

07-320-CD

Reymond Cable vs DRMC

Reymond Cable et vs DuBois Regional Med
2007-320-CD

CIVIL ACTION

Date	Judge
3/2/2007	New Case Filed.
	X Filing: Civil Complaint Paid by: Scott White Esq. Receipt number: 1917868 Dated: 3/2/2007 Amount: \$85.00 (Check) 1CC shff.
	Case Filed.
3/19/2007	X Praeclipe for Appearance, filed. Enter my Appearance on behalf of Defendant, DuBois Regional Medical Center, filed by s/ John L. McIntyre Esq. No CC.
3/27/2007	X Praeclipe For Withdrawal of Appearance, Withdraw appearance of John L. McIntyre, Esquire, on behalf of Defendant DuBois Regional Medical Center. Filed by s/ John L. McIntyre, Esquire. No CC
	X Praeclipe For Appearance, enter appearance of Michael A. Sosnowski, Esquire, on behalf of DuBois Regional Medical Center. Filed by s/ Michael A. Sosnowski. No CC
3/28/2007	X Preliminary Objections to Plaintiff's Complaint, filed by s/ Michael A. Sosnowski, Esquire. No CC
	X Praeclipe for Argument List filed. By s/Michael A. Sosnowski, Esquire. No CC
4/3/2007	X Order, NOW, this 29th day of March, 2007, upon consideration of the Preliminary Objections filed on behalf of defendant DuBois Regional Medical Center, it is Ordered: Oral argument upon the Preliminary Objections will be held on the 9th day of May, 2007 at 9:30 a.m. in Courtroom No. 1. By The Court, /s/Fredric J. Ammerman, Pres. Judge. 1CC Atty. Sosnowski and McIntyre; 1CC Atty. White
5/9/2007	X Praeclipe for Withdrawal of Preliminary Objections to Plaintiff's Complaint, filed By s/ Michael A. Sosnowski, Esquire. No CC
6/25/2007	X Sheriff Return, March 8, 2007 at 12:15 pm Served the within Complaint on DuBois Regional Medical Center. So Answers, Chester A. Hawkins, Sheriff by s/Marilyn Hamm Shff Hawkins costs pd by Achille \$46.82
7/19/2007	X Amended Complaint, filed by s/ John G. Achille Esq. No CC.
	X Notice of Service of Amended Complaint, filed. That a true and correct copy of the within Amended Complaint has been served via first class mail on the 17th day of July 2007 to Michael A. Sosnowski Esq., filed by s/ Scott A. White Esq. No CC.
	X Plaintiff's First Set of Interrogatories Directed to Defendants filed by s/ Scott A. White Esq. No CC.
	X Notice of Service, filed. A true and correct copy of Plaintiff's First Set of Interrogatories Directed to Michael A. Sosnowski Esq., filed by s/ Scott A. White Esq. No CC.
8/8/2007	X Answer and New Matter to Amended Complaint, filed by s/ Michael A. Sosnowski, Esquire. No CC
8/22/2007	X Stipulations to Preserve Objections to Amended Complaint In Lieu of Preliminary Objections, filed by Atty. Sosnowski no cert. copies.
11/19/2007	X Answers to Plaintiff's Second Set of Interrogatories Directed to Defendants, filed by s/ Michael A. Sosnowski, Esquire. No CC
	X Notice of Service of Answers to Plaintiff's First Set of Interrogatories Directed to Defendant, filed by s/ Michael A. Sosnowski Esq. No CC.

Schumer's Box

A Citi Bank credit card Schumer box. For more information see [fees](#)

Citi Disclosures	
Annual Percentage Rate (APR) for purchases	11.99% variable.
Other APRs	<p>Balance transfer APR: As long as first balance transfer is completed within 9 months from date of account opening, 0.00% for 9 months from date of first balance transfer. After that, 11.99% variable.</p> <p>Cash advance APR: 20.99% variable.</p> <p>Default APR: 29.99% variable. See explanation below.*</p>
Variable rate information	<p>Your APRs may vary each billing period. **</p> <p>The purchase and balance transfer APR equals the Prime Rate plus 5.99%.</p> <p>The cash advance APR equals the Prime Rate plus 14.99% (never lower than 19.99%).</p> <p>The default APR equals the U.S. Prime Rate plus up to 23.99%.</p>
Grace period for repayment of the balance for purchases	At least 20 days if you pay the total balance in full by the due date every billing period. If you do not, you will not get a grace period.
Method of computing the balance for purchases	Average daily balance. This includes new purchases.
Minimum finance charge	50 cents.
Annual fees	None.
Fee for purchases made in a foreign currency	3% of each purchase after it is converted into US dollars.
Other fees	<p>Balance transfer fee: 3% of each balance transfer; \$5 minimum. There is no fee with the 0.00% APR balance transfer offer described above.</p> <p>Cash advance fee: 3% of each cash advance; \$5 minimum.</p> <p>Late fee: \$15 on balances up to \$100</p> <p>\$29 on balances of \$100 up to \$250</p> <p>\$39 on balances of \$250 and over</p> <p>Over-the-credit-line fee: \$35</p>
<p>* How can your actions trigger the default APR? If you default under any card agreement you have with us because you</p> <ol style="list-style-type: none"> 1) do not make the minimum payment when due, 2) go over the credit line, or 3) make a payment to us that is not honored, <p>all your APRs may automatically increase to the default APR. We set your default APR by reviewing (1) the seriousness of your default with us and (2) your credit history.</p>	
<p>** How do we calculate variable rates? For each billing period we use the Prime Rate published in The Wall Street Journal two business days before the Statement/Closing Date.</p>	
<p>How do we apply your payments? We apply your payments to low APR balances first. You cannot pay off higher APR balances until you pay off lower APR balances. That means your savings from any promotional APR offer will be reduced if you make purchases or cash advances that have higher APRs.</p>	
<p>Rates, fees, and terms may change. We have the right to change the rates, fees, and terms at any time, for any reason, in accordance with the cardmember agreement and applicable law. These reasons may be based on information in your credit report, such as your failure to make payments to another creditor when due, amounts owed to other creditors, the number of credit accounts outstanding, or the number of credit inquiries. These reasons may also include competitive or market-related factors. If we make a change for any of these reasons, you will receive advance notice and a right to opt out in accordance with applicable law.</p>	

Date: 7/13/2011

Time: 11:36 AM

Page 2 of 3

Clearfield County Court of Common Pleas

User: LMILLER

ROA Report

Case: 2007-00320-CD

Current Judge: Paul E. Cherry

Raymond H. Cable vs. Dubois Regional Medical Center-West

CIVIL ACTION

Date	Judge
11/19/2007	Paul E. Cherry
✓ Notice of Service of Answers to Plaintiff's Second Set of Interrogatories Directed to Defendant, filed by s/ Michael A. Sosnowski Esq. No CC.	
✓ Answers to Plaintiff's First Set of Interrogatories Directed to Defendants, filed by s/ Michael A. Sosnowski, Esquire. No CC	Paul E. Cherry
11/27/2007	Paul E. Cherry
✓ Notice of Service of Interrogatories and Request for Production of Documents Directed to Plaintiff dated 11-21-07 was mailed via first class mail to John G. Achille Esq., filed by s/ Michael A. Sosnowski Esq. No CC.	
12/3/2007	Paul E. Cherry
✓ Filing: Praeclipe for Entry of Partial Judgment of Non Prosh Pursuant to Rule 1042.6, Paid by: McIntyre, Hartye & Schmitt Receipt number: 1921690 Dated: 12/3/2007 Amount: \$20.00 (Check) Entered Judgment of PARTIAL NON PROS against Raymond H. Cable in the professional liability claims against the healthcare providers of DuBois Regional Medical Center. THIS DOES NOT DISCONTINUE THIS MATTER ENTIRELY, THIS JUDGMENT OF NON PROS SHOULD ONLY APPLY TO ANY MEDICAL PROFESSIONAL LIABILITY CLAIMS EXPLICIT OR INPLICIT IN THIS CASE. s/Michael A. Sosnowski, Esq. 1 Cert. to Atty. (no notices sent to Plaintiff.)	
1/25/2008	Paul E. Cherry
✓ Notice of Deposition of Julie Johnson, filed by s/ Michael A. Sosnowski, Esquire. No CC	
✓ Notice of Deposition of Raymond Cable, filed by s/ Michael A. Sosnowski, Esquire. No CC	Paul E. Cherry
1/31/2008	Paul E. Cherry
✓ Amended Notice of Deposition of Julie Johnson, filed by s/ Michael A. Sosnowski, Esquire. No CC	
✓ Amended Notice of Deposition of Raymond Cable, filed by s/ Michael A. Sosnowski, Esquire. No CC	Paul E. Cherry
2/22/2008	Paul E. Cherry
✓ Notice of Service of First Supplemental Interrogatories Directed to Plaintiff Dated 2/20/08, filed by Atty. Sosnowski no cert. copies.	
✓ Notice of Service of Expert Interrogatories Dated 2/20/08, filed by Atty. Sosnowski no cert. copies.	Paul E. Cherry
2/11/2009	Paul E. Cherry
✓ Motion to Compel Discovery Responses, filed by s/ Michael A. Sosnowski, Esquire. No CC	
2/12/2009	Fredric Joseph Ammerman
✓ Order, this 12th day of Feb., 2009, Motion to Compel Responses filed on behalf of DRMC is GRANTED. Plff. shall provide responses within 30 days from the date of this Order. by the Court, /s/ Fredric J. Ammerman, Pres. Judge. 2CC Atty. Sosnowski	
3/18/2009	Paul E. Cherry
✓ Notice of Service of Plaintiff's Answers to Defendant's 1st Expert Interrogatories, filed by s/ John G. Achille Esq. No CC.	
✓ Notice of Service of Plaintiff's Answers to Defendant's 1st Supplemental Interrogatories, filed by s/ John G. Achille Esq. No CC.	Paul E. Cherry
6/8/2011	Paul E. Cherry
✓ Motion for Case Management Conference, filed by s/ Michael A. Sosnowski, Esq. No CC	
✓ Notice of Service, filed. That on the 7th day of June 2011 Served Second Supplemental Interrogatories and Request for Production of Documents Directed to Plaintiff via first class mail to John G. Achille Esq., filed by s/ Michael A. Sosnowski Esq. NO CC.	Paul E. Cherry

Capital One Bank v Lesha A. Martinez

Plaintiff's Exhibit 2 -- Monthly Billing Statements

(April-May 2002 shows prior balance of \$1,095.07 but no statements prior to April-May 2002)

<u>Statement Date</u>	<u>Charges</u>	<u>Payment</u>	<u>Interest</u>	<u>Fees</u>
apr-may 2002	14.29	60	13.32	29
may -jun 2002	0	75	12.44	0
jun-jul 2002	0	30	11.18	0
aug-sep 2002	0	778.22	0	0
jan-feb 2003	0	0	0	0
oct-nov 2003	618.54	0	37.85	35
nov-dec 2003	467.09	40	33.28	29
				20
jan-feb 2004	150.48	0	15.11	29
				35
feb-mar 2004	0	100	15.3	29
mar-apr 2004	0	100	15.34	4
apr-may 2004	0	50	14.28	4
may-jun 2004	24.95	50	14.4	4
jun-jul 2004	0	0	13.8	29
				4
Jul-aug 2004	0	110	13.92	4
aug-sep 2004	0	40	13.9	4
sep-oct 2004	109.74	0	14.6	35
				4
jan-feb 2005	165.4	60	17.93	4
feb-mar 2005	0	50	16.28	4
mar-apr 2005	0	75	17.56	4
apr-may 2005	0	35	16.56	4
may-jun 2005	28.9	31	17.63	4
jun-jul 2005	29.85	0	17.34	35
				4
Jul-aug 2005	6	105	18.68	4
aug-sep 2005	0	40	18.08	4
sep-oct 2005	143.22	35	19.77	29
				4
oct-nov 2005	0	36	20.6	4
nov-dec 2005	0	40	19.91	4
dec-jan 2006	0	0	20.97	35
				29
				4
jan-feb 2006	0	140	20.92	4
feb-mar 2006	0	50	18.55	4

Date: 7/13/2011

Clearfield County Court of Common Pleas

User: LMILLER

Time: 11:36 AM

ROA Report

Page 3 of 3

Case: 2007-00320-CD

Current Judge: Paul E. Cherry

Raymond H. Cable vs. Dubois Regional Medical Center-West

CIVIL ACTION

Date

Judge

6/9/2011

✓ Order of Court, AND NOW, this 8th day of June, 2011, Motion is granted. Paul E. Cherry
A Case Management Conference shall occur on the 20th day of July, 2011,
at 9:00 a.m. BY THE COURT: /s/Paul E. Cherry, Judge One CC Attorney
Sosnowski

mar-apr 2006	0	35	19.97	4
apr-may 2006	0	35	19.38	4
<u>may-jun 2006</u>	<u>0</u>	<u>35</u>	<u>20.01</u>	<u>4</u>
jun-jul 2006	1	0	19.51	35

aug-sep 2006	99.36	32	20.39	4
jul-aug 2006	0	108	20.43	4

May 07 2007 0 0 35.14 39

June 7 2007 0 0 35.82 39 4

July 7 2007 0 0 46.75 39 4

July 13 2007 0 0 40.79 39 4

TOTALS: 1858.82 2375.22 777.69 752

FILED pd \$85.00 Attn
Mar 30 cm ICC Shff
MAR 02 2007
LJM

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY
PENNSYLVANIA

RAYMOND H. CABLE, :
Plaintiff, :
vs. : CIVIL ACTION - LAW
DUBOIS REGIONAL MEDICAL : No.: 2007-320-C.D
CENTER : Type of Pleading:
Defendant. : COMPLAINT

NOTICE

You have been sued in Court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this Complaint and Notice are served, by entering with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint or for any other claim or relief requested by the Plaintiff(s). You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Prothonotary's Office
Clearfield County Courthouse
230 E. Market Street
Clearfield, PA 16830
(814) 765-2641 ext. 1331

MidPenn Legal Services
211 1/2 E. Locust Street
Clearfield, PA 16830
(800) 326-9177 or
(814) 765-9646

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY
PENNSYLVANIA

RAYMOND H. CABLE, :
Plaintiff, :
: CIVIL ACTION - LAW
vs. : No.:
DUBOIS REGIONAL MEDICAL : Type of Pleading:
CENTER : COMPLAINT
Defendant. :
:

COMPLAINT

AND NOW comes the Plaintiff, Raymond H. Cable, by and through his attorney, Scott A. White, Esquire, and files the following Complaint in Civil Action:

COUNT I

USE OF EXCESSIVE FORCE

Raymond H. Cable v. DuBois Regional Medical Center

1. At all relevant times, the Plaintiff is Raymond H. Cable, an adult individual, residing at 50 Maple Street, Brookville, PA 15825.

2. At all relevant times, the Defendant is DuBois Regional Medical Center, whose principal place of business is at 100 Hospital Avenue, DuBois, PA 15801.

3. On June 3, 2005, the Plaintiff was taken to DuBois Regional Medical Center by ambulance in need of treatment for pain relative to severe symptoms of neuropathy.

4. On June 3, 2005, at approximately 5:30 P.M. while Plaintiff was walking in the hall outside the Emergency Room at Dubois Regional Medical Center, a Security Guard employed by the Defendant came up behind the Plaintiff, grabbed him around the neck, spun him around, dragged him to one of the exam rooms in the emergency room and the plaintiff was caused to fall suffering numerous injuries.

5. At all times relevant the security guard acted individually or as a servant, employee, or agent of the Defendant.

6. As a result of the wrongful acts of the security guard, The Plaintiff suffered injuries including but not limited to:

- a) head injury which includes a fractured subordinal ridge above the right eye;
- b) broken nose which did not bleed right away due to malfunctioning kidneys;
- c) worsening vision in the right eye, and
- d) somewhat crooked, disfigured nose.

7. As a result of said injuries and the intentional acts of the Defendant, the Plaintiff has suffered and may continue to suffer physical pain, mental anguish and inconvenience.

8. As a result of said injuries and the intentional acts of the Defendant, the Plaintiff has suffered and may continue to suffer shock and injury and may continue to suffer emotional distress.

9. As a result of said injuries and the intentional acts of the Defendant, the Plaintiff has been and may be compelled to

spend money for medical aid and medicines.

10. The Plaintiff avers that the Defendants actions warrant punitive damages.

WHEREFORE, the Plaintiff demands that Judgment be entered in his favor against the Defendant for compensatory damages in excess of fifty thousand (\$50,000.00) Dollars plus punitive damages, interest, costs, and such other relief as the Court may deem appropriate.

COUNT II

Raymond H. Cable v. DuBois Regional Medical Center

FALSE IMPRISONMENT

11. The Plaintiff incorporates the foregoing paragraphs herein by reference thereto.

12. The Plaintiff avers that the Defendant held him without cause with false reports of a 302 warrant being issued to detain him.

WHEREFORE, the Plaintiff demands that Judgment be entered in her favor against the Defendant for compensatory damages in excess of fifty thousand (\$50,000.00) Dollars plus punitive damages, interest, costs, and such other relief as the Court may deem appropriate.

Respectfully submitted,



Scott A. White
Attorney for Plaintiff

VERIFICATION

I, Raymond H Cable, hereby state that I am the Plaintiff in this action and verify that the statements made in the foregoing Complaint are true and correct to the best of my knowledge, information, and belief. I understand that the statements therein are made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.

Dated:

1/3/07

Raymond H. Cable
Raymond H. Cable

Achille, Ellermeyer & French

Attorneys At Law

John G. Achille*
Joseph H. Ellermeyer
Stephen W. French**
Scott A. White
*Also NJ Bar
**Also CPA

Tel: (814) 849-6701
Fax: (814) 849-2889
Email: achille@palaw.org

March 1, 2007



379 Main Street
Brookville, PA 15825-1221

Prothonotary
Clearfield County Courthouse
230 E. Market Street
Clearfield, PA 16830

RE: Raymond H. Cable v. DuBois Regional Medical Center

To the Prothonotary:

Please find enclosed for filing a Complaint on the above captioned case. Kindly timestamp and return the extra cover sheet to my office in the enclosed self-addressed, stamped envelope.

Thank you for your prompt attention to this matter.

Very truly yours,

Scott White/dds

Scott A. White

SAW/dds

Enclosure: Complaint (2 copies of cover sheet)
Self addressed, stamped envelope

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

No. 2007 – 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

ISSUE:
PRAECIPE FOR APPEARANCE

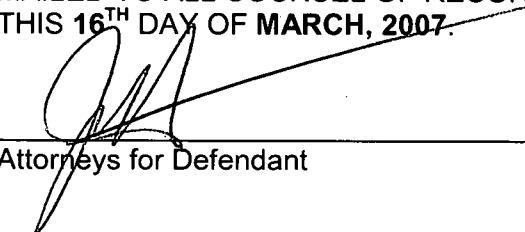
Filed on behalf of Defendant

Counsel of Record:
John L. McIntyre, Esquire
PA I.D. #28015

McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 16TH DAY OF MARCH, 2007.


Attnorneys for Defendant

FILED
MARCH 19 2007
NO CC
JM

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

No. 2007 – 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

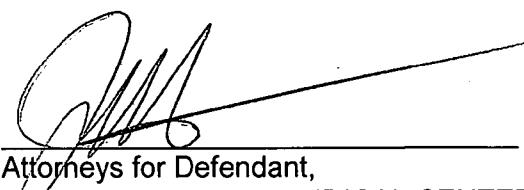
JURY TRIAL DEMANDED

PRAECIPE FOR APPEARANCE

TO: PROTHONOTARY

Enter my Appearance on behalf of Defendant, DUBOIS REGIONAL MEDICAL
CENTER.

Papers may be served at the address set forth below



Attorneys for Defendant,
DUBOIS REGIONAL MEDICAL CENTER

McINTYRE, HARTYE & SCHMITT
John L. McIntyre, Esquire
PA I.D. #28015
P.O. Box 533
Hollidaysburg, PA 16648-0533
PH: (814) 696-3581
FAX: (814) 696-9399

Date: March 16, 2007

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

: No. 2007 – 320 CD

Plaintiff

: ISSUE:
PRAECIPE FOR WITHDRAWAL
OF APPEARANCE

vs.

: Filed on behalf of Defendant

DUBOIS REGIONAL MEDICAL CENTER,

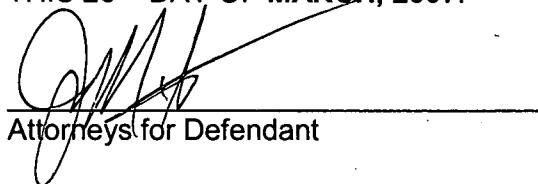
: Counsel of Record:
John L. McIntyre, Esquire
PA I.D. #28015

Defendant

: McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

: JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 26TH DAY OF MARCH, 2007.



Attorneys for Defendant

FILED NO CC
MARCH 27 2007
GW

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE, : No. 2007 - 320 CD

Plaintiff

VS.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

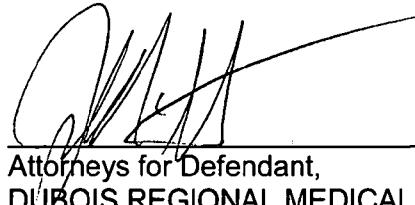
JURY TRIAL DEMANDED

PRAECIPE FOR WITHDRAWAL OF APPEARANCE

TO: PROTHONOTARY

Withdraw my Appearance on behalf of Defendant, DUBOIS REGIONAL
MEDICAL CENTER.

I hereby certify that this change is not intended to, nor will it, delay this
proceeding to the best of my knowledge, information and belief.



Attorneys for Defendant,
DUBOIS REGIONAL MEDICAL CENTER

McINTYRE, HARTYE & SCHMITT

John L. McIntyre, Esquire
PA I.D. #28015
P.O. Box 533
Hollidaysburg, PA 16648-0533
PH: (814) 696-3581
FAX: (814) 696-9399

Date: March 26, 2007

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

: No. 2007 – 320 CD

Plaintiff

ISSUE:

PRAECIPE FOR APPEARANCE

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Filed on behalf of Defendant

Counsel of Record:

Michael A. Sosnowski, Esquire
PA I.D. #67207

Defendant

McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 26TH DAY OF MARCH, 2007.

Michael A. Sosnowski

Attnorneys for Defendant

FILED NO
M 11:01 AM
MAR 27 2007
60

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE, : No. 2007 - 320 CD

Plaintiff

VS.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

JURY TRIAL DEMANDED

PRAECIPE FOR APPEARANCE

TO: PROTHONOTARY

Enter my Appearance on behalf of Defendant, DUBOIS REGIONAL MEDICAL
CENTER.

Papers may be served at the address set forth below

Michael A. Sosnowski

Attorneys for Defendant,
DUBOIS REGIONAL MEDICAL CENTER

McINTYRE, HARTYE & SCHMITT

Michael A. Sosnowski, Esquire
PA I.D. #67207
P.O. Box 533
Hollidaysburg, PA 16648-0533
PH: (814) 696-3581
FAX: (814) 696-9399

Date: March 26, 2007

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

No. 2007 – 320 CD

Plaintiff

ISSUE:

Preliminary Objections to Plaintiff's
Complaint

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Filed on behalf of Defendant

Defendant

Counsel of Record:
John L. McIntyre, Esquire
PA I.D. #28015

McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 27th DAY OF MARCH, 2007.

Michael A. Losnowski

Attorneys for Defendant

FILED
MARCH 28 2007
MAR 28 2007
6K
no ce

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,	:	No. 2007 – 320 CD
Plaintiff	:	
vs.	:	
DUBOIS REGIONAL MEDICAL CENTER,	:	
Defendant	:	JURY TRIAL DEMANDED

ORDER OF COURT

NOW, this _____ day of _____, 2007, the court having considered the Preliminary Objections filed on behalf of DuBois Regional Medical Center to plaintiff's Complaint, IT IS HEREBY ORDERED that said Preliminary Objections are sustained. Plaintiff shall file an Amended Complaint within twenty (20) days of this Order repleading Paragraphs 4, 6 through 9, and 10 in order to bring them in to compliance with Pa.R.C.P. 1019 (a) regarding factual sufficiency of claims. Further, plaintiff's Amended Complaint will need to specify whether the claim for "excessive use of force" is a negligent or intentional tort. Finally, the Amended Complaint shall set forth sufficient facts upon which a claim for punitive damages may be made if plaintiff plans to continue seeking punitive damages in this case.

BY THE COURT:

J.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE, : No. 2007 – 320 CD
Plaintiff :
vs. :
DUBOIS REGIONAL MEDICAL CENTER, :
Defendant : JURY TRIAL DEMANDED

PRELIMINARY OBJECTIONS

Defendant, DUBOIS REGIONAL MEDICAL CENTER ("DRMC"), through its counsel, MCINTYRE, HARTYE & SCHMITT, files the following Preliminary Objections to plaintiff's Complaint:

1. This is a personal injury action arising out of events occurring on June 3, 2005, at DuBois Regional Medical Center. Plaintiff is claiming that he was injured on that date as a result of an encounter with a DRMC Security Guard.
2. Plaintiff's Complaint indicates at Paragraph 4 that while plaintiff was walking in the hall at DRMC, "a Security Guard employed by Defendant came up behind the Plaintiff, grabbed him around the neck, spin him around, dragged him to one of the exam rooms in the Emergency Room and the plaintiff was caused to fall suffering numerous injuries".
3. Plaintiff claims a variety of injuries and damages as a result of "the intentional acts of the Defendant" in Paragraphs 7, 8 and 9 of the Complaint, and as a result of "the wrongful acts" of the Security Guard in Paragraph 6.
4. None of the references in Paragraphs 6 through 9 are in any way limited to the acts set forth in Paragraph 4 of the Complaint, and they are generally vague and unspecific in violation of Pa.R.C.P. 1019 (a).

5. Paragraph 10 of plaintiff's Complaint simply states that, "[t]he Plaintiff avers that the Defendants [sic] actions warrant punitive damages," and the "Wherefore" clause in both counts of the Complaint contain claims for punitive damages.

6. Plaintiff's Complaint, as it currently stands, does not contain sufficient facts to support a claim for punitive damages against DRMC as a matter of law. Accordingly, DRMC seeks a demurrer to this claim.

7. To the extend that the "wrongful acts", "intentional acts" and the "Defendants actions" are based upon the provisions of Paragraph 4 as set out above, Paragraph 4 does not set out sufficient facts to identify plaintiff's causes of action, including whether they are negligent or intentional torts. Similarly, Paragraph 4 does not set out sufficient factual background in order to appreciate the context in which the alleged encounter occurred. All of this is in violation of Pa.R.C.P. 1019 (a).

WHEREFORE, Defendant, DuBois Regional Medical Center, respectfully requests that the court enter an Order sustaining its Preliminary Objections as set out above, and striking plaintiff's punitive damage claim and otherwise requiring the filing of an Amended Complaint.

