



May 30, 2018

Ms. Kristen Shatynski
Professional Staff Member
Committee on Energy and Commerce
2125 Rayburn House Office Building
Washington, DC 20515-6115

Ms. Kristen Shatynski

At the request of the Honorable Frank Pallone, Jr. and as a result of the Subcommittee on Health hearing on May 8, 2018, I was asked if I was aware of any legal cases involving 42 CFR Part 2 and/or 42 USC 290dd-2. Below you will find a partial list of cases involving 42 CFR Part 2 and 42 USC 290dd-2 and/or predecessor citations. This information was acquired from Google Scholar using the search term “42 USC 290-dd”; this information does not represent all the case involving the indicated statute and/or the indicated regulation. By using Google Scholar, the details and the content of the cases can be verified.

The partial list below involves decision, memoranda, orders or direct reference to 42 USC 290dd-2 and/or 42 CFR Part 2 or predecessor citation. The Federal cases are arranged by Circuit. The state cases are arranged by State jurisdictions.

I hope that this answers Representative Pallone’s question.

Sincerely,

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FEDERAL CASES INVOLVING 42 USC 290dd-2 and/or 42 CFR Part 2

First Circuit

18 F.2d 1005 (1987)

Ursula C. WHYTE, etc., et al., Plaintiffs, Appellees,
v.

CONNECTICUT MUTUAL LIFE INSURANCE
COMPANY, Defendant, Appellant.

Ursula C. WHYTE, a/k/a Wendy Whyte, as Trustee
of the S. William Whyte Revocable Trust, Plaintiff,
Appellant,

v.

CONNECTICUT MUTUAL LIFE INSURANCE
COMPANY, Defendant, Appellee.

[Nos. 86-1295, 86-1296.](#)

United States Court of Appeals, First Circuit.

Argued September 9, 1986.

Decided May 11, 1987.

825 F.2d 538 (1987)

UNITED STATES of America, Appellee,

v.

Robert D. CRESTA, Defendant, Appellant.

UNITED STATES of America, Appellee,

v.

John J. GILLEN, Jr., Defendant, Appellant.

UNITED STATES of America, Appellee,

v.

Anthony GRAVALLESE, Defendant, Appellant.

UNITED STATES of America, Appellee,

v.

Guido IMPEMBA, Defendant, Appellant.

UNITED STATES of America, Appellee,

v.

Gabriel CARVAJAL, Defendant, Appellant.

UNITED STATES of America, Appellee,

v.

Ernesto AGUDELO, Defendant, Appellant.

UNITED STATES of America, Appellee,

v.

Richard T. FORD, Defendant, Appellant.

[Nos. 85-1010, 85-1022, 85-1024 to 85-1028.](#)

United States Court of Appeals, First Circuit.

Argued September 8, 1986.

Decided July 23, 1987.

95 F.Supp.2d 49 (2000)

UNITED STATES of America,

v.

John Patrick HUGHES, Defendant.

[No. Crim.A.99-10405-REK.](#)

United States District Court, D. Massachusetts.

May 12, 2000.

(2006)

UNITED STATES OF AMERICA,

v.

CHRISTOPHER SMITH, Defendant.

[Crim. No. 5-73-B-JAW.](#)

United States District Court, D. Maine.

January 6, 2006.

(2007)

UNITED STATES OF AMERICA, Appellee,

v.

CHRISTOPHER SMITH, Defendant, Appellant.

[No. 06-2247.](#)

United States Court of Appeals, First Circuit.

December 21, 2007.

515 F.3d 5 (2008)

UNITED STATES of America, Appellee,

v.

Mark S. SHINDERMAN, M.D., Defendant,
Appellant.

[No. 07-1569.](#)

United States Court of Appeals, First Circuit.

Heard November 7, 2007.

Decided January 29, 2008

(2011)
Richard McEvoy, Shelagh McEvoy, Co-administrators of the Estate of Kevin McEvoy,
v.
Hillsborough County et al.
[Civ. No. 09-cv-431-SM](#).
United States District Court, D. New Hampshire.
May 5, 2011.

Second Circuit

899 F.Supp. 933 (1995)
John DOE and Jane Doe, Plaintiffs,
v.
Naomi MARSH et al., Defendants.
[No. 93-cv-0676](#).
United States District Court, N.D. New York.

70 F.Supp.2d 225 (1999)
UNITED STATES of America,
v.
Thomas G. LONGO, Defendant.
[No. 97-CR-180S](#).
United States District Court, W.D. New York.
August 5, 1999.

(2005)
PORT WASHINGTON TEACHERS' ASSOCIATION, AMERICAN FEDERATION OF TEACHERS, LOCAL 2938, NYSUT, AFL-CIO, MARY ANNE CARIELLO, as President of the Port Washington Teachers' Association, and MICHELLE WEIDEN,
on behalf of themselves and the female students of the Port Washington Union Free School, Plaintiffs,
v.
BOARD OF EDUCATION OF THE PORT WASHINGTON UNION FREE SCHOOL DISTRICT;
LAURA MOGUL, NANCY V. COWLES, MARK MARCELLUS, DEAN NARDONE, DR. ROY NELSON,
ROBERT SEIDEN, and DAVID STROM, as members of the Board of Education of the Port Washington Union Free School District and in their individual capacities; and DR. GEOFFREY N. GORDON,

as Superintendent of the Port Washington Union Free School District and in his individual capacity,
Defendants.
[04-CIV-1357 \(TCP\)\(MJW\)](#).
United States District Court, E.D. New York.
March 22, 2005.

568 F. Supp. 2d 220 (2008)
Luis SANABRIA, Plaintiff,
v.
Officer Steven MARTINS, Defendant.
[Civil No. 3:06cv647 \(JBA\)](#).
United States District Court, D. Connecticut.
March 26, 2008.

(2014)
MILTON OMAR COLON et al., Plaintiffs,
v.
METRO-NORTH COMMUTER RAILROAD COMPANY et al., Defendants.
[Case No. 3:13CV325\(JAM\)](#).
United States District Court, D. Connecticut.
April 3, 2014.

(2014).
KEITH RICHARDSON, Plaintiff,
v.
NEW YORK STATE OFFICE OF MENTAL HEALTH,
CENTRAL NEW YORK PSYCHIATRIC CENTER et al., Defendants.
[No. 6:11-cv-1007 \(GLS/ATB\)](#).
United States District Court, N.D. New York.
August 4, 2014.

Third Circuit

896 F.Supp. 179 (1994)
John MULHOLLAND and Pamela Mulholland
v.
DIETZ COMPANY and Entwistle Corporation.
[Civ. A. No. 94-3517](#).
United States District Court, E.D. Pennsylvania.
December 5, 1994.

Fourth Circuit

933 F.Supp. 485 (1996)
Clarence CARR, Plaintiff,
v.
ALLEGHENY HEALTH, EDUCATION AND
RESEARCH FOUNDATION
and Allegheny General Hospital, Defendants.
Civil Action No. 95-523.
United States District Court, W.D. Pennsylvania.
August 9, 1996.

(2005)

GONZALEZ,
v.
CITY OF HOBOKEN, et als.
[Docket No. 04-CV-3556 \(WJM\)](#).
United States District Court, D. New Jersey.
June 30, 2005

(2009)

KATHRYN MEGONNELL, Plaintiff,
v.
INFOTECH SOLUTIONS, INC. t/d/b/a AVYSION
IT and/or
AVYSION HEALTHCARE SERVICES, PAMELA
HUNTER
AND LEONARD TOKAR, Defendants
[Civil Action No. 1:07-cv-02339](#).
United States District Court, M.D. Pennsylvania.
November 18, 2009.

(2010)

JIRI PIK,
v.
THE UNIVERSITY OF PENNSYLVANIA, et al.
[Civil Action No. 08-5164](#).
United States District Court, E.D. Pennsylvania.
October 7, 2010.

