Uldaho Law **Digital Commons** @ **Uldaho Law**

Idaho Supreme Court Records & Briefs

9-28-2011

Nield v. Pocatello Health Services Clerk's Record v. 1 Dckt. 38823

Follow this and additional works at: https://digitalcommons.law.uidaho.edu/idaho_supreme_court_record_briefs

Recommended Citation

"Nield v. Pocatello Health Services Clerk's Record v. 1 Dckt. 38823" (2011). *Idaho Supreme Court Records & Briefs*. 4004. https://digitalcommons.law.uidaho_supreme_court_record_briefs/4004

This Court Document is brought to you for free and open access by Digital Commons @ Uldaho Law. It has been accepted for inclusion in Idaho Supreme Court Records & Briefs by an authorized administrator of Digital Commons @ Uldaho Law. For more information, please contact annablaine@uidaho.edu.

SUPREME COURT OF THE STATE OF IDAHO

1 01 8

JUDY NIELD,

Plaintiff-Appellant

POCATELLO HEALTH SERVICES, INC. A Nevada corporation, d/b/a POCATELLO CARE

AND REHABILITATION CENTER, and JOHN DOES

I-X, acting as Agents and employees of Pocatello, etal

Defendants-Respondents

District Judge Hon. Robert C. Naftz

Appealed from the District Court of the Sixth Judicial District of the State of Idaho, in and for

> Bannock County.

Reed W. Larsen

Cooper & Larsen, Chartered

X For Appellant Attorney

Koely E. Duke

Hall, Farley, Oberrecht & Blanton, P.A.

X For Respondent X

Filed this LED - COPYday of

2008

SEP 28 2011

Clerk

Deputy

38823

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BANNOCK

JUDY NIELD,)
Plaintiff-Appellant,) Supreme Court No. 38823-2011
VS.))
POCATELLO HEALTH SERVICES, INC., A Nevada corporation, d/b/a POCATELLO CARE AND REHABILITATION CENTER, and JOHN DOES I-X, acting as Agents and employees of POCATELLO HEALTH SERVICES, INC., d/b/a POCATELLO CARE AND REHABILITATION CENTER,	Volume I
Defendants-Respondents,)))

CLERK'S RECORD

Appeal from the District Court of the Sixth Judicial District of the State of Idaho, in and for the County of Bannock.

Before **HONORABLE Robert C. Naftz** District Judge.

For Appellant:

Reed W. Larsen Cooper & Larsen, Chartered P.O. Box 4229 Pocatello, Idaho 83205-4229

For Respondent:

Keely E. Duke Hall, Farley, Oberrecht & Blanton, P.A. P.O. Box 1271 Boise, Idaho 83701

TABLE OF CONTENTS

VOLUME I

VERIFIED COMPLAINT AND DEMAND FOR JURY TRIAL, filed 10-1-09	
DEFENDANT POCATELLO HEALTH SERVICES, INC. d/b/a POCATELLO CARE AND	
REHABILITATION CENTER'S ANSWER TO PLAINTIFF'S VERIFIED COMPALINT AND	
DEMAND FOR JURY TRIAL, filed 11-12-09	l
DEFENDANT POCATELLO CARE AND REHABILITATION CENTER'S EXPERT	
WITNESS DISCLOSURE, filed 7-22-10)
DEFENDANT POCATELLO HEALTH SERVICES, INC. d/b/a POCATELLO CARE AND	
REHABILITATION CENTER'S MOTION FOR SUMMARY JUDGMENT, filed 10-8-10 18	30
MEMORANDUM IN SUPPORT OF DEFENDANT POCATELLO HEALTH SERVICES,	
INC. d/b/a POCATELLO CARE AND REHABILITATION CENTER'S MOTION FOR	
SUMMARY JUDGMENT, filed 10-8-10	32
VOLUME II	
AFFIDAVIT OF THOMAS J. COFFMAN, MD, IN SUPPORT OF DEFENDANT	
POCATELLO HEALTH SERVICES, INC. d/b/a POCATELLO CARE AND	
REHABILITATION CENTER'S MOTION FOR SUMMARY JUDGMENT, filed 10-8-1020)9
AFFIDAVIT OF KEELY E. DUKE IN SUPPORT OF DEFENDANT POCATELLO HEALTH	
SERVICES, INC. d/b/a POCATELLO CARE AND REHABILITATION CENTER'S MOTION	
FOR SUMMARY JUDGMENT, filed 10-8-1024	‡ 7
VOLUME III	
NOTICE OF HEARING, filed 10-8-1044	18
DEFENDANT POCATELLO CARE AND REHABILITATION CENTER'S FIRST	
SUPPLEMENTAL EXPERT WITNESS DISCLOSURE, filed 11-18-10	60

