

**2005 CA 008153 M INDALE, TSEHAY Vs. WASHINGTON HOSPITAL CENTER CORP.**

• Case Type:  
 Malpractice  
 • Case Status:  
 Closed  
 • File Date:  
 10/11/2005  
 • Action:  
 Complaint for Malpractice Medical Filed  
 • Status Date:  
 10/11/2005  
 • Next Event:

- All Information
- Party
- Event
- Docket
- Receipt
- Disposition

**Party Information**

**INDALE, TSEHAY**  
- Plaintiff

• Disposition   
 • Disp Date   
 •   
 •   
 •   
 •

**WASHINGTON HOSPITAL CENTER CORP.**  
- Defendant

• Disposition   
 • Disp Date   
 •   
 •   
 •   
 •

**HATHAWAY, MD, MARK J**  
- Defendant

• Disposition   
 • Dismissed   
 • Disp Date   
 •

**STEWART, DR BENNETT**  
- Defendant

• Disposition   
 • Dismissed   
 • Disp Date   
 •   
 •   
 •

**NICHOLS, DR**  
- Defendant

• Disposition   
 • Dismissed   
 • Disp Date   
 •

**PELHAM, DR**  
- Defendant

• Disposition   
 • Dismissed

<ul style="list-style-type: none"> <li>◦ Disp Date</li> <li>◦ 01/27/2006</li> </ul>	<div style="border: 1px solid black; padding: 2px;"> <b>Party Attorney</b>  <ul style="list-style-type: none"> <li>• Attorney</li> <li>• BRAULT, ALBERT D</li> </ul> </div>
<b>THE HSC FOUNDATION</b> - Defendant	
<ul style="list-style-type: none"> <li>•</li> <li>◦ Disposition</li> <li>◦ Party Dismissed</li> <li>◦ Disp Date</li> <li>◦ 08/07/2006</li> </ul>	<div style="border: 1px solid black; padding: 2px;"> <b>Alias</b>          DBA THE HSC PEDIATRIC CENTER       </div> <div style="border: 1px solid black; padding: 2px; margin-top: 5px;"> <b>Party Attorney</b>  <ul style="list-style-type: none"> <li>• Attorney</li> <li>• PHILLIPS, SUSAN</li> </ul> </div>
<b>D'SOUZA, Unknown, PRECILLA</b> - Defendant	
<ul style="list-style-type: none"> <li>•</li> <li>◦ Disposition</li> <li>◦ Dismissed</li> <li>◦ Disp Date</li> <li>◦ 01/27/2006</li> </ul>	<div style="border: 1px solid black; padding: 2px; margin-bottom: 5px;"> <b>Alias</b> </div> <div style="border: 1px solid black; padding: 2px;"> <b>Party Attorney</b> </div>
<b>SHARIAT, MD, HABIBALLAH</b> - Defendant	
<ul style="list-style-type: none"> <li>•</li> <li>◦ Disposition</li> <li>◦ Dismissed</li> <li>◦ Disp Date</li> <li>◦ 01/27/2006</li> </ul>	<div style="border: 1px solid black; padding: 2px; margin-bottom: 5px;"> <b>Alias</b> </div> <div style="border: 1px solid black; padding: 2px;"> <b>Party Attorney</b> </div>
<b>BLAKE, MD, ROBERT</b> - Defendant	
<ul style="list-style-type: none"> <li>•</li> <li>◦ Disposition</li> <li>◦ Dismissed</li> <li>◦ Disp Date</li> <li>◦ 01/27/2006</li> </ul>	<div style="border: 1px solid black; padding: 2px; margin-bottom: 5px;"> <b>Alias</b> </div> <div style="border: 1px solid black; padding: 2px;"> <b>Party Attorney</b> </div>