Respectfully submitted,

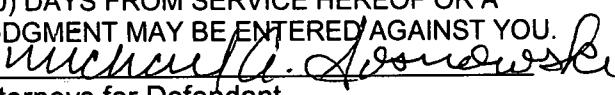
MCINTYRE, HARTYE & SCHMITT



Attorney for Defendant,
DuBois Regional Medical Center
Michael A. Sosnowski, Esquire
P.A.I.D. #67207
P.O. Box 533
Hollidaysburg, PA 16648
814-696-3581

TO: PLAINTIFF

YOU ARE HEREBY NOTIFIED TO FILE A
WRITTEN RESPONSE TO THE ENCLOSED
PRELIMINARY OBJECTIONS WITHIN TWENTY
(20) DAYS FROM SERVICE HEREOF OR A
JUDGMENT MAY BE ENTERED AGAINST YOU.


Attorneys for Defendant

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

No. 2007 - 320 CD

Plaintiff

ISSUE:

Praecipe for Argument List

vs.

Filed on behalf of Defendant

DUBOIS REGIONAL MEDICAL CENTER,

Counsel of Record:
John L. McIntyre, Esquire
PA I.D. #28015

Defendant

McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 27th DAY OF MARCH, 2007.

Michael A. Sosnowski
Attorneys for Defendant

FILED NO CC
M 11.12001
MAR 28 2007 (6)
Clerk of Courts

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE, : No. 2007 - 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

JURY TRIAL DEMANDED

PRAECIPE FOR ARGUMENT LIST

TO: PROTHONOTARY

Kindly list the above-captioned matter on the next available Argument List. The matter to be argued is Preliminary Objections filed on behalf of defendant, DUBOIS REGIONAL MEDICAL CENTER.

Respectfully submitted,

McINTYRE, HARTYE & SCHMITT

Michael A. Sosnowski

Attorney for Defendant,
DuBois Regional Medical Center

MICHAEL A. SOSNOWSKI, ESQUIRE
PA ID. No. 67207
P. O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581
(814) 696-9399 - FAX

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE, : No. 2007 - 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER, :

Defendant

: JURY TRIAL DEMANDED

ORDER

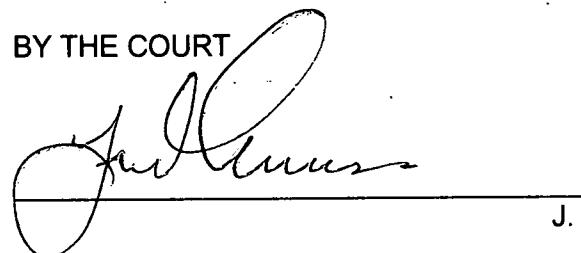
AND NOW, this 29 day of March, 2007, upon consideration of the Preliminary Objections filed on behalf of defendant, DUBOIS REGIONAL MEDICAL CENTER, and any response thereto, it is hereby ORDERED as follows:

1. Oral argument upon the Preliminary Objections will be held on the 9th day of May, 2007 at 9:30 A.M. in Courtroom No. 1 at the Clearfield County Courthouse in Clearfield, Pennsylvania.

2. Plaintiff shall file a response concerning the issues raised in the Preliminary Objections on or before _____, 2007.

3. Notice of the entry of this Order shall be served by the Prothonotary.

BY THE COURT



FILED

01/21/07
APR 03 2007

cc: Atty Sosnowski
and Me Intyre
cc: Atty White

William A. Shaw
Prothonotary/Clerk of Courts

68

FILED

APR 03 2007

William A. Shaw
Prothonotary/Clerk of Courts

FILED
~~William A. Shaw~~
~~Prothonotary/Clerk of Courts~~
~~MAR 28 2007~~

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

No. 2007 – 320 CD

Plaintiff

ISSUE:

**Praecipe for Withdrawal of
Preliminary Objections to Plaintiff's
Complaint**

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

Filed on behalf of Defendant

Counsel of Record:
Michael A. Sosnowski, Esquire
PA I.D. #67207

McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 8TH DAY OF MAY, 2007.

Attorneys for Defendant

FILED NO CC
MAY 09 2007 (K)

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE, : No. 2007 – 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER, :

Defendant

JURY TRIAL DEMANDED

PRAECIPE FOR WITHDRAWAL OF PRELIMINARY OBJECTIONS

TO THE PROTHONOTARY:

Please withdraw the Preliminary Objections to Plaintiff's Complaint filed on behalf of the Defendant, DuBois Regional Medical Center, in the above-captioned matter.

Respectfully submitted,

MCINTYRE, HARTYE & SCHMITT

Michael A. Sosnowski
Attorney for Defendant,
DuBois Regional Medical Center

Michael A. Sosnowski, Esquire
PA.I.D. #67207
P.O. Box 533
Hollidaysburg, PA 16648
814-696-3581

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 102511
NO: 07-320-CD
SERVICE # 1 OF 1
COMPLAINT

PLAINTIFF: RAYMOND H. CABLE
VS:
DEFENDANT: DUBOIS REGIONAL MEDICAL CENTER

FILED
02/45/07
JUN 25 2007
WM

William A. Shaw
Prothonotary/Clerk of Courts

SHERIFF RETURN

NOW, March 08, 2007 AT 12:15 PM SERVED THE WITHIN COMPLAINT ON DUBOIS REGIONAL MEDICAL CENTER DEFENDANT AT 100 HOSPITAL AVE., DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO GREG VOLPE, RISK MANAGEMENT A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN THE CONTENTS THEREOF.

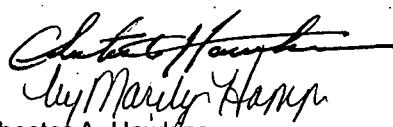
SERVED BY: COUDRIET / NEVLING

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	ACHILLE	5008	10.00
SHERIFF HAWKINS	ACHILLE	5008	36.82

Sworn to Before Me This

____ Day of _____ 2007

So Answers,


Chester A. Hawkins
Sheriff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

RAYMOND H. CABLE, :
Plaintiff, :
: CIVIL ACTION - LAW
vs. : No.: 2007 - 320 CD
: Type of Pleading:
DUBOIS REGIONAL MEDICAL : AMENDED COMPLAINT
CENTER :
Defendants. :
: Filed on behalf of PLAINTIFF
: Counsel of Record for this
: Party:
: JOHN G. ACHILLE, ESQUIRE
: 379 Main Street
: Brookville, PA 15825
: 814 849-6701
: I.D. No. 28431

FILED NOCC
M 1114 601
JUL 19 2007
WM
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY
PENNSYLVANIA

RAYMOND H. CABLE, :
Plaintiff, :
: CIVIL ACTION - LAW
vs. : No.:320 - 2007 CD
DUBOIS REGIONAL MEDICAL : Type of Pleading:
CENTER : AMENDED COMPLAINT
Defendant. :
:

NOTICE

You have been sued in Court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this Complaint and Notice are served, by entering with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint or for any other claim or relief requested by the Plaintiff(s). You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

David S. Meholick, Court Administrator
Clearfield County Courthouse
230 E. Market Street
Clearfield, PA 16830
814-765-2641 ext. 5982

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY
PENNSYLVANIA

2007 CD 25 A

RAYMOND H. CABLE, :
Plaintiff, :
vs. : CIVIL ACTION - LAW
DUBOIS REGIONAL MEDICAL :
CENTER : No.:320 - 2007 CD
Defendant. : Type of Pleading:
AMENDED COMPLAINT

COMPLAINT

AND NOW comes the Plaintiff, Raymond H. Cable, by and through his attorney, John G. Achille, Esquire, and files the following Complaint in Civil Action:

COUNT I

USE OF EXCESSIVE FORCE

Raymond H. Cable v. DuBois Regional Medical Center

1. At all relevant times, the Plaintiff is Raymond H. Cable, an adult individual, residing at 50 Maple Street, Brookville, PA 15825.
2. At all relevant times, the Defendant is DuBois Regional Medical Center, whose principal place of business is at 100 Hospital Avenue, DuBois, PA 15801.
3. On June 3, 2005, the Plaintiff was taken to DuBois Regional Medical Center by ambulance in need of treatment for pain relative to severe symptoms of neuropathy.
4. On June 3, 2005, at approximately 5:30 P.M. Plaintiff was informed to secure a ride by the attending nurse.

5. Plaintiff was walking in the hall outside the Emergency Room at Dubois Regional Medical Center toward the lobby, when a Security Guard employed by the Defendant came up behind the Plaintiff, grabbed him around the neck, spun him around, dragged him to one of the exam rooms in the emergency room and was the plaintiff was caused to fall suffering numerous injuries.

6. At all times relevant the security guard acted individually or as a servant, employee, or agent of the Defendant.

7. As a result of the wrongful acts of the security guard, The Plaintiff suffered injuries including but not limited to:

- a) head injury which includes a fractured subordinal ridge above the right eye;
- b) broken nose - did not bleed right away due to kidneys not functioning;
- c) worsening vision and bleeding in eyes, and
- d) crooked, disfigured nose.

8. As a result of said injuries and the intentional acts of the Defendant, the Plaintiff has suffered and may continue to suffer physical pain, mental anguish and inconvenience.

9. As a result of said injuries and the intentional acts of the Defendant, the Plaintiff has suffered and may continue to suffer shock and injury to his nervous systems and may continue to suffer emotional distress.

10. As a result of said injuries and the intentional acts of the Defendant, the Plaintiff has been and may be compelled to spend money for medical aid, medicines.

11. The Plaintiff avers that the Defendants actions warrant punitive damages.

12. The Defendant's acts were done with a bad motive or with a reckless indifference to the injuries of others.

WHEREFORE, the Plaintiff demands that Judgment be entered in his favor against the Defendant for compensatory damages in excess of Fifty Thousand (\$50,000.00) Dollars plus punitive damages, interest, costs, and such other relief as the Court may deem appropriate.

COUNT II

Raymond H. Cable v. DuBois Regional Medical Center

FALSE IMPRISONMENT

13. The Plaintiff incorporates the foregoing paragraphs herein by reference thereto.

14. The Plaintiff avers that the Defendant held him without cause with false reports of a 302 warrant being issued to detain him.

WHEREFORE, the Plaintiff demands that Judgment be entered in her favor against the Defendant for compensatory damages in excess of Fifty Thousand (\$50,000.00) Dollars plus punitive damages, interest, costs, and such other relief as the Court may deem appropriate.

Respectfully submitted,

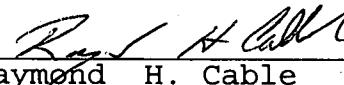


Scott A. White
Attorney for Plaintiff

VERIFICATION

I, Raymond H Cable, hereby state that I am the Plaintiff in this action and verify that the statements made in the foregoing Amended Complaint are true and correct to the best of my knowledge, information, and belief. I understand that the statements therein are made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.

Dated: 6-25-07



Raymond H. Cable

IN THE COURT OF COMMON PLEASE OF CLEARFIELD COUNTY PENNSYLVANIA

RAYMOND H. CABLE, :
Plaintiff, :
CIVIL ACTION - LAW
vs. :
No.: 07-320-CD
DUBOIS REGIONAL MEDICAL :
CENTER : Type of Pleading:
NOTICE OF SERVICE OF AMENDED
COMPLAINT
Defendant. :
Filed on behalf of PLAINTIFF
Counsel of Record for this
Party:
SCOTT A. WHITE, ESQUIRE
379 Main Street
Brookville, PA 15825
814 849-6701
I.D. No. 77465

FILED
M7/11/14 BY NOCC
JUL 19 2007
FC

William A. Shaw
Prothonotary/Clerk of Courts

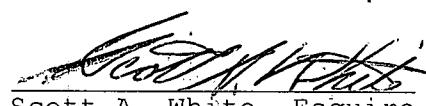
IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY
PENNSYLVANIA

RAYMOND H. CABLE, :
Plaintiff, :
: CIVIL ACTION - LAW
vs. : No.: 2007 - 320 CD
DUBOIS REGIONAL MEDICAL :
CENTER :
Defendant. :
:

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within
AMENDED COMPLAINT has been served via first class US mail on the
17th day of *July*, 2007 on the following person(s):

Michael A. Sosnowski, Esquire
McIntyre, Hartye & Schmitt
PO Box 533
Hollidaysburg, PA 16648

BY: 
Scott A. White, Esquire

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
/PENNSYLVANIA

RAYMOND H. CABLE,

Plaintiff,

vs.

DUBOIS REGIONAL MEDICAL
CENTER

Defendants.

: CIVIL ACTION - LAW
: No.: 2007 - 320 CD
: Type of Pleading:
: PLAINTIFF'S FIRST SET OF
: INTERROGATORIES DIRECTED TO
: DEFENDANTS
: Filed on behalf of PLAINTIFF
: Counsel of Record for this
: Party:
: SCOTT A. WHITE, ESQUIRE
: 379 Main Street
: Brookville, PA 15825
: 814 849-6701
: I.D. No. 77465

FILED
MAY 14 2011 NOCC
JUL 19 2011
WAK

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY
PENNSYLVANIA

RAYMOND H. CABLE, :
Plaintiff, :
: CIVIL ACTION - LAW
vs. : No.:320 - 2007 CD
DUBOIS REGIONAL MEDICAL :
CENTER : Type of Pleading:
Defendant. : PLAINTIFF'S FIRST SET OF
: INTERROGATORIES DIRECTED
: TO THE DEFENDANT

NOTICE

**PLAINTIFF'S FIRST SET OF INTERROGATORIES
DIRECTED TO THE DEFENDANT**

AND NOW COMES Plaintiff, by his attorney, JOHN G. ACHILLE, ESQUIRE, and, pursuant to the Pennsylvania Rules of Civil Procedure, hereby demands that the above party answer the following Interrogatories separately, fully, in writing, and under oath, in the time period provided for under the said Rules. If any party files any objections to any of the Interrogatories propounded herein, it is hereby demanded that the Interrogatories not objected to be answered within the aforesaid period.

Pursuant to the Pennsylvania Rules of Civil Procedure, these Interrogatories shall be deemed continuing, and the parties to whom these Interrogatories are directed are required to supplement their responses in the event that new or additional information is required.

In any Interrogatories where reference is made to the Plaintiff or Plaintiffs, all such reference shall refer to the

Plaintiff party who claims to have received bodily injury for which damages are claimed in this action, and the Interrogatory is deemed to request all knowledge of all party Plaintiffs, their investigators, agents, servants, attorneys, expert witnesses and/or representatives. When answers furnished are not within the personal knowledge of the person answering, state the name of each person to whom the information is a matter of personal knowledge.

Instructions and Definitions

(A) Identify by date, sender, recipient, location and custodian each document relied upon or which forms the basis for the answer given or which corroborates the answer given or the substance of what is given in the answer to these Interrogatories;

(B) The word "document" is used herein in its broadest sense and includes any original, reproduction or copy of any kind, typed, recorded, graphic, printed, written or documentary matter, including without limitation, correspondence, memoranda, inter-office communications, notes, diaries, contracts, documents, drawings, plans, specifications, estimates, vouchers, permits, written ordinances, minutes of meetings, invoices, billings, checks, reports, studies, telegrams, notes of telephone conversations, and notes of any and all communications and every other means of recording any tangible thing, any form of communication or representation, including letters, words, pictures, sounds or symbols or combinations thereof;

(C) State whether information furnished is within the personal knowledge of the person answering and, if not, state the name if known of each person to whom the information is a matter of personal knowledge;

(D) Identify each person who assisted or participated in preparing and/or supplying any of the information given in answer to or relied upon in preparing answers to these Interrogatories;

(E) If you maintain that any document or record which refers to or relates to anything about which these Interrogatories ask has been destroyed, set forth the contents of said document, the location of any copies of said document, the date of such destruction and the name of the person who ordered or authored such destruction;

(F) These Interrogatories make inquiry of knowledge known to the above-named party, if appropriate, its agents, servants and/or employees, and/or its agents, and/or attorneys, and/or insurers, their agents, servants, representatives and/or

employees, and/or any other representative.

1. Is all of the information furnished herein within the personal knowledge of the person who signs the Affidavit, under oath, which is attached hereto?

ANSWER:

2. If the answer to Interrogatory No. 1 is "No" then identify each other person in accordance with the definitions and instructions attached hereto.

ANSWER:

3. Is defendant a health care provider?

ANSWER:

4. Is defendant incorporated, and, if so state:

- (a) Name and address of defendant;
- (b) State of incorporation; and
- (c) Date of incorporation.

ANSWER:

5. If your answer to the previous interrogatory is in the negative, state:

- (a) Names and address of the corporate officers;
- (b) Names and addresses of members of the board; and

(c) Name and address of the hospital administrator.

ANSWER:

6. Are you licensed by the Commonwealth of Pennsylvania?

ANSWER:

7. If your answer to the previous interrogatory is in the affirmative, state:

- (a) The date of licensing; and
- (b) Nature of the services provided.

ANSWER:

8. Are there any governmental restrictions or limitations on the nature of the health care services provided by you?

ANSWER:

9. If your answer to the previous interrogatory is in the affirmative, state:

- (a) Nature of the limitation or restrictions;
- (b) Reason for the limitation or restriction;

- (c) Name and address of the entity that placed the restriction upon you; and
- (d) Date these limitations or restrictions were imposed.

ANSWER:

10. Please set forth the exact inclusive dates when the Plaintiff was a patient at Defendant's facility.

ANSWER:

11. Under whose services was Plaintiff admitted to Defendant's institution?

ANSWER:

12. Did Plaintiff make any agreements, oral or in writing, with the Defendant institution, concerning the nature of the treatment, procedure, or tests to be administered?

ANSWER:

13. If so, for each agreement, state:

- (a) The date and place it was made;
- (b) A description of each promise made by Plaintiff under the agreement;
- (c) Name and address of each person present at the time it was made;
- (d) If written, name and address of person having custody of same.

ANSWER:

14. Did Defendant through its agents and employees engage in conversation with the Plaintiff, or members of Plaintiff's family, concerning Plaintiff's condition?

ANSWER:

15. For each conversation, state:

- (a) Date and place;
- (b) Name and address of persons so engaged;
- (c) Substance of said conversation;
- (d) Names of other persons present;
- (e) If oral, whether a written memorandum was made of the conversation; and
- (f) If written, name and address of person having custody of same.

ANSWER:

16. State the names, addresses and present whereabouts of each employee of defendant institution that rendered medical,

psychiatric or nursing services while Plaintiff was a patient?

ANSWER:

17. With regard to each individual above, state:

- (a) Nature of the services rendered;
- (b) Dates said services were rendered;
- (c) Place where said services were rendered; and
- (d) Names and addresses of other persons present when such services were rendered.

ANSWER:

18. Did any employee of Defendant refuse to attend to Plaintiff or indicate that they were unable to do so?

ANSWER:

19. If so, for each such occasion, state:

- (a) Name, address and present whereabouts of said person;
- (b) Whether he/she refused or whether he/she was unable to attend to the Plaintiff;
- (c) The date and time of each such refusal or inability; and
- (d) Reason for refusal or inability to attend to Plaintiff:

ANSWER:

20. State whether Plaintiff, while a patient on a Defendant's premises, underwent any surgical procedures.

ANSWER:

21. If so, state:

- (a) Exact time and date of said procedure;
- (b) Exact time Plaintiff was prepared for surgery;
- (c) Trade name and dosage of all types of anesthesia used;
- (d) Exact time the surgical procedure commenced; and
- (e) Exact time the surgical procedure terminated.

ANSWER:

22. State the name, address, title and present whereabouts of all persons present during the incident alleged in Plaintiff's Complaint and the precise role played with regard to the incident:

ANSWER:

23. State the name and address and present whereabouts of the physician who authorized the 302 warrant?

ANSWER:

24. State names, addresses and present whereabouts of any physicians who assisted in authorizing the 302 warrant and state precise nature of the assistance given.

ANSWER:

25. Describe Plaintiff's physical and psychological condition when he left the Emergency Room.

ANSWER:

26. State Plaintiff's physical condition when he arrived at the ICU.

ANSWER:

27. State whether Plaintiff, from the time of his admission until the time of his discharge, received any treatment whatsoever from any individual not employed by Defendant institution, and give said names.

ANSWER:

28. Please set forth Plaintiff's pre-admission diagnosis as set forth in hospital records.

ANSWER:

29. Please set forth Plaintiff's discharge diagnosis.

ANSWER:

30. State in detail the exact complaints which necessitated Plaintiff's admission to Defendant's institution.

ANSWER:

31. State the complete definition of a "code gray" as it pertains to the Plaintiff and the alleged incident in the Amended Complaint.

ANSWER:

32. Is Defendant in possession of complete hospital records in regard to Plaintiff?

ANSWER:

33. State the exact date that the hospital records were completed.

ANSWER:

34. State whether any additions, deletions or corrections were made to said records following the date of completion.

ANSWER:

35. If your answer to the previous interrogatory is in the affirmative, state:

- (a) Date of any addition, deletion or correction;
- (b) Name, address and present whereabouts of the person who made same;
- (c) Reason for any additions, deletions or corrections;
- (d) Name, address and present whereabouts of the person who authorized said additions, deletions or corrections;
- (e) Place where said addition, deletion or correction was made; and
- (f) State the nature of said change.

ANSWER:

36. State whether any physician or hospital staff member had access to Plaintiff's hospital records following the date said records were completed.

ANSWER:

37. If your answer to the previous interrogatory is in the affirmative, state:

- (a) Names, address and present whereabouts of said physicians;
- (b) Date he/she had access to said records;
- (c) Reason the access to said records was necessitated; and
- (d) Name, address and present whereabouts of any of Defendant's employees present when said records were made available.

ANSWER:

38. State whether x-rays were taken of the Plaintiff while Plaintiff was a patient in Defendant institution.

ANSWER:

39. If so, for each occasion an x-ray was taken, state:

- (a) Date and place;
- (b) Number of x-rays taken;
- (c) Each view taken;
- (d) The interpretation made of each x-ray; and
- (e) Name and address of person who has custody of each x-ray.

ANSWER:

40. State whether any report was made of the x-ray, and, if so, give name and address of the person who has custody of each record or report.

ANSWER:

41. State whether the Plaintiff's medical case was submitted for peer review.

ANSWER:

42. If your answer to the previous interrogatory is in the affirmative, state:

- (a) Name of the peer review group; and
- (b) Date of review.

ANSWER:

43. At the time of the occurrences complained of in this action, was there a policy of insurance covering you against claims arising out of negligence or liability?

ANSWER:

44. If so, for each policy, state:

- (a) Name and address of the insured;
- (b) Number of the policy;
- (c) Effective dates of the policy;
- (d) Limits of liability; and
- (e) name and address of the custodian of the policy.

ANSWER:

45. Does the Defendant have any records whatsoever in his possession which are not part of the hospital records that were maintained in the medical room and previously provided to Plaintiff?

ANSWER:

46. If your answer to the previous interrogatory is in the affirmative, state:

- (a) Name, address and present whereabouts of person having custody of said documents;
- (b) Nature of said documents; and
- (c) Reason said documents are not incorporated into the medical records or contained in the medical records room.

ANSWER:

47. Do you contend that a person or persons other than those employed by the hospital was responsible for plaintiff's injuries?

ANSWER:

48. If so, for each person, state;

- (a) Name, address and job title; and
- (b) Facts upon which you base your contention that he or she was responsible for Plaintiff's injuries.

ANSWER:

49. Were any statements obtained by you or on your behalf from any person concerning any matter relating to this action?

ANSWER:

50. If so, for each statement, state:

- (a) Name, address and occupation of person who obtained it;
- (b) Whether written, sound recorded or oral, and, if written or sound recorded, the name and address of the person who has custody of it.

ANSWER:

51. If there are statements, please attach a copy of each statement to your answers to these interrogatories.

ANSWER:

52. Is there any person who has knowledge or information concerning this case, whose name and address is not listed in the preceding answers to interrogatories?

ANSWER:

53. If so, for each such person, state:

- (a) His/her name, address and telephone number;
- (b) Address of the place where he is employed; and
- (c) His occupation and job title.

ANSWER:

ANSWERS SUBMITTED BY:

Attorney for Defendant

Attorney for Plaintiff

Date

AFFIDAVIT

COMMONWEALTH OF PENNSYLVANIA)

ss:

COUNTY OF)

Before me, the undersigned authority, a Notary Public in and for said Commonwealth and County, personally appeared _____ who, being by me duly sworn according to law, deposes and says that the averments contained in the foregoing instrument are true and correct to the best of _____ knowledge, information and belief.

SWORN TO AND SUBSCRIBED

BEFORE ME, THIS

DAY OF , 2007.

NOTARY, PUBLIC

IN THE COURT OF COMMON PLEASE OF CLEARFIELD COUNTY PENNSYLVANIA

RAYMOND H. CABLE, :
Plaintiff, :
: CIVIL ACTION - LAW
vs. : No.: 2007 - 320 CD
DUBOIS REGIONAL MEDICAL : Type of Pleading:
CENTER : NOTICE OF SERVICE OF
: PLAINTIFFS FIRST SET OF
: INTERROGATORIES DIRECTED TO
: DEFENDANT
Defendant. :
: Filed on behalf of PLAINTIFF
: Counsel of Record for this
: Party:
: SCOTT A. WHITE, ESQUIRE
: 379 Main Street
: Brookville, PA 15825
: 814 849-6701
: I.D. No. 77465

FILED
JUL 19 2007
NOCC
LM

William A. Shaw
Prothonotary/Clerk of Courts

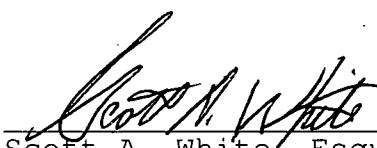
RAYMOND H. CABLE, :
Plaintiff, :
: CIVIL ACTION - LAW
vs. : No.: 2007 - 320 CD
: Type of Pleading:
DUBOIS REGIONAL MEDICAL : NOTICE OF SERVICE
CENTER :
Defendant. :
: Filed on behalf of PLAINTIFF
:
:

**NOTICE OF SERVICE OF PLAINTIFF'S FIRST SET OF INTERROGATORIES
DIRECTED TO DEFENDANT**

I certify on the date set forth below a true and correct copy of Plaintiff's First Set of Interrogatories Directed to Defendant was served on Counsel for the Defendant via First Class U.S. Mail at the address below:

Michael A. Sosnowski, Esquire
McIntyre, Hartye & Schmitt
PO Box 533
Hollidaysburg, PA 16648

Date: 7/17/07



Scott A. White, Esquire
For Plaintiff
PA Supreme Court ID #77465

ACHILLE, ELLERMEYER & FRENCH
Attorneys at Law
379 Main Street
Brookville, PA 15825-1221
(814) 849-6701

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

No. 2007 - 320 CD

Plaintiff

ISSUE:

**Answer and New Matter to
Amended Complaint**

vs.

