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CLOSED

**U.S. District Court  
Southern District of Ohio (Cincinnati)  
CIVIL DOCKET FOR CASE #: 1:00-cv-00714-SAS**

Hignite, et al v. Parobeck, et al  
Assigned to: Judge S Arthur Spiegel  
Demand: \$5,000,000  
Cause: 28:1332 Diversity-Medical Malpractice

Date Filed: 08/29/2000  
Date Terminated: 04/09/2002  
Jury Demand: Both  
Nature of Suit: 362 Personal Inj.  
Med. Malpractice  
Jurisdiction: Diversity

**Plaintiff**

**Harold Hignite**

*Individually and as parent, next  
friend, and natural guardian of Page  
Hignite, Minor*

represented by **Robert B Cetrulo**

Cetrulo & Mowery  
130 Dudley Road  
Suite 200  
Edgewood, KY 41017  
859 331-4900  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Susanne M Cetrulo**

Cetrulo, Mowery & Hicks, PSC  
130 Dudley Road  
Suite 200  
Edgewood, KY 41017  
859 331-4900  
Fax: 859-426-3532  
Email: susanne@cetrulolaw.com  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Plaintiff**

**Jamie Hignite**

*Individually and as parent, next  
friend, and natural guardian of  
Paige Hignite, Minor*

represented by **Robert B Cetrulo**

(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Susanne M Cetrulo**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Paige Hignite**

represented by **Robert B Cetrulo**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Susanne M Cetrulo**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**Dr Deanna Parobeck**

represented by **James P Triona**  
The Triona Firm  
2021 Auburn Avenue  
Cincinnati, OH 45219  
(513) 762-5010  
Fax: (513) 762-5024  
Email: jtriona@trionafirm.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Dr Joyce Horn**

represented by **James P Triona**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Elizabeth Clark**  
*Dr.*

represented by **James P Triona**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Dr Jeanne Corwin**

represented by **James P Triona**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Margaret LeMasters**  
*Dr.*

represented by **James P Triona**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**For Women Inc**

represented by **James P Triona**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
08/29/2000	1	COMPLAINT & JURY DEMAND ( no. pgs: 5) (km) (Entered: 08/29/2000)
08/29/2000		Filing Fee Paid: on 8/29/00 in the amount of \$ 150.00, receipt # 408220. (km) (Entered: 08/29/2000)
10/11/2000	2	MOTION by plaintiffs for admission of attorneys Susanne M Cetrulo and Robert B Cetrulo pro hac vice ( no pgs: 2+) (km) (Entered: 10/12/2000)
10/11/2000		Pro hac vice appl fee paid 10/11/00 \$100.00 receipt no. 408706 (km) (Entered: 10/12/2000)
10/12/2000		NOTATION ORDER by Judge S. A. Spiegel granting motion for admission of attorneys Susanne M Cetrulo and Robert B Cetrulo pro hac vice [2-1] (cc: all counsel) (km) (Entered: 10/12/2000)
10/27/2000	3	ANSWER by defendants; jury demand ( no pgs: 5) (km) (Entered: 10/27/2000)
01/08/2001	4	NOTICE setting this action for Preliminary PTC 9:00 3/8/01 Rm 838 before J Spiegel (no pgs: 1) (cc: all counsel) (km) (Entered: 01/08/2001)
02/08/2001	5	NOTICE resetting this action for Preliminary PTC 11:00 3/15/01 Rm 838 before J Spiegel (no pgs: 1) (cc: all counsel) (km) (Entered: 02/08/2001)
03/08/2001	6	Rule 26(f) Report of parties to District Judge filed ( no pgs: 3) (km) (Entered: 03/08/2001)