### Events

<u>Date/Time</u>	<u>Location</u>	<u>Type</u>	<u>Result</u>	<u>Event Judge</u>
01/20/2006 09:00 AM	Courtroom 320	Initial Scheduling Conference-60	Scheduling Conf Hrg Cont'd - Judge Not Available	ALPRIN, GEOFFREY M
01/27/2006 09:00 AM	Courtroom 320	Scheduling Conference Hearing	Scheduling Conference Hearing Held	ALPRIN, GEOFFREY M
09/01/2006 10:30 AM	Courtroom 320	Discovery Closed-Status Conference	Event Cancelled	ALPRIN, GEOFFREY M
10/27/2006 09:00 AM	Courtroom 320	Discovery Closed-Status Conference	Status Hearing Continued	ALPRIN, GEOFFREY M
11/17/2006 09:00 AM	Courtroom 320	Discovery Closed-Status Conference	Status Hearing Held Cont w/Consent of Parties	ALPRIN, GEOFFREY M
02/23/2007 10:30 AM	Courtroom 320	Discovery Closed-Status Conference	Event Not Held Case Dismissed	ALPRIN, GEOFFREY M

### Docket Information

<u>Date</u>	<u>Docket Text</u>	<u>Image Avail.</u>
10/11/2005	Complaint for Malpractice Medical Filed Attorney: TAGLIERI, Mr JAMES W (229880) Receipt: 15707 Date: 10/11/2005 Receipt 15707 reversed by 15768 on 10/11/2005. Receipt: 15769 Date: 10/11/2005	<a href="#">Image</a>
10/11/2005	Event Scheduled Event: Initial Scheduling Conference-60 Date: 01/20/2006 Time: 9:00 am Judge: ALPRIN, GEOFFREY M Location: Courtroom 320	
10/13/2005	Issue Date: 10/13/2005 Service: Summons Issued	

<u>Date</u>	<u>Docket Text</u>	<u>Image Avail.</u>
	<p>Method: Service Issued Cost Per: \$</p> <p>WASHINGTON HOSPITAL CENTER CORP. 110 Irving Street NW WASHINGTON, DC 20010 Tracking No: 5000008488</p> <p>HATHAWAY MD, MARK J 110 Irving Street NW #5B63 WASHINGTON, DC 20010 Tracking No: 5000008489</p> <p>HATHAWAY MD, MARK J 110 Irving Street NW #5B63 WASHINGTON, DC 20010 Tracking No: 5000008490</p> <p>STEWART, Dr BENNETT 110 Irving Street NW WASHINGTON, DC 20010 Tracking No: 5000008491</p> <p>STEWART, Dr BENNETT 110 Irving Street NW WASHINGTON, DC 20010 Tracking No: 5000008492</p> <p>NICHOLS, Dr 110 Irving Street NW WASHINGTON, DC 20010 Tracking No: 5000008493</p> <p>PELHAM, Dr 110 Irving Street NW WASHINGTON, DC 20010 Tracking No: 5000008494</p> <p>THE HSC FOUNDATION 1808 I Street NW #600 WASHINGTON, DC 20006 Tracking No: 5000008495</p> <p>D'SOUZA Unknown, PRECILLA 1731 Bunker Hill Road NE WASHINGTON, DC 20017 Tracking No: 5000008496</p> <p>SHARIAT MD, HABIBALLAH 20041 Georgia Avenue NW WASHINGTON, DC 20060 Tracking No: 5000008497</p> <p>BLAKE MD, ROBERT 1731 Bunker Hill Road NE WASHINGTON, DC 20017 Tracking No: 5000008498</p>	
10/21/2005	Affidavit of Service of Summons & Complaint on WASHINGTON HOSPITAL CENTER CORP. (Defendant);	<a href="#">Image</a>
10/21/2005	<p>Proof of Service</p> <p>Method : Service Issued Issued : 10/13/2005 Service : Summons Issued Served : 10/19/2005 Return : 10/21/2005 On : WASHINGTON HOSPITAL CENTER CORP. Signed By :</p>	