791 F.Supp.2d 383 (2011)
David BEHAR, M.D., Plaintiff
v.
PENNSYLVANIA DEPARTMENT OF
TRANSPORTATION
and Allen Biehler, Defendants.
[Civil Action No. 1:09-CV-2453](#).
United States District
March 31, 2011

955 F.2d 914 (1992)
UNITED STATES of America, Plaintiff-Appellee,
v.
SOUTHERN MANAGEMENT CORPORATION,
Defendant-Appellant.
[No. 90-2496](#).
United States Court of Appeals, Fourth Circuit.
Argued July 31, 1991.
Decided February 3, 1992.

(2012)

45. UNITED STATES OF AMERICA,
v.
GRACIE BELLOSI-MITCHELL
[Case No. RWT 10cr600](#).
United States District Court, D. Maryland.
September 6, 2012.

(2014)

JOHN VANNOY, Plaintiff,
v.
THE FEDERAL RESERVE BANK OF
RICHMOND, Defendant.
[Action No. 3:13-CV-797](#)
United States District Court, E.D. Virginia,
Richmond Division.
June 10, 2014.

(2014)

MICHAEL ALAN CROOKER, Petitioner
v.
TIMOTHY STEWART, Respondent.
[Civil Action No. ELH-14-1539](#).
United States District Court, D. Maryland.
December 16, 2014.

(2017).

THOMAS SINSEL, Plaintiff,
v.
HITACHI KOKI USA, LTD., Defendant.
[Case No. 7:16-cv-00412-D](#).
United States District Court, E.D. North Carolina,
Southern Division.
May 31, 2017

(2017)
MICHAEL J. MORGAN, Plaintiff,
v.
RICKY J. SPIVEY, in his individual and official capacities as a Wake County Sheriff's Deputy,
CASEY L. MILLER, in his individual and official capacities as a Wake County Sheriff's Deputy,
JOSHUA K. LEGAN, in his individual and official capacities as a Wake County Sheriff's Deputy,
DONNIE HARRISON, in his official capacity as Sheriff of Wake County, North Carolina,
THE OHIO CASUALTY INSURANCE COMPANY, individually, and as a subsequent subsidiary of
LIBERTY MUTUAL INSURANCE COMPANY, as SURETY, Defendants.
[No. 5:16-CV-365-FL.](#)
United States District Court, E.D. North Carolina, Western Division.
December 8, 2017.

Fifth Circuit

408 F.Supp.2d 295 (2006)
UNITED STATES of America
v.
Diana ZAMORA.
[No. CR C-05-746M.](#)
United States District Court, S.D. Texas, Corpus Christi Division.
January 10, 2006.

Sixth Circuit

63 F.3d 467 (1995)
Rick R. ELLISON, Plaintiff-Appellant,
v.
COCKE COUNTY, TENNESSEE and David Kickliter, M.D., Defendants-Appellees.
[No. 94-5577.](#)
United States Court of Appeals, Sixth Circuit.
Submitted April 10, 1995.
Decided August 24, 1995.

88 F.Supp.2d 753 (2000)
Gary Wayne FANNON, Plaintiff,
v.
Kurt JOHNSTON, Defendant.
[No. Civ. 98-CV-72006-DT.](#)
United States District Court, E.D. Michigan, Southern Division.
March 24, 2000.

(2011)
SAMUEL JEFFERSON, Plaintiff,
v.
FERRER, POIROT, AND WANSBROUGH, et al., Defendants.
[No. 3:10-0754.](#)
United States District Court, M.D. Tennessee, Nashville Division.
July 25, 2011.

(2014)
SAMUEL JEFFERSON, Plaintiff,
v.
FERRER, POIROT & WANSBROUGH, et al., Defendants
[Case No. 3:10-0754.](#)
United States District Court, M.D. Tennessee, Nashville Division.
March 13, 2014.

(2015)
CARL WATSON RICCHUITE, Plaintiff,
v.
JOEY JOHNSON, et al., Defendants.
[Civil Action No. 1:14-CV-104-GNS-HBB.](#)
United States District Court, W.D. Kentucky, Bowling Green Division.
September 25, 2015

(2016).
GARDEN CITY EMPLOYEES' RETIREMENT SYSTEM, Plaintiff,
CENTRAL STATES, SOUTHEAST SOUTHWEST AREAS PENSION FUND,
Individually and on Behalf of All Others Similarly Situated, Lead Plaintiffs,
BEVERLY KERN, on Behalf of Herself and Her Siblings,

and as Administrator of the Estate of Donna Kern,
Intervenors,
v.
PSYCHIATRIC SOLUTIONS, INC., et al.,
Defendants.
[No. 3:09-cv-00882](#).
United States District Court, M.D. Tennessee,
Nashville Division.
September 20, 2016.

Seventh Circuit

670 F.2d 702 (1982)
UNITED STATES of America, Plaintiff-Appellee,
v.
Alex J. RAINERI, Defendant-Appellant.
[No. 81-1394](#).
United States Court of Appeals, Seventh Circuit.
Argued September 15, 1981.
Decided February 8, 1982.
Rehearing and Rehearing Denied March 24, 1982

854 F.Supp. 1380 (1994)
In re The AUGUST, 1993 REGULAR GRAND
JURY. (Hospital Subpoena).
[Misc. No. 93-63. Grand Jury Subpoena No. KMS-41-04](#).
United States District Court, S.D. Indiana,
Indianapolis Division.
May 20, 1994.

168 F.3d 1036 (1999)
Carlos CHAPA, Plaintiff-Appellant,
v.
Jura ADAMS, et al., Defendants-Appellees.
[No. 98-1869](#).
United States Court of Appeals, Seventh Circuit.
Argued January 22, 1999.
Decided February 23, 1999.

277 F.3d 969 (2002)
UNITED STATES of America ex rel. Janet
CHANDLER, Ph.D.,
Plaintiff Appellant, Cross-Appellee,
v.
COOK COUNTY, ILLINOIS, ^[1] Defendant-Appellee,
Cross-Appellant.
[Nos. 00-4110, 01-1810](#).
United States Court of Appeals, Seventh Circuit.
Argued September 5, 2001.
Decided January 22, 2002.

(2005)
LISA M. BEARD, Plaintiff,
vs.
CITY OF CHICAGO, Defendant.
[No. 03 C 3527](#).
United States District Court, N.D. Illinois, Eastern
Division.
January 7, 2005.

(2006)
LORA L. STANLEY, et al., Plaintiffs,
v.
CARRIER MILLS-STONEFORT SCHOOL
DISTRICT NO. 2,
and RICHARD MORGAN, Defendants.
[Civil No. 05-4203-JPG](#).
United States District Court, S.D. Illinois.
December 14, 2006.

(2013)
MIRANDA COSGROVE and CHRISTINA
COSGROVE, Plaintiffs,
v.
RODNEY D. McCLURE, individually and as an
agent and/or employee of PIONEER COACH, INC.;
PIONEER COACH, INC., a foreign corporation;
PHILLIP L. CARTER,
individually as an agent and/or employee of JEFFCO
LEASING CO., INC.;
and JEFFCO LEASING CO., INC., a foreign
Corporation. Defendants.
[Case No. 3:13-cv-00580-DRH-DGW](#).
United States District Court, S.D. Illinois.
October 28, 2013.

Eighth Circuit

(2006)

R. KOTESWARA RAO KUNDA and CHICAGO INSURANCE CO., Plaintiffs,
v.
ST. ANTHONY MEDICAL CENTER SELF-INDENTURED TRUST, et al., Defendants.

[No. 4:06-CV-0187 CEJ.](#)

United States District Court, E.D. Missouri, Eastern Division.

August 22, 2006.

(2017)

MADISON GIROUX by her Attorney-in-fact, JENNIFER GIROUX, Plaintiff,
v.
TOMMI YOUNG BULL BEAR, EMT Director, City/County Alcohol and Drug Program, in her individual capacity;

BRENDA WOOD, Director City/County Alcohol and Drug Program, in her individual capacity;

PENNINGTON COUNTY SHERIFF'S DEPUTY PAUL STEVENS, in his individual capacity;

and PENNINGTON COUNTY STATE'S ATTORNEY SARAH E. MORRISON, in her individual capacity, Defendants.