Filed on behalf of Defendant

DUBOIS REGIONAL MEDICAL CENTER,

Counsel of Record:
Michael A. Sosnowski, Esquire
PA I.D. #67207

Defendant

McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 7th DAY OF **August, 2007**.

Michael A. Sosnowski
Attorneys for Defendant

FILED ^{No}
M 11/14/07
AUG 08 2007
(6X)

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE, : No. 2007 – 320 CD
Plaintiff :
vs. :
DUBOIS REGIONAL MEDICAL CENTER, :
Defendant : JURY TRIAL DEMANDED

ANSWER AND NEW MATTER TO AMENDED COMPLAINT

Defendant, DUBOIS REGIONAL MEDICAL CENTER (“DRMC”), through its counsel, MCINTYRE, HARTYE & SCHMITT, files the following Answer and New Matter to Plaintiff’s Amended Complaint.

COUNT I – USE OF EXCESSIVE FORCE

1. After reasonable investigation, DRMC is without sufficient knowledge or information to admit or deny the averments in paragraph 1. Accordingly, these averments are deemed denied, and strict proof thereof is demanded at the time of trial.

2. The averments of paragraph 2 are admitted.

3. The averments of paragraph 3 are denied as stated. Based upon Plaintiff’s DRMC medical records for the date in question, Plaintiff was encouraged by one of his physicians to go to the emergency room after engaging in behavior that suggested he may be a threat to himself and/or others. This ultimately resulted in Plaintiff being made a Section 302 admission for psychiatric reasons. While Plaintiff did suffer from neuropathies secondary to renal failure, his emergency room presentation was primarily psychiatric.

4. The averments of paragraph 4 are denied. Plaintiff was to be involuntarily admitted to DRMC for psychiatric reasons. He was to be kept at the Hospital; no nurse would have told him to “secure a ride”.

5. The averments of paragraph 5 are denied. By way of further response, Plaintiff attempted to leave the Hospital after he had been made an involuntary psychiatric admission. The security officer in the emergency room advised Plaintiff he could not leave and asked him to return to his treatment bay in the department. Plaintiff then physically confronted the security officer, and attempted to physically push past him to leave the emergency room. The security guard restrained Plaintiff, and put him back into his treatment bay with the assistance of a nurse.

6. The averments of paragraph 6 are admitted. The security officer was an employee of DRMC functioning within the scope of his employment under the circumstances he was confronted with.

7. After reasonable investigation, DRMC is without sufficient information to conclusively admit or deny the averments of paragraph 7, including all subparagraphs contained therein. On the contrary, the medical records of DRMC for Plaintiff, including emergency room, intensive care unit, and behavior health unit over the six days Plaintiff was at DRMC, do not show evidence of the injuries claimed.

8. The averments of paragraph 8 are denied to the extent they allege any negligent or improper intentional conduct on the part of the DRMC security officer, or that any actions by the security officer resulted in the injuries or damages set out in Plaintiff's Amended Complaint. As to the nature of any injuries or damages alleged by Plaintiff, DRMC is without sufficient knowledge or information to respond, and strict proof is accordingly demanded.

9. The averments of paragraph 9 are denied to the extent they allege any negligent or improper intentional conduct on the part of the DRMC security officer, or that any actions by the security officer resulted in the injuries or damages set out in Plaintiff's Amended Complaint. As to the nature of any injuries or damages alleged by

Plaintiff, DRMC is without sufficient knowledge or information to respond, and strict proof is accordingly demanded.

10. The averments of paragraph 10 are denied to the extent they allege any negligent or improper intentional conduct on the part of the DRMC security officer, or that any actions by the security officer resulted in the injuries or damages set out in Plaintiff's Amended Complaint. As to the nature of any injuries or damages alleged by Plaintiff, DRMC is without sufficient knowledge or information to respond, and strict proof is accordingly demanded.

11. The averments of paragraph 11 consist of conclusions of law to which no response is required. To the extent a response is deemed necessary, it is denied that punitive damages are warranted under the circumstances set forth.

12. The averments of paragraph 12 are denied. The responses set forth in paragraphs 3 through 5 of the Answer are incorporated as if set forth at length in further response.

WHEREFORE, Defendant, DRMC, denies it is liable to any party and demands that judgment be entered in its favor and that this matter be dismissed with prejudice.

COUNT II – FALSE IMPRISONMENT

13. The responses set forth in paragraphs 1 through 12 are incorporated by reference as if more fully set forth at length.

14. The averments of paragraph 14 are denied both generally pursuant to Pa. R.C.P. 1029(e) to the extent they allege negligence on the part of DRMC, and specifically to the extent it alleges misconduct on its part. By way of further response, the information received at DRMC indicated that Plaintiff was a potential danger to himself and/or others, and it was incumbent that he be made a 302 admission. Under those circumstances, the DRMC staff, including the security officer, had no choice but to keep him at the Hospital.

WHEREFORE, Defendant, DRMC, denies it is liable to any party and demands that judgment be entered in its favor and that this matter be dismissed with prejudice.

NEW MATTER

1. DRMC incorporates by reference the Stipulation to Preserve Objections to Amended Complaint in Lieu of Preliminary Objections, which the parties have entered into in an effort to facilitate closure of the pleadings in this case.

2. Plaintiff's Amended Complaint fails to adequately set forth a factual basis to support a claim for negligence, and accordingly fails to state a claim upon which relief may be granted in this regard.

3. Plaintiff's Amended Complaint fails to adequately set forth a factual basis to support a claim for any intentional tort, including assault, battery or false imprisonment, and accordingly fails to state a claim for which relief may be granted in this regard.

4. Plaintiff's Amended Complaint fails to adequately set forth a factual basis to support a claim for punitive damages, insofar as no facts are pled which:

- (a) Show how DRMC can be held liable for punitive damages for the actions of an employee under the circumstances present;
- (b) Adequately form a factual basis generally for a punitive damage claim under the circumstances present.

5. Because of Plaintiff's status as a psychiatric admission, this action may be barred, in whole or in part, by provisions of the Mental Health Procedures Act, 50 P.S. Section 7101, et sec., and specifically the immunity provisions of 50 P.S. Section 7114. This Act, and its provisions, are accordingly pled as an affirmative defense.

6. To the extent that Plaintiff's version of events with respect to the actions of the security officer, as set out in the amended Complaint, is ever judicially determined

to be accurate, then the security officer was acting outside the course and scope of his employment, and no vicarious liability attaches to DRMC for his actions.

Respectfully submitted,

MCINTYRE, HARTYE & SCHMITT

Michael A. Sosnowski

Attorney for Defendant,
DuBois Regional Medical Center
Michael A. Sosnowski, Esquire
PA.I.D. #67207
P.O. Box 533
Hollidaysburg, PA 16648
814-696-3581

TO: PLAINTIFF

YOU ARE HEREBY NOTIFIED TO FILE A
WRITTEN RESPONSE TO THE ENCLOSED
NEW MATTER WITHIN TWENTY(20) DAYS
FROM SERVICE HEREOF OR A JUDGMENT
MAY BE ENTERED AGAINST YOU.

Michael A. Sosnowski

Attorneys for Defendant

VERIFICATION

I, **PATRICIA ABELL**, am one of the representatives of the **DUBOIS REGIONAL MEDICAL CENTER** designated to execute verifications in this matter. In that capacity I am represented by counsel. I have furnished to my counsel factual information upon which the foregoing **ANSWER AND NEW MATTER TO PLAINTIFF'S AMENDED COMPLAINT** is based. To the extent that it is based on the factual information provided to counsel, I verify that those facts are true and correct to the best of my knowledge, information and belief. However, the language is that of counsel and, to the extent that it goes beyond the factual information which I have provided to counsel, I have relied upon counsel in making this verification.

I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. Section 4904, relating to unsworn falsifications to authorities.

DUBOIS REGIONAL MEDICAL CENTER



Patricia Abell

FILED

AUG 22 2007

m 12:30pm
William A. Shaw
Prothonotary/Clerk of Courts
No C/C

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

No. 2007 - 320 CD

Plaintiff

ISSUE:

**Stipulation to Preserve
Objections to Amended Complaint
In Lieu of Preliminary Objections**

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

Filed on behalf of Defendant

Counsel of Record:
Michael A. Sosnowski, Esquire
PA I.D. #67207

McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 16th DAY OF August, 2007.

Michael A. Sosnowski

Attorneys for Defendant

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE, : No. 2007 - 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER, :

Defendant

JURY TRIAL DEMANDED

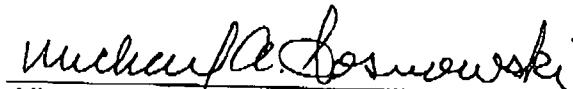
STIPULATION TO PRESERVE OBJECTIONS TO AMENDED COMPLAINT IN LIEU
OF PRELIMINARY OBJECTIONS

The parties, through their respective counsel, hereby stipulate as follows:

1. Plaintiff will proceed to file an Amended Complaint, with the parties as they are currently identified; and
2. Defendant may preserve objections to that Amended Complaint by including them in a New Matter to be filed in conjunction with its Answer, this in lieu of filing Preliminary Objections.



Scott A. White, Esquire
Counsel for Plaintiff
Raymond H. Cable



Michael A. Sosnowski, Esquire
Counsel for Defendant
DuBois Regional Medical Center

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE, : No. 2007 - 320 CD
Plaintiff :
vs. :
DUBOIS REGIONAL MEDICAL CENTER, :
Defendant : JURY TRIAL DEMANDED

FILED
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2007
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William A. Shaw
Prothonotary/Clerk of Courts

**ANSWERS TO PLAINTIFF'S SECOND SET OF
INTERROGATORIES DIRECTED TO DEFENDANTS**

DuBois Regional Medical Center objects to any definitions or instructions set forth in these Interrogatories which are not contained within the applicable Pennsylvania Rules of Civil Procedure relating to discovery.

1. Security officers are provided with training through a structured orientation program. This training is outlined in the Security Manual, a copy of which is provided with these interrogatory answers.
2. The Security Manual outlines policies and procedures for the security department. A copy is attached.
3. Attached
4. The security guards have certainly been involved in incidents where patients in the Emergency Department have been unruly or have attempted to leave after they have been designated as Section 302 Involuntary Admissions. However, there is no history that the hospital is aware of similar to that complained of in this case. Indeed, DRMC disputes plaintiff's version of events as set forth in his Complaint.
5. Please see answer to prior Interrogatory.
6. Please see the Mental Health Procedures Act documentation contained in plaintiff's hospital chart for his June 3, 2005 admission.
7. This Interrogatory is objected to because, as phrased, it indicates that the 302 admission was unfounded. Notwithstanding this objection, DRMC denies that the 302 admission was unfounded. Indeed, after three days in the intensive care unit to deal with his dialysis issues, plaintiff was admitted to the Behavioral Health Unit for three additional days.

Michael A. Sosnowski
Michael A. Sosnowski, Esquire

8. In the emergency room on June 3, 2005.

9. Security officer candidates have background checks performed by the Pennsylvania State Police if they have been a resident of Pennsylvania for at least two years prior to employment.

10. The Security Officer involved with Plaintiff on June 3, 2005, had his background check performed by the Pennsylvania State Police. There was no adverse findings.

Respectfully submitted,

McINTYRE, HARTYE & SCHMITT

By Michael A. Sosnowski
Attorneys for Defendant

Michael A. Sosnowski, Esquire
PA I.D. #67207
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

RAYMOND H. CABLE, :
Plaintiff, :
vs. : CIVIL ACTION - LAW
DUBOIS REGIONAL MEDICAL :
CENTER : No.:2007 - 320 CD
Defendants. :
: Type of Pleading:
: PLAINTIFF'S SECOND SET OF
: INTERROGATORIES DIRECTED TO
: DEFENDANTS
: Filed on behalf of PLAINTIFF
: Counsel of Record for this
: Party:
: JOHN G. ACHILLE, ESQUIRE
: 379 Main Street
: Brookville, PA 15825
: 814 849-6701
: I.D. No. 28431

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY
PENNSYLVANIA

RAYMOND H. CABLE, :
Plaintiff, :
vs. : CIVIL ACTION - LAW
DUBOIS REGIONAL MEDICAL :
CENTER : No.: 320 - 2007 CD
Defendant. : Type of Pleading:
 : PLAINTIFF'S SECOND SET OF
 : INTERROGATORIES DIRECTED
 : TO THE DEFENDANT

NOTICE

**PLAINTIFF'S FIRST SET OF INTERROGATORIES
DIRECTED TO THE DEFENDANT**

AND NOW COMES Plaintiff, by his attorney, JOHN G. ACHILLE, ESQUIRE, and, pursuant to the Pennsylvania Rules of Civil Procedure, hereby demands that the above party answer the following Interrogatories separately, fully, in writing, and under oath, in the time period provided for under the said Rules. If any party files any objections to any of the Interrogatories propounded herein, it is hereby demanded that the Interrogatories not objected to be answered within the aforesaid period.

Pursuant to the Pennsylvania Rules of Civil Procedure, these Interrogatories shall be deemed continuing, and the parties to whom these Interrogatories are directed are required to supplement their responses in the event that new or additional information is required.

In any Interrogatories where reference is made to the Plaintiff or Plaintiffs, all such reference shall refer to the Plaintiff party who claims to have received bodily injury for which damages are claimed in this action, and the Interrogatory is deemed to request all knowledge of all party Plaintiffs, their investigators, agents, servants, attorneys, expert witnesses and/or representatives. When answers furnished are not within the personal knowledge of the person answering, state the name of each person to whom the information is a matter of personal knowledge.

Instructions and Definitions

(A) Identify by date, sender, recipient, location and custodian each document relied upon or which forms the basis for the answer given or which corroborates the answer given or the substance of what is given in the answer to these Interrogatories;

(B) The word "document" is used herein in its broadest sense and includes any original, reproduction or copy of any kind, typed, recorded, graphic, printed, written or documentary matter, including without limitation, correspondence, memoranda, inter-office communications, notes, diaries, contracts, documents, drawings, plans, specifications, estimates, vouchers, permits, written ordinances, minutes of meetings, invoices, billings, checks, reports, studies, telegrams, notes of telephone conversations, and notes of any and all communications and every other means of recording any tangible thing, any form of communication or representation, including letters, words, pictures, sounds or symbols or combinations thereof;

(C) State whether information furnished is within the personal knowledge of the person answering and, if not, state the name if known of each person to whom the information is a matter of personal knowledge;

(D) Identify each person who assisted or participated in preparing and/or supplying any of the information given in answer to or relied upon in preparing answers to these Interrogatories;

(E) If you maintain that any document or record which refers to or relates to anything about which these Interrogatories ask has been destroyed, set forth the contents of said document, the location of any copies of said document, the date of such destruction and the name of the person who ordered or authored such destruction;

(F) These Interrogatories make inquiry of knowledge known to the above-named party, if appropriate, its agents, servants and/or employees, and/or its agents, and/or attorneys, and/or insurers, their agents, servants, representatives and/or employees, and/or any other representative.

1. Please explain training provided to the hospital security guards.

ANSWER: See attached sheets for Answers to Interrogatories due to not enough space.

2. Is there an employee manual to guide hospital security guards actions?

ANSWER:

3. If the answer to Interrogatory #2 is in the affirmative, kindly enclose a copy of the manual.

ANSWER:

4. Has DuBois Regional Medical Center's security guards, as a whole or individually, ever been involved in any other prior events similar to the complained of in this action?

ANSWER:

5. If your answer to the previous interrogatory is affirmative, state:

- (a) Names of security guards;
- (b) Dates the events took place;
- (c) A summary of the event; and,
- (d) A summary of the outcome of any altercation involving any of the security guards who were involved in previous events.

ANSWER:

6. Please provide any documentation and explanation you have which led the Plaintiff in the above action to be detained on a 302 warrant.

ANSWER:

7. Provide documentation from the physician who found that the reason(s) for the 302 were unfounded after his psychological examination.

ANSWER:

8. When was the Plaintiff advised of the fact that he was being detained under a 302 warrant or for any reason?

ANSWER:

9. What background checks do you normally perform on the security guards?

ANSWER:

10. What background checks did you do on the security guards involved in this incident?

ANSWER:

ANSWERS SUBMITTED BY:

Attorney for Defendant

Attorney for Plaintiff

AFFIDAVIT

COMMONWEALTH OF PENNSYLVANIA)
COUNTY OF)

SS:

SWORN TO AND SUBSCRIBED

BEFORE ME, THIS

DAY OF , 2007.

NOTARY PUBLIC

Answer to Interrogatory #3

Security Manual



DuBois Regional
Medical Center

Making the difference for life.

SECURITY
DUE FOR REVIEW IN OCTOBER 2006

**POLICY MANUAL REVIEW
VALIDATION FORM**

Your department policy manual is due for annual review. Please complete the documentation below and return to Vicki Bundy, Administration.

Policy manual reviewed. Minor and/or no revisions required. I have dated and initialed each policy upon annual review.

Signature *Andrew Bundy*

Date 1/8/07

Signature _____

Date _____

Medical Director (if applicable)

Policy manual reviewed. New and/or revised policies are attached for the Policy Integration Team Review. I have dated and initialed each policy upon annual review.

Signature _____

Date _____

Signature _____

Date _____

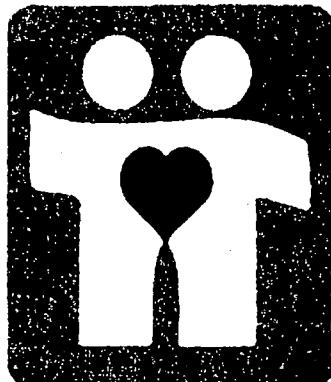
Medical Director (if applicable)

President/Vice President Signature _____

Date _____

Seallandrum
Policy Integration Team Member

1/9/07
Date



DuBois Regional Medical Center

Making the difference for life.

SAFETY & SECURITY MANUAL REVIEW

R.J. McKee for R.L. LaBorde 10/29/04
Robert L. LaBorde
Security Supervisor

R.J. McKee 10/29/04
Robert J. McKee
Safety Officer

Susan M. Grady 11/1/04
Susan M. Grady
Vice President, Human Resources

SAFETY/SECURITY
DUE FOR REVIEW IN OCTOBER 2004



DuBois Regional
Medical Center

Making the difference for life.

POLICY MANUAL REVIEW
VALIDATION FORM

Your department policy manual review is due. Please complete the documentation below and return to Vicki Bundy, Administration.

Policy manual review completed. No revisions required.

Signature *BJ McFee*

Date *10/29/04*

Policy manual review completed. Revisions attached for Policy Integration Team review.

Signature _____

Date _____

President/Vice President Signature

Susan M. Tracy

Date *11/1/04*

Policy Integration Team review:

Signature *Sia Andraeum*

Date *11/6/04*

SAFETY/SECURITY DEPARTMENT



DuBois Regional
Medical Center

Making the difference for life.

POLICY MANUAL REVIEW
VALIDATION FORM

Your department policy manual review is due. Please complete the documentation below and return to Vicki Bundy, Administration.

Policy manual review completed. No revisions required.

Signature

A handwritten signature of Vicki Bundy.

Date

10/3/03

Policy manual review completed. Revisions attached for Policy Integration Team review.

Signature

Date

Policy Integration Team review:

Signature

Date

10/7/03

Director/Vice President Signature

A handwritten signature of Susan McGrady.

Date 10/7/03

TABLE OF CONTENTS

SECTION I	MISSION STATEMENT/ SCOPE OF SERVICES GOALS CUSTOMER VALUE CRITERIA
SECTION II	ORIENTATION CHECKLIST SUPERVISOR JOB DESCRIPTION SUPERVISOR EVALUATION OFFICER JOB DESCRIPTION OFFICER EVALUATION HOSPITAL WIDE COMPETENCY VALIDATION FORM
SECTION III	SECURITY POLICIES & PROCEDURES
SECTION IV	INFECTION CONTROL (SECURITY)
SECTION V	COMMUNICATION

SECTION I



DuBois Regional
Medical Center

Making the difference for life.

ENVIRONMENTAL SERVICES

SECURITY DEPARTMENT

MISSION STATEMENT

The mission of the Security Department is to plan and direct the Medical Center's systems, programs, and policies designed to create a controlled environment.

SCOPE OF SERVICE

- Provide: Security programs consistently throughout the Medical Center.
- Reduce: Liability through preparedness, monitoring, reporting, and collecting of statistical data relating to Medical Center activities.
- Develop: Security expertise and skills through quality education and training programs.
- Protect: Medical Center staff, visitors, patients, and property.
- Enforce: Medical Center and departmental security policies consistently throughout the Medical Center.
- Promote: Effective employee security awareness through education and information programs.
- Assist: Patients, staff, and visitors whenever possible.



SECURITY DEPARTMENT STAFFING

I. AVAILABILITY OF SERVICES

It is the function of the Security Department to enforce D.R.M.C.'s Policies & Procedures. The Security Department's services meet the needs of the Medical Center twenty four hours a day at all locations.

II. CUSTOMER POPULATION

Primary customer population consists of patients, visitors, volunteers, physicians, and D.R.M.C. employees.

III. FUNCTION PRACTITIONERS

Security Supervisor:

The Security Supervisor assists the Manager with planning and directing East and West Unit Medical Center systems, programs, and policies designed to create a controlled environment. Coordinate Security Department activities as directed to provide protection for patients, visitors, employees, and hospital assets. The Security Supervisor is responsible for various reports and supervision of assigned programs and coordinates safety inspections and drills throughout the Medical Center

Security Officer:

The Security Officer protects life and property of everyone on hospital premises and polices hospital buildings and grounds to prevent fire, theft, and vandalism.

IV. STAFFING PLAN

The department's staffing is not significantly volume driven. Staff functions require the development and maintenance of expertise.

V. SERVICES

List of services and their designated status follows as the next sub-section. Staff time and future resource allocation will be prioritized by each services' status. Current (on going) and transitioning core services will receive primary attention. Non core services will continue to be under review to establish appropriate resource allocation. The Security Department provides countless useful and vitally important services to the healthcare community. To list all services would be impossible, but the following is a basic breakdown of Security's service/coordinating functions:



VI. STANDARD OF PRACTICE

Continually reviewed through such processes as JCAHO, Department of Health Inspections, governmental rules and regulations, constantly monitoring and perfecting standards of practice. Internally, performance improvement initiatives and on-going continuing education assist in recognition of standard of practice protocol.

VII. MEETING CUSTOMERS' NEEDS

Accomplished by on-going customer feedback, monitoring trends, employee involvement and participation, customers' needs are routinely assessed and met.

CORE

Disaster/Emergency
Safety
Law Enforcement Liaison
Key Control
Parking Lot Administration
Medical Arts Security
Home Health Building
Security
Insurance Building Security
Exit/Entrance Control
Patient Care Assistance
Morgue/Coroner Cases
Right-To-Know Program
Cash/Employee/Patient
Patient Valuables
Life Flights
Landings/Liftoffs
Patient Admissions
(302/201)
Investigations
Fire Drills
Evacuation Drills
(Clinics/Physician Offices)
Central Resource Center Security
Other Satellite Facilities Security

NON-CORE

Employee Identification
Escorts
Education
Fire Extinguishers Check



DuBois Regional
Medical Center

Making the difference for life.

GOALS

1. Develop a plan to assure limited controlled access to DRMC facilities in order to promote the safety and security of patients, employees, and visitors.
2. Initiate improved procedures and practices for DRMC employees to address concerns of workplace violence.
3. Update training of Security Department personnel to assure adequate knowledge of hospital policies and department equipment.
4. Redevelop new policies and procedures on parking for employees, visitors, patients, and physicians designed to ensure safe access to DRMC facilities.



CUSTOMER VALUE CRITERIA

Service	Customers	Customer Value Criteria
1. Parking Lots	Visitors, Patients, Employees, Ambulance Drivers	To monitor DRMC facilities to assist in their maintenance and adequacy.
2. Exit/Entrance Control	Visitors, Patients, All Employees	To provide a safe and secure environment.
3. Valuables Safe	Patients, Employees, Physicians' Offices	To prevent loss of valuables during hospital stay/working hours/visiting hours.
4. Life Flights	Patients, Visitors, Employees, Life Flight Personnel	To ensure a safe/secure area for all in-coming and out-going helicopter transfers.
5. Patient Visitor Control	Patients, Visitors, Employees, Physicians	To eliminate congestion in critical areas to ensure patient rights and confidentiality

This is a partial list for all employees, visitors, patients, and physicians. The Security Department is dedicated to create a safe and secure environment through training and education.

SECTION II

Department
Title

DUBOIS REGIONAL MEDICAL CENTER
ORIENTATION PROGRAM

Orientee Name:
Preceptor Name:

(ORIGINAL IN PERSONNEL FILE UPON COMPLETION)

WEEK 1

	Day 1	Day 2	Day 3	Day 4	Day 5
	Shift Date	Shift Date	Shift Date	Shift Date	Shift Date
Introduction to staff members	Completes de' Medici during first week	Locates and Review Manuals	Location of Right to Know Station/ MSDS	Tour of Facility	
Review of Orientation Plan					
Review Performance Evaluation					
Review of Dress Code					
Introduction to Time and Attendance Systems					
Review Job Description					
Discuss Confidentiality Statement and Review of 5Cs					
Tour of Department					

Preceptor's Signature:

Preceptor's Signature:

Preceptor's Signature:

Preceptor's Signature:

Manager's Signature:

Manager's Signature:

Manager's Signature:

Department Title

DUBOIS REGIONAL MEDICAL CENTER ORIENTATION PROGRAM

Orientee Name: _____
Preceptor Name: _____

Orientee Name: _____
Receptor Name: _____
(ORIGINAL IN PERSONNEL FILE UPON COMPLETION)

DUBOIS REGIONAL MEDICAL CENTER ORIENTATION PROGRAM

Orientee Name: _____
Preceptor Name: _____

Orientee Name: _____
Receptor Name: _____
(ORIGINAL IN PERSONNEL FILE UPON COMPLETION)

WEEK 1

Preceptor's Signature:

Preceptor's Signature:

Preceptor's Signature:

Preceptor's Signature:

Manager's Signature:

JOB DESCRIPTION FOR DuBois Regional Medical Center	Department: Security
	Exempt: Non-Exempt: X
	Title: Security Supervisor
	Reports To: Department Manager
	Classification: 5 Date: 1/01/01

Summary:

The Security Supervisor assists the Manager with planning and directing EAST and WEST Unit Medical Center systems, programs, and policies designed to create a controlled environment. Coordinate Security Department activities as directed to provide protection for patients, visitors, employees, and hospital assets. The Security Supervisor is responsible for various reports and supervision of assigned programs and coordinates safety inspections and drills throughout the Medical Center.

Qualifications:

- Must be customer service oriented
- High school diploma or equivalent.
- Three years' of security/law enforcement experience; private, public, or military.
- Two years' actual supervisory experience preferable in a hospital setting.
- Must be personable, with good oral and written communications skills.
- Must be familiar with firearms and radio communications equipment.