<a href="#">Date</a>	<a href="#">Docket Text</a>	<a href="#">Image Avail.</a>
	Reason : Proof of Service Comment :  Tracking #: 5000008488	
10/21/2005	Affidavit of Service of Summons & Complaint on THE HSC FOUNDATION (Defendant);	<a href="#">Image</a>
10/21/2005	Proof of Service Method : Service Issued Issued : 10/13/2005 Service : Summons Issued Served : 10/19/2005 Return : 10/21/2005 On : THE HSC FOUNDATION Signed By :  Reason : Proof of Service Comment :  Tracking #: 5000008495	
10/27/2005	Affidavit of Service of Summons & Complaint on Dr PELHAM (Defendant);	<a href="#">Image</a>
10/27/2005	Proof of Service Method : Service Issued Issued : 10/13/2005 Service : Summons Issued Served : 10/26/2005 Return : 10/27/2005 On : PELHAM, Dr Signed By :  Reason : Proof of Service Comment :  Tracking #: 5000008494	
10/27/2005	Affidavit of Service of Summons & Complaint on HABIBALLAH SHARIAT MD (Defendant);	<a href="#">Image</a>
10/27/2005	Proof of Service Method : Service Issued Issued : 10/13/2005 Service : Summons Issued Served : 10/26/2005 Return : 10/27/2005 On : SHARIAT MD, HABIBALLAH Signed By :  Reason : Proof of Service Comment :  Tracking #: 5000008497	
10/27/2005	Affidavit of Service of Summons & Complaint on 10-24-05 Dr BENNETT STEWART (Defendant);	<a href="#">Image</a>
10/27/2005	Proof of Service Method : Service Issued Issued : 10/13/2005 Service : Summons Issued Served : 10/24/2005 Return : 10/27/2005 On : STEWART, Dr BENNETT Signed By :  Reason : Proof of Service Comment :  Tracking #: 5000008491	
11/08/2005	Answer to Complaint Filed WASHINGTON HOSPITAL CENTER CORP. (Defendant);	<a href="#">Image</a>
11/08/2005	Praecepte noting that the plaintiff and defendant The HSC Foundation, agreed to a 20 day extension for defendant The HSC Foundation to answer or otherwise respond to the complaint TSEHAY INDALE (PLAINTIFF); THE HSC FOUNDATION (Defendant);	<a href="#">Image</a>
11/08/2005	Answer to Complaint Filed Dr BENNETT STEWART (Defendant); Dr PELHAM (Defendant);	<a href="#">Image</a>
11/14/2005		<a href="#">Image</a>