[No. CIV. 16-5003-JLV.](#)

United States District Court, D. South Dakota, Western Division.

March 22, 2017

(2017)

IN RE EMPLOYMENT RECORDS OF JOHN DOES EMPLOYED BY SHARPE HOLDING, INC.,
[No. 4:17MC238 RLW.](#)

United States District Court, E.D. Missouri, Eastern Division.

December 20, 2017.

Ninth Circuit

879 F.Supp. 1054 (1995)
UNITED STATES of America, Plaintiff,
v.
Gary Lee SNOWDEN, Defendant.
[No. CR 94-38-RE.](#)
United States District Court, D. Oregon.
February 10, 1995.

146 F.3d 680 (1998)
Donald HALVORSEN, Jr., Plaintiff-Appellant,
v.
Lawrence BAIRD; Jeffrey Kaer; City of Portland; Central City Concern;
Dick Endo; Aaron Beedle; Jeff Mitchell; Joe Brown, Defendants-Appellees.
Donald HALVORSEN, Jr., Plaintiff-Appellee,
v.
Lawrence BAIRD; Jeffrey Kaer; City of Portland; Aaron Beedle; Dick Endo, Defendants,
and
Central City Concern; Jeff Mitchell; Joe Brown, Defendants-appellants.
[Nos. 95-35677, 95-35705.](#)
United States Court of Appeals, Ninth Circuit.
Argued and Submitted November 5, 1996.
Decided June 11, 1998.

(2010)

LISA LOWEN, as next friend and natural parent of minor B.L., Plaintiff,
v.
VIA CHRISTI HOSPITALS WICHITA, INC. d/b/a St. Francis Campus,
and KIMBERLY MOLIK, M.D., and HENRY B. DOERING, M.D., Defendants.
[Case No. 10-1201-RDR.](#)
United States District Court, D. Kansas.
November 16, 2010.

(2013)
MARIA D. CHAVEZ and RENE CHAVEZ,
individually and as the Successors-in-Interest of
CHRISTIAN CHAVEZ, Deceased, Plaintiff,
v.
COUNTY OF KERN, TOMMY J. ROBBINS,
JEREMY STORAR, AND DOES 1 TO 100,
Defendants.
[Case No. 1:12-cv-01004-LJO-JLT.](#)
United States District Court, E.D. California.
July 9, 2013.

(2013)
.DEBORAH CAHILL, Plaintiff,
v.
FRANCISCAN HEALTH SYSTEM, Defendant.
[Case No. C12-5829 BHS.](#)
United States District Court, W.D. Washington,
Tacoma.
December 16, 2013.

(2014)
KETEMA ROSS, et al., Plaintiffs, v.
JAY INSLEE, in his official capacity as Governor of
Washington, et al., Defendants.
[No. 2:14-CV-0130-TOR.](#)
United States District Court, E.D. Washington.
August 4, 2014.

(2016)
ROBERT DeWAYNE BOSLEY, JR., Plaintiff,
v.
M. VALASCO, et al., Defendants.
[Case No. 1:14-cv-00049-MJS \(PC\).](#)
United States District Court, E.D. California.
January 8, 2016.

(2016)
ROBERT DEWAYNE BOSLEY, JR. Plaintiff,
v.
M. VALASCO, et al., Defendants.
[Case No. 1:14-cv-00049-MJS \(PC\).](#)
United States District Court, E.D. California.
March 25, 2016

(2016)
Lawrence N. Cherry, et al., Plaintiffs,
v.
United States of America, Defendant.
[No. CV-15-00236-PHX-PGR.](#)
United States District Court, D. Arizona.
August 31, 2016.

(2016)
CHARLES DES ROCHES, on his own behalf and on
behalf of his beneficiary son,
R.D., and all others similarly situated, and SYLVIA
MEYER, on her own behalf and all others similarly
situated, Plaintiff,
v.
CALIFORNIA PHYSICIANS' SERVICE d/b/a
BLUE SHIELD OF CALIFORNIA;
HUMAN AFFAIRS INTERNATIONAL OF
CALIFORNIA; and
MAGELLAN HEALTH SERVICES OF
CALIFORNIA, INC.—EMPLOYER SERVICES,
Defendant.
Case No. 16-cv-02848-LHK.
United States District Court, N.D. California, San
Jose Division.
September 7, 2016.

(2016)
ANTOINE DOUGLASS JOHNSON, Petitioner,
v.
FELICIA PONCE, Respondent.
[No. 2:16-cv-1037 JAM AC P.](#)
United States District Court, E.D. California.
December 16, 2016.

(2018)
ESTATE OF SANDRA VELA, deceased, by and
through ANNAMARIE MORENO;
ANNAMARIE MORENO; and BERNADETTE
ALVERADO, Plaintiff,
v.
COUNTY OF MONTEREY; SHERIFF STEVE
BERNAL, in his individual and official capacities;
COMMANDER JAMES BASS, in his individual
and official capacities; SERGEANT ERIKA KAYE,
in her individual capacity;
SERGEANT CAROL WHITE, in her individual
capacity; DEPUTY BARBARA FULKERSON, in
her individual capacity;

DEPUTY N. QUINTERO, in her individual capacity;
FORMER SHERIFF SCOTT MILLER, in his
individual capacity;
CALIFORNIA FORENSIC MEDICAL GROUP,
TAYLOR FITHIAN, MD; ELUID GARCIA, MD,
Defendants.
Case No. 16-CV-02375 BLF.
United States District Court, N.D. California, San
Jose Division.
January 18, 2018.

Tenth Circuit

F.3d 1414 (1998)
UNITED STATES of America, Plaintiff-Appellee,
v.
Frank Anthony OBERLE, Defendant-Appellant.
[No. 96-2275.](#)
United States Court of Appeals, Tenth Circuit.

320 F.3d 1107 (2003)
CENTER FOR LEGAL ADVOCACY, doing
business as Legal Center for People with Disabilities
and Older People, also known as Legal Center,
Colorado's Protection and Advocacy System,
P & A System, Plaintiff-Appellant,
v.
Michael EARNEST, M.D., in his official capacity as
Medical Director of Quality Review and
Improvement;
Patricia Gabow, M.D., in her official capacity as
Medical Director and Chief Executive Officer;
Denver Health and Hospital Authority, also known as
DHHA, doing business as Denver Health Medical
Center,
also known as DHMC, Defendants-Appellees.
[No. 02-1135.](#)
United States Court of Appeals, Tenth Circuit.
February 25, 2003.

. (2006)
MIKE BOHANNON, Plaintiff,
v.
J.M. BAKER, D.O. Defendant.
[Case No. 06-1033-MLB.](#)
United States District Court, D. Kansas.
October 12, 2006.

(2006)
CAROL J. HULSE,
v.
SUBURBAN MOBILE HOME SUPPLY
COMPANY, et al., Defendants.
[Case No. 06-1168-WEB.](#)
United States District Court, D. Kansas.
October 12, 2006.

(2007)
JEREMY BUSTAMANTE, Plaintiff,
v.
CENTRAL KANSAS MEDICAL CENTER., a
Kansas Corporation, Defendant.
[Case No. 06-1336-WEB.](#)
United States District Court, D. Kansas.
May 1, 2007.

(2007)
JEREMY BUSTAMANTE, Plaintiff,
v.
CENTRAL KANSAS MEDICAL CENTER., a
Kansas Corporation, Defendant.
[Case No. 06-1336-WEB.](#)
United States District Court, D. Kansas.
May 11, 2007.

(2007)
LORI PRESCOTT, Plaintiff,
v.
TREGO COUNTY, KANSAS, BOARD OF
COUNTY COMMISSIONERS,
RICHARD SCHNEIDER, and DENNIS WEAVER,
Defendants.
[Case No. 07-CV-1008-JTM-DWB.](#)
United States District Court, D. Kansas.
May 16, 2007.

