre-trial conference on April 10, 2006
04/05/2006		Hospital records of Anne Campbell (copy) from Children's Hospital
04/13/2006		Notice sent to appear on April 19, 2006 for a hearing on MOTIONS
04/18/2006	27	Nisi dismissal; agreement or stipulation to be filed by May 18, 2006
04/18/2006	27	(Thomas Billings, Justice)
06/01/2006	28	JUDGMENT of dismissal: failure to comply with nisi order (Thomas P.
06/01/2006	28	Billings, Justice). Copies mailed June 01, 2006
12/14/2006	29	Petition: for Approval of Settlement on Behalf of Minor
12/14/2006		Petition for approval of settlement, APPROVED (Frans McIntyre,
12/14/2006		Justice)
01/04/2007	30	Assented MOTION To Amend Settlement Order

01/18/2007	MOTION (P#30) ALLOWED (Frances A. McIntyre, Justice) Notices mailed
01/18/2007	1/11/2007
01/26/2007	Case finished - file @LSC

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