<a href="#">Date</a>	<a href="#">Docket Text</a>	<a href="#">Image Avail.</a>
	Certificate of Service THE HSC FOUNDATION (Defendant);	
12/06/2005	Event Resulted: The following event: Initial Scheduling Conference-60 scheduled for 01/20/2006 at 9:00 am has been resulted as follows:  Result: Scheduling Conf Hrg Cont'd - Judge Not Available	
12/06/2005	Notice of Hearing Mailed Next Business Day  Notice Of Hearing Sent on: 12/06/2005 08:10:41	
12/06/2005	Event Scheduled Event: Scheduling Conference Hearing Date: 01/27/2006 Time: 9:00 am Judge: ALPRIN, GEOFFREY M Location: Courtroom 320  Result: Scheduling Conference Hearing Held	
12/06/2005	Notice of Hearing Mailed Next Business Day  Notice Of Hearing Sent on: 12/06/2005 19:33:39	
12/20/2005	Defendant HSC Pediatric Center's Motion to Dismiss Attorney: MCCONNELL, Mr NICHOLAS S (167742) Receipt: 22629 Date: 12/20/2005	<a href="#">Image</a>
01/05/2006	Order for: entered on: 12/19/05 Mailed to: Dr. Nichols Returned to Court on: 12/19/05 Reason: Room # or Dept. needed for delivery	
01/17/2006	Praeipce Noting that Plaintiff shall have until and including January 27, 2006 in which to file a response to defendant HSC Pediatric Center's Motion to Dismiss Filed: Attorney: TAGLIERI, Mr JAMES W (229880) TSEHAY INDALE (PLAINTIFF); THE HSC FOUNDATION (Defendant);	<a href="#">Image</a>
01/27/2006		
01/27/2006	Event Scheduled Event: Discovery Closed-Status Conference Date: 09/01/2006 Time: 10:30 am Judge: ALPRIN, GEOFFREY M Location: Courtroom 320  Result: Event Cancelled	
01/27/2006	Scheduling Order Entered on the Docket Track M3 DEADLINE FOR DISCOVERY REQUESTS 04/27/2006 EXCHANGE WITNESS LISTS 04/27/2006 PROPONENT'S RULE 26(B) (4) STATEMENT 05/12/2006 OPPONENT'S RULE 26(B) (4) STATEMENT06/16/2006 DISCOVERY CLOSED AND STATUS CONFERENCE 01/20/2006 at 9:00 am DEADLINE FOR FILING MOTIONS 09/25/2006 DISPOSITIVE MOTIONS DECIDED 11/24/2006 MEDIATION 12/26/2006-01/22/2007  Sent on: 01/27/2006 09:40:41	<a href="#">Image</a>
01/27/2006	Event Resulted: The following event: Scheduling Conference Hearing scheduled for 01/27/2006 at 9:00 am has been resulted as follows: CTRM. #320, CTSMT. Result: Scheduling Conference Hearing Held. PARTIES PRESENT. CASE PLACED ON TRACK M3.MEDIATION. ORDER FILED AND DOCKETED. J/ALPRIN. (PH). Ms SUSAN PHILLIPS (Attorney) on behalf of THE HSC FOUNDATION (Defendant); Mr JAMES W TAGLIERI (Attorney) on behalf of TSEHAY INDALE (PLAINTIFF); Ms MARY K FALLON (Attorney) on behalf of WASHINGTON HOSPITAL CENTER CORP. (Defendant) Participant(s): Judge GEOFFREY M ALPRIN	
01/27/2006	Plaintiff's Consent Motion to Amend the Complaint Filed Attorney: TAGLIERI, Mr JAMES W (229880) TSEHAY INDALE (PLAINTIFF); Receipt: 26288 Date: 01/30/2006	<a href="#">Image</a>
01/27/2006	Stipulation of Partial Dismissal as to MARK J HATHAWAY MD (Defendant); Dr BENNETT STEWART (Defendant); Dr NICHOLS (Defendant); Dr PELHAM (Defendant); PRECILLA D'SOUZA Unknown (Defendant); HABIBALLAH SHARIAT MD (Defendant); ROBERT BLAKE MD (Defendant);	<a href="#">Image</a>
01/27/2006	Miscellaneous Docket: Response to defendant HSC Pewdiatric Center's motion to dismiss TSEHAY INDALE (PLAINTIFF);	<a href="#">Image</a>
02/01/2006	Order Granting Motion to Amend Complaint Entered on the Docket 2/1/2006. Signed by Judge Alprin 1/31/2006. Copies mailed 2/1/2006. DDS	<a href="#">Image</a>