Job Duties:

Essential

- * 1. Complies with DRMC policies and procedures, with accreditation agency requirements, federal, state or local law and regulations, monitors and assures compliance of the staff.
- 2. Provides on the job training for new employees and retraining as needed.
- 3. Attends meetings and seminars both internally and externally to further personal managerial knowledge and professional skills.
- 4. Confers on a regular monthly basis with all personnel of the department in a group session to discuss plans, objectives, problems, etc., and documents same.
- 5. Assists the Manager in the annual departmental budget preparation and assures adherence on a monthly basis.
- 6. Maintains knowledge of current trends and developments in the field in order to enhance expertise.
- 7. Plans, revises, and coordinates all operative and departmental policies and standards in conjunction with the Manager.
- 8. Collects all pertinent data in log form as required by the department for CQI reporting.
- 9. Recommends personnel actions, such as employment, transfers, or terminations.
- 10. Keeps personnel records on employees, such as hours worked, attendance, wage data and approves vacation and other days off.
- 11. Responsible for submitting a listing of major security-related incidents and an overall analysis report monthly to the Department Manager, Quality Management Committee, and others as deemed necessary.

Essential

12. Responsible for maintaining a running total of statistics of the services provided by the Security Department.
13. Coordinates and supervises the completion of EAST and WEST fire drills between officers to be completed monthly and maintains a file on it.
14. Coordinates and supervises the completion of EAST and WEST safety inspections with the Employee Health Nurse for completion and maintains a file on it.
15. Responsible for reviewing the security reports on a daily basis and reports any unusual findings or occurrences to the Department Manager.
16. Responsible for assigning an incident number, code class, and cost center number to each incident as they occur and insure its completion for computer entry.
17. Responsible for submitting a monthly statistical responsibilities report to **the Accounting Department** monthly.
18. Must also handle and be able to perform same general duties as assigned to the general security staff.
19. Confers on a regular monthly basis with all personnel of the department in a group session to discuss plan, objectives, problems, etc. and documents the above.
20. Completes with accuracy, timecards and data calendars.
21. Assists the Manager in the annual departmental budget **preparation and assures adherence** on a monthly basis.
22. Assists with updates of policies, procedures, job descriptions, organizational plans and monthly schedules.
23. Recommends changes, as needed, to effect continual improvement of quality, efficiency, economy, and effectiveness of departmental services rendered.
24. Meets with the Department Manager on a weekly basis.
25. Performs other related duties as assigned by the Department Manager.

DRMC Core Behaviors:

These standards are a summary of behaviors that all employees are required to practice while on duty. More detailed explanation of these behaviors can be found in the DRMC Core Behavioral booklet.

- **Caring Attitude**- Meets customer expectation by treating them with courtesy. Treats everyone as if he/she is the most important person in our facility. Never treats anyone rudely.
- **Confidentiality**- Treats all information as confidential. Discussion of confidential matter is restricted to situations where the information is necessary to meet the customer's health needs.
- **Communication**- Listens attentively to customers/co-workers in order to fully understand their needs. Speaks in easily understood terms, to avoid confusion.
- **Collaboration**- Teamwork and cooperation are expected in the workplace.
- **Customer Service**- Provides the highest quality of service to internal and external customers.

REQUIRED COMPETENCIES:

- Actively participates or becomes aware of department **Performance Improvement** initiatives.
- Demonstrates familiarity with **equipment** necessary in performing his/her job.
- Understands hospital **Safety** policies and procedures to maintain a safe environment.
- Understands **Infection Control** policies and procedures and implements infection control measures.
- Maintains a continuing **education** log of all training/education initiatives.
- Must acknowledge the concerns dealing with **privacy** and **confidentiality**.
- Must respond **promptly** to patient/client/customer/co-worker requests for service within the scope of the employee's responsibility. If not in the scope of responsibility, employee must refer the request to the appropriate resource (**Principle of Information**).

The above statements reflect the general duties considered necessary to describe the principle functions of the job as identified and shall not be considered as a detailed description of all work requirements that may be inherent in the job

Approved:

Department Head/Supervisor

date

Vice President

date

Vice President, Human Resources

date

DuBois Regional Medical Center
Security Department Criteria-Based Performance Evaluation

Security Supervisor
Security

Name: _____

Date: _____

Qualifications and Duties	Does Not Meet Standards	Meets Standards	Role Model
Complies with DRMC policies and procedures, with accreditation agency requirements, federal, state or local law and regulations, monitors and assures compliance of the staff.			
Provides on the job training for new employees and retraining as needed.			
Attends meetings and seminars both internally and externally to further personal managerial knowledge and professional skills.			
Confers on a regular monthly basis with all personnel of the department in a group session to discuss plans, objectives, problems, etc., and documents same.			
Assists the Manager in the annual departmental budget preparation and assures adherence on a monthly basis.			
Maintains knowledge of current trends and developments in the field in order to enhance expertise.			
Plans, revises, and coordinates all operative and departmental policies and standards in conjunction with the Manager.			
Collects all pertinent data in log form as required by the department for CQI reporting.			
Recommends personnel actions, such as employment, transfers, or terminations.			
Keeps personnel records on employees, such as hours worked, attendance, wage data and approve vacation and other days off.			
Responsible for submitting a listing of major security-related incidents and an overall analysis report monthly to the Department Manager, Quality Management Committee, and others as deemed necessary.			
Responsible for maintaining a running total of statistics of the services provided by the Security Department.			
Coordinates and supervises the completion of EAST and WEST fire drills between officers to be completed monthly and maintains a file on same.			
Coordinates and supervises the completion of EAST and WEST safety inspections with the Employee Health Nurse for completion and maintains a file on same.			
Responsible for reviewing the security reports on a daily basis and reports any unusual findings or occurrences to the Environmental Services Manager.			

<u>Qualifications and Duties</u>	Does Not Meet Standards	Meets Standards	Role Model
Responsible for assigning an incident number, code class, and cost center number to each incident as they occur and insure its completion for computer entry.			
Responsible for submitting a monthly statistical responsibilities report to the Accounting Department monthly.			
Must also handle and be able to perform same general duties as assigned to the general security staff.			
Confers on a regular monthly basis with all personnel of the department in a group session to discuss plan, objectives, problems, etc. and documents same.			
Completes with accuracy, timecards and data calendars.			
Assists the Manager in the annual departmental budget preparation and assures adherence on a monthly basis.			
Assists with updates of policies, procedures, job descriptions, organizational plans and monthly schedules.			
Recommends changes, as needed, to effect continual improvement of quality, efficiency, economy, and effectiveness of departmental services rendered.			
Meets with the Environmental Services Manager on a weekly basis.			
Performs other related duties as assigned by the Environmental Services Manager.			

Supportive Documentation and/or Comments (Qualifications And Duties Section)

DRMC Core Behaviors	Does Not Meet Standards	Meets Standards	Role Model
CORE BEHAVIOR #1: CARING ATTITUDE			
• Introduces self and explains functions to patients, family, visitors, co-workers.			
• Attire/appearance is professional, properly displayed nametag.			
• Language is professional and appropriate.			
• Respects patient/co-worker privacy			
• Displays a positive attitude & actions			
CORE BEHAVIOR #2: CONFIDENTIALITY			
• Ensures that confidentiality is protected			
CORE BEHAVIOR #3: COMMUNICATION			
• Involves the patient/family/co worker as a fully informed partner.			
• Collaborates with Physicians/Co-workers.			
• Answers the telephone per DRMC protocol.			
• Responds to Call Light or requests promptly.			
• Communicates with co-workers professionally.			
CORE BEHAVIOR #4: COLLABORATION			
• Accepts responsibilities and pays attention to details.			
• Treats all co-workers professionally & with Respect.			
CORE BEHAVIOR #5: CUSTOMER SATISFACTION			
• Consistently asks: Is there anything more I can do for you?			
• Takes initiative to meet the customers needs.			
• Informs customers of delays promptly & provides updates as needed.			
• Recognizes & implements the REACT Plan when needed.			
• Escorts lost customers to their destination.			

Supportive Documentation and/or Comments (Core Behaviors Section)

I have read and understand DRMC's **CORE BEHAVIORS** policy and the **5C's TO CUSTOMER SERVICE EXCELLENCE HANDBOOK**. I agree that as a requirement and duty of my job, I will abide by this policy. Furthermore, I understand intentional or involuntary violations of this policy may result in disciplinary actions up to and including termination.

I will demonstrate this agreement by affixing my signature and date below:

Signature

Date

Required Competencies	Does Not Meet Standards	Meets Standards	Role Model
Actively participates or becomes aware of department Performance Improvement initiatives			
Demonstrates familiarity with equipment necessary in performing his/her job			
Understands hospital Safety policies and procedures to maintain a safe environment			
Understands Infection Control policies and procedures and implements infection control measures			
Maintains a continuing education log of all training/education initiatives			
Must acknowledge the concerns dealing with privacy and confidentiality			
Must respond promptly to patient/client/customer/co-worker requests for service within the scope of the employee's responsibility. If not in the scope of responsibility, employee must refer the request to the appropriate resource (Principle of Information)			

Supportive Documentation and/or Comments (Competencies Section)

Confidentiality Statement

It is a policy of the Medical Center that all information concerning patients; doctors and other employees must be kept strictly confidential. Erroneous or confidential information released may expose you and the Medical Center to liability and can cause embarrassment to you, the Medical Center and other patients. Remember that it is strictly a violation of DuBois Regional Medical Center policy to discuss or reveal information concerning a patient's condition or diagnosis, and any employee found doing so is subject to disciplinary action up to and including termination of employment.

Those employees having access to a patient's medical record should not review this information, unless the job requires you to make entries or review a section for professional and patient care.

Requests for newspapers, radio, TV and other news media for information concerning the medical condition of patients must be referred to the nursing supervisor or the Manager or Supervisor in charge of the department.

I have read and understand the Confidentiality Policy of DuBois Regional Medical Center as it appears above. I agree that as a requirement and duty of my job, I will abide by this policy. Furthermore, I understand that intentional or involuntary violations of this policy may result in disciplinary actions up to and including termination.

I will demonstrate this agreement by affixing my signature and date below.

Signature

Date

Performance Evaluation Summary Sheet

Developmental Goals and Training Needs: _____

Employee Comments: _____

Employee Signature: _____ **Date:** _____

Evaluator Signature: _____ **Date:** _____

Manager Signature: _____ **Date:** _____

JOB DESCRIPTION FOR DuBois Regional Medical Center	Department: Security	
	Exempt	Non-Exempt: X
	Title: Security Officer	
	Reports To: Security Supervisor	
	Classification: 4	Date: 3/10/03

Summary:

Protects life and property of everyone on hospital premises and polices hospital buildings and grounds to prevent fire, theft, and vandalism.

Qualifications:

- Must be customer service oriented
- High school diploma or equivalent required.
- Two years of security/law enforcement experience, private, public, or military preferred.
- Must be personable, with good oral and written communications skills.
- Must be familiar with firearms and radio communications equipment.

Job Duties:

Essential

- * 1. Complies with DRMC policies and procedures, with accreditation agency requirements, federal, state or local law and regulations.
- 2. Patrols the hospital's buildings and grounds to prevent fires, theft, and vandalism.
- 3. Ensures that only authorized personnel are admitted onto hospital premises.
- 4. Escorts visitors, patients, and employees to and from parking areas.
- 5. Assists motorists who become stranded on hospital property.
- 6. Maintains current information in "lost and found" logs.
- 7. Notifies individuals when items reported as missing are located.
- 8. Issues hospital keys to authorized hospital personnel.
- 9. Investigates incidents of unusual circumstances reported by hospital staff, visitors, physicians, or patients.
- 10. Writes incident reports, and documents investigatory steps and results.
- 11. Responds to emergency calls for assistance to control disorderly conduct or combative patients by means of verbal intervention, physical intervention, and/or leather restraining devices.
- 12. Patrols buildings and grounds and inspects doors, windows, and locks to determine level of security.
- 13. Inspects outgoing parcels as necessary to prevent theft of hospital property.
- 14. Reports all safety and fire hazards observed on routine patrols and inspections.
- 15. Assists with traffic control by keeping fire lanes, fire hydrants, and ambulance entrances free of vehicles.

Essential

16. Issues parking tickets to vehicle operators who have violated parking regulations
17. Inspects fire-fighting equipment, pager units, and other security equipment and promptly reports any malfunctions.
18. Maintains accurate log of all activity on tour of duty.
19. Ensures the opening and locking of all entrances and exits on time.
20. Ensures that proper lighting is maintained around all entrances, exits, and parking areas.
21. Responds to all lifeline security emergencies upon notification of lifeline activation.
22. When problem occurs that disrupts hospital operations with a visitor, patient, or staff member, Security will respond to designated area, will assume responsibility for the situation, and will take appropriate measures to handle the incident to include physical subduing or restraint of suspected if necessary.
23. Responsible for investigations of all visitor, patient, employee, and hospital thefts for possible arrests or future prevention.
24. Provide assistance with all security-oriented matters to all departments if requested or when deemed necessary by the administration, Manager, Supervisor, or committee dealing with problems directly related to the general security of the hospital.
25. Assists patients and visitors entering or leaving the hospital.
26. Responds to CODE BLUE in the Emergency Department when contacted and will provide traffic control and/or assistance if deemed necessary. Security will also respond to CODE BLUE in other areas of the hospital as requested by nursing personnel.
27. Responsible for directing internal pedestrian traffic during emergencies, special functions, and controlled areas.
28. Responsible for the inventory, documentation, and securing of valuables during the admission or discharge of a patient.
29. Periodically will assist with interdepartmental and inter-facility transportation of samples and/or supplies such as blood, medical equipment, etc.
30. Responsible for controlling vehicular and pedestrian traffic for life flight landings and lift-offs to include safety and security of the landing zone.
31. Responsible for placement of fire fighting equipment and utilization of fire fighting equipment if necessary.
32. Directs life flight staff to appropriate area for patient pickup and loading and unloading of equipment, etc.
33. Process, complete, and issue employee ID badges and parking stickers.
34. Responsible for confiscating and securing firearms and/or weapons from visitors, patients, staff, etc.
35. In the event of a bomb threat, responsible for searching those areas or departments unoccupied at the time of the threat.
36. Responsible for regulating the use of the Morgue. Required to lift and transport bodies, maintain proper documentation, and assist coroner as required.
37. Responsible for delivery of death summary sheet to the Medical Records Department.
38. Responsible for ensuring hospital policies, procedures, and confidentiality are enforced when police actions and/or business is being conducted within the hospital. Cooperates with outside law enforcement agencies in monitoring prisoner patient activities.
39. Assists Emergency Room in management and collecting of evidence in rape cases.
40. Assists Buildings & Grounds and Housekeeping when additional help is needed to move, lift, and transport various articles such as desks, beds, etc.

Essential

41. Monitors maintenance computer and conducts maintenance checks on various equipment. Reports any problems to Maintenance on-call person. (EAST UNIT ONLY - NIGHT SHIFT)
42. Performs other related duties as assigned.

DRMC Core Behaviors:

These standards are a summary of behaviors that all employees are required to practice while on duty. More detailed explanation of these behaviors can be found in the DRMC Core Behavioral booklet.

- **Caring Attitude**- Meets customer expectation by treating them with courtesy. Treats everyone as if he/she is the most important person in our facility. Never treats anyone rudely.
- **Confidentiality**- Treats all information as confidential. Discussion of confidential matter is restricted to situations where the information is necessary to meet the customer's health needs.
- **Communication**- Listens attentively to customers/co-workers in order to fully understand their needs. Speaks in easily understood terms, to avoid confusion.
- **Collaboration**- Teamwork and cooperation are expected in the workplace.
- **Customer Service**- Provides the highest quality of service to internal and external customers.

REQUIRED COMPETENCIES:

- Actively participates or becomes aware of department **Performance Improvement** initiatives.
- Demonstrates familiarity with **equipment** necessary in performing his/her job.
- Understands hospital **Safety** policies and procedures to maintain a safe environment.
- Understands **Infection Control** policies and procedures and implements infection control measures.
- Maintains a continuing **education** log of all training/education initiatives.
- Must acknowledge the concerns dealing with **privacy** and **confidentiality**.
- Must respond **promptly** to patient/client/customer/co-worker requests for service within the scope of the employee's responsibility. If not in the scope of responsibility, employee must refer the request to the appropriate resource (**Principle of Information**).

The above statements reflect the general duties considered necessary to describe the principle functions of the job as identified and shall not be considered as a detailed description of all work requirements that may be inherent in the job

Approved:

Department Head/Supervisor

date

Vice President

date

Vice President, Human Resources

date

DuBois Regional Medical Center
Security Department Criteria-Based Performance Evaluation

Security Officer
Security

Name: _____

Date: _____

Qualifications and Duties	Does Not Meet Standards	Meets Standards	Role Model
Complies with DRMC policies and procedures, with accreditation agency requirements, federal, state or local law.			
Patrols the hospital's buildings and grounds to prevent fires, theft, and vandalism.			
Ensures that only authorized personnel are admitted onto hospital premises.			
Escorts visitors, patients, and employees to and from parking areas.			
Assists motorists who become stranded on hospital property.			
Maintains current information in "lost and found" logs.			
Notifies individuals when items reported as missing are located.			
Issues hospital keys to authorized hospital personnel.			
Investigates incidents of unusual circumstances reported by hospital staff, visitors, physicians, or patients.			
Writes incident reports, and documents investigatory steps and results.			
Responds to emergency calls for assistance to control disorderly conduct or combative patients by means of verbal intervention, physical intervention, and/or leather restraining devices.			
Patrols buildings and grounds and inspects doors, windows, and locks to determine level of security.			
Inspects outgoing parcels as necessary to prevent theft of hospital property.			
Reports all safety and fire hazards observed on routine patrols and inspections.			
Assists with traffic control by keeping fire lanes, fire hydrants, and ambulance entrances free of vehicles.			
Issues parking tickets to vehicle operators who have violated parking regulations			
Inspects fire-fighting equipment, pager units, and other security equipment and promptly reports any malfunctions.			
Maintains accurate log of all activity on tour of duty.			
Ensures the opening and locking of all entrances and exits on time.			
Ensures that proper lighting is maintained around all entrances, exits, and parking areas.			

Qualifications and Duties	Does Not Meet Standards	Meets Standards	Role Model
Responds to all lifeline security emergencies upon notification of lifeline activation.			
When problem occurs that disrupts hospital operations with a visitor, patient, or staff member, Security will respond to designated area, will assume responsibility for the situation, and will take appropriate measures to handle the incident to include physical subduing or restraint of suspected if necessary.			
Responsible for investigations of all visitor, patient, employee, and hospital thefts for possible arrests or future prevention.			
Provide assistance with all security-oriented matters to all departments if requested or when deemed necessary by the administration, Manager, Supervisor, or committee dealing with problems directly related to the general security of the hospital.			
Assists patients and visitors entering or leaving the hospital.			
Responds to CODE ^{Blue} in the Emergency Department when contacted and will provide traffic control and/or assistance if deemed necessary. Security will also respond to CODE ^{Red} in other areas of the hospital as requested by nursing personnel.			
Responsible for directing internal pedestrian traffic during emergencies, special functions, and controlled areas.			
Responsible for the inventory, documentation, and securing of valuables during the admission or discharge of a patient.			
Periodically will assist with interdepartmental and inter-facility transportation of samples and/or supplies such as blood, medical equipment, etc.			
Responsible for controlling vehicular and pedestrian traffic for life flight landings and lift-offs to include safety and security of the landing zone.			
Responsible for placement of fire fighting equipment and utilization of fire fighting equipment if necessary.			
Directs life flight staff to appropriate area for patient pickup and loading and unloading of equipment, etc.			
Process, complete, and issue employee ID badges and parking stickers.			
Responsible for confiscating and securing firearms and/or weapons from visitors, patients, staff, etc.			
In the event of a bomb threat, responsible for searching those areas or departments unoccupied at the time of the threat.			
Responsible for regulating the use of the Morgue. Required to lift and transport bodies, maintain proper documentation, and assist coroner as required.			
Responsible for delivery of death summary sheet to the Medical Records Department.			
Responsible for ensuring hospital policies, procedures, and confidentiality are enforced when police actions and/or business is being conducted within the hospital. Cooperates with outside law enforcement agencies in monitoring prisoner patient activities.			
Assists Emergency Room in management and collecting of evidence in rape cases.			

Qualifications and Duties	Does Not Meet Standards	Meets Standards	Role Model
Assists Buildings & Grounds and Housekeeping when additional help is needed to move, lift, and transport various articles such as desks, beds, etc.			
Must maintain valid CPR certification and crisis intervention certification.			
Monitors maintenance computer and conducts maintenance checks on various equipment. Reports any problems to Maintenance on-call person. (EAST UNIT ONLY - NIGHT SHIFT)			
Performs other related duties as assigned.			

Supportive Documentation and/or Comments (Qualifications And Duties Section)

DRMC Core Behaviors	Does Not Meet Standards	Meets Standards	Role Model
CORE BEHAVIOR #1: CARING ATTITUDE			
• Introduces self and explains functions to patients, family, visitors, co-workers.			
• Attire/appearance is professional, properly displayed nametag.			
• Language is professional and appropriate.			
• Respects patient/co-worker privacy			
• Displays a positive attitude & actions			
CORE BEHAVIOR #2: CONFIDENTIALITY			
• Ensures that confidentiality is protected			
CORE BEHAVIOR #3: COMMUNICATION			
• Involves the patient/family/co worker as a fully informed partner.			
• Collaborates with Physicians/Co-workers.			
• Answers the telephone per DRMC protocol.			
• Responds to Call Light or requests promptly.			
• Communicates with co-workers professionally.			
CORE BEHAVIOR #4: COLLABORATION			
• Accepts responsibilities and pays attention to details.			
• Treats all co-workers professionally & with Respect.			
CORE BEHAVIOR #5: CUSTOMER SATISFACTION			
• Consistently asks: Is there anything more I can do for you?			
• Takes initiative to meet the customers needs.			
• Informs customers of delays promptly & provides updates as needed.			
• Recognizes & implements the REACT Plan when needed.			
• Escorts lost customers to their destination.			

Supportive Documentation and/or Comments (Core Behaviors Section)

I have read and understand DRMC's CORE BEHAVIORS policy and the 5C's TO CUSTOMER SERVICE EXCELLENCE HANDBOOK. I agree that as a requirement and duty of my job, I will abide by this policy. Furthermore, I understand intentional or involuntary violations of this policy may result in disciplinary actions up to and including termination.

I will demonstrate this agreement by affixing my signature and date below:

Signature

Date

Required Competencies	Does Not Meet Standards	Meets Standards	Role Model
Actively participates or becomes aware of department Performance Improvement initiatives			
Demonstrates familiarity with equipment necessary in performing his/her job			
Understands hospital Safety policies and procedures to maintain a safe environment			
Understands Infection Control policies and procedures and implements infection control measures			
Maintains a continuing education log of all training/education initiatives			
Must acknowledge the concerns dealing with privacy and confidentiality			
Must respond promptly to patient/client/customer/co-worker requests for service within the scope of the employee's responsibility. If not in the scope of responsibility, employee must refer the request to the appropriate resource (Principle of Information)			

Supportive Documentation and/or Comments (Competencies Section)

Confidentiality Statement

It is a policy of the Medical Center that all information concerning patients; doctors and other employees must be kept strictly confidential. Erroneous or confidential information released my expose you and the Medical Center to liability and can cause embarrassment to you, the Medical Center and other patients. Remember that it is strictly a violation of DuBois Regional Medical Center policy to discuss or reveal information concerning a patient's condition or diagnosis, and any employee found doing so is subject to disciplinary action up to and including termination of employment.

Those employees having access to a patient's medical record should not review this information, unless the job requires you to make entries or review a section for professional and patient care.

Requests for newspapers, radio, TV and other news medial for information concerning the medical condition of patients must be referred to the nursing supervisor or the Manager or Supervisor in charge of the department.

I have read and understand the Confidentiality Policy of DuBois Regional Medical Center as it appears above. I agree that as a requirement and duty of my job, I will abide by this policy. Furthermore, I understand that intentional or involuntary violations of this policy may result in disciplinary actions up to and including termination.

I will demonstrate this agreement by affixing my signature and date below.

Signature

Date

Performance Evaluation Summary Sheet

Developmental Goals and Training Needs:

Employee Comments:

Employee Signature:

Date:

Evaluator Signature:

Date:

Manager Signature:

Date:

Hospital Wide Competency Validation Form

Employee Name:

Employee #:

Department: _____
Title: _____

Hospital Wide Competencies

Validation Statements

Evaluation Methods*

Competency Year:

Attack
Not me

■ Electrical Safety / Fire Safety / Back Safety / Radiation Safety	CT	Automated Education System
■ Working with Hazardous Materials	CT	Automated Education System
■ Infection Prevention / Bloodborne Prevention / Preventing Tuberculosis	CT	Automated Education System
■ Disaster & Emergency Preparedness	CT	Automated Education System
■ Safe Medical Device Act	CT	Automated Education System
■ Violence in the Workplace	CT	Automated Education System
■ Ergonomics	CT	Automated Education System
■ Customer Service	CT	Automated Education System
■ Patient Rights & Confidentiality	CT	Automated Education System
FOR DIRECT CARE EMPLOYEES ONLY		
■ Age-Specific Care for Pediatrics Patients	CT	Automated Education System
■ Age-Specific Care of Older Adult Patients	CT	Automated Education System
■ Elder Abuse / Partner Abuse / Child Abuse	CT	Automated Education System
■ VR	CT	Automated Education System

Level 1

<ul style="list-style-type: none"> Equipment Management (See department specific for new equipment and/or patient/trends) 	<ul style="list-style-type: none"> Patient Rights/Responsibilities (Reviewed Administrative Manual's Patient Rights Section) 	<ul style="list-style-type: none"> Performance Improvement Approaches <i>Describe how employee completed this Performance Improvement competency requirement:</i> 	<ul style="list-style-type: none"> Principle of Information/Confidentiality (Confidentiality Form is signed yearly and is able to locate department procedure manuals)
		<ul style="list-style-type: none"> Corporate Compliance 	<ul style="list-style-type: none"> Education (Detail is kept on Education Log)

Level II

*Evaluation Method: OB—Observation; SIM—Simulation; CT—Cognitive Test; RD—Review Documents

Initials _____ Signature _____ Initials _____ Signature _____ Initials _____ Signature _____

Department/Position Competency Summary Forms

Employee Name: _____

Employee Number:

Not Met (Attachment Action Plan)

Department _____ **Safety and Security** _____ **Title Grouping For General:** _____ **Security Officer** _____

Department Safety and Security

Title Grouping For General: Security Officer

Population (1)	Rationale (2)	Evaluation (3)	Method	Frequency	Validation Statements
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Annual Department/Position-Specific Competencies

Responds according to requirement to emergency calls for assistance to control disorderly conduct or combative patients.

