



Court of Claims of Ohio

The Ohio Judicial Center
65 South Front Street, Third Floor
Columbus, OH 43215
614.387.9800 or 1.800.824.8263
www.cco.state.oh.us

YONG HUI SHEFFIELD, Exec., etc.,
et al.

Plaintiffs

v.

THE OHIO STATE UNIVERSITY
MEDICAL CENTER

Defendant

Case No. 2013-00013

Judge Patrick M. McGrath

ENTRY

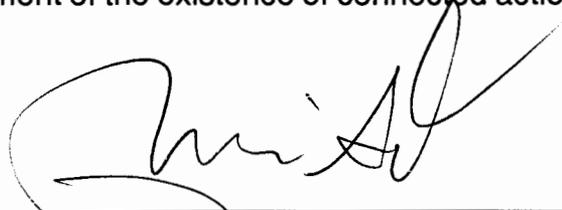
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On August 2, 2013, the court conducted a status conference with the parties. As a result of the conference, plaintiffs' June 5, 2013 motion for an immunity determination is GRANTED and the court hereby ORDERS the following:

- 1) An evidentiary hearing is scheduled for *November 20, 2013, at 9:00 a.m.*, to determine whether Paul Gullett, R.N. is entitled to civil immunity pursuant to R.C. 2743.02(F) and 9.86;
- 2) Counsel for both parties are directed to personally notify Paul Gullett, R.N., of the *November 20, 2013*, evidentiary hearing and his right to participate in the immunity determination either with counsel or pro se;
- 3) The parties shall inform the court, in writing, within *45 days* of the date of this entry, whether efforts to notify Paul Gullett, R.N. have been successful. If such efforts have not been successful, the parties shall detail their attempts to personally notify Paul Gullett, R.N. of his right to participate in the immunity determination;
- 4) The attached "Additional Trial Requirements and Information" is hereby incorporated by reference;

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5) Plaintiffs informed the court that they have filed a connected action. The clerk is directed to reissue the statement of the existence of connected actions form to plaintiffs. Plaintiffs shall file an updated statement of the existence of connected actions form within 45 days of the date of this entry.



PATRICK M. MCGRATH
Judge

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cc:

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Additional Trial Requirements and Information

Subpoena

Any request for the issuance of a subpoena, including the issuance of a blank subpoena under Civ. R. 45(A) and any motion for an order designating a person to serve a subpoena under Civ. R. 45(C), must be filed with the clerk's office at least twenty-one days before the date of the trial. Any request for the issuance of a subpoena which is not timely filed need not be processed by the clerk's office. A sample request for the issuance of subpoena(s), request for issuance of subpoena(s) in blank, and subpoena form are enclosed. The subpoena may be filled out and used by the attorney of record. A copy of the subpoena shall be filed with the court prior to the service and again filed with the court after service has been made by the attorney, appointed process server or court reporter.

R.C. 2743.06 provides that the party at whose instance the witness appears is to pay the witness fees and mileage; such expenses are not taxed as costs and are not advanced by the court.

Marking Exhibits

Before commencement of trial, the attorneys shall mark all items to be placed in evidence with the enclosed labels or substantially similar labels. The items shall be marked in the following manner:

- (A) "Joint Exhibit (A, B, C, etc.)" for each item upon which counsel agree to introduce as a Joint Exhibit;
- (B) "Plt. (name) Exhibit (1, 2, 3, etc.)" or "Dft. (name) Exhibit (A, B, C, etc.)" for each item which plaintiff or defendant intends to offer but which cannot be marked as a joint exhibit.

A list of the marked items shall be given to the bailiff or staff attorney before the trial or evidentiary hearing.

Videotaped Testimony and Depositions

Videotaped testimony or videotaped depositions may be offered in accordance with Rule 13 of the Rules of Superintendence for Courts of Ohio. See L.C.C.R. 11(G).

Videoconference

Either party may present trial testimony by using the court's videoconferencing system. Requests to use the videoconferencing system shall be made at least fourteen days prior to trial. Please contact the assignment office at (614) 387-9800 for further information.

Pretrial Statements

Pursuant to L.C.C.R. 7(B), pretrial statements shall be filed and served at least seven days prior to the scheduled pretrial conference.

Motion to Convey

A motion to convey an inmate to the situs of trial is necessary when the plaintiff and/or a witness is incarcerated at a penal institution and is to be transported from that institution to the place of trial. The responsible party shall file a motion to convey any plaintiff and/or any witness incarcerated in a penal institution to the situs of trial. Such motion shall be filed at least seven days prior to the pretrial conference. Any response to the motion to convey shall be filed on or before the date of the pretrial conference.

Change of Address/Telephone

If either a party or counsel moves or changes telephone numbers, such person shall file written notice with the court indicating the new address or telephone number.