



Court of Claims of Ohio

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

DARLENE LANE FERRARO, etc.

Plaintiff

v.

THE OHIO STATE UNIVERSITY
MEDICAL CENTER

Defendant

Case No. 2011-10371

Magistrate Robert Van Schoyck

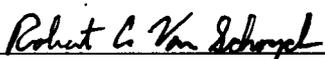
ORDER OF THE MAGISTRATE

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On December 9, 2013, this case came on for trial on the issue of liability. At the outset of the proceedings, defendant moved for a dismissal, or, in the alternative, a continuance of trial, on the ground that plaintiff, Darlene Lane Ferraro, lacks standing to pursue an action for wrongful death inasmuch as the Probate Court of Cuyahoga County removed her as fiduciary of the estate of decedent, Junior Lee Lane. Counsel for plaintiff informed the court that he was not aware Ferraro had been removed, but based upon the representations of defense counsel (who presented certified copies of entries from the probate court), he requested that trial be continued in order for that matter to be addressed.

As a result, the court granted a continuance of trial and scheduled a status conference for *January 16, 2014, at 10:00 a.m.* The court shall initiate the conference via telephone. It was agreed that at the time of the conference, counsel for plaintiff will be prepared to discuss Ferraro's standing in this matter, and the parties will also be prepared to discuss a new trial date. It was further agreed that trial on the issue of liability will require two days.


ROBERT VAN SCHOYCK
Magistrate

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ORDER

cc:

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