(2008)
REBECCA SORTER, Plaintiff,
v.
RICARDO ALVARADO, Defendant.
[Case No. 07-1401-MLB-DWB.](#)
United States District Court, D. Kansas, Wichita.
March 3, 2008

(2008)
AT WICHITA, KANSAS ROBERT MILLER,
Plaintiff,
v.
E.F.V., minor, and LARRY V. VASQUEZ, father,
legal guardian,
and next best friend, Defendants.
[Case No. 08-1114-JTM-DWB.](#)
United States District Court, D. Kansas.
June 10, 2008.

(2010)
JENNIFER PRATT, Plaintiff,
v.
JOSEPH PETELIN, M.D. and DANIEL PALEY,
M.D., Defendants.
[Case No. 09-2252-CM-GLR.](#)
United States District Court, D. Kansas.
February 4, 2010.

(2010).
GEORGE SPRAGGINS, Plaintiff,
v.
SUMNER REGIONAL MEDICAL CENTER
and DR. LARRY ANDERSON, Defendants.
[Case No. 10-2276-WEB/KGG.](#)
United States District Court, D. Kansas.
November 3, 2010.

(2010)
UNITED STATES OF AMERICA, ex rel. ANA
SANCHEZ-SMITH,
AMBER HAVERFIELD-CHATWELL, and DANA
WHITE, Plaintiffs,
v.
AHS TULSA REGIONAL MEDICAL CENTER,
LLC,
d/b/a TULSA REGIONAL MEDICAL CENTER,
Defendant.

[No. 05-CV-442-TCK-PJC.](#)
United States District Court, N.D. Oklahoma.
November 5, 2010.

(2010)
754 F.Supp.2d 1270 (2010)
UNITED STATES of America, ex rel. Ana
SANCHEZ-SMITH,
Amber Haverfield-Chatwell, and Dana White,
Plaintiffs,
v.
AHS TULSA REGIONAL MEDICAL CENTER,
LLC,
d/b/a Tulsa Regional Medical Center, Defendant.
[Case No. 05-CV-442-TCK-PJC.](#)
United States District Court, N.D. Oklahoma.
November 10, 2010.

(2013)
NICOLETTE UTTER, Administrator of the Estate of
CHRISTOPHER UTTER, Plaintiff,
v.
DALLAS THOMPSON, et al., Defendants.
[Case No. 11-2360-KHV.](#)
United States District Court, D. Kansas.
June 7, 2013

(2014)
SHAWN GIEGERICH, Plaintiff,
v.
NATIONAL BEEF PACKING COMPANY, LLC,
Defendant.
[Case No. 13-2392-JAR.](#)
United States District Court, D. Kansas.
January 9, 2014.

(2015).
ANTHONY LOLIN JIMENEZ, SR., Applicant,
v.
COLORADO DEPARTMENT OF CORRECTIONS,
RICK RAEMISCH (Exec. Dir.),
CROWLEY COUNTY CORRECTIONAL
FACILITY, MICHAEL MILLER (Warden),
and THE ATTORNEY GENERAL OF THE STATE
OF COLORADO, Respondents.
[Civil Action No. 15-cv-01006-GPG.](#)
United States District Court, D. Colorado.
July 8, 2015.

(2015).

CHARLES EVANS, Plaintiff,

v.

WILLIAM D. MAUCH, M.D., Defendant.

[Case No. 2:15-CV-09100-CM.](#)

United States District Court, D. Kansas.

August 26, 2015.

(2016)

FRANKIE T. LYDEN, individually, and FRANKIE

T. LYDEN,

as Special Administrator of the Estate of Michael Lyden,

deceased, on behalf of the Heirs of MICHAEL

LYDEN, deceased, Plaintiffs,

v.

HOGAN DEDICATED SERVICES, LLC, A Missouri corporation;

HOGAN TRANSPORTS, INC., a Missouri Corporation;

HOGAN TRUCK LEASING, INC., dba HOGAN MOTOR LEASING, INC.,

A Missouri corporation

and MICHAEL DANIELY, a Missouri resident, Defendants.

[Case No. 15-CV-9289-CM.](#)

United States District Court, D. Kansas at Kansas City, Kansas.

April 4, 2016.

(2017)

MARK RATLEY, Plaintiff,

v.

UNITED STATES OF AMERICA, Defendant.

[Case No. 17-4024-DDC.](#)

United States District Court, D. Kansas.

July 20, 2017.

Eleventh Circuit

951 F.2d 320 (1992)

Bill W. DOE, Plaintiff-Appellant,

v.

Anthony M. FRANK, Postmaster General of the United States of America, Defendant-Appellee.

[No. 91-5063.](#)

United States Court of Appeals, Eleventh Circuit.

January 24, 1992.

196 F.3d 1226 (1999)

Raymond D. HICKS, M.D., Plaintiff-Appellee,

v.

TALBOTT RECOVERY SYSTEM, INC. a.k.a.

Talbott Marsh Recovery System or Talbott Marsh Recovery Center,

Anchor Hospital, Barry H. Lubin, M.D., G. Douglas

Talbott, M.D., Defendants-Appellants.

[No. 98-8821.](#)

United States Court of Appeals, Eleventh Circuit.

November 22, 1999

170 F.Supp.2d 1211 (2001)

Gary P. MOSIER, Plaintiff,

v.

AMERICAN HOME PATIENT, INC., Defendant.

[No. 4:01CV11-WS.](#)

United States District Court, N.D. Florida,

Tallahassee Division.

November 1, 2001

(2013)

47. IN THE MATTER OF: WILLIAM ARTHUR ASHCRAFT, D.M.D.

[Civil Action No. 2:13-cv-00623-WMA.](#)

United States District Court, N.D. Alabama, Southern Division.

June 3, 2013.

(2016)

UNITED STATES OF AMERICA, Plaintiff,

v.

XIULU RUAN, M.D., Defendant.

[Criminal No. 15-00088-CG-B.](#)

United States District Court, S.D. Alabama, Southern Division.

April 4, 2016.

DC Circuit

598 F.Supp. 126 (1984)
George L. WHITLOCK, Plaintiff,
v.
Raymond J. DONOVAN and United States
Department of Labor, Defendants.
Civ. A. No. 83-3388.
United States District Court, District of Columbia.
November 6, 1984.

63 F.2d 103 (1988)
Frederick D. JUDD, Appellant
v.
James H. BILLINGTON, Librarian of Congress.
[No. 87-5380.](#)
United States Court of Appeals, District of Columbia
Circuit.
Argued November 15, 1988.
Decided December 20, 1988.

STATE CASES Involving 42 USC 290dd-2 and/or 42 CFR Part 2

ALABAMA

773 So.2d 431 (2000)
Ex parte Dr. Walter L. ETHERTON.
(Re Tammy Reynolds Freeman v. Dr. Walter L.
Etherton).
[1981962.](#)
Supreme Court of Alabama.
March 17, 2000.
Rehearing Denied June 9, 2000.

156 So.3d 973 (2014)
W.A.A.
v.
BOARD OF DENTAL EXAMINERS OF
ALABAMA.
[2121026.](#)
Court of Civil Appeals of Alabama.

ALASKA

89 P.3d 800 (2004)
Diana BRYSON, Petitioner/Cross-Respondent,
v.
BANNER HEALTH SYSTEM d/b/a Fairbanks
Memorial Hospital
d/b/a Family Recovery Center and Guy Patterson,
Respondents/Cross-Petitioners.
Nos. S-10653, S-10673.
Supreme Court of Alaska.
April 23, 2004.

338 P.3d 953 (2014)
John W. PLETCHER IV, Appellant,
v.
STATE of Alaska, Appellee.
No. A-11492.
Court of Appeals of Alaska.
November 21, 2014.

