

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

Dotel v Koschoreck C N M et al

Details for Docket: SUCV2006-01019

Case Information

Docket Number:	SUCV2006-01019	Caption:	Dotel v Koschoreck C N M et al
Filing Date:	03/10/2006	Case Status:	Disposed: by Settlement
Status Date:	04/01/2009	Session:	Civil D, 3 Pemberton Sq, Boston
Lead Case:	NA	Case Type:	Most

Tracking Deadlines

TRK:	A	Discovery:	04/28/2008
Service Date:	06/08/2006	Disposition:	03/09/2009
Rule 15:	06/03/2007	Rule 12/19/20:	08/07/2006
Final PTC:	10/25/2008	Rule 56:	06/27/2008
Answer Date:	08/07/2006	Jury Trial:	YES

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Lead Case:	NA	Case Type:	Medical malpractice

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Service Date:	06/08/2006	Disposition:	03/09/2009
Rule 15:	06/03/2007	Rule 12/19/20:	08/07/2006
Final PTC:	10/25/2008	Rule 56:	06/27/2008
Answer Date:	08/07/2006	Jury Trial:	YES

Parties Involved

7 Parties Involved in Docket: SUCV2006-01019

Party Involved:		Role:	Defendant
Last Name:	August MD	First Name:	Betsy
Address:		Address:	
City:		State:	
Zip Code:		Zip Ext:	

Telephone:**Party
Involved:****Last Name:** Doe, R.N. (As Amended)**Address:****City:****Zip Code:****Telephone:****Role:** Defendant**First Name:** Susan**Address:****State:****Zip Ext:****Party
Involved:****Last Name:** Doe, R.N. (as amended)**Address:****City:****Zip Code:****Telephone:****Role:** Defendant**First Name:** Jane**Address:****State:****Zip Ext:****Party
Involved:****Last Name:** Koschoreck C N M**Address:****City:****Zip Code:****Telephone:****Role:** Defendant**First Name:** Kate**Address:****State:****Zip Ext:****Party
Involved:****Last Name:** Lowery (as amended)**Address:****City:****Zip Code:****Telephone:****Role:** Defendant**First Name:** Gina**Address:****State:****Zip Ext:****Party
Involved:****Last Name:** Salem Hospital-North Shore
Medical Center**Address:****City:****Zip Code:****Telephone:****Role:** Defendant**First Name:****Address:****State:****Zip Ext:**

Party Involved:		Role:	Plaintiff
Last Name:	Dotel	First Name:	Sujil
Address:		Address:	
City:		State:	
Zip Code:		Zip Ext:	
Telephone:			

Attorneys Involved

10 Attorneys Involved for Docket: SUCV2006-01019

Attorney Involved:		Firm Name:	MCCA03
Last Name:	McCarthy	First Name:	Edward D
Address:	47 Thorndike St	Address:	
City:	Cambridge	State:	MA
Zip Code:	02141	Zip Ext:	
Telephone:	617-225-2211	Tel Ext:	
Fascimile:	617-225-7711	Representing:	Koschoreck C N M, Kate (Defendant)

Attorney Involved:		Firm Name:	SLOA01
Last Name:	Morales	First Name:	Jason M.
Address:	3 Center Plaza	Address:	
City:	Boston	State:	MA
Zip Code:	02108	Zip Ext:	
Telephone:	617-523-6010	Tel Ext:	
Fascimile:	617-227-0927	Representing:	Salem Hospital-North Shore Medical Center, (Defendant)

Attorney Involved:		Firm Name:	GORO01
Last Name:	Gorovitz	First Name:	Sidney
Address:	Totten Pond Office Park	Address:	400 Totten Pond Road 2nd floor
City:	Waltham	State:	MA
Zip Code:	02451	Zip Ext:	2051
Telephone:	781-890-9095	Tel Ext:	152
Fascimile:	781-890-9098	Representing:	Dotel, Sujil (Plaintiff)

Attorney Involved:		Firm Name:	MCCA03
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Last Name:	McCarthy	First Name:	Edward D
Address:	47 Thorndike St	Address:	
City:	Cambridge	State:	MA
Zip Code:	02141	Zip Ext:	
Telephone:	617-225-2211	Tel Ext:	
Fascimile:	617-225-7711	Representing:	Salem Hospital-North Shore Medical Center, (Defendant)

Attorney Involved:		Firm Name:	MCCA03
Last Name:	McCarthy	First Name:	Edward D
Address:	47 Thorndike St	Address:	
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Zip Code:	02141	Zip Ext:	
Telephone:	617-225-2211	Tel Ext:	
Fascimile:	617-225-7711	Representing:	Lowery (as amended), Gina (Defendant)

Attorney Involved:		Firm Name:	SLOA01
Last Name:	Morales	First Name:	Jason M.
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Address:	3 Center Plaza	Address:	
City:	Boston	State:	MA