03/20/2001	7	PRELIMINARY PRETRIAL AND SUMMARY JURY TRIAL ORDER by Judge S. A. Spiegel ; Prelim pretrial conf held 11:00 3/15/01 ; Final pretrial conf tentatively set for 10:00 4/19/01 ; Status/Charging conference tentatively set for 3:00 5/9/01 ; Summary Jury Trial tentatively set for 5/21/01; Two-week Jury trial tentatively set for 7/9/01 on an on-deck basis; Settlement conference tentatively set for 3:00 4/11/01 (cc: all counsel) ( no pgs: 5) (km) (Entered: 03/20/2001)
03/20/2001	8	Expert Witness list/disclosures submitted by plaintiffs ( no pgs: 3) (km) (Entered: 03/20/2001)
03/28/2001	9	JOINT MOTION to amend the preliminary pretrial order by amending the tentative dates for the settlement conf, Final PTC, charging conf, summary jury trial and trial ( no pgs: 3) (km) (Entered: 03/28/2001)
04/05/2001	10	ORDER by Judge S. A. Spiegel granting motion to amend the preliminary pretrial order by amending the tentative dates for the settlement conf, Final PTC, charging conf, summary jury trial and trial [9-1], vacating preliminary pretrial order [7-2] and resetting this matter as follows ; Final pretrial conf tentatively set for 10:00 5/9/01; Status/charging conference tentatively set for 3:00 5/30/01 ; Summary Jury Trial set for 6/5/01; Two-week Jury trial tentatively set for 7/9/01 on an on-deck basis; Settlement conference tentatively set for 10:00 4/19/01 (cc: all counsel) ( no pgs: 6) (km) (Entered: 04/05/2001)
04/06/2001	11	NOTICE of hearing ; Settlement conference set for 10:00 4/19/01 Rm 838 before J Spiegel (cc: all counsel) (km) (Entered: 04/06/2001)
04/18/2001	12	NOTICE of hearing ; Final pretrial conf reset to 3:00 5/9/01 Rm 838 before J Spiegel (cc: all counsel) (km) (Entered: 04/18/2001)
04/23/2001	13	ORDER by Judge S. A. Spiegel granting parties request for follow up conference ; Settlement conference set 4:00 5/8/01 ; all defts are to be presnet as well as any other person necessary to effectuate binding settlement (cc: all counsel) ( no pgs: 1) (vp) (Entered: 04/23/2001)
05/01/2001	14	Addendum/Supplemental by plaintiffs to Expert Witness list/disclosures [8-1] ( no pgs: 3) (km) (Entered: 05/01/2001)
05/01/2001	15	STATEMENT OF ITEMIZED MEDICAL EXPENSES filed by plaintiffs re treatment of Paige Hignite and various expenses related to treatment ( no pgs: 4) (km) (Entered: 05/01/2001)
05/15/2001	16	NOTICE of hearing ; Summary Jury Trial set for 9:30 6/5/01 Ctrm 842 before J Spiegel (cc: all counsel) (km) (Entered: 05/15/2001)
05/15/2001	17	NOTICE of hearing ; Status/Charging conference set for 3:00 5/30/01 Rm 838 before J Spiegel (cc: all counsel) (km) (Entered: 05/15/2001)

05/21/2001	18	NOTICE of hearing ; Status/Charging conference reset to 4:00 5/31/01 Rm 838 before J Spiegel (cc: all counsel) (km) (Entered: 05/21/2001)
05/23/2001	19	Proposed Jury instructions submitted by defendants Deanna Parobeck, Joyce Horn, Elizabeth Clark, Jeanne Corwin, Margaret LeMasters and For Women Inc ( no pgs: 29) (km) (Entered: 05/24/2001)
05/24/2001	20	Proposed Jury instructions submitted by plaintiffs ( no pgs: 25+disk) (km) (Entered: 05/24/2001)
05/24/2001	21	MOTION by plaintiffs to strike defendant's pleadings for failure to attend multiple settlement conferences with settlement authority ( no pgs: 21) (km) (Entered: 05/24/2001)
05/24/2001	22	NOTICE by plaintiffs of filing depositions of Dr Deanna Parobeck, Gary Trock, Dr Eric Stamler, Dr John P O'Grady and Dr Elizabeth Clark ( no pgs: 2) (km) (Entered: 05/24/2001)
05/24/2001		Deposition of Dr Deanna Parobeck taken 1/29/99 by plaintiffs (km) (Entered: 05/24/2001)
05/24/2001		Deposition of Gary L Trock M D taken 6/15/00 by plaintiffs (km) (Entered: 05/24/2001)
05/24/2001		Deposition of Eric F Stamler M D taken 11/3/99 by plaintiffs (km) (Entered: 05/24/2001)
05/24/2001		Deposition of Dr John Patrick O'Grady taken 3/8/00 by plaintiffs (km) (Entered: 05/24/2001)
05/24/2001		Videotaped Deposition of Dr Elizabeth Clark taken 5/17/01 by plaintiffs (km) (Entered: 05/24/2001)
05/24/2001		Mail Returned [18-2] addressed to Robert B Cetrulo for plaintiff Paige Hignite, Susanne M Cetrulo for plaintiff Paige Hignite; returned "insufficient address"; resent to counsel at corrected address 5/24/01 (km) (Entered: 05/24/2001)
05/31/2001	23	RESPONSE by defendants to motion to strike defendant's pleadings for failure to attend multiple settlement conferences with settlement authority [21-1] ( no pgs: 7) (km) (Entered: 05/31/2001)
05/31/2001	24	NOTICE by defendants of filing deposition of Harold Hignite ( no pgs: 2) (km) (Entered: 05/31/2001)
05/31/2001		Deposition of Harold Hignite (km) (Entered: 05/31/2001)
05/31/2001	25	NOTICE by defendants of filing deposition of Jamie Hignite ( no pgs: 2) (km) (Entered: 05/31/2001)