ARIZONA

157 Ariz. 41 (1987)
754 P.2d 1145
Harry A. DANIELSON, M.D., and Jane Doe
Danielson,
whose true name is Beverly Ann Danielson, husband
and wife, Petitioners,
v.
SUPERIOR COURT OF the STATE OF ARIZONA,
In and For the COUNTY OF MARICOPA,
Honorable John Foreman, a judge thereof,
Respondent Judge, Joyce LOPEZ and Richard Lopez,
husband and wife, Real Parties in Interest.
[No. 1 CA-SA 200.](#)
Court of Appeals of Arizona, Division 1, Department
A.
December 8, 1987.
As Amended on Denial of Reconsideration March
14, 1988.
Review Denied June 7, 1988.

(2012)
STATE OF ARIZONA, Appellee,
v.
VICTOR PEREZ CANO, Appellant.
[No. 1 CA-CR 11-0473.](#)
Court of Appeals of Arizona, Division One,
Department B (AUGUST).
Filed September 20, 2012.

290 P.3d 228 (2012)
231 Ariz. 34
STATE of Arizona, Appellee,
v.
Terry Wayne TATLOW, Appellant.
[No. 1 CA-CR 11-0593.](#)
Court of Appeals of Arizona, Division 1, Department
C.
December 4, 2012

(2013)
STATE OF ARIZONA, Appellee,
v.
DAVID ALAN HOUSE, Appellant.
[No. 1 CA-CR 12-0354.](#)
Court of Appeals of Arizona, Division One,
Department C.
Filed January 17, 2013.

ARKANSAS

No Cases in Google Scholar Discovered

CALIFORNIA CASE

(2010)
MICHAEL MARQUEZ, Petitioner,
v.
THE SUPERIOR COURT OF LOS ANGELES
COUNTY, Respondent;
ESTATE OF PABLO GARCIA, et al., Real Parties
in Interest.
[No. B221965.](#)
Court of Appeals of California, Second District,
Division Seven.
Filed May 18, 2010.

COLORADO

668 P.2d 3 (1983)
Stephan D. CLARK, Petitioner,
v.
DISTRICT COURT, SECOND JUDICIAL
DISTRICT, CITY
AND COUNTY OF DENVER;
Daniel B. Sparr, one of the judges thereof;
Estates of Sailas, Respondents.
[No. 83SA182.](#)
Supreme Court of Colorado, En Banc.
August 29, 1983

944 P.2d 660 (1997)
The PEOPLE of the State of Colorado Through the
DENVER
DEPARTMENT OF SOCIAL SERVICES, In the
Interest of R.D.H.
and P.H., Children, Upon the Petition of the Denver
County
Department of Social Services, Petitioner-Appellee,
and Concerning K.L.H., Respondent-Appellant.
[No. 96CA0106.](#)
Colorado Court of Appeals, Div. II.
May 29, 1997.
Rehearing Denied June 26, 1997.
Certiorari Denied October 20, 1997

217 P.3d 841 (2008)
The PEOPLE of the State of Colorado, Plaintiff-
Appellee,
v.
Anthony Lolin JIMENEZ, Defendant-Appellant.
[No. 04CA1098.](#)
Colorado Court of Appeals, Div. VI.
October 16, 2008.
Rehearing Denied December 31, 2008.

[SEE FEDERAL CASE ABOVE]

316 P.3d 4 (2013)
2013 COA 44
ADOLESCENT AND FAMILY INSTITUTE OF
COLORADO, INC.,
a Colorado corporation, Plaintiff-Appellant and
Cross-Appellee,
v.

COLORADO DEPARTMENT OF HUMAN SERVICES, DIVISION OF BEHAVIORAL HEALTH,
f/k/a Alcohol and Drug Abuse Division, Defendant-Appellee and Cross-Appellant.
[Court of Appeals No. 11CA2586.](#)
Colorado Court of Appeals, Div. II.
Announced March 28, 2013.

CONNECTICUT

203 Conn. 641 (1987)
STATE OF CONNECTICUT
v.
JEFFREY ROLLINSON
[\(12814\)](#)
Supreme Court of Connecticut.
Argued April 8, 1987.
Decision released June 2, 1987.

223 Conn. 450 (1992)
CONNECTICUT STATE MEDICAL SOCIETY ET AL.
v.
COMMISSION ON HOSPITALS AND HEALTH CARE
[\(14456\)](#)
Supreme Court of Connecticut.
Argued June 10, 1992.
Decision released August 11, 1992.

48 Conn. App. 563 (1998)
IN RE MARVIN M. ET AL.^[*]
[\(AC 16942\)](#)
Appellate Court of Connecticut.
Argued November 7, 1997.
Officially released May 5, 1998.

54 Conn. App. 663 (1999)
MICHAEL SKAKEL
v.
JONATHAN BENEDICT
[\(AC 19160\)](#)
Appellate Court of Connecticut.
Argued May 27, 1999.
Officially released August 5, 1999^[*]

55 Conn. App. 336 (1999)
IN RE JAMES L.^[*]
[\(AC 17869\)](#), [\(AC 18155\)](#)
Appellate Court of Connecticut.
Argued June 2, 1999.
Officially released October 19, 1999.
[Footnote 14]

263 Conn. 390 (2003)
STATE OF CONNECTICUT
v.
RANDY KIRSCH
[\(SC 16775\)](#)
Supreme Court of Connecticut
Argued February 20, 2003.
Officially released May 6, 2003

DELAWARE

683 A.2d 1055 (1996)
STATE of Delaware
v.
Rodney A. BRIGHT, Defendant.
[I.D. No. 9412012391.](#)
Superior Court of Delaware, New Castle County.
Submitted: June 4, 1996.
Decided: June 27, 1996.

979 A.2d 1138 (2009)
DIVISION OF FAMILY SERVICES, Petitioner,
v.
Ramona REDMAN,^[1] John Littleton, Respondents.
[No. CS07-02770.](#)
Family Court of Delaware, Sussex County.
Submitted: February 6, 2009.
Decided: April 15, 2009.

980 A.2d 1045 (2009)
DIVISION OF FAMILY SERVICES, Petitioner,
v.
A.B., A.W., Thresholds, Inc., Respondents.
[No. CS08-02438.](#)
Family Court of Delaware, Sussex County.
Submitted: December 8, 2008.
Decided: June 25, 2009.

FLORIDA

599 So.2d 749 (1992)
SERVICE MERCHANDISE COMPANY OF
FLORIDA, INC., Appellant,
v.
John LARSEN, Appellee.
[No. 91-2074.](#)
District Court of Appeal of Florida, Fourth District.
June 3, 1992.

842 So.2d 177 (2003)
STATE of Florida, Petitioner,
v.
CENTER FOR DRUG-FREE LIVING, INC.,
Respondent.
[No. 5D02-3356.](#)
District Court of Appeal of Florida, Fifth District.
March 7, 2003.
Rehearing Denied April 17, 2003

897 So.2d 501 (2005)
William N. NELSON, Appellant,
v.
LABOR FINDERS, Gallagher Bassett Services, Inc.,
and Florida Department of Insurance, Division of
Workers Compensation, Appellees.
[No. 1D03-5104.](#)
District Court of Appeal of Florida, First District.
February 28, 2005.

974 So.2d 1164 (2008)
STATE of Florida, Appellant,
v.
Meghan D. RUDY, Appellee.
[No. 4D06-4924.](#)
District Court of Appeal of Florida, Fourth District.
February 20, 2008.

GEORGIA

194 Ga. App. 805 (1990)
392 S.E.2d 286
AETNA CASUALTY & SURETY COMPANY
v.
RIDGEVIEW INSTITUTE, INC. et al.
[A89A1836.](#)
Court of Appeals of Georgia.
Decided March 12, 1990.