<u>Date</u>	<u>Docket Text</u>	<u>Image Avail.</u>
02/01/2006	Amended Complaint Filed TSEHAY INDALE (PLAINTIFF);	<a href="#">Image</a>
02/07/2006	Certificate Regarding Discovery Filed WASHINGTON HOSPITAL CENTER CORP. (Defendant);	<a href="#">Image</a>
02/07/2006	Certificate Regarding Discovery Filed WASHINGTON HOSPITAL CENTER CORP. (Defendant);	<a href="#">Image</a>
02/13/2006	Answer to Amended Complaint and Affirmative Defenses of Defendant The HSC Foundation d/b/a The HSC Pediatric Center, formerly the Hospital for Sick Children Filed THE HSC FOUNDATION (Defendant);	<a href="#">Image</a>
02/14/2006	AMEMDED Scheduling Order Entered on the Docket  TRACK M3 DEADLINE FOR DISCOVERY REQUESTS 04/27/2006 EXCHANGE WITNESS LISTS 04/27/2006 PROPONENT'S RULE 26(B) (4) STATEMENT 05/12/2006 OPPONENT'S RULE 26 (B) (4) STATEMENT 06/16/2006 DISCOVERY CLOSED AND STATUS CONFERENCE 08/18/2006 at 9:00am DEADLINE FOR FILING MOTIONS 09/25/2006 DISPOSITIVE MOTIONS DECIDED 11/24/2006 MEDIATION 12/26/2006 -01/22/2007 Sent on: 02/14/2006 13:08:59	<a href="#">Image</a>
02/24/2006	Certificate Regarding Discovery Filed THE HSC FOUNDATION (Defendant);	<a href="#">Image</a>
03/06/2006	Answer to Amended Complaint Filed Attorney: FALLON, Ms MARY K (391421) WASHINGTON HOSPITAL CENTER CORP. (Defendant);	<a href="#">Image</a>
03/21/2006	Order Denying as Moot Motion HSC Pediatric Center's Motion to Dismiss Entered on the Docket 3/21/2006. Signed by Judge Alprin 3/20/2006. Copies mailed 3/21/2006. DDS	<a href="#">Image</a>
03/24/2006	Plaintiff's Consent Motion for An Amendment of the Scheduling Order Attorney: TAGLIERI, Mr JAMES W (229880) Receipt: 32364 Date: 03/24/2006	<a href="#">Image</a>
03/29/2006	Order Granting Motion * Entered on the Docket 3/29/2006. Signed by Judge Alprin 3/29/2006. Copies mailed 3/29/2006. DDS	<a href="#">Image</a>
04/03/2006	Event Resulted: The following event: Discovery Closed-Status Conference scheduled for 09/01/2006 at 10:30 am has been resulted as follows:  Result: Event Cancelled	
04/03/2006	Event Scheduled Event: Discovery Closed-Status Conference Date: 10/27/2006 Time: 9:00 am Judge: ALPRIN, GEOFFREY M Location: Courtroom 320  Result: Status Conference Continued	
04/25/2006	Witness List Filed WASHINGTON HOSPITAL CENTER CORP. (Defendant);	<a href="#">Image</a>
04/28/2006	Certificate Regarding Discovery Filed THE HSC FOUNDATION (Defendant);	<a href="#">Image</a>
05/02/2006	Certificate Regarding Discovery Filed TSEHAY INDALE (PLAINTIFF);	<a href="#">Image</a>
05/02/2006	Certificate Regarding Discovery Filed TSEHAY INDALE (PLAINTIFF);	<a href="#">Image</a>
05/31/2006	Certificate Regarding Discovery Filed THE HSC FOUNDATION (Defendant);	<a href="#">Image</a>
06/23/2006	Certificate Regarding Discovery Filed THE HSC FOUNDATION (Defendant);	<a href="#">Image</a>
06/28/2006	Plaintiff's Second Consent Motion for An Amendment of the Scheduling Order Attorney: NOTARIUS, Ms JOYCE M (943712) Receipt: 42195 Date: 06/28/2006	<a href="#">Image</a>
06/28/2006	Certificate Regarding Discovery Filed THE HSC FOUNDATION (Defendant);	<a href="#">Image</a>
07/03/2006	Order Granting Motion to Amend the Scheduling Order Entered on the Docket 7/3/2006. Signed by Judge Alprin 7/3/2006. Copies mailed 7/3/2006. DDS	<a href="#">Image</a>
07/26/2006	Certificate Regarding Discovery Filed WASHINGTON HOSPITAL CENTER CORP. (Defendant);	<a href="#">Image</a>
08/04/2006		

