

COPY

SHORT FORM ORDER

Action #1 Index No.
00-19456

**SUPREME COURT - STATE OF NEW YORK
DCM PART - SUFFOLK COUNTY**

P R E S E N T :

Hon. EDWARD D. BURKE

Acting Justice of the Supreme Court

**Motion (001)
R/D: July 30, 2003**

M D

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF SUFFOLK

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Tyler Lambaise, by his Mother and Natural Guardian
Carrienne Lambaise, and Carrienne Lambaise, Individually,
Plaintiff(s),

Decision and Order

- against -

Kenneth Cahill, M.D., Catherine Violo, M.D.,
George Farmakides, M.D., Paul F. Twist, M.D.,
Jeffrey A. Goldstein, M.D., John/Jane Kastner, M.D.
true first name being fictitious and unknown at this time,
John/Jane Kalish, M.D., first name being fictitious and
unknown at this time, C. Catalano, R.N., Kerry Mahong, R.N.,
C. Bell, R.N., M. Johnson, R.N., C. Vilardi Kojik, R.N.,
Linda A. Borland, R.N., Winthrop University Hospital,
Henry Prince, M.D., Dorina McEnroe, R.N.C., and
Planned Parenthood of Nassau County, Inc. ,
Defendant(s).

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Planned Parenthood of Nassau County, Inc. 540 Fulton Avenue, Hempstead, New York 11550

Upon the following papers on these motions: Notice of Motion/Order to Show Cause (001) and supporting papers ~~pages 1-4 and Exhibits A-F~~
; Notice of Motion/Order to Show Cause and supporting papers _____; Notice of Cross Motion and supporting papers —; Answering Affidavits
and supporting papers —; Replying Affidavits and supporting papers _____; Notice of Cross Motion and supporting papers —; Other-;

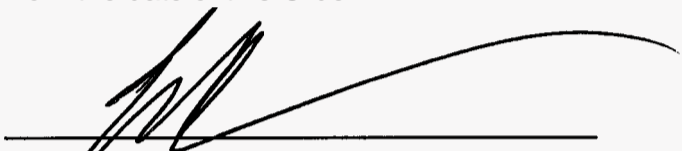
It is

ORDERED that application (001) by defendant Franklin Johnson, M.D. pursuant to CPLR §3212 for an Order granting Summary Judgment, dismissing the complaint as to him, and severing him from the instant action has been rendered academic by withdrawal of the motion. Accordingly, application (001) is denied as moot. It is further

ORDERED, that all parties are directed to appear for a Preliminary Conference on August 13, 2003, Supreme Court Annex, DCM-J Part, Room 200 at Griffing Avenue, Riverhead, New York at 10:00 o'clock in the a.m. It is further

ORDERED that attorney for the moving defendants shall serve a copy of this Order with notice of entry upon on all parties within twenty days from the date of this Order.

Dated: July 30, 2003


EDWARD D. BURKE, A.J.S.C.