511 S.E.2d 253 (1999)
236 Ga. App. 132
In the Interest of L.H., a child.
[No. A98A1720.](#)
Court of Appeals of Georgia.
January 28, 1999

521 S.E.2d 199 (1999)
239 Ga. App. 203
SLETTO et al.
v.
HOSPITAL AUTHORITY OF HOUSTON
COUNTY et al.
[No. A99A0656.](#)
Court of Appeals of Georgia.
July 16, 1999.
Certiorari Denied October 29, 1999.

717 S.E.2d 190 (2011)
289 Ga. 881
BOWLING
v.
The STATE.
[No. S11A1014.](#)
Supreme Court of Georgia.
October 17, 2011.

HAWAII

No Cases in Google Scholar Discovered

IDAHO

No Cases in Google Scholar Discovered

ILLINOIS

764 N.E.2d 1 (2001)
198 Ill.2d 249
261 Ill.Dec. 710
M.A.K., Appellee,
v.
RUSH-PRESBYTERIAN-ST.-LUKE'S MEDICAL
CENTER,
d/b/a Rush Behavioral Health Center—Du Page,
Appellant.

[No. 90527.](#)

Supreme Court of Illinois.
December 20, 2001.

851 N.E.2d 1243 (2006)

221 Ill.2d 453

James WISNIEWSKI, Appellee,

v.

Reverend Raymond KOWNACKI et al., Appellants.

[Nos. 101011, 101014.](#)

Supreme Court of Illinois.

June 2, 2006.

INDIANA

579 N.E.2d 1342 (1991)

TERRE HAUTE REGIONAL HOSPITAL, Inc.
and Hospital Corporation of America, Appellants-
Defendants,

v.

Linda S. TRUEBLOOD, Appellee-Plaintiff.

[No. 61A04-9107-CV-223.\[1\]](#)

Court of Appeals of Indiana, First District.

October 22, 1991.

Rehearing Denied January 13, 1992.

669 N.E.2d 192 (1996)

"Jane DOE", Appellant-Respondent,

v.

DAVISS COUNTY DIVISION OF CHILDREN
AND FAMILY SERVICES, Appellee-Petitioner.

[No. 14A01-9511-JV-361.](#)

Court of Appeals of Indiana.

July 29, 1996.

Transfer Denied October 29, 1996.

694 N.E.2d 1212 (1998)

William F. HURT, Appellant-Defendant,

v.

STATE of Indiana, Appellee-Plaintiff.

[No. 82A01-9705-CR-161.](#)

Court of Appeals of Indiana.

May 29, 1998.

Transfer Denied July 8, 1998.

698 N.E.2d 381 (1998)

Larry J. LEY, M.D., and Urological Care, P.C.,
Appellants-Defendants,

v.

Donovan BLOSE and Jean Blose, Appellees-
Plaintiffs.

[No. 29A02-9708-CV-553.](#)

Court of Appeals of Indiana.

August 25, 1998.

761 N.E.2d 431 (2001)

Sandra CARTER, Appellant-Respondent,

v.

KNOX COUNTY OFFICE OF FAMILY AND
CHILDREN, Appellee-Petitioner.

[No. 42A05-0104-JV-151.](#)

Court of Appeals of Indiana.

November 28, 2001.

Publication Ordered January 14, 2002.

832 N.E.2d 563 (2005)

In the Matter of the INVOLUNTARY
TERMINATION

OF THE PARENT CHILD RELATIONSHIP OF

A.H., L.H., C.H.,

and J.H., Minor Children and Their Mother Annette
Johnston

and Their Father, Jay Haney,

Jay Haney, Appellant-Respondent,

v.

Adams County Office of Family and Children,
Appellee-Petitioner.

[No. 01A05-0501-JV-33.](#)

Court of Appeals of Indiana.

August 10, 2005.

IOWA

No Cases in Google Scholar Discovered

KANSAS

272 Kan. 1366 (2002)

39 P.3d 47

STATE OF KANSAS, Appellee,

v.

MICHAEL L. JENKINS, Appellant.

[No. 86,320.](#)

Supreme Court of Kansas.

Opinion filed February 1, 2002.

KENTUCKY

No Cases in Google Scholar Discovered

LOUISIANA

638 So.2d 1182 (1994)
Quelyndreia JACKSON
v.
Daniel DENDY, et al.
[No. 93 CW 0905.](#)
Court of Appeal of Louisiana, First Circuit.
June 24, 1994.

696 So.2d 652 (1997)
Barry LUGAR
v.
BATON ROUGE GENERAL MEDICAL CENTER.
[No. 96 CA 1873.](#)
Court of Appeal of Louisiana, First Circuit.
June 20, 1997.
[This case is about breech]

*921 So.2d 1012 (2005)
Sheri NEWCOMER
v.
AMERICAN HOME ASSURANCE COMPANY, et
al.
[No. 2005-C-1242.](#)
Court of Appeal of Louisiana, Fourth Circuit.
December 14, 2005

MAINE

637 A.2d 1162 (1994)
STATE of Maine
v.
Ronald W. BOOBAR, Jr.
Supreme Judicial Court of Maine.
Argued January 6, 1994.
Decided March 1, 1994.

MARYLAND

No Cases in Google Scholar Discovered

MASSACHUSETTS

456 Mass. 1003 (2010)
921 N.E.2d 536
DWIGHT HIGHTOWER
v.
COMMONWEALTH.
[SJC-10567.](#)
Supreme Judicial Court of Massachusetts

464 Mass. 1013 (2013)
KAREN COUSINEAU
v.
COMMONWEALTH.
[SJC-11254.](#)
Supreme Judicial Court of Massachusetts.
February 20, 2013

MICHIGAN

(2008)
CAROL JODIS and JAN JODIS,^[1] as Next Friend of
MIKAYLA GRANGER, a Minor, Plaintiffs-
Appellants,
v.
MICHELLE BRUBAKER, SUE FOWLE, MARY
STUART, DAVE BABCOCK, NURSE A. VAN
CAMP,
DR. DEBRA LUSTY, DR. ALFRED BEDIAKO,
DR. VERONICA DULA, and
HILLSDALE COUNTY COMMUNITY HEALTH
CENTER, Defendants-Appellees, and
ELIZABETH WARNER and PHILLIP
BERKEMEIER, Appellants.^[2]
[No. 271649.](#)
Court of Appeals of Michigan.
January 31, 2008.

PEOPLE OF THE STATE OF MICHIGAN,
Plaintiff-Appellee,
v.
DAVID CHRISTIAN DEJONGE, Defendant-
Appellant.
[No. 295168.](#)
Court of Appeals of Michigan.
June 5, 2012.

MINNESOTA

342 N.W.2d 128 (1984)
STATE of Minnesota, Respondent,
v.
David Gerald ANDRING, Appellant.
[No. C2-82-294.](#)
Supreme Court of Minnesota.
January 13, 1984.

376 N.W.2d 451 (1985)
STATE of Minnesota, Respondent,
v.
Gerry Dean BROWN, Appellant.
[No. C1-85-589.](#)
Court of Appeals of Minnesota.
November 5, 1985.
Review Denied December 19, 1985

383 N.W.2d 338 (1986)
STATE of Minnesota, Respondent,
v.
Toby Lynn GULLEKSON, Appellant.
[No. C5-85-1647.](#)
Court of Appeals of Minnesota.
March 11, 1986.
Review Denied May 16, 1986.

MISSISSIPPI

No Cases in Google Scholar Discovered

MISSOURI

973 S.W.2d 183 (1998)
STATE of Missouri ex rel. C.J.V., Relator,
v.
The Honorable Michael T. JAMISON, Judge, Circuit
Court, St. Louis County, Missouri, Respondent.
[No. 73917.](#)
Missouri Court of Appeals, Eastern District, Writ
Division Two.
July 31, 1998.

MONTANA

682 P.2d 1365 (1984)
STATE of Montana, Plaintiff and Appellant,
v.
Arthur Leroy MAGNUSON, Defendant and
Respondent.
[No. 83-162.](#)
Supreme Court of Montana.
Submitted March 2, 1984.
Decided June 12, 1984.