<u>Date</u>	<u>Docket Text</u>	<u>Image Avail.</u>
	Certificate Regarding Discovery Filed TSEHAY INDALE (PLAINTIFF);	
08/07/2006	Praeipce of Dismissal With Prejudice as to All Claims Against Defendant The HSC Foundation Filed TSEHAY INDALE (PLAINTIFF); WASHINGTON HOSPITAL CENTER CORP. (Defendant); THE HSC FOUNDATION (Defendant);	<a href="#">Image</a>
08/14/2006	Certificate Regarding Discovery Filed TSEHAY INDALE (PLAINTIFF);	<a href="#">Image</a>
08/15/2006	Certificate Regarding Discovery Filed WASHINGTON HOSPITAL CENTER CORP. (Defendant);	<a href="#">Image</a>
09/05/2006	Event Resulted: The following event: Discovery Closed-Status Conference scheduled for 10/27/2006 at 9:00 am has been resulted as follows:  Result: Status Conference Continued Judge: ALPRIN, GEOFFREY M Location: Courtroom 320	
09/05/2006	Event Scheduled Event: Discovery Closed-Status Conference Date: 11/17/2006 Time: 9:00 am Judge: ALPRIN, GEOFFREY M Location: Courtroom 320  Result: Status Conference Continued W/Consent of Parties	
10/02/2006	Certificate Regarding Discovery Filed WASHINGTON HOSPITAL CENTER CORP. (Defendant);	<a href="#">Image</a>
10/02/2006	Certificate Regarding Discovery Filed WASHINGTON HOSPITAL CENTER CORP. (Defendant);	<a href="#">Image</a>
10/02/2006	Rule 26 (b)(4) Statement Filed WASHINGTON HOSPITAL CENTER CORP. (Defendant);	<a href="#">Image</a>
10/23/2006	Certificate Regarding Discovery Filed WASHINGTON HOSPITAL CENTER CORP. (Defendant);	<a href="#">Image</a>
11/15/2006	Joint Motion to Continue Status Hearing Set for Friday November 17, 2006 Filed Attorney: NOTARIUS, Ms JOYCE M (943712) Receipt: 56647 Date: 11/15/2006	<a href="#">Image</a>
11/16/2006	Order Granting Motion to Continue Status Hearing Entered on the Docket 11/16/2006. Signed by Judge Alprin 11/15/2006. Copies mailed 11/16/2006. DDS	<a href="#">Image</a>
11/16/2006	Event Resulted: The following event: Discovery Closed-Status Conference scheduled for 11/17/2006 at 9:00 am has been resulted as follows:  Result: Status Conference Continued W/Consent of Parties Judge: ALPRIN, GEOFFREY M Location: Courtroom 320 JMW	
11/16/2006	Event Scheduled Event: Discovery Closed-Status Conference Date: 02/23/2007 Time: 10:30 am Judge: ALPRIN, GEOFFREY M Location: Courtroom 320 JMW  Result: Event Not Held Case Dismissed	
02/13/2007	Praeipce of Dismissal against all defendants as "Dismissed with Prejudice." Filed. submitted 02/13/2007 14:28. ab Attorney: NOTARIUS, Ms JOYCE M (943712) TSEHAY INDALE (PLAINTIFF);	<a href="#">Image</a>
02/13/2007	Dismissed by Plaintiff per Praeipce Filed	
02/13/2007	Event Resulted: The following event: Discovery Closed-Status Conference scheduled for 02/23/2007 at 10:30 am has been resulted as follows:  Result: Event Not Held Case Dismissed Judge: ALPRIN, GEOFFREY M Location: Courtroom 320	

**Receipts**

<u>Receipt Number</u>	<u>Receipt Date</u>	<u>Received From</u>	<u>Payment Amount</u>
Total	Total	Total	Total
			\$220.00

<u>Receipt Number</u>	<u>Receipt Date</u>	<u>Received From</u>	<u>Payment Amount</u>
15707	10/11/2005	TAGLIERI, Mr JAMES W	\$20.00
15768	10/11/2005	TAGLIERI, Mr JAMES W	-\$20.00
15769	10/11/2005	TAGLIERI, Mr JAMES W	\$120.00
22629	12/20/2005	NICHOLAS MCCONNELL	\$20.00
26288	01/30/2006	TAGLIERI, Mr JAMES W	\$20.00
32364	03/24/2006	TAGLIERI, Mr JAMES W	\$20.00
42195	06/28/2006	TAGLIERI, Mr JAMES W	\$20.00
56647	11/15/2006	TAGLIERI, Mr JAMES W	\$20.00
Total	Total	Total	Total
			\$220.00

<b>Case Disposition</b>		
<u>Disposition</u>	<u>Date</u>	<u>Case Judge</u>
Dismissed-by Plaintiff per Praecipe Filed	02/13/2007	ALPRIN, GEOFFREY M