Zip Code: 02108 **Zip Ext:**
Telephone: 617-523-6010 **Tel Ext:**
Fascimile: 617-227-0927 **Representing:** August MD, Betsy (Defendant)

Attorney Involved: **Firm Name:** GORO01
Last Name: Borten **First Name:** Max
Address: Totten Pond Office Park **Address:** 400-1 Totten Pond Road
City: Waltham **State:** MA
Zip Code: 02451 **Zip Ext:** 2051
Telephone: 781-890-9095 **Tel Ext:**
Fascimile: 781-890-9098 **Representing:** Dotel, Sujil (Plaintiff)

Attorney Involved: **Firm Name:** MCCA03
Last Name: McCarthy **First Name:** Edward D
Address: 47 Thorndike St **Address:**
City: Cambridge **State:** MA
Zip Code: 02141 **Zip Ext:**
Telephone: 617-225-2211 **Tel Ext:**
Fascimile: 617-225-7711 **Representing:** August MD, Betsy (Defendant)

Calendar Events

6 Calendar Events for Docket: SUCV2006-01019

No.	Event Date:	Event Time:	Calendar Event:	SES:	Event Status:
1	10/20/2006	14:30	Malpractice tribunal	D	Event canceled not re-scheduled
2	12/15/2006	11:00	Malpractice tribunal	D	Event not held-joint request
3	09/04/2007	09:30	Malpractice tribunal	F	Event held as scheduled
4	10/27/2008	14:00	Conf: final pre-trial	D	Event not held-joint request
5	01/21/2009	14:00	Conf: final pre-trial	D	Event cancelled - Case Settled
6	02/04/2009	14:00	Motion/Hearing:Settlement	D	Event held as scheduled

Full Docket Entries

94 Docket Entries for Docket: SUCV2006-01019

Entry Date:	Paper No:	Docket Entry:
03/10/2006	1	Complaint & jury demand on complaint
03/10/2006		Origin 1, Type B06, Track A.
03/10/2006	2	Civil action cover sheet filed

03/24/2006	3	SERVICE RETURNED: Betsy August MD(Defendant) (In hand to Diane
03/24/2006	3	Trembly)
03/24/2006	4	SERVICE RETURNED: Salem Hospital-North Shore Medical
03/24/2006	4	Center(Defendant)v(In hand to Sandy Raymond)
03/28/2006	5	SERVICE RETURNED: Kate Koschoreck C N M(Defendant) (certified mail on
03/28/2006	5	3/27/06)
05/01/2006	6	ANSWER: Defts (jury reqstd)
05/01/2006	7	Request for medical malpractice tribunal filed by defts.
08/16/2006	8	Plaintiff Sujil Dotel's MOTION to amend complaint by adding
08/16/2006	8	additiional defendants w/opposition
08/23/2006		MOTION (P#8) ALLOWED (John C Cratsley, Justice) Notices mailed
08/23/2006		8/23/2006 dated 8/21/06
08/23/2006	9	Amended complaint of Sujil Dotel & Jury demand (all issues) Filed
08/23/2006	9	8/21/06
09/12/2006	10	ANSWER (amended complaint): Kate Koschoreck C N M, Betsy August MD,
09/12/2006	10	Salem Hospital-North Shore Medical Center & Jury Demand (all issues)
10/13/2006	11	Motion to Convene a New Medical Malpractice Tribunal - ALLOWED this
10/13/2006	11	tribunal will be heard on 12/15/06 (Cratsley,J) (Dated 10/12/06)
10/27/2006	12	Assented to motion to continue medical malpractice tribunal due to
10/27/2006	12	conflict with the medical member (Dr Patricia Falcao) (w/o opposition)
11/10/2006		MOTION (P#12) ALLOWED this case shall be continued for a new Ob-Gyn
11/10/2006		tribunal on which Dr. Falcao is not a member (John C Cratsley,
11/10/2006		Justice) Notices mailed 11/10/2006
03/21/2007	13	Plaintiff Sujil Dotel's MOTION to amend complaint by substituting
03/21/2007	13	deft. Jane Doe, R.N. with her proper name of Gina Lowery, R.N. and
03/21/2007	13	file Second Amended Complaint w/opposition Oral argument is requested
03/21/2007	14	Plaintiff's Supplement to the Plaintiff's Motion to Amend Comoplaint
03/28/2007		MOTION (P#13) Allowed (Cosgrove,J) Notice sent 3/27/07
03/28/2007	15	Second amended complaint & jury demand (all issues) (entered 3/26/07)
05/01/2007	16	SERVICE RETURNED: Gina Lowery (as amended)(Defendant) (accepted by
05/01/2007	16	attorney on 4/25/07)
05/04/2007	17	ANSWER (second amended complaint): Kate Koschoreck C N M, Betsy
05/04/2007	17	August MD, Salem Hospital-North Shore Medical Center, and Gina Lowery
05/04/2007	17	(as amended) & Jury Demand (all issues)
05/04/2007	18	Request for medical malpractice tribunal filed by Kate Koschoreck C N
05/04/2007	18	M, Betsy August MD, Salem Hospital-North Shore Medical Center and
05/04/2007	18	Gina Lowery (as amended)
08/23/2007	19	Offer of proof of Sujil Dotel
09/04/2007	20	Medical malpractice tribunal report: as to Kate Koschoreck C N M that
09/04/2007	20	there is sufficient evidence to raise a legitimate question as to
09/04/2007	20	liability appropriate for judicial inquiry. (Geraldine Hines, RAJ)
09/04/2007	20	Copies mailed 9/4/2007
09/04/2007	21	Medical malpractice tribunal report: as to Betsy August MD that there
09/04/2007	21	is sufficient evidence to raise a legitimate question as to liability