111

Responds to codes as required:
Code Yellow
Code Pink/ Code Purple
Code Red
Code Blue

Vestibular Symptoms

Inspects fire fighting equipment (extinguishers) per requirement.

Population (1): N—Neonate (<28 days); P—Pediatric (29 days–12 years old); A—Adolescent (13–17 years old); AD—Adult (18–65 years old); G—Geriatric (66+ years old)

Rationale (2): LV—Low Volume; HR—High-Risk; PP—Problem Prone; N—New Equipment; ES—Essential to the Job

Evaluation Method (3): OR—Observation; SIM—Simulation; CT—Cognitive Test; RD—Review Documents

Department/Position Competency Summary Forms

Competency Year: _____ Employee Name: _____ Employee Number: _____

Department Safety and Security Title Grouping For General: Security Officer

Annual Department/Position-Specific Competencies	Population (1)			Evaluation (2)			Frequency (3)			Validation Statements			Validator's Initials	Met
	ES	OB	Annual	ES	OB	Annual	ES	OB	Annual	ES	OB	Annual		
Maintains safety and security of landing zone for life flights(heliport clear, close street traffic).														
<i>Validator's Signature</i>														
Execution of 302 Behavioral Health Admission security function as required.														
<i>Validator's Signature</i>														
<i>Validator's Signature</i>														
<i>Validator's Signature</i>														

Population (1): N—Neonate (<=28 days); P—Pediatric (29 days-12 years old); A—Adolescent (13-17 years old); AD—Adult (18-65 years old); G—Geriatric (66+ years old)

Rationale (2): LV—Low Volume; HR—High Risk; PP—Problem Prone; N—New Equipment; ES—Essential to the Job

Evaluation Method (3): OB—Observation; SIM—Simulation; CT—Cognitive Test; RD—Review Documents

Security Department

Section III Table of Contents

- Dress Code
- Guidelines Holiday & PTO
- Code Blue Responsibilities West Emergency Room
- Code Blue at East Division Procedure
- External Rounds/Parking Areas
- Completion of Duty Log
- Search Procedure
- Transportation of 302 Patient
- Patient Transfer (Life Flight)
- Maintaining Chain of Evidence for blood Specimen
- Transportation of Specimens
- Theft Investigation
- Package Control
- Checking Packages
- Management of the Sexually Assaulted Person Including Rape



DuBois Regional
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POLICY /PROCEDURE
Safety & Security
Category:

TITLE: Dress Code - Safety & Security

Number:

Page 1 of 1

Purpose:

To establish a standard of dress for the Security Department.

Policy:

The Security dress code is established as follows:

Hair: No excessive length or no extreme of facial hair will be permitted.

Dress: Winter dress will consist of midnight blue long or short sleeve shirt, midnight Blue pants, black shoes, and tie (Optional).

Proper patches, badge, and name tag will be displayed at all times on uniform shirt.

Winter dress will be worn from October 15 to April 15.

Summer dress will be the same, except no tie need be worn.

Summer dress will be worn from April 15 to October 15.

General: Uniforms, shoes, and related accessories shall be clean and well maintained.

Fingernails must be kept short, clean, and well manicured.

Miscellaneous:

Officers deviating from this policy may be excused from work to comply with the dress code standard.

Effective Date:

Authorized By: *AF 1/06*

Source:

Date of Review: 10/02 *11/06*

Revision Number:

Units Primarily Affected:

PIT Review Date:



DuBois Regional
Medical Center

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POLICY /PROCEDURE
Safety & Security
Category:

TITLE: Paid Time-Off Policy

Number:

Page 1 of 2

Purpose:

To provide adequate coverage during periods of vacation and holidays and to award time off fairly.

Policy:

All department staff is encouraged to take time off during the course of the year. Vacation requests and holiday schedules will be handled fairly to ensure everyone the opportunity to enjoy time off.

Procedure:

All Officers are expected to follow these guidelines as a member of the Safety and Security Department. Each shift must be covered 24 hours a day, seven days a week. This will require a certain amount of commitment from each member of the department.

The following is the standard for the DRMC Safety and Security Department:

Sick Time (All Officers)

All officers are to contact the supervisor when calling off sick. When calling off sick, you should call at least four (4) hours prior to the start of your shift. Abuse of sick days will not be tolerated and will be handled in accordance with our Positive Discipline Policy.

Vacation Time (All Officers)

All officers must fill out a request form for vacation time requested. The form should be submitted five (5) weeks prior to the starting of the new schedule. Officers should not request vacation time during the same time as another officer. If you feel your vacation time must be during the same time as another officer, you must contact the manager/supervisor and request a review of your vacation request to see if scheduling permits approval of the vacation time request. Officers requesting time off on their scheduled week-end must find their own replacement before time can be granted.

Department will try to accommodate all requests.

Effective Date:

Authorized By: *445 11/06*

Source:

Date of Review: 10/02 11/06

Revision Number:

Units Primarily Affected:

PIT Review Date:



DuBois Regional
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POLICY /PROCEDURE
Safety & Security
Category:

TITLE: Paid Time-Off Policy

Number:

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Part-Time Officers

Part-time officers are required to fill in those days not scheduled for full-time officers (holidays, weekdays, vacation time, etc.) and are expected to work those hours budgeted for each part-time position as well as additional hours as required by the manager/supervisor to meet department needs.

As a courtesy, part-time officers will be scheduled their shift preference as scheduling allows, but must be willing to work all shifts, East and West Units, as required by the department manager/supervisor.

Overtime (All Officers)

Overtime will only be utilized when no other options are available and can only be authorized by the department manager/supervisor.

Shift Switching (All Officers)

Switching of shifts will be kept to a minimum and must be approved by the manager/supervisor.

Holidays (All Officers)

Christmas and Thanksgiving are the two most requested holidays. Time off on these holidays will be handled in the following manner:

If during the previous year, you worked on Christmas then you would have the present year Christmas off. The same would be in effect on the Thanksgiving holiday.

Holidays will be handled this way unless staffing problems exist, or you request a different day for holiday time.

Important Notice:

All requests must be in writing on the proper forms to be recognized.

Decisions will be based on staffing needs. Also, the manager/supervisor has the final decision to approve or disapprove all requests.

Effective Date:

Authorized By: *AKS 1/06*

Source:

Date of Review: 10/02 11/06

Revision Number:

Units Primarily Affected:

PIT Review Date:



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POLICY /PROCEDURE
Safety & Security
Category:

TITLE: Code Blue Responsibilities, West Emergency Room

Number:

Page 1 of 1

Purpose:

To control traffic in the Emergency Department during a Code Blue and assist in emergency situations when so requested.

Policy:

Security will respond to all Emergency Department Code Blue's. Upon arrival, prime directive is traffic control.

Procedure:

Upon notification, respond to the Emergency Department.

1. Notify the receptionist of your presence.
2. Close Emergency Department door if not already closed to provide privacy.
3. Remain in Emergency Department waiting area until code completed or services no longer required.
4. Restrict traffic into patient care area to authorized personnel. Provide assistance as requested.

Effective Date:

Authorized By: *AGS 1/06*

Source:

Date of Review: 10/02, 4/05, 11/06

Revision Number:

Units Primarily Affected:

PIT Review Date:

Security Department

Code 5 At East Division Procedure

1. Code Blue is called by dialing 888. Switchboard will announce the code and call for paramedics.

Security

1. Meets personnel at SSPU exit door and escorts them to the code.
2. Unlocks doors on 3-11 and 11-7 shift and
3. Acts as traffic controller, assists with lifting, etc., as needed.

7/01 11/06 AF



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POLICY/PROCEDURE
Safety & Security

Category:

TITLE: External Rounds/Parking Areas

Number

Page 1 of 1

Purpose:

To maintain traffic flow and provide for patients, visitors, and employees.

Policy:

Rounds completed for all shifts to maintain traffic flow and parking for patients, visitors, and employees.

Procedure:

6:00 AM to 6:00 PM Shift - Will check all parking areas during the day and will maintain traffic flow. Special parking areas will be enforced such as physicians, special reserved, handicapped, etc. Times the day shift officer needs to do special parking lot checks are at 8:00 AM and 2:30 PM. (Special attention needs to be taken at 2:30 PM in the 3:00 to 11:30 PM parking areas).

6:00 PM to 6:00 AM Shift - Will check all parking areas during the shift and will maintain traffic flow. Special parking areas will be enforced such as physicians, special parking lot from 10:30 PM to 11:00 PM (mandatory except for emergency calls, 302's, and life flights).

Special Notice All Shifts

1. Vehicles are to be properly parked at all times.
2. Each shift is to ensure all signs, traffic cones, or barrels are in good repair and properly standing, or mounted. If necessary, fill out work-orders for repairs you cannot complete.
3. A minimum of two complete parking lot checks should be made each shift unless other problems arise.
4. All officers are expected to issue traffic tickets to violators of the Medical Center parking policy. (Use good judgment!).
5. Any exterior lights not working should be reported to the Buildings & Grounds Department in the form of a work order.
6. During the winter months, any unsafe areas should be reported to Buildings & Grounds ASAP for correction (ice patches, etc.) (Document on shift report.)
7. All time spent on problems, etc. occurring in the parking areas should be documented on your shift report.
8. Vehicle accidents occurring on Medical Center property are to be documented on out traffic accident (10-45) report form.
9. Fire lanes must be maintained at all times.
10. Entrances such as, emergency ambulance entrance must not be blocked by unauthorized vehicles.

Effective Date:

Authorized By: *AS 11/06*

Source:

Date of Review: 10/02, 11/06

Revision Number:

Units Primarily Affected:

PIT Review Date:



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POLICY/PROCEDURE
Safety & Security

Category: Department Policy

TITLE: Completion of Duty Log (When Hand Held Fails)

Number

Page 1 of 2

Purpose:

To provide a record of safety and security problems, hazards, accidents, or incidents.

Policy:

The shift report is completed daily on each shift by the Security Officer on duty. All security related problems and/or incidents must be documented indicating time, location, persons, and departments involved, and witnesses.

All shift reports are turned over to the Security Supervisor daily. The logs are retained in the Security Department for review.

All unusual occurrences will be reported the day of the occurrence to the Supervisor by the Security Officer on duty.

Any unusual occurrence will be reported to the Security Manager as soon as possible by the Supervisor.

Procedure:

Standard Operating Procedures/Guideline

1. If your relief is late, allow a reasonable time for him/her to show up. If after this time the relief officer does not arrive, call the Security Supervisor or Manager.
2. When being relieved by the oncoming officer, take time to relate to him/her everything that occurred on your shift and anything that may occur on the up and coming shift such as Life Flights, 302 patients, bodies to the morgue, communication problems etc.
3. Schedule changes are not permitted unless authorized by the Security Supervisor or Manager.
4. Do not remain in any department for a lengthy period unless requested to do so or to assist.
5. No drinking of alcoholic beverages while on duty or approximately six (6) hours prior to coming on duty.
6. If you are in doubt as to the correct action to take in an unusual security situation, call the Security Supervisor or Manager. If you are unable to reach the Security Supervisor or Manager, use your own discretion in the matter and document it fully on your report.
7. Strive to maintain excellent cooperation with the state and local police and do not hesitate to call for their support.
8. Record any incidents involved in or observed by you on a separate incident report. State time and location occurred, action taken, and a detailed account including names of all parties involved and any witnesses.
9. At the beginning of your shift, make sure that you have all keys, radio, and pager; and also be aware of any new changes or memos.
10. When asked to do so, assist in all emergency situations. Assist in all non-emergency situations such as wheeling a patient to X-ray, moving a patient from litter to bed, or any other errand someone may need. Assistance is at officer's discretion in non-emergency situations and should not interfere in regular duties. Do not leave the Medical Center property.

Effective Date:

Authorized By: *6/25 11/06*

Source:

Date of Review: 10/02, 11/06

Revision Number:

Units Primarily Affected:

PIT Review Date:



DuBois Regional
Medical Center

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POLICY /PROCEDURE
Safety & Security
Category: Department Policy

TITLE: Completion of Duty Log (When Hand Held Fails)

Number

Page 2 of 2

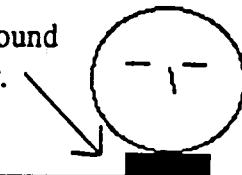
11. Whenever you are called for anything, mark down the time you are called and the time the call is completed.
12. When called to open a door and you are opening it for someone other than an employee of that department, mark down who and what the reason was for opening it.
13. Whenever you go to lunch, mark the time on your duty log note section. For example: (16:00 Lunch).
14. Mark down all times spent in the parking lot in the note section of your duty log.
15. Due to the fact that reports go to insurance companies, courts, etc., you are to do all reports as neatly as possible, which includes spelling.
16. When two officers are on duty on the same shift, they should not be spending excessive time together due to the amount of area that has to be patrolled. It will be decided at shift change which officer will patrol the outside first. Equal amounts of time will be spent inside and outside between the officers. When both officers are inside, the calls will be answered in alternation to insure each officer pulls his/her own weight. When second officer is needed on a call, be sure to mark the assistance on the call section of your duty log.
17. Always be polite, remain calm, and use discretion and good judgment. **BE CONFIDENT!!!!**

Notice

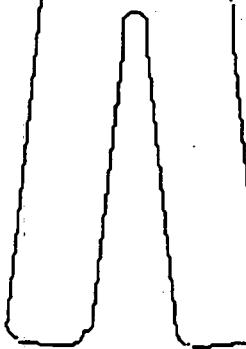
ANY TIME YOU CALL FOR ASSISTANCE FROM CITY POLICE, MAINTENANCE, HOUSEKEEPING, OR OTHERS, YOU WILL BE REQUIRED TO FILL OUT AN INCIDENT REPORT TO INDICATE THE REASON YOU COULD NOT HANDLE THE CALL ON YOUR OWN.

SEARCH PROCEDURE

2. Check around the collar.



3. Check arms and armpit areas.



4. Check around the waistline including around belt.

Safety and Security Contraband Search Techniques

1. When conducting a body search, have the person empty all pockets.
2. Have the person stand with legs shoulder width apart and arms extended.
3. Start at the top (head) and work your way down to the feet.

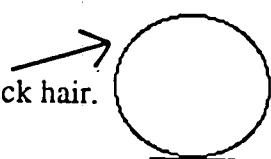
When searching, run your hands along the length of each extremity (arms and legs).

5. Check all areas as shown in search procedure diagrams (1 through 6).

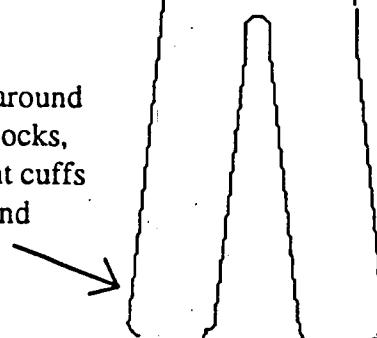
NOTE: Remember if checking a visitor or patient, they are not to be treated as criminals. The search is to be conducted in a courteous manner. You should explain your actions whenever possible. This helps the visitor or patient better understand why a search is being conducted and will help reduce anxiety.

THE SEARCH

1. Check hair.



6. Check around ankle, socks, and pant cuffs (front and back).



5. Check legs from top to bottom (front and back).



DuBois Regional
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POLICY/PROCEDURE
Safety & Security

Category: Department Policy

TITLE: Transportation of 302 Patient

Number

Page 1 of 1

Purpose:

To ensure the safety of the patient and staff while being transported.

Policy:

When a patient is ready to leave the West Unit and is to be transported to Behavioral Health Services, it will be the responsibility of the officer on duty to do the following:

Procedure:

1. Prior to the patient being loaded in the Ambulance, West officer will notify East officer VIA portable that a 10-80 is ready to be transported.
2. The East Unit Officer, if available, will respond to the Side Ambulance Entrance to meet the arriving ambulance. If the East Unit Officer is unable to meet the arriving ambulance, and it is at a scheduled time for the side ambulance door to be locked, the East Unit Officer will notify West Unit that the ambulance must enter through the Switchboard Entrance.
3. When the ambulance arrives, the East Unit Officer will escort and assist to the Behavioral Health Services Unit.

Effective Date:	July 1994
Authorized By:	President
Source:	Regulatory Standards
Date of Review:	11/94; 6/95; 7/96; 7/97; 12/97; 7/98, 10/02, 11/06
Revision Number:	1 (2/95); 2 (4/95); 3 (12/97);
Units Primarily Affected:	All Patient Care Areas



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POLICY/PROCEDURE
Safety & Security

Category:

TITLE: Patient Transfer (Life Flight)

Number

Page 1 of 1

Purpose:

To facilitate patient transfer when transport vehicle is Life Flight.

Policy:

Security will provide a safe landing area for Life Flight vehicles and maintain security of the vehicle until "lift off".

Notification: The transferring department is responsible to notify the Security Officer on duty of the incoming Life Flight and E.T.A. (estimated time of arrival).

Note: If the switchboard operator or house supervisor is notified of the incoming Life Flight, they should notify Security in order to confirm Security's knowledge of the Life Flight transfer.

Procedure:

Upon notification or thirty (30) minutes prior to the Life Flight arrival, the following protocol will be followed:

1. The Security Officer will obtain assistance from additional officer on duty to Buildings & Grounds staff when manpower is needed.
2. The Security Officer will position Life Flight fire extinguisher in a safe area that is quickly accessible in case of fire emergency. The Security Officer will also insure that no vehicles in the approach/glide path are above standard car height to maximize a safe landing. Security will obtain necessary information on oversized vehicle and have switchboard page over PA system for immediate removal of vehicle from approach/glide path.
3. The Security Officer will then maintain a position near the landing zone awaiting visual contact with the Life Flight helicopter.
4. Upon approach of the Life Flight helicopter to glide path, Security will detain all pedestrians near the landing zone area.
5. Security will then provide whatever assistance is necessary to Life Flight staff and provide Security for the helicopter until Life Flight staff returns and patient is loaded.
6. When Life Flight helicopter is ready for liftoff, all traffic will again be restricted (detain all traffic prior to the starting of blade rotation).
7. After the Life Flight helicopter is clear from the area, secure fire equipment and resume normal traffic.

NOTE: During Life Flight landings and takeoffs, Security Officers are to wear safety glasses and hearing protection at all times.

* **Security Officers must also attempt to insure that none of the following conditions exist:**

- Automobile windows left open
- Trunks left open or unlatched
- Sunroofs open or unlatched
- T-tops left open or unlatched
- Pickup trucks with debris or unsecured equipment on the bed
- Motorcycles are not to be parked near the helipad
- Construction materials or debris unsecured
- Construction personnel unaware of incoming/outgoing aircraft
- Cranes erected near the landing zone

Effective Date:

Authorized By:

Source:

Date of Review: 10/02, 11/06

Revision Number:

Units Primarily Affected:

PIT Review Date:



DuBois Regional
Medical Center

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POLICY/PROCEDURE
Safety & Security

Category:

TITLE: Maintaining Chain of Evidence for Blood Specimen.

Number

Page 1 of 1

Purpose:

To ensure the integrity of the blood specimen is maintained until received by law enforcement personnel.

Policy:

When a blood specimen has been collected for the purpose of calculating a blood alcohol or controlled substance level and a law enforcement officer is not present to accept the specimen, the Security Officer on duty will maintain the chain of evidence in the following manner.

Procedure:

The Security Officer on duty will be notified to report to the Emergency Room. Upon arrival, the officer will receive the blood specimen, complete the proper forms, and secure the specimen in the prescribed manner in order to maintain the chain of evidence.

1. Upon receiving a blood specimen, the officer on duty will seal the specimen in an envelope and place the patient's name on the envelope. (Witnesses must be present.)
2. The Security Officer, also in the presence of witnesses, will sign the "Received" section of the "Maintaining Chain Of Evidence For Blood Specimen" form and will place the envelope containing the blood specimen in the locked box along with the signed form and will have witnesses sign, date, and record time of the receipt. The Security Officer will then give the receipt to Emergency Department staff. The locked box will then be placed in the assigned area until the law enforcement officer arrives.
3. When the law enforcement officer arrives, the box will be opened by Security in the presence of the law enforcement officer and witnesses. The envelope containing the specimen will then be turned over to the law enforcement officer.
4. The law enforcement officer and witnesses must sign the "Maintaining Chain Of Evidence For Blood Specimen" form. The form will then be turned over to the Emergency Department staff. This will conclude the procedure.

Effective Date:

Authorized By:

Source:

Date of Review: 10/02, 11/06

Revision Number:

Units Primarily Affected:

PIT Review Date:



DuBois Regional
Medical Center

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POLICY/PROCEDURE
Safety & Security

Category:

TITLE: Transportation of Specimens

Number

Page 1 of 1

Purpose:

To provide a system for transportation of inter facility specimens (and supplies in case of emergency) as referred by physician's offices, nursing departments, or laboratory facilities.

Policy:

Security personnel will transport specimens or supplies in emergency situations or when instructed by Security Supervisor.

Procedure:

When retrieving such specimens from referral agency or Medical Center department to Laboratory, the following procedure is used:

1. Secure adequately sealed specimen with appropriate number of insurance information forms.
2. Deliver specimens and insurance information forms to the Laboratory.
3. If any leakage occurs and personnel come in direct contact with specimen, wash affected area thoroughly. Refer to Infection Control Policy.

When asked by any department to transport specimens to the Laboratory in an emergency situation, receive and transport specimen to Laboratory.

NOTICE: Always follow universal precautions. Wear rubber gloves when transporting specimens.

Effective Date:

Authorized By:

Source: Security

Date of Review: 10/02, 11/06

Revision Number:

Units Primarily Affected: Safety & Security

PIT Review Date:



DuBois Regional
Medical Center

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POLICY/PROCEDURE
Safety & Security

Category:

TITLE: Theft Investigations

Number

Page 1 of 1

Purpose:

To insure proper, thorough, and confidential investigations of all reported thefts; To provide an up-to-date record of employee and Medical Center losses; To provide the Safety and Security Supervisor with knowledge of theft activities within the Medical Center and grounds for immediate or future action.

Policy:

In the event of a reported theft, the Security Officer will respond as soon as possible to the area of the theft or to the person reporting the theft and collect all information routine to the investigation. The Security Officer will then fill out the Security Department incident form with all necessary information.

Procedure:

In the event the person reporting the theft is not an employee of the Medical Center, the Security Officer will fill out the Safety and Security Department incident report form and place the information in the Security files for future reference or legal action. It is the responsibility of the non-employee to report the theft to the local police if desired.

NOTE: The Medical Center Security Supervisor must be notified of all thefts occurring on Medical Center property. The Safety and Security Supervisor will also forward information on all the thefts to the Risk Management Department for review.

Effective Date:

Authorized By:

Source:

Date of Review: 10/02, 11/04

Revision Number:

Units Primarily Affected:

PIT Review Date:



DuBois Regional
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POLICY/PROCEDURE
Safety & Security

Category:

TITLE: Package Control

Number

Page 1 of 1

Purpose:

To monitor suspicious packages brought into or removed from the Medical Center by patients, visitors, and staff.

Policy:

Package control throughout the Medical Center or checking packages that are suspicious is a difficult task. Every package that comes into the Medical Center cannot be checked by Security especially the items brought in by visitors. However, controls can be established.

Medical Center employees must be alerted to watch for suspicious packages or items during the course of their shift. Observe for the following:

1. Packages for special department that are unmarked or suspicious in nature for that department.
2. Any package that appears to have been tampered with.
3. Staff/visitors leaving or entering the Medical Center with packages, boxes, or briefcases acting in a suspicious nature entering or exiting an unauthorized access way.

Procedure:

If any suspicious packages are reported or found, use the following protocol. Contact the Security Officer on duty. Security will check package for origin. If origin or contents cannot be determined, contact the Security Supervisor who will then make a final decision on how to proceed.

Effective Date:

Authorized By:

Source:

Date of Review: 10/02, 11/06

Revision Number:

Units Primarily Affected:

PIT Review Date:



DuBois Regional
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POLICY/PROCEDURE
Safety & Security

Category:

TITLE: Checking Packages

Number

Page 1 of 1

Purpose:

To establish guidelines for the Security Officer when he/she has to stop an employee or visitor to check any type of bag, box, briefcase, etc. for hospital property.

Policy:

When deemed necessary or when observing a suspicious person leaving the hospital with a box, bag, etc., the Security Officer may have to stop the person and check for possible property being removed from the hospital.

Note: The hospital has the right under policy.

Procedure:

1. Remember, any person is always innocent until proven guilty.
2. NEVER touch or otherwise lay hands on either the PERSON or their PERSONAL PROPERTY.
3. Both your action and speech must reduce any tendency on the part of the person stopped to feel that he/she is being accused or intimidated.
4. DO NOT use phrases such as theft, stealing, or pilferage. Refer to your actions as inventory control.
5. NEVER run towards the person or speak loudly.
6. Explain to the person being checked that it's your job under hospital policy to check packages, bags, etc. going out of the hospital.
7. Ask them to please show you the contents of the package, bag, etc.
8. At this point if they refuse to comply with your request, take no further action except to note the person's name or possibly obtain the plate number of the car they leave in. This information should then be turned over to the Security Supervisor for further action.
9. At this point if they comply, ask them to open up the package for you so you can look inside.
 - A. If you check the package and no hospital property is present, thank him/her for their cooperation.
 - B. If you check the package and it contains hospital property, remove property belonging to the hospital and inform him/her it would be to his/her advantage to accompany you to see the house supervisor or their department manager (if the Security Supervisor is not available). The matter should then be discussed and fully documented with TIME, DATE, SUSPECT'S NAME, AND DETAILS OF THE INCIDENT. If suspect refused to go with you, document all information and report it to the Security Supervisor and administrative person on call.

Effective Date:

Authorized By:

Source:

Date of Review: 10/02 11/06

Revision Number:

Units Primarily Affected:

PIT Review Date:



DuBois Regional
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POLICY/PROCEDURE
Safety & Security

Category:

TITLE: Management of the Sexually Assaulted Person, Including Rape

Number

Page 1 of 1

Purpose:

To transport and secure the evidence obtained from the sexually assaulted person with the structure of the law.

Policy:

Security will respond to the Emergency Department when notified of the presence of a person sexually assaulted.

Procedure:

1. Respond to the Emergency Department.
2. If police officer is not present in department, the sealed sex crime kit and patient's clothing will be retained under locked security for one (1) week.
 - A. With assisting nurse, place sealed sex crime kit in metal evidence box and lock box (Security retains keys at all times).
 - B. Place individually bagged (and sealed) articles of clothing in the Security office.
 - C. Transport locked metal box to the chemistry laboratory.
 - D. Place in double refrigerator.
3. If a police officer is present, the sealed sex crime kit and sealed clothing bags are turned over to the police.

