

**9981CV03010 Clarke v Harvard Vanguard Medical Assoc., et al**

**Case Type** Torts  
**Status Date:** 09/12/2002  
**Case Judge:**  
**Next Event:**

**Case Status** Closed  
**File Date** 06/15/1999  
**DCM Track:** A - Average

- All Information
- Party
- Event
- Docket
- Disposition

**Party Information**

**Clarke, Cheryl** - Plaintiff

Alias

Attorney/Bar Code	Phone Number
Larkin, Esq., Francis (286940)	

[More Party Information](#)

**Harvard Vanguard Medical Assoc.,** - Defendant

Alias

Attorney/Bar Code	Phone Number
Dunn, Jr., Esq., Charles J (138020)	

[More Party Information](#)

**Fagan, R.N./N.P, Maureen** - Defendant

Alias

Attorney/Bar Code	Phone Number
Dunn, Jr., Esq., Charles J (138020)	
Marcin, Esq., Donna M (561731)	

[More Party Information](#)

**Carroll, Nina** - Defendant

Alias

Attorney/Bar Code	Phone Number
Connors, Esq., Matthew (636358)	
Watson, Esq., Nancy Lee (542480)	

[More Party Information](#)

**Events**

Date	Session	Location	Type	Event Judge	Result
03/14/2000 08:50 AM	Civil Conversion		Malpractice Tribunal		Canceled
10/03/2000 03:00 PM	Civil B Rm 720		Rule 12 Hearing		Held as Scheduled
02/06/2001 02:00 PM	Civil B Rm 720		Final Pre-Trial Conference		Canceled
02/21/2001 08:50 AM	Civil Conversion		Malpractice Tribunal		Held as Scheduled
04/24/2002 02:00 PM	Civil B Rm 720		Final Pre-Trial Conference		Held as Scheduled
09/13/2002 02:00 PM	Civil B Rm 720		Status Review		Held as Scheduled
09/23/2002 09:00 AM	Civil B Rm 720		Jury Trial		Not Held
09/27/2002 02:00 PM	Civil B Rm 720		Status Review		Held as Scheduled

Date	Session	Location	Type	Event Judge	Result
12/02/2002 09:00 AM	Civil B Rm 720		Jury Trial		Canceled

Docket Information		
Docket Date	Docket Text	File Ref Nbr.
06/15/1999	Complaint & civil action cover sheet filed	1
06/15/1999	Origin 1, Type B06, Track A.	
07/29/1999	ANSWER: Harvard Vanguard Medical Assoc., (Defendant) & jury claim	2
07/29/1999	ANSWER: Maureen Fagan, R.N./N.P (Defendant) & jury claim	3
07/29/1999	Defts' request for a medical malpractice tribunal.	4
09/17/1999	Case status changed to "Needs review for answers" at service deadline review	
02/08/2000	ORDER for medical malpractice tribunal	
05/10/2000	Pliff's Motion to amend complaint adding party defendant Nina Carroll, MD, and Opposition of Defendants	5
05/12/2000	Motion (P#5) allowed without prejudice to any motion the new defendant may make (James F. McHugh, Justice) copies mailed 5/15/2000	
05/12/2000	Amended complaint adding deft Nina Carroll, M.D.	6
06/27/2000	SERVICE RETURNED: Nina Carroll (Defendant) in hd 06/21/00 25 Boylston St., Suite 211, Chestnut Hill, MA	7
08/04/2000	Nina M. Carroll M.D.'s Motion to Dismiss count III of plaintiff's amended complaint, Plaintiff's opposition, and Rule 9A affidavit	8
08/08/2000	Notice sent to appear for hearing on 08/08/2000	
08/22/2000	Case status changed to 'Needs review for answers' at service deadline review	
11/16/2000	MEMORANDUM and ORDER: ON MOTION TO DISMISS: which see ORDER: For the foregoing reason, it is hereby ordered that the defendant's motion to dismiss be DENIED. (Julian T. Houston, Justice of the Superior Court) copies mailed	9
11/16/2000	Notice sent to appear for pre-trial conference on date	
02/01/2001	ORDER for medical malpractice tribunal on 2/21/01	
02/12/2001	ORDER for medical malpractice tribunal on 2/21/01	10
02/12/2001	ANSWER (amended complaint): Nina M. Carroll M.D.	11
02/13/2001	Plaintiff's Offer Of Proof Filed	12
02/21/2001	Medical malpractice tribunal report: RE: Harvard Vanguard Medical Associates, Inc.: The Tribunal upon its consideration determine that there is sufficient to raise a legitimate question of liability appropriate for judicial inquiry. (Kottmyer, J.) notices sent 2/22/2001	13
02/21/2001	Medical malpractice tribunal report: RE: Maureen Fagan, R.N./N.P.: The Tribunal upon its consideration determine that there is sufficient evidence to raise a legitimate question of liability appropriate for judicial inquiry. (Kottmyer, J.) notices sent 2/22/2001	14
02/22/2001	Notice sent to board of registration in medicine	
08/03/2001	Pliff Assented to Motion by the Pliff to Extend the Tracking Order Three Months	15
08/06/2001		16

Docket Date	Docket Text	File Ref Nbr.
	Stipulation of dismissal as to Nina Carroll (ONLY) with prejudice, without costs, waiving all rights of appeal.	
08/07/2001	Motion (P#15) Assented to motion allowed (Gants, J) . Notices mailed August 07, 2001	
04/24/2002	Joint pre-trial memorandum filed in court	17
09/12/2002	Stipulation of Dismissal with prejudice, without costs and waiving all rights to appeal	18

Case Disposition		
Disposition	Date	Case Judge
Disposed by Agreement / Settled	09/12/2002	