NEBRASKA

No Cases in Google Scholar Discovered

NEVADA

No Cases in Google Scholar Discovered

NEW HAMPSHIRE

No Cases in Google Scholar Discovered

NEW JERSEY

239 N.J. Super. 119 (1989)
570 A.2d 1047
STATE OF NEW JERSEY, PLAINTIFF,
v.
ADAM MARRERO, DEFENDANT.
Superior Court of New Jersey, Law Division
(Criminal), Cumberland County.
Decided November 9, 1989.

NEW MEXICO

No Cases in Google Scholar Discovered

NEW YORK

93 Misc.2d 479 (1978)

In the Matter of Doe Children, Alleged to be Neglected. Alic, Respondent.^[4]
Family Court, Queens County.
March 7, 1978

57 N.Y.2d 399 (1982)

In the Matter of John Short, Respondent-Appellant,
v.
Board of Managers of the Nassau County Medical
Center, Appellant-Respondent.
Court of Appeals of the State of New York.
Argued October 14, 1982.
Decided November 18, 1982.

147 Misc.2d 669 (1990)

Susan W., Plaintiff,
v.
Ronald A., Defendant.
Supreme Court, Queens County.
June 15, 1990

149 Misc.2d 200 (1990)

In the Matter of the Guardianship of John D.
Alexander, Jr., an Infant.
In the Matter of The Estate of Beverly Clark,
Deceased.
Surrogate's Court, Bronx County.
December 12, 1990

171 A.D.2d 624 (1991)

In the Matter of David C. Reynolds, Petitioner,
v.
Benjamin Ward, as Police Commissioner of The City
of New York, et al., Respondents
Appellate Division of the Supreme Court of the State
of New York, First Department.
March 28, 1991

176 A.D.2d 391 (1991)

In the Matter of Robert J. Shedrick, Appellant,
v.
Thomas A. Coughlin, as Commissioner of
Correctional Services, et al., Respondents
Appellate Division of the Supreme Court of the State
of New York, Third Department.
September 12, 1991

180 A.D.2d 866 (1992)

The People of the State of New York, Respondent,
v.
Mark Simon, Also Known as Spook, Appellant
Appellate Division of the Supreme Court of the State
of New York, Third Department.
February 13, 1992

158 Misc.2d 788 (1993)

602 N.Y.S.2d 70
In the Matter of W.H. and Another, Children Alleged
to be Neglected. H.H., Respondent.
Family Court, Rockland County.
July 28, 1993

163 Misc.2d 373 (1993)

621 N.Y.S.2d 428
In the Matter of Ulster County Department of Social
Services, on Behalf of Jane,
a Child Alleged to be Neglected. Leslie B.,
Respondent.
Family Court, Ulster County.
August 23, 1993

207 A.D.2d 660 (1994)

616 N.Y.S.2d 38
Jade Napoleoni et al., Respondents,
v.
Union Hospital of the Bronx et al., Defendants, and
Sushila Gupta et al., Appellants
Appellate Division of the Supreme Court of the State
of New York, First Department.
September 1, 1994

165 Misc.2d 736 (1995)

630 N.Y.S.2d 850
In the Matter of Brandon A. and Others,
Children Alleged to be Permanently Neglected.
Claritha P., Respondent. (And Another Action.)
Family Court, Monroe County.
June 15, 1995

240 A.D.2d 683 (1997)

659 N.Y.S.2d 495
The People of the State of New York, Respondent,
v.
Anthony Rodriguez, Appellant
Appellate Division of the Supreme Court of the State
of New York,
Second Department.

173 Misc.2d 879 (1997)
662 N.Y.S.2d 706
John Warburton, Claimant,
v.
State of New York,¹¹ Defendant. (Claim No. 94378-A.)
Court of Claims.
August 7, 1997

259 A.D.2d 1047 (1999)
689 N.Y.S.2d 325
THE PEOPLE OF THE STATE OF NEW YORK,
Respondent,
v.
GUY LANE, Appellant.
Appellate Division of the Supreme Court of the State
of New York, Fourth Department

186 Misc.2d 266 (2000)
710 N.Y.S.2d 864
In the Matter of MAXIMO M., a Child Alleged to be
Neglected.
ELIZABETH R., Respondent.
Family Court, Kings County.
June 24, 2000.

281 A.D.2d 387 (2001)
721 N.Y.S.2d 383
JOHN DOE et al., Appellants,
v.
JAMES M. INMAN CONSTRUCTION CORP.,
Defendant and Third-Party Plaintiff, et al.,
Defendants.
CATHEDRAL MARBLE AND GRANITE
COMPANY, Third-Party Defendant-Respondent.
HARTFORD INSURANCE COMPANY, Nonparty
Respondent.
Appellate Division of the Supreme Court of the State
of New York, Second Department.
Decided March 5, 2001

188 Misc.2d 470 (2001)
729 N.Y.S.2d 348
BRAD H. et al., on Behalf of Themselves and All
Others Similarly Situated, Plaintiffs,
v.
CITY OF NEW YORK et al., Defendants.
Supreme Court, New York County.
June 26, 2001.

285 A.D.2d 462 (2001)
727 N.Y.S.2d 338
In the Matter of MARLENE D., a Person Alleged to
be a Juvenile Delinquent, Appellant.
Appellate Division of the Supreme Court of the State
of New York, Second Department.

5 Misc.3d 517 (2004)
785 N.Y.S.2d 292
THE PEOPLE OF THE STATE OF NEW YORK,
Plaintiff,
v.
PIERRE JOSEPH, Defendant.
Supreme Court, Kings County.
September 22, 2004.

71 A.D.3d 1400 (2010)
898 N.Y.S.2d 742
L.T., Appellant,
v.
TEVA PHARMACEUTICALS USA, INC., et al.,
Defendants, and
THE HARVARD DRUG GROUP, L.L.C.,
Respondent.
[CA 09-01800.](#)
Appellate Division of the Supreme Court of New
York, Fourth Department.
Decided March 19, 2010.

2011 NY Slip Op 50102(U)
IN THE MATTER OF HAVYN-LEIY "A.," A
CHILD UNDER THE AGE OF EIGHTEEN YEARS
ALLEGED TO BE PERMANENTLY NEGLECTED
BY MORIANNA" B.," Respondent.
B-xxxxx-xx
Family Court, Clinton County.
Decided January 20, 2011.

89 A.D.3d 1544 (2011)
934 N.Y.S.2d 278
In the Matter of KENNEDIE M. and Another,
Infants.
ERIE COUNTY DEPARTMENT OF SOCIAL
SERVICES, Respondent.
DOUGLAS M., Appellant, et al., Respondent.
CHARLES D. HALVORSEN, ESQ., Attorney for
the Children, Appellant.
[CAF 10-01769.](#)

90 A.D.3d 1224 (2011)
934 N.Y.S.2d 578
In the Matter of SIMMONS MACHINE TOOL CORPORATION, Appellant,
v.
ST. PETER'S HEALTH CARE SERVICES, Respondent, and JOHN DOE, Respondent.
[512534](#).
Appellate Division of the Supreme Court of New York, Third Department.
December 8, 2011.

90 A.D.3d 1655 (2011)
936 N.Y.S.2d 825
In the Matter of SHIRLEY A.S., an Infant.
ERIE COUNTY DEPARTMENT OF SOCIAL SERVICES, Respondent; DAVID A.S., Appellant.
[CAF 11-01027](#).
Appellate Division of the Supreme Court of New York, Fourth Department.
December 30, 2011.

NORTH CAROLINA

IN THE MATTER OF: G.D.C., Minor Child.
[No. COA06-140](#)
North Carolina Court of Appeals
Filed November 7, 2006
This case not for publication

NORTH DAKOTA

361 N.W.2d 232 (1985)
HEARTVIEW FOUNDATION,
a corporation, and Sherman Sandbo, Petitioners,
v.
Gerald G. GLASER, Judge of the District Court, South Central Judicial District, and Keith Conrad, Respondents.
[Civ. No. 10849](#).
Supreme Court of North Dakota.
January 18, 1985.