Receipt for the release of evidence to the police must be signed by the police offices and the Security Officer on duty upon receipt of the above.

NOTE:

The Medical Center is not required by law to report cases of sexual assault to the local law enforcement agency. Cases should only be reported at the request of the patient or the parent or guardian of a minor; however, in any case where reasonable cause to suspect that the child has been sexually abused by the parent or guardian, the physician shall immediately report the circumstances or cause a report to be made as in any other suspected child abuse case.

Effective Date:

Authorized By:

Source:

Date of Review: 10/02, 11/06

Revision Number:

Units Primarily Affected:

PIT Review Date:

SECTION IV

**DUBOIS REGIONAL MEDICAL CENTER
INFECTION CONTROL POLICIES
Security Department**

Table of Contents

Infection Control Practices I-Security-100

**DUBOIS REGIONAL MEDICAL CENTER
DUBOIS, PENNSYLVANIA**

**CATEGORY: Infection Control
Security**

Title: Infection Control Practices

Number: I-Security-100

Infection Control

I. Personnel

- A. Appropriate uniform and shoes - see dress code
- B. Personnel shall be neat and practice good personal hygiene
- C. Personnel will comply with Employee Health Policies
- D. Personnel will attend at least one infection control inservice annually

II. Traffic Control

- A. Personnel will assist in enforcing DRMC's visitor policies

III. Miscellaneous

A. During interfacility transportation of specimens, observe the following guidelines:

- 1. Before transporting, make sure specimens are properly packaged and observe the following guidelines. If any leaking or splashing occurs and there is direct contact with non-intact skin, eyes, or mucous membranes, wash or flush the affected area thoroughly, complete incident report, and report to the ER.
- B. Standard precautions will be followed by wearing appropriate barriers (i.e., gown, gloves, masks, or eye coverings) depending on type of anticipated contact with blood or body fluids or patients.
- C. When dealing with patients in emergency situations, adhere to the following guidelines:
 - 1. Follow standard precautions - Personnel will wear appropriate barriers (i.e., gown, gloves, masks, or eye coverings) depending on type of anticipated contact with blood or body fluids of patients.
 - 2. Dispose of gown, mask, etc., and wash your hands upon leaving the area.
 - 3. If direct contact with a patient's blood or body fluids with non-intact skin, eyes, or mucous membranes occurs, it will be reported as above (see A 1).
 - 4. If special respiratory protection is required, nursing will provide instructions.

Effective Date: 6/89

Authorized by: Infection Control Committee

Source:

Date of Review: 7/89, 11/91, 9/27/94, 8/27/96, 8/29/96, 8/25/98, 08/22/00 10/02, 11/06

Revision Number: 2 - 9/27/94

Units Primarily Affected: Security

OK

COMMUNICATIONS

Good communications are vital for efficient and effective hospital operation. Employees will be expected to accept the responsibility for all the information relating to their work, for all memos posted on hospital bulletin boards, and for all communications affecting their relationship with the hospital.

Employees are asked also to be quick to communicate to their immediate Supervisor or Department Head any significant information relating to patient care, hospital security, safety, the need for maintenance services, or any other matter that requires attention by someone in authority.

Employees are expected to be sensitive and sensible in the communication activities with other employees and with other departments. Gossip is to be kept at an absolute null level; in other words, we don't want any. Our goal is a communication system within the hospital that works freely and effectively in all directions disseminating the truth, the facts, and not gossip.

OFFICERS:

The Feeding Pumps for the cans of Nutrients that are given to the Patients are located in the Kitchen. Immediately upon entering main part of kitchen turn right and walk to the windows. Open the sliding metal silver doors and the pumps are there.

The feeding bags are located to the left of this area on the bottom shelf in the back area of the shelf. The Nutrients are on the shelf above your head. If

**you can't find the nutrient you
are looking for; you'll have to
check the storeroom to left side
of hallway by the exterior dock
door.**

VERIFICATION

I, PATRICIA ABELL, am one of the representatives of the **DUBOIS REGIONAL MEDICAL CENTER** designated to execute verifications in this matter. In that capacity I am represented by counsel. I have furnished to my counsel factual information upon which the foregoing **ANSWERS TO PLAINTIFF'S SECOND SET OF INTERROGATORIES DIRECTED TO DEFENDANT** are based. To the extent that these are based on the factual information provided to counsel, I verify that those facts are true and correct to the best of my knowledge, information and belief. However, the language is that of counsel and, to the extent that it goes beyond the factual information which I have provided to counsel, I have relied upon counsel in making this verification.

I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. Section 4904, relating to unsworn falsifications to authorities.

DUBOIS REGIONAL MEDICAL CENTER



Patricia Abell

Date: 11/1/07

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

No. 2007 - 320 CD

Plaintiff

ISSUE:

Notice of Service of Answers to
Plaintiff's First Set of Interrogatories
Directed to Defendant

vs.

Filed on behalf of Defendant

DUBOIS REGIONAL MEDICAL CENTER,

Counsel of Record:
Michael A. Sosnowski, Esquire
PA I.D. #67207

Defendant

McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 15th DAY OF November, 2007.

Michael A. Sosnowski

Attorneys for Defendant

FILED NO CC
11/19/2007
NOV 19 2007
(LM)

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE, : No. 2007 - 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

JURY TRIAL DEMANDED

**NOTICE OF SERVICE OF ANSWERS TO PLAINTIFF'S FIRST SET OF
INTERROGATORIES DIRECTED TO DEFENDANT**

TO: PROTHONOTARY

You are hereby notified that on the 15TH day of November 2007, defendant served Answers to Plaintiff's First Set of Interrogatories Directed to Defendant, on the Plaintiff by mailing the original of same via First Class U.S. Mail, postage prepaid, addressed to the following:

John G. Achille, Esquire
Achille, Ellermeyer & French
379 Main Street
Brookville, PA 15825-1221

McINTYRE, HARTYE & SCHMITT

By Michael A. Sosnowski
Attorneys for Defendant,

Michael A. Sosnowski, Esquire
PA I.D. #67207
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581
(814) 696-9399 - Fax

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

No. 2007 - 320 CD

Plaintiff

ISSUE:
Notice of Service of Answers to
Plaintiff's Second Set of
Interrogatories Directed to
Defendant

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Filed on behalf of Defendant

Defendant

Counsel of Record:
Michael A. Sosnowski, Esquire
PA I.D. #67207

McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 15th DAY OF November, 2007.

Michael A. Sosnowski
Attorneys for Defendant

FILED NOCC
NOV 19 2007
M
William A. Shaw
Prothonotary/Clerk of Courts

**IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION**

RAYMOND H. CABLE, : No. 2007 - 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER, :

Defendant

: JURY TRIAL DEMANDED

**NOTICE OF SERVICE OF ANSWERS TO PLAINTIFF'S SECOND SET OF
INTERROGATORIES DIRECTED TO DEFENDANT**

TO: PROTHONOTARY

You are hereby notified that on the 15TH day of November 2007, defendant served Answers to Plaintiff's Second Set of Interrogatories Directed to Defendant, on the Plaintiff by mailing the original of same via First Class U.S. Mail, postage prepaid, addressed to the following:

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By Michael A. Sosnowski
Attorneys for Defendant,

**Michael A. Sosnowski, Esquire
PA I.D. #67207
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581
(814) 696-9399 - Fax**

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

No. 2007 - 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

JURY TRIAL DEMANDED

FILED
mha:34/BS NO C
NOV 19 2007
620

William A. Shaw
Prothonotary/Clerk of Courts

**ANSWERS TO PLAINTIFF'S FIRST SET OF
INTERROGATORIES DIRECTED TO DEFENDANTS**

DuBois Regional Medical Center objects to any definitions or instructions set forth in these Interrogatories which are not contained within the applicable Pennsylvania Rules of Civil Procedure.

1. The information contained in these Answers was obtained either directly or indirectly by the Risk Management Department at DuBois Regional Medical Center.
2. This would depend on the particular Interrogatory and area of inquiry.
3. DuBois Regional Medical Center is a healthcare facility operating within the parameters of its capabilities.
4. No.
5. Please see answer to Interrogatory #4.
6. Yes.
7. (a) Most recent license relative to the events in question was granted on 5/20/05
(b) General Medical and Surgical; Psychiatric; Obstetric; Medical Rehabilitation; Neonatal Level III; pediatric; Intensive Care; Home Care; Emergency
8. No, not within the parameters of care that can be rendered at DuBois Regional Medical Center.
9. Please see answer to Interrogatory #8.
10. It is presumed that this question refers to plaintiff's emergency room presentation and subsequent admission of June 3 - 9, 2005. During this time, plaintiff

went from the Emergency Department to the Intensive Care Unit to the Behavioral Health Unit. However, plaintiff has been a patient at DRMC for a variety of reasons over several years.

11. It is assumed that this question refers to plaintiff's June 3, 2005, admission. The admitting physician, per the medical records, is Dr. Rajeev Malhotra.

12. Not that DuBois Regional Medical Center is aware of.

13. Please see answer to prior Interrogatory.

14. It is entirely possible that there were discussions between DRMC's "agents and employees" and the plaintiff regarding his condition.

15. With respect to any discussions, DRMC is not aware of the particulars that might be responsive to this Interrogatory beyond what might be contained in plaintiff's medical records. Reference should be made to those records.

16. Please refer to plaintiff's medical records for the period in question. If there is a particular entry that is somehow relevant that is not clear from the records, DRMC will respond to a more specific request for information.

17. Please see answer to prior Interrogatory.

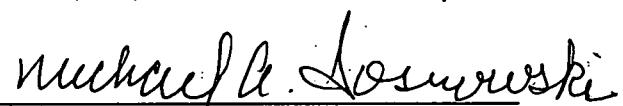
18. Not that DRMC is aware of.

19. Please see answer to prior Interrogatory.

20. Again, it is presumed that this question refers to plaintiff's admission of June 3, 2005, which is apparently the subject of this lawsuit. The answer is no.

21. Please see answer to prior Interrogatory.

22. This Interrogatory is objected to to the extent it refers to the "incident alleged in Plaintiff's Complaint" insofar as DRMC disputes this version of events. Notwithstanding that, hospital personnel who are or may have been present at the time plaintiff attempted to forcefully leave the emergency room include Dr. McKinley; Sue Barley, RN; Annette Caltagrone, RN; Corey Onder, RN; and Chet Felczak, hospital security officer.


Michael A. Sosnowski, Esquire

23. The Application for Involuntary Emergency Examination and Treatment pursuant to Section 302 of the Mental Health Procedures Act of 1976 was executed by the emergency room physician, Dr. McKinley. This is contained in plaintiff's hospital chart.

24. This information is contained in the paperwork referred to in the prior Interrogatory.

25. Please refer to the emergency room record of June 3, 2005.
26. Please refer to the inpatient record for the period reflecting the time of plaintiff's admission to the ICU.
27. Plaintiff was treated by Dr. Sanjeev Anand, his nephrologist, who is not employed by DRMC.
28. Please refer to the medical records, which reflect plaintiff's pre-hospital history to the degree it was known.
29. Please refer to plaintiff's DRMC hospital record for the applicable discharge diagnosis.
30. Please refer to plaintiff's medical record, including the Mental Health Procedures Act documentation referred to in earlier Interrogatory answers, as well as records reflecting history and physical examination.
31. A "Code Gray" is a hospital code for a combative individual which typically requires security intervention.
32. Yes.
33. The record was completed by August 11, 2005.
34. None that are evident.
35. Please see answer to previous Interrogatory.
36. With the exception of Health Information Management or Risk Management staff, there are no records of any physician or hospital staff member having access to Plaintiff's hospital records following the date the records were completed.
37. Please see answer to previous Interrogatory.
38. It is assumed that this Interrogatory refers to Plaintiff's June 3, 2005 admission. With that understanding, the answer is no.
39. Please see answer to previous Interrogatory.
40. Please see answer to Interrogatory #38.
41. No.
42. Please see answer to previous Interrogatory.
43. Yes.

44. (a) DuBois Regional Medical Center and affiliated parties
100 Hospital Avenue
DuBois, PA 15801-0447

(b) 1----2003

(c) 9/7/04 to 9/7/05

(d) \$500,000 per occurrence (aggregate = \$2,500,000)

(e) Dubois Medical Risk Retention Group, Administrative Offices
100 Hospital Avenue
DuBois, PA 15801
And

(a) DuBois Regional Medical Center

(b) HPC 5976562 00

(c) 9/7/04 through 9/7/05

(d) \$8,000,000

(e) Zurich, Steadfast Insurance Company Administrative Offices
1400 American Lane
Schaumburg, Illinois 60196-105

45. This Interrogatory is objected to insofar as it is unclear what it is asking for. Without waiving this objection, and to the best of DRMC's understanding, any medical records that DRMC is aware of are contained within plaintiff's hospital chart.

46. Please see answer to previous Interrogatory.

47. The hospital denies that plaintiff was injured the way he is claiming in this lawsuit, at least insofar as its employees are concerned. If plaintiff suffered injuries inflicted by people not under the control of DuBois Regional Medical Center, including himself, those individuals would obviously not be hospital employees.

48. Please see answer to prior Interrogatory.

49. Yes.

50. (a) An Incident Report was prepared by Chet Felczak, the hospital security officer. A written statement was prepared by Corey Onder, RN, an emergency room nurse.

(b) Both documents are written.

51. Attached are copies of both versions of the Incident Report and Mr. Onder's statement.

52. Not that DRMC is aware of.

53. Please see answer to prior Interrogatory.

Respectfully submitted,

McINTYRE, HARTYE & SCHMITT

By Michael A. Sosnowski
Attorneys for Defendant

Michael A. Sosnowski, Esquire
PA I.D. #67207
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

RAYMOND H. CABLE,

Plaintiff,

vs.

DUBOIS REGIONAL MEDICAL
CENTER

Defendants.

: CIVIL ACTION - LAW
: No.: 2007 - 320 CD
: Type of Pleading:
: PLAINTIFF'S FIRST SET OF
: INTERROGATORIES DIRECTED TO
: DEFENDANTS
: Filed on behalf of PLAINTIFF
: Counsel of Record for this
: Party:
: SCOTT A. WHITE, ESQUIRE
: 379 Main Street
: Brookville, PA 15825
: 814 849-6701
: I.D. No. 77465

**IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY
PENNSYLVANIA**

RAYMOND H. CABLE, :
Plaintiff, :
: CIVIL ACTION - LAW
vs. : No.:320 - 2007 CD
DUBOIS REGIONAL MEDICAL :
CENTER : Type of Pleading:
: PLAINTIFF'S FIRST SET OF
Defendant. : INTERROGATORIES DIRECTED
: TO THE DEFENDANT

NOTICE

**PLAINTIFF'S FIRST SET OF INTERROGATORIES
DIRECTED TO THE DEFENDANT**

AND NOW COMES Plaintiff, by his attorney, JOHN G. ACHILLE, ESQUIRE, and, pursuant to the Pennsylvania Rules of Civil Procedure, hereby demands that the above party answer the following Interrogatories separately, fully, in writing, and under oath, in the time period provided for under the said Rules. If any party files any objections to any of the Interrogatories propounded herein, it is hereby demanded that the Interrogatories not objected to be answered within the aforesaid period.

Pursuant to the Pennsylvania Rules of Civil Procedure, these Interrogatories shall be deemed continuing, and the parties to whom these Interrogatories are directed are required to supplement their responses in the event that new or additional information is required.

In any Interrogatories where reference is made to the Plaintiff or Plaintiffs, all such reference shall refer to the

Plaintiff party who claims to have received bodily injury for which damages are claimed in this action, and the Interrogatory is deemed to request all knowledge of all party Plaintiffs, their investigators, agents, servants, attorneys, expert witnesses and/or representatives. When answers furnished are not within the personal knowledge of the person answering, state the name of each person to whom the information is a matter of personal knowledge.

Instructions and Definitions

(A) Identify by date, sender, recipient, location and custodian each document relied upon or which forms the basis for the answer given or which corroborates the answer given or the substance of what is given in the answer to these Interrogatories;

(B) The word "document" is used herein in its broadest sense and includes any original, reproduction or copy of any kind, typed, recorded, graphic, printed, written or documentary matter, including without limitation, correspondence, memoranda, inter-office communications, notes, diaries, contracts, documents, drawings, plans, specifications, estimates, vouchers, permits, written ordinances, minutes of meetings, invoices, billings, checks, reports, studies, telegrams, notes of telephone conversations, and notes of any and all communications and every other means of recording any tangible thing, any form of communication or representation, including letters, words, pictures, sounds or symbols or combinations thereof;

(C) State whether information furnished is within the personal knowledge of the person answering and, if not, state the name if known of each person to whom the information is a matter of personal knowledge;

(D) Identify each person who assisted or participated in preparing and/or supplying any of the information given in answer to or relied upon in preparing answers to these Interrogatories;

(E) If you maintain that any document or record which refers to or relates to anything about which these Interrogatories ask has been destroyed, set forth the contents of said document, the location of any copies of said document, the date of such destruction and the name of the person who ordered or authored such destruction;

(F) These Interrogatories make inquiry of knowledge known to the above-named party, if appropriate, its agents, servants and/or employees, and/or its agents, and/or attorneys, and/or insurers, their agents, servants, representatives and/or

employees, and/or any other representative.

1. Is all of the information furnished herein within the personal knowledge of the person who signs the Affidavit, under oath, which is attached hereto?

ANSWER: **See attached sheets for Answers to Interrogatories due to not enough space.**

2. If the answer to Interrogatory No. 1 is "No" then identify each other person in accordance with the definitions and instructions attached hereto.

ANSWER:

3. Is defendant a health care provider?

ANSWER:

4. Is defendant incorporated, and, if so state:

- (a) Name and address of defendant;
- (b) State of incorporation; and
- (c) Date of incorporation.

ANSWER:

5. If your answer to the previous interrogatory is in the negative, state:

- (a) Names and address of the corporate officers;
- (b) Names and addresses of members of the board; and

(c) Name and address of the hospital administrator.

ANSWER:

6. Are you licensed by the Commonwealth of Pennsylvania?

ANSWER:

7. If your answer to the previous interrogatory is in the affirmative, state:

- (a) The date of licensing; and
- (b) Nature of the services provided.

ANSWER:

8. Are there any governmental restrictions or limitations on the nature of the health care services provided by you?

ANSWER:

9. If your answer to the previous interrogatory is in the affirmative, state:

- (a) Nature of the limitation or restrictions;
- (b) Reason for the limitation or restriction;

- (c) Name and address of the entity that placed the restriction upon you; and
- (d) Date these limitations or restrictions were imposed.

ANSWER:

10. Please set forth the exact inclusive dates when the Plaintiff was a patient at Defendant's facility.

ANSWER:

11. Under whose services was Plaintiff admitted to Defendant's institution?

ANSWER:

12. Did Plaintiff make any agreements, oral or in writing, with the Defendant institution, concerning the nature of the treatment, procedure, or tests to be administered?

ANSWER:

13. If so, for each agreement, state:

- (a) The date and place it was made;
- (b) A description of each promise made by Plaintiff under the agreement;
- (c) Name and address of each person present at the time it was made;
- (d) If written, name and address of person having custody of same.

ANSWER:

14. Did Defendant through its agents and employees engage in conversation with the Plaintiff, or members of Plaintiff's family, concerning Plaintiff's condition?

ANSWER:

15. For each conversation, state:

- (a) Date and place;
- (b) Name and address of persons so engaged;
- (c) Substance of said conversation;
- (d) Names of other persons present;
- (e) If oral, whether a written memorandum was made of the conversation; and
- (f) If written, name and address of person having custody of same.

ANSWER:

16. State the names, addresses and present whereabouts of each employee of defendant institution that rendered medical,

psychiatric or nursing services while Plaintiff was a patient?

ANSWER:

17. With regard to each individual above, state:

- (a) Nature of the services rendered;
- (b) Dates said services were rendered;
- (c) Place where said services were rendered; and
- (d) Names and addresses of other persons present when such services were rendered.

ANSWER:

18. Did any employee of Defendant refuse to attend to Plaintiff or indicate that they were unable to do so?

ANSWER:

19. If so, for each such occasion, state:

- (a) Name, address and present whereabouts of said person;
- (b) Whether he/she refused or whether he/she was unable to attend to the Plaintiff;
- (c) The date and time of each such refusal or inability; and
- (d) Reason for refusal or inability to attend to Plaintiff:

ANSWER:

20. State whether Plaintiff, while a patient on a Defendant's premises, underwent any surgical procedures.

ANSWER:

21. If so, state:

- (a) Exact time and date of said procedure;
- (b) Exact time Plaintiff was prepared for surgery;
- (c) Trade name and dosage of all types of anesthesia used;
- (d) Exact time the surgical procedure commenced; and
- (e) Exact time the surgical procedure terminated.

ANSWER:

22. State the name, address, title and present whereabouts of all persons present during the incident alleged in Plaintiff's Complaint and the precise role played with regard to the incident:

ANSWER:

23. State the name and address and present whereabouts of the physician who authorized the 302 warrant?

ANSWER:

24. State names, addresses and present whereabouts of any physicians who assisted in authorizing the 302 warrant and state precise nature of the assistance given.

ANSWER:

25. Describe Plaintiff's physical and psychological condition when he left the Emergency Room.

ANSWER:

26. State Plaintiff's physical condition when he arrived at the ICU.

ANSWER:

27. State whether Plaintiff, from the time of his admission until the time of his discharge, received any treatment whatsoever from any individual not employed by Defendant institution, and give said names.

ANSWER:

28. Please set forth Plaintiff's pre-admission diagnosis as set forth in hospital records.

ANSWER:

29. Please set forth Plaintiff's discharge diagnosis.

ANSWER:

30. State in detail the exact complaints which necessitated Plaintiff's admission to Defendant's institution.

ANSWER:

31. State the complete definition of a "code gray" as it pertains to the Plaintiff and the alleged incident in the Amended Complaint.

ANSWER:

32. Is Defendant in possession of complete hospital records in regard to Plaintiff?

ANSWER:

33. State the exact date that the hospital records were completed.

ANSWER:

34. State whether any additions, deletions or corrections were made to said records following the date of completion.

ANSWER:

35. If your answer to the previous interrogatory is in the affirmative, state:

- (a) Date of any addition, deletion or correction;
- (b) Name, address and present whereabouts of the person who made same;
- (c) Reason for any additions, deletions or corrections;
- (d) Name, address and present whereabouts of the person who authorized said additions, deletions or corrections;
- (e) Place where said addition, deletion or correction was made; and
- (f) State the nature of said change.

ANSWER:

36. State whether any physician or hospital staff member had access to Plaintiff's hospital records following the date said records were completed.

ANSWER:

37. If your answer to the previous interrogatory is in the affirmative, state:

- (a) Names, address and present whereabouts of said physicians;
- (b) Date he/she had access to said records;
- (c) Reason the access to said records was necessitated; and
- (d) Name, address and present whereabouts of any of Defendant's employees present when said records were made available.

ANSWER:

38. State whether x-rays were taken of the Plaintiff while Plaintiff was a patient in Defendant institution.

ANSWER:

39. If so, for each occasion an x-ray was taken, state:

- (a) Date and place;
- (b) Number of x-rays taken;
- (c) Each view taken;
- (d) The interpretation made of each x-ray; and
- (e) Name and address of person who has custody of each x-ray.

ANSWER:

40. State whether any report was made of the x-ray, and, if so, give name and address of the person who has custody of each record or report.

ANSWER:

41. State whether the Plaintiff's medical case was submitted for peer review.

ANSWER:

42. If your answer to the previous interrogatory is in the affirmative, state:

- (a) Name of the peer review group; and
- (b) Date of review.

ANSWER:

43. At the time of the occurrences complained of in this action, was there a policy of insurance covering you against claims arising out of negligence or liability?

ANSWER:

44. If so, for each policy, state:

- (a) Name and address of the insured;
- (b) Number of the policy;
- (c) Effective dates of the policy;
- (d) Limits of liability; and
- (e) name and address of the custodian of the policy.

ANSWER:

45. Does the Defendant have any records whatsoever in his possession which are not part of the hospital records that were maintained in the medical room and previously provided to Plaintiff?

ANSWER:

46. If your answer to the previous interrogatory is in the affirmative, state:

- (a) Name, address and present whereabouts of person having custody of said documents;
- (b) Nature of said documents; and
- (c) Reason said documents are not incorporated into the medical records or contained in the medical records room.

ANSWER:

47. Do you contend that a person or persons other than those employed by the hospital was responsible for plaintiff's injuries?

ANSWER:

48. If so, for each person, state;

- (a) Name, address and job title; and
- (b) Facts upon which you base your contention that he or she was responsible for Plaintiff's injuries.

ANSWER:

49. Were any statements obtained by you or on your behalf from any person concerning any matter relating to this action?

ANSWER:

50. If so, for each statement, state:

- (a) Name, address and occupation of person who obtained it;
- (b) Whether written, sound recorded or oral, and, if written or sound recorded, the name and address of the person who has custody of it.

ANSWER:

51. If there are statements, please attach a copy of each statement to your answers to these interrogatories.

ANSWER:

52. Is there any person who has knowledge or information concerning this case, whose name and address is not listed in the preceding answers to interrogatories?

ANSWER:

53. If so, for each such person, state:

- (a) His/her name, address and telephone number;
- (b) Address of the place where he is employed; and
- (c) His occupation and job title.

ANSWER:

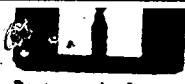
ANSWERS SUBMITTED BY:

Attorney for Defendant

Attorney for Plaintiff

Date

RESPONSE TO INTERROGATORY #51



DUBOIS REGIONAL MEDICAL CENTER
PO Box 447
DuBois, PA 15801-0447

Incident Report Form

INCIDENT TYPE: Code Gray

INCIDENT #

MONTH OCCURRED 6 DAY 3 YEAR 05

MONTH REPORTED 6 DAY 3 YEAR 05

TIME OCCURRED MILITARY: 2030

TIME REPORTED MILITARY: 2030

LOCATION: ER

CODE CLASS #1 #2 #3

COST CENTER LOC:

AMOUNT/VALUE:

INJURY: NA

OFFICER TIME LOST: 3 hrs

COMPLAINANT:

DEPT:

WITNESSES: ER Staff

SUSPECTS: Raymond Cable

FILE STATUS:

INVEST. OFFICER: Chet Felczak

Called to ER 1800 to sit with Mr. Cable possible 302.

Mr. Cable was later 302. After he was 302 he started to leave. I asked him where he was going & he responded he was going home. Tried to talk him back into his room with out much success. He then attempted to push me aside & leave at which time myself & Carry (ER RN) put Mr. Cable back into his room. ER Staff called code gray while we were putting him back his room. Mr. Cable later admitted to TCO unit.

IF ADDITIONAL SPACE IS REQUIRED, USE REVERSE SIDE.