05/31/2001		Deposition of Jamie Hignite taken 12/6/99 by defendants (km) (Entered: 05/31/2001)
05/31/2001	26	NOTICE by defendants of filing deposition of Richard L Stokes MD ( no pgs: 2) (km) (Entered: 05/31/2001)
05/31/2001		Deposition of Richard L Stokes MD taken 2/24/00 by defendants (km) (Entered: 05/31/2001)
05/31/2001	27	NOTICE by defendants of filing deposition of John P Laurent MD ( no pgs: 2) (km) (Entered: 05/31/2001)
05/31/2001		Deposition of John P Laurent MD taken 6/23/00 by defendants (km) (Entered: 05/31/2001)
05/31/2001	28	NOTICE by defendants of filing deposition of Robert Allen Ph D ( no pgs: 2) (km) (Entered: 05/31/2001)
05/31/2001		Deposition of Robert Allen Ph D taken 3/10/00 by defendants (km) (Entered: 05/31/2001)
06/05/2001		CIVIL MINUTES: Proceeding before Judge S. A. Spiegel; FIRST DAY OF SUMMARY JURY TRIAL; court reporter not required (cc: all counsel) ( no pgs: 1) (vp) (Entered: 07/23/2001)
06/06/2001		CIVIL MINUTES: Proceeding before Judge S. A. Spiegel; SECOND DAY OF SUMMARY JURY TRIAL; court reporter not required (cc: all counsel) ( no pgs: 1) (vp) (Entered: 07/23/2001)
06/18/2001	29	REPLY by plaintiff to response to motion to strike defendant's pleadings for failure to attend multiple settlement conferences with settlement authority [21-1] ( no pgs: 5+) (km) (Entered: 06/18/2001)
06/27/2001	30	ORDER by Judge S. A. Spiegel deferring ruling on Pltfs motion to strike (Doc 21) until conclusion of case ( no pgs: 1) (vp) (Entered: 06/27/2001)
06/29/2001	31	NOTICE of hearing ; Jury trial reset from 7/9/01 to 9:30 7/23/01 before J Spiegel (cc: all counsel) (vp) (Entered: 06/29/2001)
07/10/2001	32	NOTICE of hearing ; In-court hearing for jury selection set for 2:00 7/20/01 Ctrm 708 before MJ Hogan (cc: all counsel) (km) (Entered: 07/10/2001)
07/23/2001	33	RENEWED MOTION by plaintiffs for sanctions ; afdt of counsel attached; (previously filed as motion to strike pleadings [21-1]) ( no pgs: 5+) (km) (Entered: 07/23/2001)
08/08/2001	34	MEMORANDUM by defendants in opposition to renewed motion for sanctions [33-1]; afdt of counsel attached ( no pgs: 16+) (km) (Entered: 08/08/2001)

08/31/2001	35	SUPPLEMENTAL AFFIDAVIT of Robert B Cetrulo Esq in support of motion for sanctions [33-1] ( no pgs: 2) (km) (Entered: 08/31/2001)
09/10/2001	36	AFFIDAVIT of James P Triona Esq in support of memorandum in opposition to renewed motion for sanctions [33-1] [34-1] (no pgs: 3) (km) (Entered: 09/10/2001)
09/20/2001	37	ORDER by Judge S. A. Spiegel ; Status conference on renewed motion for sanctions [33-1] set for 10:00 10/3/01 Rm 838 before J Spiegel (cc: all counsel) ( no pgs: 1) (km) (Entered: 09/20/2001)
09/27/2001	38	NOTICE of hearing ; Status conference set for 10:00 10/3/01 Rm 838 before J Spiegel (cc: all counsel) (km) (Entered: 09/27/2001)
10/02/2001	39	NOTICE of hearing ; Status conference reset to 4:00 11/28/01 Rm 838 before J Spiegel (cc: all counsel) (km) (Entered: 10/02/2001)
11/28/2001	40	SUPPLEMENTAL AFFIDAVIT of Susanne M Cetrulo Esq in support of motion for sanctions [33-1] ( no pgs: 4) (km) (Entered: 11/29/2001)
01/16/2002	41	ORDER by Judge S. A. Spiegel finding the motion for sanctions [33-1] moot pursuant to conference held 11/28/01 (cc: all counsel) ( no pgs: 1) (km) (Entered: 01/16/2002)
04/09/2002	42	ORDER by Judge S. A. Spiegel: dismissing case with prejudice (cc: all counsel) ( no pgs: 1) (km) (Entered: 04/09/2002)