

Notice sent
5/16/2007

County of Suffolk
The Superior Court

S. S. S. J. S. C. D. B. Cassandra Sampson
VS.
Heather A Richter
S. H. C., C. E. & C. R. R. H., JR. A. L. L. M. P. S. W. J. F. M. M. (sc)

CIVIL DOCKET# SUCV2006-04881

FINDING OF THE MEDICAL MALPRACTICE TRIBUNAL
(Pursuant to M.G.L. Chapter 231, Section 60(b) as amended)

The above entitled action came on for hearing before the appointed medical tribunal on 05/15/2007, and was argued by counsel, and thereupon, upon consideration thereof, the plaintiff(s) offer of proof, pleadings, hospital records and other documents presented, the tribunal finds:

* (1) For the plaintiff(s) CASSANDRA SAMPSON and that the evidence presented if properly substantiated is sufficient to raise a legitimate question of liability appropriate for judicial inquiry.

~~* (2) For defendant(s) _____ because the plaintiff(s) _____ action is merely an unfortunate medical result.~~

If a finding is made for the defendant or defendants in the above entitled action **the plaintiff may pursue the claim through the usual judicial process only upon filing bond in the amount of Six Thousand (\$6,000.00) Dollars in the aggregate** secured by cash or its equivalent with the Clerk/Magistrate of this court, payable to the defendant or defendants in said action for costs assessed, including witness and expert fees and attorneys fees if the plaintiff(s) does/do not prevail in the final judgment. The presiding justice may, within his/her discretion, increase the amount of the bond required to be filed. **if said bond is not posted within thirty (30) days of the tribunal's finding the action shall be dismissed.** Upon motion filed by the plaintiff(s), and a determination by the court that the plaintiff(s) is/are indigent said justice may reduce the amount of the bond but may not eliminate the requirement thereof.

Dated: 05/15/2007

Justice of the Superior Court

Thomas G. Connolly
Associate Justice of the Superior Court Dept.

Legal Member:

Michael F. Hannon
Attorney - Tribunal Member

Medical Member:

Geraldine M. Foley, R.N.
*Physician - Tribunal Member
*Health Care Provider - Tribunal Member

*strike inapplicable words

cm

I HEREBY ATTEST AND CERTIFY ON
5-16-07 THAT THE
FOREGOING DOCUMENT IS A FULL,
TRUE AND CORRECT COPY OF THE
ORIGINAL ON FILE IN MY OFFICE,
AND IN MY LEGAL CUSTODY.

MICHAEL JOSEPH DONOHAN
CLERK / MAGISTRATE
SUFFOLK SUPERIOR CIVIL COURT
DEPARTMENT OF THE TRIAL COURT

Michael J. Donohane
Clerk

County of Suffolk
The Superior Court

CIVIL DOCKET# SUCV2006-04881

Cassandra Sampson
vs.
Beth Israel Deaconess Medical Center

Notice sent
to all parties
May 16, 2007

FINDING OF THE MEDICAL MALPRACTICE TRIBUNAL
(Pursuant to M.G.L. Chapter 231, Section 60(b) as amended)

(sc)

The above entitled action came on for hearing before the appointed medical tribunal on **05/15/2007**, and was argued by counsel, and thereupon, upon consideration thereof, the plaintiff(s) offer of proof, pleadings, hospital records and other documents presented, the tribunal finds:

*(1) For the plaintiff(s) CASSANDRA SAMPSON and that the evidence presented if properly substantiated is sufficient to raise a legitimate question of liability appropriate for judicial inquiry.

~~*(2) For defendant(s) _____ because the plaintiff(s) _____ action is merely an unfortunate medical result.~~

If a finding is made for the defendant or defendants in the above entitled action **the plaintiff may pursue the claim through the usual judicial process only upon filing bond in the amount of Six Thousand (\$6,000.00) Dollars in the aggregate** secured by cash or its equivalent with the Clerk/Magistrate of this court, payable to the defendant or defendants in said action for costs assessed, including witness and expert fees and attorneys fees if the plaintiff(s) does/do not prevail in the final judgment. The presiding justice may, within his/her discretion, increase the amount of the bond required to be filed. **If said bond is not posted within thirty (30) days of the tribunal's finding the action shall be dismissed.** Upon motion filed by the plaintiff(s), and a determination by the court that the plaintiff(s) is/are indigent said justice may reduce the amount of the bond but may not eliminate the requirement thereof.

Dated: **05/15/2007**
Justice of the Superior Court

Legal Member:

Medical Member:

*strike inapplicable words

cm

Thomas E. Connelley
Associate Justice of the Superior Court Dept.

Michael F. Manning
Attorney - Tribunal Member

Gereedee M. Foley, RN
*Physician - Tribunal Member
*Health Care Provider - Tribunal Member

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AND IN MY LEGAL CUSTODY.

MICHAEL JOSEPH DONOHAN
CLERK / MAGISTRATE
SUFFOLK SUPERIOR CIVIL COURT
DEPARTMENT OF THE TRIAL COURT
BY: [Signature]
[Signature]



RUSSELL J. ROWELL, M.D.
CHAIRMAN

BARBARA NEUMAN
EXECUTIVE DIRECTOR

Commonwealth of Massachusetts
Board of Registration in Medicine

FILED
Ten West Street
Boston, Massachusetts 02111
CLERK'S OFFICE

2007 MAY 22 P 12:52
617/727-3086

U.S. DISTRICT COURT
DISTRICT OF MASS.

06cv 10973

MEDICAL MALPRACTICE TRIBUNAL FINDING TRANSMITTAL SHEET
TO THE BOARD OF REGISTRATION IN MEDICINE

Case Name: SAMPSON, -VS- BETH ISRAEL DEACONESS MEDICAL CENTER, RICHTER.

Docket Number: 06-4881

County: SUFFOLK

Court Name and Address: SUFFOLK SUPERIOR COURT (CIVIL)
PEMBERTON SQUARE
BOSTON, MA 02108

Clerk: JOHN REVELIOTIS, (CONNOLLY, J.)

Date Report Sent: May 16, 2007 (sc)

This transmittal sheet is not complete until certified copies of the medical malpractice case complaint and tribunal finding are attached.

Massachusetts General Laws, Chapter 351, s. 22

"Whenever the tribunal makes a finding, the clerk of the court shall, no later than fifteen days after such finding, send a copy of the complaint and finding to the board of registration in medicine."

Members of the Board:

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Melinda Milberg, Esq.

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