488 N.W.2d 879 (1992)
JANE H., Petitioner,
v.
The Honorable Cynthia A. ROTHE, Judge of the District Court, Cass County, East Central Judicial District, Thomas L. Herzog,

Jerry J. Baldwin, and Fargo Clinic, Ltd., a.k.a. MeritCare, Respondents.
[Civ. No. 920101](#).
Supreme Court of North Dakota.
August 21, 1992

631 N.W.2d 159 (2001)
2001 ND 137
Interest of R.O., V.O. and J.H.
Keith BERGER, Director Grand Forks County Social Services, Petitioner and Appellee,
v.
F.O., Respondent, and
L.H., Respondent and Appellant.
Interest of R.O., V.O., and J.H.
Keith Berger, Director Grand Forks County Social Services, Petitioner and Appellee,
v.
F.O., Respondent and Appellant, and
L.H., Respondent.
[Nos. 20000305, 20000307](#).
Supreme Court of North Dakota.
July 20, 2001.

OHIO

11 Ohio Misc. 2d 1 (1983)
PACHECO
v.
ORTIZ,^[*]
[No. 54159](#).
Court of Common Pleas of Cuyahoga County.
Decided November 4, 1983.

154 Ohio App.3d 301 (2003)
2003-Ohio-4847
The STATE of Ohio, Appellee,
v.
PULASKI, Appellant.
[No. 19790](#).
Court of Appeals of Ohio, Second District, Montgomery County.
Decided September 12, 2003

2005-Ohio-4243
State of Ohio, Plaintiff-Appellant, (Cross-Appellee),
v.
Brandon Johnson, Defendant-Appellee, (Cross-Appellant).
[No. 04AP-539.](#)
Court of Appeals of Ohio, Tenth District, Franklin County.
Rendered on August 16, 2005

5 N.E.3d 100 (2013)
2013-Ohio-5540
Rebecca R. GENTILE, Plaintiff-Appellant,
v.
David D. DUNCAN et al., Defendants-Appellees.
[No. 12AP-1023.](#)
Court of Appeals of Ohio, Tenth District, Franklin County.
December 17, 2013.

14 N.E.3d 470 (2014)
2014-Ohio-2508
OHIO STATE DENTAL BOARD, Petitioner-Appellee,
v.
HEALTHCARE VENTURE PARTNERS, LLC et al., Respondents-Appellees, (Dr. J.W., D.D.S., Appellant).
[No. 14AP-165.](#)
Court of Appeals of Ohio, Tenth District, Franklin County.
June 10, 2014.

OKLAHOMA

No Cases in Google Scholar Discovered

OREGON

993 P.2d 152 (1999)
164 Or. App. 369
In the Matter of Chelsea West, a Minor Child.
STATE ex rel. JUVENILE DEPARTMENT OF MULTNOMAH COUNTY, Respondent,
v.
Dion WEST, Appellant.
[\(9707-82066; CA A100350\).](#)
Court of Appeals of Oregon.
Argued and Submitted May 10, 1999.
Decided December 15, 1999.

99 P.3d 748 (2004)
195 Or. App. 431
William E. MITCHELL, Respondent-Cross-Appellant,
v.
MT. HOOD MEADOWS OREG., Limited Partnership, an Oregon limited partnership; and Mt. Hood Meadows Development Corp., an Oregon corporation, Appellants-Cross-Respondents.
[0005-05389, A116119.](#)
Court of Appeals of Oregon.
Argued and Submitted July 22, 2003.
Resubmitted July 14, 2004.
Decided October 6, 2004.

283 P.3d 930 (2012)
251 Or. App. 395
STATE of Oregon, Plaintiff-Respondent,
v.
William Delray TOLAND, Defendant-Appellant.
State Of Oregon, Plaintiff-Respondent,
v.
Larry Alan Fricano, Defendant-Appellant.
[07C51659, 07C51658; A141030 \(Control\), A141047.](#)
Court of Appeals of Oregon.
Argued and Submitted June 9, 2011
Decided July 25, 2012

PENNSYLVANIA

No Cases in Google Scholar Discovered

RHODE ISLAND

644 A.2d 309 (1994)
In re CORY C.
[No. 93-690-Appeal.](#)
Supreme Court of Rhode Island.
May 18, 1994.

SOUTH CAROLINA

455 S.E.2d 693 (1995)
Shirley McMAKIN, Respondent,
v.
BRUCE HOSPITAL SYSTEM, Petitioner.
[No. 24208.](#)
Supreme Court of South Carolina.
Heard January 3, 1995.
Decided February 27, 1995

458 S.E.2d 439 (1995)
John DOE, Appellant,
v.
NORTH GREENVILLE HOSPITAL, Respondent.
[No. 2345.](#)
Court of Appeals of South Carolina.
Submitted April 3, 1995.
Decided May 8, 1995.
Rehearing Denied June 29, 1995.

343 S.C. 471 (2000)
540 S.E.2d 484
MacKennon WATSON, a Minor, by his Guardian ad
Litem, Susan WATSON, Respondent,
v.
David CHAPMAN, M.D., Appellant. and
Susan Watson and Don Watson, Respondents,
v.
David Chapman, M.D., Appellant.
[No. 3272.](#)
Court of Appeals of South Carolina.
Heard November 8, 2000.
Filed December 18, 2000.
Rehearing Denied February 12, 2001

SOUTH DAKOTA

No Cases in Google Scholar Discovered

TENNESSEE

194 S.W.3d 457 (2005)
Morris M. DICKSON
v.
CITY OF MEMPHIS CIVIL SERVICE
COMMISSION.
Court of Appeals of Tennessee, Western Section, at
Jackson.
August 23, 2005 Session.
November 2, 2005.
Permission to Appeal Denied April 24, 2006

(2010)
STATE OF TENNESSEE,
v.
JOHN COTE AND SARAH COTE.
In Re: DR. SANDRA ELKINS.
[No. E2008-02483-CCA-R9-CD.](#)
Court of Criminal Appeals of Tennessee, at
Knoxville.
August 25, 2009 Session.
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(2012)
CITY OF MEMPHIS CIVIL SERVICE
COMMISSION,
v.
STEVEN PAYTON.
[No. W2011-02501-COA-R3-CV.](#)
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July 19, 2012 Session.
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TEXAS

142 S.W.3d 574 (2004)
In the Interest of K.C.P. and J.D.P., Children.
[No. 06-04-00009-CV.](#)
Court of Appeals of Texas, Texarkana.
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Decided August 9, 2004.

UTAH

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VERMONT

648 A.2d 652 (1994)
In re B.W., Juvenile.
[No. 93-263.](#)
Supreme Court of Vermont.
July 1, 1994.

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[No. 94-036.](#)
Supreme Court of Vermont.
March 31, 1995.

VIRGINIA

No Cases in Google Scholar Discovered

WASHINGTON

9 P.3d 840 (2000)
STATE of Washington, Respondent,
v.
Brenda Rochelle ANDERSON, Appellant.
[No. 43590-6-I.](#)
Court of Appeals of Washington, Division 1.
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118 Wash.App. 435
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Scott Warren WHEAT, Appellant.
[No. 28413-8-II.](#)
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September 16, 2003.

94 P.3d 407 (2004)
STATE of Washington, Respondent,
v.
Catherine Christine CASSILL-SKILTON, Appellant.
[Nos. 29710-8-II, 29714-1-II.](#)
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July 20, 2004.

WEST VIRGINIA

No Cases in Google Scholar Discovered

WISCONSIN

No Cases in Google Scholar Discovered

WYOMING

No Cases in Google Scholar Discovered

WASHINGTON, D.C.

672 A.2d 1032 (1995)
In re Robert R. STONE, Jr., Respondent,
A Member of the Bar of the District of Columbia
Court of Appeals.
[No. 95-BG-1519.](#)
District of Columbia Court of Appeals.
December 18, 1995.