OFFICER MAKING REPORT

MANAGER

Incident # 9798

DRMC Incident Repor

Reviewed by Dept	Employee	Dept incident Occurred	Location	Location if "Other"	Dept Resp/Reporting Incident	Status
Reviewed by Dept	Room #	First Name	Emergency Room	Last Name	Severity	Outpatient
Incident Type	Incident Date	Reported Date	Cable	Sex	Age in Years	Age in Months
Miscellaneous	6/5/2005	12/7/2005	Male	Male	Infant Ages:	Age in Days
Medical Record #	Diagnostic/Follow up Ordered	Diagnostic/Follow up Done	Patient Oriented	Severe Impairment	Age in Hours	
Description of Event	Physician Name if not in List					Phys Advised

As reported by Chet Fidczak: Called to ER 1800 to sit w/ pt possible 302. Mr. Cable was later 302. After he was 302 he started to leave. I asked him where he was going and he responded he was going home. I tried to talk him back into his rm w/o much success. He then attempted to push me aside and leave at which point my self and Corry (ER RN) put Mr. Cable back into his rm. ER staff called code gray while we were putting him back in his rm. Mr. Cable later admitted to ICU unit.

Miscellaneous

Severity of Injury

Type of Injury

Incident Only/Not

Description if "Other"

Q2002

Main Menu

Exit

7/08/2005

This is my, Corey Onder, RN; account of events occurring on the day in question regarding the patient in bed # 6 of the Emergency Department.

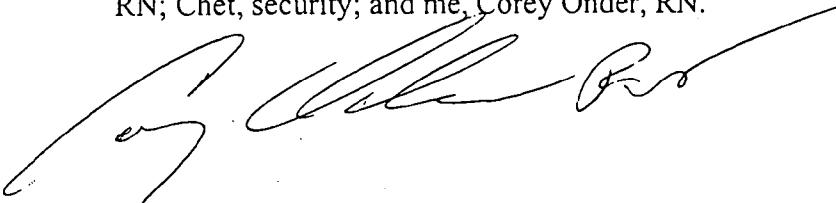
At approximately 7:00 to 7:30PM a patient from Dr. Anand's office came in for a mental health evaluation requested by Dr. Anand himself. The evaluation was requested concerning statements made by the patient to the doctor. Brittany, the delegate from mental health came in for the evaluation. Dr, McKinley was the attending physician and Sue Barley, RN was the nurse caring for the patient until 7:30PM when Annette Caltagarone, RN assumed care of the patient.

The patient was asked to sign in as a 201 at approximately 6:45PM. The patient was informed if he refused to sign the 201 papers he would be considered a 302. I, Corey Onder, was walking out of nurse's lounge with a cup of coffee and was confronted with the patient speaking loudly into Sue Barley's face. The patient was loudly stating that he was not staying and that no one could stop him.

At this time Chet, the Security Guard on duty, attempted stop the patient from leaving the department. The patient met the opposition with force and again tried to forcibly leave the ED. A small struggle ensued when I realized Chet was loosing control of the situation. I attempted to assist Chet by picking the patient up at his waist and together Chet and I struggled to move the patient back into his room. The patient fought us the entire time and as we stepped into the door way of the room the patient hit his head on the metal door frame. As we moved into the room the patient became more combative. Chet and I lost our balance as the patient threw himself around. The three of us fell onto the bed the patient landed on his back and I found myself and Chet beside the patient face down.

At this time a code "gray" was called as other employees came to assist with the combative patient. I was able to observe the patient's condition at this time as did the others in the room. I did not observe any bleeding or gross deformities to his face from the struggle that occurred. The patient was then informed if he attempted to leave again that he would be restrained.

This incident was witnessed by Sue Barley, RN; Dr McKinley, MD; Annette Caltagrone, RN; Chet, security; and me, Corey Onder, RN.



Corey Onder, RN
Emergency Department
DuBois Regional Medical Center

VERIFICATION

I, PATRICIA ABELL, am one of the representatives of the **DUBOIS REGIONAL MEDICAL CENTER** designated to execute verifications in this matter. In that capacity I am represented by counsel. I have furnished to my counsel factual information upon which the foregoing **ANSWERS TO PLAINTIFF'S FIRST SET OF INTERROGATORIES DIRECTED TO DEFENDANT** are based. To the extent that these are based on the factual information provided to counsel, I verify that those facts are true and correct to the best of my knowledge, information and belief. However, the language is that of counsel and, to the extent that it goes beyond the factual information which I have provided to counsel, I have relied upon counsel in making this verification.

I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. Section 4904, relating to unsworn falsifications to authorities.

DUBOIS REGIONAL MEDICAL CENTER



Patricia Abell

Date: November, 2007

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

No. 2007 – 320 CD

Plaintiff

ISSUE:

Notice of Service of Interrogatories
and Request for Production of
Documents Directed to Plaintiff
Dated 11-21-07

vs.

Filed on behalf of Defendant

DUBOIS REGIONAL MEDICAL CENTER,

Counsel of Record:
Michael A. Sosnowski, Esquire
PA I.D. #67207

Defendant

McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 26th DAY OF November, 2007.

Michael A. Sosnowski

Attorneys for Defendant

FILED NO CC
M 10 2007
NOV 27 2007
6

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE, : No. 2007 - 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

JURY TRIAL DEMANDED

**NOTICE OF SERVICE OF INTERROGATORIES AND REQUEST FOR PRODUCTION
OF DOCUMENTS DIRECTED TO PLAINTIFF DATED 11-21-07**

TO: PROTHONOTARY

You are hereby notified that on the 26TH day of November 2007, defendant served Interrogatories and Requests for Production of Documents Dated 11-21-07, on the Plaintiff by mailing the original of same via First Class U.S. Mail, postage prepaid, addressed to the following:

John G. Achille, Esquire
Achille, Ellermeyer & French
379 Main Street
Brookville, PA 15825-1221

McINTYRE, HARTYE & SCHMITT

By Michael A. Sosnowski
Attorneys for Defendant,

Michael A. Sosnowski, Esquire
PA I.D. #67207
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581
(814) 696-9399 - Fax

FILED

DEC 03 2007

M/11366 (C)

William A. Shaw
Prothonotary/Clerk of Courts
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NO NOTICES TO
PLA. ?

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

No. 2007 - 320 CD

Plaintiff

ISSUE:

Praecipe for Entry of Partial
Judgment of Non Pros Pursuant
to Rule 1042.6

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

Filed on behalf of Defendant

Counsel of Record:
Michael A. Sosnowski, Esquire
PA I.D. #67207

McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 30th DAY OF November, 2007.

Michael A. Sosnowski
Attnorneys for Defendant

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

No. 2007 - 320 CD

Plaintiff

VS.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

JURY TRIAL DEMANDED

PRAECIPE FOR ENTRY OF PARTIAL JUDGMENT OF NON PROS
PURSUANT TO RULE 1042.6

TO: PROTHONOTARY

Enter Judgment of Partial Non Pros against Raymond H. Cable in the professional liability claims against the healthcare providers of DuBois Regional Medical Center in the above captioned matter. THIS DOES NOT DISCONTINUE THIS MATTER ENTIRELY, AS THERE ARE NON-PROFESSIONAL LIABILITY CLAIMS BEING MADE; THIS JUDGMENT OF NON PROS SHOULD ONLY APPLY TO ANY MEDICAL PROFESSIONAL LIABILITY CLAIMS EXPLICIT OR INPLICIT IN THIS CASE.

I, Michael A. Sosnowski, Esquire, certify that the plaintiff named above has asserted a professional liability claim against the defendant named above who is a licensed professional, that no certificate of merit has been filed within the time required by Pa. R.C.P. 1042.3 and that there is no motion to extend the time for filing the certificate pending before the court.

DATE: November 30, 2007

Michael A. Sosnowski

Attorney for Defendant

McINTYRE, HARTYE & SCHMITT
Michael A. Sosnowski, Esquire
P.O. Box 533
Hollidaysburg, PA 16648
814/696-3581

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

: No. 2007 – 320 CD

Plaintiff

: ISSUE:

: **Notice of Deposition**

vs.

DUBOIS REGIONAL MEDICAL CENTER,

: Filed on behalf of Defendant

: Counsel of Record:
Michael A. Sosnowski, Esquire
PA I.D. #67207

: McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

Defendant

: JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 23rd DAY OF January, 2008.

Michael A. Sosnowski
Attorneys for Defendant

FILED NO CC
M 11/23/08
JAN 25 2008
60

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE, : No. 2007 – 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER, :

Defendant

JURY TRIAL DEMANDED

NOTICE OF DEPOSITION

TO: Raymond Cable
c/o John G. Achille, Esquire
Achille, Ellermeyer & French
379 Main Street
Brookville, PA 15825-1221

Please take notice that the deposition of **Raymond Cable** shall be taken upon oral examination by an official Court Reporter at the law office of John G. Achille, Esquire, 379 Main Street, Brookville, PA 15825, on the 15th day of February, 2008, commencing at 10:00 a.m.

The scope of said deposition testimony will include inquiry into all facts concerning the happening of the incident complained of and all other matters relevant to the issues raised in the case.

You are invited to attend and participate.

McINTYRE, HARTYE & SCHMITT

Michael A. Sosnowski

Attorney for Defendant
Dubois Regional Medical Center

Michael A. Sosnowski, Esquire
PA I.D. #67207
P.O. Box 533
Hollidaysburg, PA 16648-0533
(814) 696-3581

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

No. 2007 – 320 CD

Plaintiff

ISSUE:

Notice of Deposition

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Filed on behalf of Defendant

Counsel of Record:
Michael A. Sosnowski, Esquire
PA I.D. #67207

McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

Defendant

JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 23rd DAY OF January, 2008.

Michael A. Sosnowski
Attorneys for Defendant

FILED NO CC
1/23/08
JAN 25 2008
6K

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

No. 2007 – 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

JURY TRIAL DEMANDED

NOTICE OF DEPOSITION

TO: Julie Johnson
c/o John G. Achille, Esquire
Achille, Ellermeyer & French
379 Main Street
Brookville, PA 15825-1221

Please take notice that the deposition of **Julie Johnson** shall be taken upon oral examination by an official Court Reporter at the law office of John G. Achille, Esquire, 379 Main Street, Brookville, PA 15825, on the 15th day of February, 2008, commencing immediately following the deposition of plaintiff scheduled for 10:30 a.m.

The scope of said deposition testimony will include inquiry into all facts concerning the happening of the incident complained of and all other matters relevant to the issues raised in the case.

You are invited to attend and participate.

McINTYRE, HARTYE & SCHMITT

Michael A. Sosnowski
Attorney for Defendant
Dubois Regional Medical Center

Michael A. Sosnowski, Esquire
PA I.D. #67207
P.O. Box 533
Hollidaysburg, PA 16648-0533
(814) 696-3581

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

: No. 2007 – 320 CD

Plaintiff

ISSUE:

Amended Notice of Deposition
of Julie Johnson

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

Filed on behalf of Defendant

Counsel of Record:

Michael A. Sosnowski, Esquire
PA I.D. #67207

McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 30th DAY OF January, 2008.

Michael A. Sosnowski
Attnorneys for Defendant

FILED NO. CC
MTH 22 2008
JAN 31 2008
(6K)

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

No. 2007 – 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

JURY TRIAL DEMANDED

AMENDED NOTICE OF DEPOSITION

TO: Julie Johnson
c/o John G. Achille, Esquire
Achille, Ellermeyer & French
379 Main Street
Brookville, PA 15825-1221

Please take notice that the deposition of **Julie Johnson** shall be taken upon oral examination by an official Court Reporter at the law office of John G. Achille, Esquire, 379 Main Street, Brookville, PA 15825, on the 15th day of February, 2008, commencing immediately following the deposition of plaintiff scheduled for 4:30 p.m.

The scope of said deposition testimony will include inquiry into all facts concerning the happening of the incident complained of and all other matters relevant to the issues raised in the case.

You are invited to attend and participate.

McINTYRE, HARTYE & SCHMITT

Michael A. Sosnowski
Attorney for Defendant
Dubois Regional Medical Center

Michael A. Sosnowski, Esquire
PA I.D. #67207
P.O. Box 533
Hollidaysburg, PA 16648-0533
(814) 696-3581

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

No. 2007 – 320 CD

Plaintiff

ISSUE:

**Amended Notice of Deposition
of Raymond Cable**

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Filed on behalf of Defendant

Counsel of Record:
Michael A. Sosnowski, Esquire
PA I.D. #67207

Defendant

McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 30th DAY OF January, 2008.

Michael A. Sosnowski
Attorneys for Defendant

FILED NO
M 11/22/08
JAN 31 2008
SK

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE, : No. 2007 - 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER, :

Defendant

: JURY TRIAL DEMANDED

AMENDED NOTICE OF DEPOSITION

TO: Raymond Cable
c/o John G. Achille, Esquire
Achille, Ellermeyer & French
379 Main Street
Brookville, PA 15825-1221

Please take notice that the deposition of **Raymond Cable** shall be taken upon oral examination by an official Court Reporter at the law office of John G. Achille, Esquire, 379 Main Street, Brookville, PA 15825, on the **15th day of February, 2008**, commencing immediately following the deposition of plaintiff scheduled for **1:30 p.m.**

The scope of said deposition testimony will include inquiry into all facts concerning the happening of the incident complained of and all other matters relevant to the issues raised in the case.

You are invited to attend and participate.

McINTYRE, HARTYE & SCHMITT

Michael A. Sosnowski

Attorney for Defendant
Dubois Regional Medical Center

Michael A. Sosnowski, Esquire
PA I.D. #67207
P.O. Box 533
Hollidaysburg, PA 16648-0533
(814) 696-3581

FILED

FEB 22 2008

12:30 PM

William A. Shaw
Prothonotary/Clerk of Courts
No 21C

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

No. 2007 - 320 CD

Plaintiff

ISSUE:
Notice of Service of
Expert Interrogatories
Dated 2/20/08

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

Filed on behalf of Defendant

Counsel of Record:
Michael A. Sosnowski, Esquire
PA I.D. #67207

McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 20th DAY OF February, 2008.

Michael A. Sosnowski
Attorneys for Defendant

**IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION**

RAYMOND H. CABLE, : No. 2007 – 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER, :

Defendant

: JURY TRIAL DEMANDED

NOTICE OF SERVICE OF EXPERT INTERROGATORIES DATED 2/20/08

TO: PROTHONOTARY

You are hereby notified that on the **20TH** day of **February 2008**, defendant served Expert Interrogatories Dated 2/20/08, on the Plaintiff by mailing the original of same via First Class U.S. Mail, postage prepaid, addressed to the following:

John G. Achille, Esquire
Achille, Ellermeyer & French
379 Main Street
Brookville, PA 15825-1221

McINTYRE, HARTYE & SCHMITT

By Michael A. Sosnowski
Attorneys for Defendant,

Michael A. Sosnowski, Esquire
PA I.D. #67207
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581
(814) 696-9399 - Fax

FILED

FEB 22 2008

112-306
William A. Shaw
Prothonotary/Clerk of Courts
No 4C

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

: No. 2007 – 320 CD

Plaintiff

ISSUE:
Notice of Service of First
Supplemental Interrogatories
Directed to Plaintiff Dated
2/20/08

vs.

Filed on behalf of Defendant

DUBOIS REGIONAL MEDICAL CENTER,

Counsel of Record:
Michael A. Sosnowski, Esquire
PA I.D. #67207

Defendant

McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 20th DAY OF February, 2008.

Michael A. Sosnowski
Attorneys for Defendant

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE, : No. 2007 - 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER, :

Defendant

JURY TRIAL DEMANDED

**NOTICE OF SERVICE OF FIRST SUPPLEMENTAL INTERROGATORIES DIRECTED
TO PLAINTIFF DATED 2/20/08**

TO: PROTHONOTARY

You are hereby notified that on the 20TH day of February, 2008, defendant served First Supplemental Interrogatories Directed to Plaintiff Dated 2/20/08, on the Plaintiff by mailing the original of same via First Class U.S. Mail, postage prepaid, addressed to the following:

John G. Achille, Esquire
Achille, Ellermeyer & French
379 Main Street
Brookville, PA 15825-1221

McINTYRE, HARTYE & SCHMITT

By Michael A. Sosnowski
Attorneys for Defendant,

Michael A. Sosnowski, Esquire
PA I.D. #67207
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581
(814) 696-9399 - Fax

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

No. 2007 - 320 CD

Plaintiff

ISSUE:

Motion to Compel Discovery Responses

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Filed on behalf of Defendant

Defendant

Counsel of Record:
Michael A. Sosnowski, Esquire
PA I.D. #67207

McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 9th DAY OF February, 2009.

Michael A. Sosnowski
Attorneys for Defendant

FILED NO C
00-11864
FEB 11 2009
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William A. Shaw
Prothonotary/Clerk of Courts

ORIGINAL

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE, : No. 2007 – 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

JURY TRIAL DEMANDED

MOTION TO COMPEL DISCOVERY RESPONSES

Defendant, DuBois Regional Medical Center, through its counsel, McIntyre, Hartye & Schmitt, files the following Motion to Compel Responses to outstanding discovery.

1. This action arose out of events occurring on June 3, 2005, at DuBois Regional Medical Center. Plaintiff claims at that time that he was assaulted and/or falsely imprisoned during the course of an involuntary mental health admission.
2. On February 20, 2008, counsel for DRMC directed Expert Interrogatories and First Supplemental Interrogatories to plaintiff's counsel. Copies of the Notices of Service for this discovery are attached as Exhibits "A-1" and "A-2".
3. On May 1, 2008, counsel for DRMC corresponded with plaintiff's counsel, inquiring about the status of this discovery. A copy of this letter is attached as Exhibit "B".
4. After no response on this issue for a lengthy period of time, counsel for DRMC again corresponded with plaintiff's counsel regarding the status of this discovery, this time in a letter dated December 16, 2008. This letter specifically made reference to the need for an effort to resolve this matter without court intervention per Clearfield County local rules. A copy of this letter is attached as Exhibit "C".

5. Counsel for DRMC again raised the subject of this discovery with plaintiff's counsel at a deposition in the case on January 12, 2009. This discussion was memorialized in a letter to plaintiff's counsel dated January 20, 2009, a copy of which is attached as Exhibit "D".

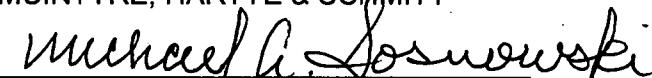
6. The First Supplemental Interrogatories inquire about other medical treatment plaintiff has received that could in any way be connected with this case, both physical and psychiatric. The Expert Interrogatories inquire as to information about any expert plaintiff may attempt to utilize at the Trial of this case. Both are indispensable to DRMC in terms of assessing its case and preparing its defense.

7. Counsel for DRMC has attempted to resolve this matter without court intervention, as the attached correspondence indicates. In light of nearly one year having passed, court intervention appears to be the only remaining option at this point.

WHEREFORE, defendant, DuBois Regional Medical Center, respectfully requests that the court enter an Order compelling full, complete and verified responses to defendant's First Supplemental Interrogatories and Expert Interrogatories.

Respectfully submitted,

MCINTYRE, HARTYE & SCHMITT


Michael A. Sosnowski
Attorneys for Defendant,
DuBois Regional Medical Center

Michael A. Sosnowski, Esquire
PA I.D. 367207
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

EXHIBITS "A-1" & "A-2"

FEB 22 2008

William A. Shaw
Prothonotary/Clerk of Courts

COPY

**IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION**

RAYMOND H. CABLE,

No. 2007 – 320 CD

Plaintiff

ISSUE:
**Notice of Service of First
Supplemental Interrogatories
Directed to Plaintiff Dated
2/20/08**

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

Filed on behalf of Defendant

**Counsel of Record:
Michael A. Sosnowski, Esquire
PA I.D. #67207**

**McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581**

JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 20th DAY OF February, 2008.

Michael A. Sosnowski

Attorneys for Defendant

COPY

**IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION**

RAYMOND H. CABLE, : No. 2007 – 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER, :

Defendant

JURY TRIAL DEMANDED

**NOTICE OF SERVICE OF FIRST SUPPLEMENTAL INTERROGATORIES DIRECTED
TO PLAINTIFF DATED 2/20/08**

TO: PROTHONOTARY

You are hereby notified that on the 20TH day of February, 2008, defendant served First Supplemental Interrogatories Directed to Plaintiff Dated 2/20/08, on the Plaintiff by mailing the original of same via First Class U.S. Mail, postage prepaid, addressed to the following:

John G. Achille, Esquire
Achille, Ellermeyer & French
379 Main Street
Brookville, PA 15825-1221

McINTYRE, HARTYE & SCHMITT

Michael A. Sosnowski
By _____

Attorneys for Defendant,

Michael A. Sosnowski, Esquire
PA I.D. #67207
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581
(814) 696-9399 - Fax

FEB 22 2008

William A. Shaw
Prothonotary/Clerk of Courts

COPY

**IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION**

RAYMOND H. CABLE,

No. 2007 – 320 CD

Plaintiff

ISSUE:
**Notice of Service of
Expert Interrogatories**
Dated 2/20/08

vs.

Filed on behalf of Defendant

DUBOIS REGIONAL MEDICAL CENTER,

Counsel of Record:
Michael A. Sosnowski, Esquire
PA I.D. #67207

Defendant

McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

JURY TRIAL DEMANDED

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MAILED TO ALL COUNSEL OF RECORD
THIS 20th DAY OF February, 2008.

Michael A. Sosnowski

Attorneys for Defendant

COPY

**IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION**

RAYMOND H. CABLE, : No. 2007 – 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER, :

Defendant

JURY TRIAL DEMANDED

NOTICE OF SERVICE OF EXPERT INTERROGATORIES DATED 2/20/08

TO: PROTHONOTARY

You are hereby notified that on the 20TH day of **February 2008**, defendant served Expert Interrogatories Dated 2/20/08, on the Plaintiff by mailing the original of same via First Class U.S. Mail, postage prepaid, addressed to the following:

John G. Achille, Esquire
Achille, Ellermeyer & French
379 Main Street
Brookville, PA 15825-1221

McINTYRE, HARTYE & SCHMITT

Michael A. Sosnowski

By

Attorneys for Defendant,

**Michael A. Sosnowski, Esquire
PA I.D. #67207
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581
(814) 696-9399 - Fax**

EXHIBIT "B"

MH&S

McIntyre, Hartye & Schmitt
LAW OFFICES

May 1, 2008

Our Reference: DRMC 006 MH

John G. Achille, Esquire
Achille, Ellermeyer & French
379 Main Street
Brookville, PA 15825-1221

Re: Raymond H. Cable vs. DuBois Regional Medical Center
No. 2007 – 320 CD (Clearfield Co.)

Dear Mr. Achille:

On February 20, 2008, I forwarded to your attention DRMC's Expert Interrogatories and First Supplemental Interrogatories. Please let me know when you anticipate filing responses, including returning executed Authorizations. As indicated, I will provide copies of all records I receive.

Please let me know within five (5) days within receiving this letter, so that I can avoid having to file a Motion to Compel discovery responses. Thank you for your consideration.

Very truly yours,

/s/ Michael A. Sosnowski

Michael A. Sosnowski

MAS/ble

COPY

EXHIBIT "C"

MH&S

McIntyre, Hartye & Schmitt
LAW OFFICES

December 16, 2008

Our Reference: DRMC 006 MH

John G. Achille, Esquire
Achille, Ellermeyer & French
379 Main Street
Brookville, PA 15825-1221

Re: Raymond H. Cable vs. DuBois Regional Medical Center
No. 2007 – 320 CD (Clearfield Co.)

Dear Mr. Achille:

On February 20, 2008, I forwarded to your attention DRMC's Expert Interrogatories and First Supplemental Interrogatories. By letter of May 1, 2008, I inquired as to the status of this discovery. I have not received any response to either the discovery or my follow-up letter.

Please contact me immediately upon receipt of this letter. Under the Clearfield County Local Rules, I need to certify that I attempted to confer with you in order to resolve this matter without court action. I would certainly prefer to resolve this without filing a Motion to Compel Discovery. However, I do need this discovery responded to.

Thank you for your attention. I look forward to hearing from you.

Very truly yours,



Michael A. Sosnowski

MAS/ble

COPY

EXHIBIT "D"

MH&S
McIntyre, Hartye & Schmitt
LAW OFFICES

January 20, 2009

Our Reference: DRMC 006 MH

John G. Achille, Esquire
Achille, Ellermeyer & French
379 Main Street
Brookville, PA 15825-1221

Re: Raymond H. Cable vs. DuBois Regional Medical Center
No. 2007 – 320 CD (Clearfield Co.)

Dear Mr. Achille:

At Nurse Barley's recent deposition, I reminded you of the long-outstanding discovery that you owe on this case. Before Christmas, I spoke with Kevin of your office, who I understand has been working diligently to assist in getting this completed. Please let me know the status so that I can avoid a Motion to Compel. DRMC is most interested in moving this matter to a conclusion, and I cannot do so without this information.

Thank you for your attention.

Very truly yours,

michael a. sosnowski

Michael A. Sosnowski

MAS/ble

COPY

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

No. 2007 - 320 CD

Plaintiff

ISSUE:

Rule To Show Cause

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

Filed on behalf of Defendant

Counsel of Record:
Michael A. Sosnowski, Esquire
PA I.D. #67207

McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 10th DAY OF February, 2009.

Michael A. Sosnowski
Attorneys for Defendant

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

: No. 2007 - 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

: JURY TRIAL DEMANDED

RULE TO SHOW CAUSE

AND NOW, this _____ day of _____, 2009, a Rule is hereby granted to show cause why the Motion To Compel Discovery Responses filed on behalf of defendant, DuBois Regional Medical Center, should not be granted.

This Rule is returnable on the 4th day of March, 2009, at 1 : 30 am in Courtroom No. 1, at the Clearfield County Courthouse, Clearfield, Pennsylvania.

BY THE COURT:

J.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE, : No. 2007 – 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

JURY TRIAL DEMANDED

ORDER OF COURT

AND NOW, this 12 day of Feb., 2009, the court having considered the Motion to Compel responses to outstanding discovery filed on behalf of DuBois Regional Medical Center, IT IS HEREBY ORDERED that said Motion is GRANTED. Plaintiff shall provide full, complete and verified responses to defendant's First Supplemental Interrogatories and Expert Interrogatories, including any records or documents which may be necessary to complete these responses. Said compliance shall be within thirty (30) days from the date of this Order.

BY THE COURT:



J.

FILED 2CC
13-2061 Atty Sosnowski
FEB 12 2009
S
William A. Shaw
Prothonotary/Clerk of Courts

FILED

FEB 12 2009

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 2/12/09

You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to the following parties:

Plaintiff(s) Plaintiff(s) Attorney Other

Defendant(s) Defendant(s) Attorney Other

Special Instructions:

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

RAYMOND H. CABLE,

) CIVIL ACTION - LAW

Plaintiff,

) No. 2007 - 320 CD

v.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant.