09/04/2007	21	appropriate for judicial inquiry. (Geraldine Hines, Justice) Copies
09/04/2007	21	mailed 9/4/2007
09/04/2007	22	Medical malpractice tribunal report: as to Salem Hospital-North Shore
09/04/2007	22	Medical Center that there is sufficient evidence to raise a
09/04/2007	22	legitimate question as to liability appropriate for judicial inquiry.
09/04/2007	22	(Geraldine Hines Justice) Copies mailed 9/4/2007
09/04/2007	23	Medical malpractice tribunal report: as to Gina Lowery (as amended)
09/04/2007	23	that there is sufficient evidence to raise a legitimate question as
09/04/2007	23	to liability appropriate for judicial inquiry. (Geraldine Hines
09/04/2007	23	Justice) Copies mailed 9/4/2007
09/06/2007	24	Findings: of the Medical Malpractice Tribunal for plff re: Gina
09/06/2007	24	Lowery (Hines,J) Notice sent 9/5/07 (entered 9/4/07)
09/06/2007	25	Findings: of the Medical Malpractice Tribunal for plff re: Betsy
09/06/2007	25	August M D (Hines,J) Notice sent 9/5/07 (entered 9/4/07)
09/06/2007	26	Findings: of the Medical Malpractice Tribunal for plff re: Salem
09/06/2007	26	Hospital-North Shore Medical Center (Hines,J) Notice sent 9/15/07
09/06/2007	26	(entered 9/4/07)
09/06/2007	27	Findings: of the Medical Malpractice Tribunal for plff re: Kate
09/06/2007	27	Koschoreck C N M (Hines,J) Notice sent 9/15/07 (entered 9/4/07)
10/25/2007	28	Application of Kate Koschoreck C N M, Betsy August MD, Salem
10/25/2007	28	Hospital-North Shore Medical Center for Sujil Dotel'sto Inspect
10/25/2007	28	Pathology Materials from North Shore Medical Center/Salem Hospital -
10/25/2007	28	ALLOWED as no opposition was timely recieved (Cratsley,J) (Dated
10/25/2007	28	10/22/07) notice sent 10/24/07
10/25/2007	29	ORDER for hospital records from Salem Hospital-North Shore Medical
10/25/2007	29	Center (P#28) (John C Cratsley, RAJ) (Dated 10/22/07) notice sent
10/25/2007	29	10/24/07
01/21/2009	30	Order for entry of Dismissal Nisi as to all parties and all claims,
01/21/2009	30	60 days (John C Cratsley, RAJ) Notice sent 01/21/09
02/04/2009	31	Motion for Appointment of Sujel Dotel as Trustee ALLOWED (Cratsley J)
02/04/2009	32	Motion of plffs for Approval of Sujel Dotel as Guardian on behalf of
02/04/2009	32	Mark Dotel (a minor) ALLOWED (Cratsley J)
02/04/2009	33	Petition for Approval of Settlement APPROVED (Cratsley J) Notice sent
02/04/2009	33	2/10/09
02/10/2009	34	Stipulation of Dismissal (filed 2/4/09) as to plffs vs defts Betsy
02/10/2009	34	August MD and Kate Koschoreck CNM with prejudice and without costs
02/10/2009	34	JUDGMENT entered on docket pursuant to Mass R Civ P 58(a) as amended
02/10/2009	34	and notice sent to parties pursuant to Mass R Civ P 77(d)
02/10/2009	35	Stipulation of Dismissal (filed 2/4/09) as to plffs vs deft Gina
02/10/2009	35	Lowery R N with prejudice and without costs JUDGMENT entered on
02/10/2009	35	docket pursuant to Mass R Civ P 58(a) as amended and notice sent to
02/10/2009	35	parties pursuant to Mass R Civ P 77(d)
04/01/2009	36	JUDGMENT OF DISMISSAL: The complaint is Dismissed as to all remaining
04/01/2009	36	parties and all remaining claims, without prejudice and without

04/01/2009	36	costs; entered on docket pursuant to Mass.R.Civ.P.58(a) and notice
04/01/2009	36	sent to parties pursuant to Mass.R.Civ.P77(d)(John C Cratsley, RAJ).
04/01/2009	36	Copies mailed 4/1/2009