) NOTICE OF SERVICE OF
PLAINTIFF'S ANSWERS
TO DEFENDANT'S 1ST
EXPERT INTERROGATORIES

) Filed on behalf of Plaintiff

) Counsel of Record for this
Party:

) John G. Achille, Esquire
PA Supreme Court ID# 28431
ACHILLE, ELLERMAYER &
WALLISCH
Attorneys at Law
379 Main Street
Brookville, PA 15825-1221
) (814) 849-6701

S
FILED NOCC.

m/b:awm
MAR 18 2009

William A. Shaw
Prothonotary/Clerk of Courts

RAYMOND H. CABLE,) CIVIL ACTION - LAW
Plaintiff,)) No. 2007 - 320 CD
v.)) NOTICE OF SERVICE OF
DUBOIS REGIONAL MEDICAL CENTER,)) INTERROGATORIES
Defendant.))

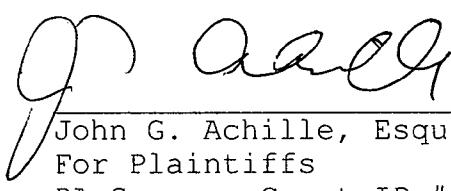
**NOTICE OF SERVICE OF PLAINTIFF'S ANSWERS TO DEFENDANT'S EXPERT
INTERROGATORIES**

I certify on the date set forth below a true and correct copy of Plaintiff's Answers to Defendant's Expert Interrogatories was served on Counsel for the Defendant via First Class U.S. Mail:

Michael A. Sosnowski, Esquire
McIntyre, Hartye & Schmitt
PO Box 533
Hollidaysburg, PA 16648

Date:

3-17-09


John G. Achille, Esquire
For Plaintiffs
PA Supreme Court ID #28431

ACHILLE, ELLERMAYER & WALLISCH
Attorneys at Law
379 Main Street
Brookville, PA 15825-1221
(814) 849-6701

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

RAYMOND H. CABLE,

Plaintiff,

v.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant.

) CIVIL ACTION - LAW
)
) No. 2007 - 320 CD
)
) NOTICE OF SERVICE OF
) PLAINTIFF'S ANSWERS
) TO DEFENDANT'S 1ST
) SUPPLEMENTAL INTERROGATORIES
)
)
) Filed on behalf of Plaintiff
)
) Counsel of Record for this
) Party:
)
) John G. Achille, Esquire
) PA Supreme Court ID# 28431
) ACHILLE, ELLERMEYER &
) WALLISCH
) Attorneys at Law
) 379 Main Street
) Brookville, PA 15825-1221
) (814) 849-6701

5
FILED No CC.
3/12/2009
MAR 18 2009
WAM

William A. Shaw
Prothonotary/Clerk of Courts

RAYMOND H. CABLE,) CIVIL ACTION - LAW
Plaintiff,)) No. 2007 - 320 CD
v.)) NOTICE OF SERVICE OF
DUBOIS REGIONAL MEDICAL CENTER,)) INTERROGATORIES
Defendant.))

**NOTICE OF SERVICE OF PLAINTIFF'S ANSWERS TO DEFENDANT'S 1ST
SUPPLEMENTAL INTERROGATORIES**

I certify on the date set forth below a true and correct copy of Plaintiff's Answers to Defendant's 1st Supplemental Interrogatories was served on Counsel for the Defendant via First Class U.S. Mail:

Michael A. Sosnowski, Esquire
McIntyre, Hartye & Schmitt
PO Box 533
Hollidaysburg, PA 16648

Date: 3-17-09


John G. Achille, Esquire
For Plaintiffs
PA Supreme Court ID #28431

ACHILLE, ELLERMAYER & WALLISCH
Attorneys at Law
379 Main Street
Brookville, PA 15825-1221
(814) 849-6701

FILED
MTO:5/7/11 NO
JUN 08 2011 CC
S

William A. Shaw
Prothonotary/Clerk of Courts
CAB

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

No. 2007 – 320 CD

Plaintiff

ISSUE:

**Motion for Case Management
Conference**

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

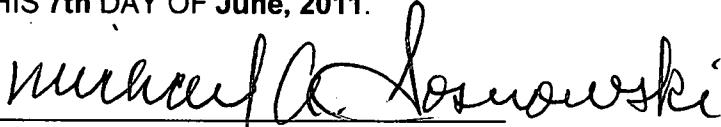
Filed on behalf of Defendant

Counsel of Record:
Michael A. Sosnowski, Esquire
PA I.D. #67207

McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 7th DAY OF June, 2011.


Attnorneys for Defendant

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE, : No. 2007 – 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER, :

Defendant : JURY TRIAL DEMANDED

MOTION FOR CASE MANAGEMENT CONFERENCE

Defendant, Dubois Regional Medical Center, through its counsel, MCINTYRE, HARTYE, SCHMITT & SOSNOWSKI, files the following Motion for Case Management Conference, averring in support thereof as follows:

1. This civil lawsuit was initiated through the filing of a Complaint on March 2, 2007.
2. The pleadings in this case have been concluded, and discovery has been undertaken by the parties in the form of exchanges of some records and multiple depositions.
3. There has been no activity on this matter for several months, and counsel for this defendant believes that a Case Management Conference would be beneficial in terms of setting up a schedule for the completion of discovery, exchange of any expert reports and any other necessary deadlines culminating in a trial date.

WHEREFORE, defendant, DuBois Regional Medical Center, respectfully requests that this court enter an Order setting a Case Management Conference.

Respectfully submitted,

McIntyre, Hartye, Schmitt & Sosnowski

Michael A. Sosnowski

Attorneys for Defendant,
DuBois Regional Medical Center

RE: No. 2007 – 320 CD

Michael A. Sosnowski, Esquire
PA I.D. No. 67207
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

FILED NO CC
MTO:SLH
JUN 08 2011
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

No. 2007 – 320 CD

Plaintiff

ISSUE:

Notice of Service of Second
Supplemental Interrogatories
and Request for Production of
Documents Directed to Plaintiff

vs.

Filed on behalf of Defendant

DUBOIS REGIONAL MEDICAL CENTER,

Counsel of Record:
Michael A. Sosnowski, Esquire
PA I.D. #67207

Defendant

McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 7th DAY OF June, 2011.

Michael A. Sosnowski
Attorneys for Defendant

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE, : No. 2007 - 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER, :

Defendant

: JURY TRIAL DEMANDED

**NOTICE OF SERVICE OF SECOND SUPPLEMENTAL
INTERROGATORIES AND REQUEST FOR PRODUCTION OF
DOCUMENTS DIRECTED TO PLAINTIFF DATED JUNE 7, 2011**

TO: PROTHONOTARY

You are hereby notified that on the 7TH day of June, 2011, defendant served
Second Supplemental Interrogatories and Request for Production of Documents
Directed to Plaintiff, on the Plaintiff by mailing the original of same via First Class U.S.
Mail, postage prepaid, addressed to the following:

John G. Achille, Esquire
Achille, Ellermeyer & French
379 Main Street
Brookville, PA 15825-1221

McIntyre, Hartye, Schmitt & Sosnowski

By Michael A. Sosnowski
Attorneys for Defendant

Michael A. Sosnowski, Esquire
PA I.D. #67207
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581
(814) 696-9399 - Fax

CA

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE, : No. 2007-320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

JURY TRIAL DEMANDED

ORDER OF COURT

AND NOW, this 8th day of June, 2011, the court having
considered the Motion for Case Management Conference filed on behalf of DuBois
Regional Medical Center, IT IS HEREBY ORDERED that said Motion is granted.

A Case Management Conference shall occur before the undersigned on the
20th day of JULY, 2011, at 9:00 a.m. in Courtroom No. 2.
At that time, counsel for the parties shall be prepared to participate in the development
of a Case Management Order.

BY THE COURT:

Paul E Cherry

FILED
JUN 09 2011
Atty Sosnowski
WAD
William A. Shaw
Prothonotary/Clerk of Courts

FILED

JUN 09 2011

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 6/9/11

You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to the following parties:

Plaintiff(s) Plaintiff(s) Attorney Other

Defendant(s) Defendant(s) Attorney

Special Instructions:

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

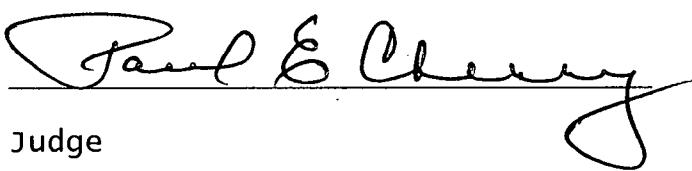
RAYMOND H. CABLE :
-vs- : No. 07-320-CD
DUBOIS REGIONAL MEDICAL :
CENTER :
:

O R D E R

AND NOW, this 20th day of July, 2011, following status conference, it is the ORDER of this Court as follows:

1. All Discovery shall be completed within no more than ninety (90) days from today's date. Upon conclusion of the time period for Discovery, either party may place this matter on the trial list;
2. All expert reports shall be provided to counsel for Defense within no more than sixty (60) days following the expiration of the Discovery time period;
3. Both parties shall file any motions within no more than thirty (30) days following the expiration of the Discovery time period.

BY THE COURT,



Paul E. Cherry
Judge

FILED acc Atty's:
07-4501
JUL 28 2011 White
Sosnowski
William A. Shaw
Prothonotary/Clerk of Courts
611

FILED

JUL 28 2011

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 7/28/11

You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to the following parties:

Plaintiff(s) Plaintiff(s) Attorney Other
 Defendant(s) Defendant(s) Attorney
 Special Instructions:

CA

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

No. 2007 – 320 CD

Plaintiff

ISSUE:

**Motion to Compel Discovery
Responses**

VS.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

Filed on behalf of Defendant

Counsel of Record:
Michael A. Sosnowski, Esquire
PA I.D. #67207

McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 28th DAY OF November, 2011.

Michael A. Sosnowski
Attorneys for Defendant

FILED NOCC
NOV 10 2011
S NOV 29 2011 6V
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE, : No. 2007 – 320 CD
Plaintiff :
vs. :
DUBOIS REGIONAL MEDICAL CENTER, :
Defendant : JURY TRIAL DEMANDED

MOTION TO COMPEL DISCOVERY RESPONSES

Defendant, DuBois Regional Medical Center ("DRMC"), through its counsel, McIntyre, Hartye, Schmitt & Sosnowski, files the following Motion to Compel Discovery Responses, averring in support thereof as follows:

1. This is a personal injury action arising out of events occurring in June, 2005.
2. The court entered a Case Management Order on July 20, 2011, which mandated, among other things, that discovery would be completed within 90 days from the date of the Order or by October 18, 2011. A copy of the Court's Order is attached hereto as Exhibit "A".
3. Prior to that, counsel for DRMC served upon plaintiff through his counsel Second Supplemental Interrogatories and Request for Production of Documents. A copy of the Notice of Service for this discovery, reflecting a service date on or about June 7, 2011, is attached hereto as Exhibit "B".
4. There are only four (4) Interrogatories/Request for Production in this discovery sent. The purpose was to obtain information about plaintiff's claimed injuries and damages, and how that will be presented at trial. This is an area that DRMC contends is lacking in this case at this point. A copy of the Second Supplemental Interrogatories and Request for Production are attached hereto as Exhibit "C".

5. The defense understands that plaintiff passed away during a medical procedure on November 8, 2011. Plaintiff's counsel, John Achille, Esquire, indicated in a subsequent telephone discussion that he will be substituting plaintiff's estate as the new plaintiff and proceeding with this case notwithstanding plaintiff's death.

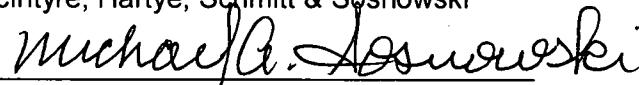
6. If this case is to proceed, an essential element of proof for the plaintiff is the injuries and damages claimed. Without full responses to the outstanding discovery, the defense will be unable to adequately prepare for this aspect of the case.

7. In addition, if plaintiff's evidence is lacking, judicial economy would dictate that the defense be allowed to pursue a Motion for Summary Judgment in order to avoid an unnecessary trial.

WHEREFORE, in light of the foregoing, DuBois Regional Medical Center respectfully requests that this court enter an Order compelling full, complete and verified responses to defendant's outstanding Second Supplemental Interrogatories and Request for Production.

Respectfully submitted,

McIntyre, Hartye, Schmitt & Sosnowski



Attorney for Defendant

Michael A. Sosnowski, Esquire
PA I.D. No. 67207
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE

-VS-

No. 07-320-CD

DUBOIS REGIONAL MEDICAL
CENTER

O R D E R

AND NOW, this 20th day of July, 2011, following
status conference, it is the ORDER of this Court as follows:

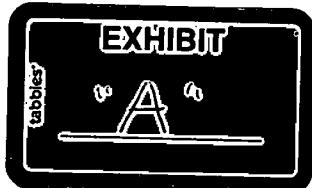
1. All Discovery shall be completed within no more than ninety (90) days from today's date. Upon conclusion of the time period for Discovery, either party may place this matter on the trial list;
2. All expert reports shall be provided to counsel for Defense within no more than sixty (60) days following the expiration of the Discovery time period;
3. Both parties shall file any motions within no more than thirty (30) days following the expiration of the Discovery time period.

BY THE COURT,

As/ Paul E. Cherry

Judge

I hereby certify this to be a true and attested copy of the original statement filed in this case.



JUL 28 2011

Attest.

William E. Cherry
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE,

No. 2007 – 320 CD

Plaintiff

ISSUE:
Notice of Service of Second
Supplemental Interrogatories
and Request for Production of
Documents Directed to Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Filed on behalf of Defendant

Defendant

Counsel of Record:
Michael A. Sosnowski, Esquire
PA I.D. #67207

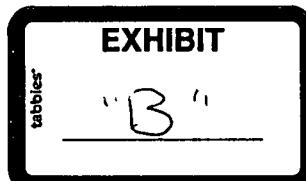
McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

JURY TRIAL DEMANDED

I HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE WITHIN WAS
MAILED TO ALL COUNSEL OF RECORD
THIS 7th DAY OF June, 2011.

Michael A. Sosnowski

Attorneys for Defendant



**IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION**

RAYMOND H. CABLE, : No. 2007 – 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER, :

Defendant

JURY TRIAL DEMANDED

**NOTICE OF SERVICE OF SECOND SUPPLEMENTAL
INTERROGATORIES AND REQUEST FOR PRODUCTION OF
DOCUMENTS DIRECTED TO PLAINTIFF DATED JUNE 7, 2011**

TO: PROTHONOTARY

You are hereby notified that on the 7TH day of June, 2011, defendant served
Second Supplemental Interrogatories and Request for Production of Documents
Directed to Plaintiff, on the Plaintiff by mailing the original of same via First Class U.S.
Mail, postage prepaid, addressed to the following:

John G. Achille, Esquire
Achille, Ellermeyer & French
379 Main Street
Brookville, PA 15825-1221

McIntyre, Hartye, Schmitt & Sosnowski

Michael A. Sosnowski

By _____
Attorneys for Defendant

Michael A. Sosnowski, Esquire
PA I.D. #67207
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581
(814) 696-9399 - Fax

**IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION**

RAYMOND H. CABLE, : No. 2007 – 320 CD

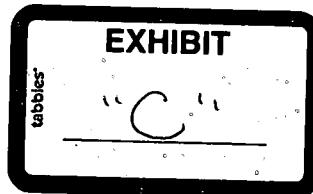
Plaintiff : **ISSUE:**
Second Supplemental Interrogatories
and Request for Production of Documents
Directed to Plaintiffs Dated June 7, 2011

vs. : Filed on behalf of Defendant

DUBOIS REGIONAL MEDICAL CENTER, : Counsel of Record:
Michael A. Sosnowski, Esquire
PA I.D. #67207

Defendant : McINTYRE, HARTYE & SCHMITT
P.O. Box 533
Hollidaysburg, PA 16648
(814) 696-3581

JURY TRIAL DEMANDED



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE, : No. 2007 – 320 CD
Plaintiff
vs.
DUBOIS REGIONAL MEDICAL CENTER, :
Defendant : JURY TRIAL DEMANDED

**SECOND SUPPLEMENTAL INTERROGATORIES AND REQUEST
FOR PRODUCTION OF DOCUMENTS DIRECTED TO PLAINTIFF DATED JUNE 7, 2011**

Defendant, DUBOIS REGIONAL MEDICAL CENTER, through its counsel, McINTYRE, HARTYE, SCHMITT & SOSNOWSKI, hereby directs the following Second Supplemental Interrogatories and Request for Production of Documents Dated June 7, 2011, to Plaintiff to be answered and responded to pursuant to the Pennsylvania Rules of Civil Procedure related to discovery.

Please note that any and all information obtained via these discovery requests shall be used and maintained pursuant to the requirements of the Health Insurance Portability and Accountability Act, otherwise known as HIPAA.

1. Please identify by name and address all healthcare providers who will provide evidence of the injuries you are claiming to have sustained in this lawsuit.

ANSWER:

2. Please identify by date and provider all medical records that detail the injuries you allegedly sustained from the events giving rise to this lawsuit.

ANSWER:

3. Please provide copies of all medical records identified in the prior Interrogatory.

You do not need to provide medical records from DuBois Regional Medical Center.

ANSWER:

4. Please identify, by name and address, any physician who will testify concerning the injuries you claim to have sustained as a result of the events giving rise to this case.

ANSWER:

Respectfully submitted,

McIntyre, Hartye, Schmitt & Sosnowski

michael a. sosnowski

Attorneys for Defendant

Michael A. Sosnowski, Esquire
PA ID# 67207
P.O. Box 533
Hollidaysburg, PA 16648
814/696-3581

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND H. CABLE, : No. 2007 - 320 CD

Plaintiff

vs.

DUBOIS REGIONAL MEDICAL CENTER,

Defendant

JURY TRIAL DEMANDED

ORDER OF COURT

AND NOW, this 30th day of November, 2011, the court having considered DuBois Regional Medical Center's Motion to Compel Discovery Responses, IT IS HEREBY ORDERED that said Motion is *granted*. Accordingly, plaintiff shall provide full, complete and verified responses to the outstanding Second Supplemental Interrogatories and Request for Production of Documents within ten (10) days from the date of this Order.

BY THE COURT:

Paul E Cherry

FILED
014-00891 Atty
Nov 30 2011
S William A. Straw
Prothonotary/Clerk of Courts
Sosnowski
6K

FILED

NC 30 2011

William A. Story,
Prothonotary/Clerk of Courts

DATE: 11/30/11

You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to the following parties:
 Plaintiff(s) _____ Plaintiff(s) Attorney _____ Other _____
 Defendant(s) _____ Defendant(s) Attorney _____ Other _____
 Other _____ Other Attorney _____ Other _____

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

RAYMOND H. CABLE, :
Plaintiff, :
vs. : CIVIL ACTION - LAW
DUBOIS REGIONAL MEDICAL :
CENTER : No.: 2007 - 320 CD
Defendant. : Type of Pleading:
: MOTION FOR SUBSTITUTION OF
: SUCCESSOR AS PARTY-PLAINTIFF
: AND AMENDMENT OF CAPTION
: Filed on behalf of PLAINTIFF
: Counsel of Record for this
: Party:
: JOHN G. ACHILLE, ESQUIRE
: 379 Main Street
: Brookville, PA 15825
: 814 849-6701
: I.D. No. 28431

Bonnie -
Judge C Sent this
back since there is
no document included
requiring his
signature.

S. Jaron

FILED NO
S JAN 30 2012 45801 CC
William A. Shaw
Prothonotary/Clerk of Courts
GK

JOHN G. ACHILLE, ESQUIRE
379 Main Street
Brookville, PA 15825
814/849-6701
I.D. No. 28431

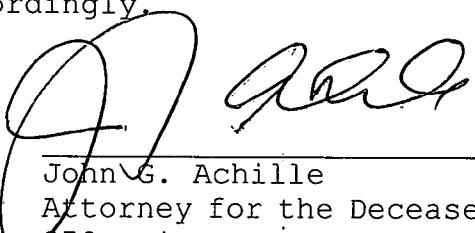
Attorney for Plaintiff

RAYMOND CABLE : CIVIL DIVISION
Plaintiff, : No. 2007 - 320 CD
vs. :
DUBOIS REGIONAL MEDICAL CENTER, :
Defendant. :
:

**MOTION FOR SUBSTITUTION OF SUCCESSOR AS PARTY-PLAINTIFF
AND AMENDMENT OF CAPTION**

Pursuant to Rule 2352 of Pa.R.C.P., Attorney for Plaintiff hereby moves for substitution of the presently named party-plaintiff, Raymond Cable, by his administrator, Edgar McKillip of 11141 May Road, Wattsburg, PA, who is now serving as Administrator of Mr. Cable's estate. This Motion is made merely to formally change the named Plaintiff in this case on account of the death of Mr. Cable and the appointment of Mr. McKillip as Administrator of the Estate of Raymond Cable. The capacity, claims, position and all other attributes of Plaintiff's position are unchanged as a result of this change. The case is therefore unaffected as result of the substitution. Accordingly Counsel for Plaintiff requests the Court formally order substitution of the named Plaintiff and Order the caption be amended accordingly.

1-22-12
Date


John G. Achille
Attorney for the Deceased Party
379 Main Street
Brookville, PA 15825

JOHN G. ACHILLE, ESQUIRE
379 Main Street
Brookville, PA 15825
814/849-6701
I.D. No. 28431

Attorney for Plaintiff

RAYMOND CABLE : CIVIL DIVISION
Plaintiff, : No. 2007 - 320 CD
vs. :
DUBOIS REGIONAL MEDICAL CENTER, :
Defendant. :
:

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing
Motion for Substitution of Successor as Party-plaintiff
And Amendment of Caption dated January 27, 2012, was served on the
27th day of January, 2012, upon counsel for the Defendant by First
Class mail, postage prepaid, addressed as follows:

Michael Sosnowski, Esquire
McIntyre, Hartye & Schmitt
PO Box 533
Holidaysburg, PA 16648



John G. Achille, Esquire
Attorney for the Deceased Party

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

RAYMOND H. CABLE, :
Plaintiff, :
vs. : CIVIL ACTION - LAW
DUBOIS REGIONAL MEDICAL :
CENTER : No.: 2007 - 320 CD
Defendant. : Type of Pleading:
: NOTICE OF DEATH
: Filed on behalf of PLAINTIFF
: Counsel of Record for this
: Party:
: JOHN G. ACHILLE, ESQUIRE
: 379 Main Street
: Brookville, PA 15825
: 814 849-6701
: I.D. No. 28431

FILED
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JAN 30 2012
S

William A. Shaw
Prothonotary/Clerk of Courts

606

JOHN G. ACHILLE, ESQUIRE
379 Main Street
Brookville, PA 15825
814/849-6701
I.D. No. 28431

Attorney for Plaintiff

RAYMOND CABLE : CIVIL DIVISION
Plaintiff, : No. 2007 - 320 CD
vs. :
DUBOIS REGIONAL MEDICAL CENTER, :
Defendant. :
:

NOTICE OF DEATH

The death of Raymond Cable, on November 8, 2011, a party to the above action, during the pendency of this action is noted upon the record.

1-27-12
Date


John G. Achille
Attorney for the Deceased Party
379 Main Street
Brookville, PA 15825

JOHN G. ACHILLE, ESQUIRE
379 Main Street
Brookville, PA 15825
814/849-6701
I.D. No. 28431

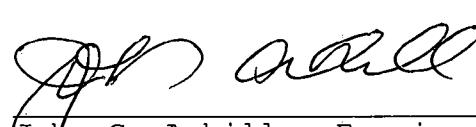
Attorney for Plaintiff

RAYMOND CABLE : CIVIL DIVISION
Plaintiff, :
vs. : No. 2007 - 320 CD
DUBOIS REGIONAL MEDICAL CENTER, :
Defendant. :
:

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing
Notice of Death dated January 27, 2012, was served on the 27th day
of January, 2012, upon counsel for the Defendant by First Class
mail, postage prepaid, addressed as follows:

Michael Sosnowski, Esquire
McIntyre, Hartye & Schmitt
PO Box 533
Holidaysburg, PA 16648


John G. Achille, Esquire
Attorney for the Deceased Party

JOHN G. ACHILLE, ESQUIRE
379 Main Street
Brookville, PA 15825
814-849-6701
I.D. # 28431

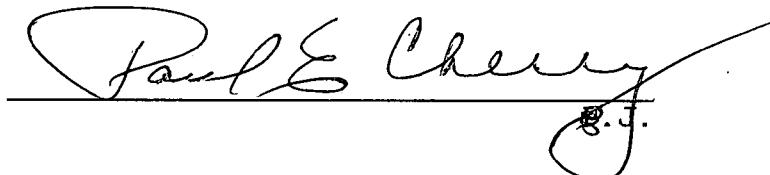
Attorney for the Plaintiff

RAYMOND H. CABLE, : IN THE COURT OF COMMON PLEAS OF
Plaintiff, : CLEARFIELD COUNTY, PENNSYLVANIA
VS :
: CIVIL ACTION
: :
DuBOIS REGIONAL MEDICAL CENTER, : No. 320 CD 2007
Defendant. : :

ORDER OF COURT

AND NOW, this 14th day of February, 2012, in
consideration of the Plaintiff's Motion for Substitution of
Successor as Party-Plaintiff and Amendment of Caption, the Court
hereby grants the requested Motion and amends the Plaintiff in
the above-captioned action to be "ESTATE OF RAYMOND H. CABLE, by
EDGAR McKILLIP, ADMINISTRATOR".

BY THE COURT:



Paul E. Cherry
S.J.

FILED *2cc*
01/19/2012 *Atty Achille*
S FEB 15 2012

William A. Shaw
Prothonotary/Clerk of Courts

6C

FILED

FEB 15 2012

**William A. Shaw
Prothonotary/Clerk of Courts**

DATE: 2/15/12

You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to []

Plaintiff(s) _____ Plaintiff(s) Attorney _____ Other _____

Defendant(s) _____ Defendant(s) Attorney _____ Other _____

Special Instructions:

FILED *NoCC*

10.18 cm
MAR 28 2013

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

RAYMOND H. CABLE :
:
:
Plaintiff, :
: CIVIL ACTION - LAW
:
vs. : No.: 2007 - 320 CD
:
DUBOIS REGIONAL MEDICAL : Type of Pleading:
CENTER : Praecipe to Settle,
: Discontinue, Satisfy and End
Defendants. :

PRAECIPE TO SETTLE, DISCONTINUE, SATISFY AND END

To the Prothonotary:

Kindly mark the above-captioned docket settled, discontinued and ended upon payment of your costs.

Date: 3-27-13


John G. Achille
Attorney for Plaintiff