MEMORANDUM IN SUPPORT OF PLAINTIFF'S MOTION TO STRIKE THE AFFIDAVIT OF DR. COFFMAN, filed 11-29-10
MOTION TO CONTINUE HEARING ON SUMMARY JUDGMENT OR IN THE ALTERNATIVE ADDITIONAL TIME TO SUPPLEMENT THE RECORD, filed 11-29-10526
MEMORANDUM IN SUPPORT OF PLAINTIFF'S MOTION TO CONTINUE HEARING ON SUMMARY JUDGMENT OR IN THE ALTERNATIVE ADDITIONAL TIME TO SUPPLEMENT THE RECORD, filed 11-29-10
AFFIDAVIT OF JAVIER L. GABIOLA IN SUPPORT OF PLAINTIFF'S MOTION TO CONTINUE HEARING ON SUMMARY JUDGMENT OR IN THE ALTERNATIVE ADDITIONAL TIME TO SUPPLEMENT THE RECORD, filed 11-29-10
MEMORANDUM IN OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY JDUGMENT, filed 11-29-10
AFFIDAVIT OF REED W. LARSEN IN SUPPORT OF PLAINTIFF'S OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY JUDGMENT, filed 11-29-10558
VOLUME IV
(Con't) STARTING WITH EXHIBIT D OF; AFFIDAVIT OF REED W. LARSEN IN SUPPORT OF PLAINTIFF'S OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY JUDGMENT, filed 11-29-10
VOLUME V
(Con't) STARTING WITH EXHIBIT J OF; AFFIDAVIT OF REED W. LARSEN IN SUPPORT OF PLAINTIFF'S OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY JUDGMENT, filed 11-29-10
VOLUME VI
AFFIDAVIT OF SUZANNE FREDERICK, filed 11-30-101027

AFFIDAVIT OF JAVIER L. GABIOLA IN SUPPORT OF PLAINTIFF'S MOTION TO CONTINUE HEARING ON SUMMARY JUDGMENT OR IN THE ALTERNATIVE	
ADDITIONAL TIME TO SUPPLEMENT THE RECORD, filed 11-30-10	1030
MOTION TO STRIKE THE AFFIDAVIT OF DR. COFFMAN, filed 11-30-10	1040
AFFIDAVIT OF HUGH S. SELZNICK, M.D. filed 11-30-10	1042
AFFIDAVIT OF SIDNEY K. GERBER, filed 11-30-10	1095
AFFIDAVIT OF REED W. LARSEN IN SUPPORT OF PLAINTIFF'S OPPOSITION TO	
DEFENDANTS' MOTION FOR SUMMARY JUDGMENT, filed 12-2-10	1112
MOTION TO STRIKE PORTIONS OF THE AFFIDAVITS OF HUGH SELZNICK, M.D.,	
SUZANNE FREDERICK AND SIDNEY GERBER, filed 12-6-10	1147
MOTION TO SHORTEN TIME REGARDING MOTION TO STRIKE PORTIONS OF THE	
AFFIDAVITS OF HUGH SELZNICK, M.D., SUZANNE FREDERICK AND SIDNEY	
GERBER, filed 12-6-10	1149
NOTICE OF HEARING REGARDING MOTION TO STRIKE PORTIONS OF THE	
AFFIDAVITS OF HUGH SELZNICK, M.D. SUZANNE FREDERICK AND SIDNEY	44.55
GERBER, filed 12-6-10	1152
MEMORANDUM IN OPPOSITION TO PLAINTIFF'S MOTION TO STRIKE THE	
AFFIDAVIT OF DR. COFFMAN, filed 12-6-10	1155
REPLY MEMORANDUM IN SUPPORT OF DEFENDANT POCATELLO HEALTH	
SERVICES, INC. d/b/a POCATELLO CARE AND REHABILITATION CENTER'S MOTION	
FOR SUMMARY JUDGMENT, filed 12-6-10	1168
MEMORANDUM IN SUPPORT OF MOTION TO STRIKE PORTIONS OF THE	
AFFIDAVITS OF HUGH SELZNICK M.D., SUZANNE FREDERICK AND SIDNEY	1100
GERBER, filed 12-6-10	1183

VOLUME VII

MEMORANDUM IN OPPOSITION TO PLAINTIFF'S MOTION TO CONTINUE HEARING ON SUMMARY JUDGMENT OR IN THE ALTERNATIVE ADDITIONAL TIME TO SUPPLEMENT THE RECORD, filed 12-6-10
ORDER GRANTING STIPULATION TO AMEND SCHEDULING ORDER, filed 12-8-10 1200
REPLY MEMORANDUM IN SUPPORT OF PLAINTIFF'S MOTION TO CONTINUE HEARING ON SUMMARY JUDGMENT OR IN THE ALTERNATIVE ADDITIONAL TIME TO SUPPLEMENT THE RECORD, filed 12-9-10
REPLY MEMORANDUM IN SUPPORT OF PLAINTIFF'S MOTION TO STRIKE THE AFFIDAVIT OF DR. COFFMAN, filed 12-9-10
MEMORANDUM IN OPPOSITION TO DEFENDANT'S MOTION TO STRIKE PORTIONS OF THE AFFIDAVITS OF HUGH SELZNICK, M.D., SUZANNE FREDERICK AND SIDNEY GERBER, filed 12-9-10
MEMORANDUM DECISION AND ORDER, filed 1-21-11
PLAINTIFF'S MOTION FOR RECONSIDERATION, filed 2-4-11
MEMORANDUM IN SUPPORT OF PLAINTIFF'S MOTION FOR RECONSIDERATION, filed 2-4-11
POCATELLO HEALTH SERVICES, INC. dba POCATELLO CARE AND REHABILITATION CENTER'S MEMORANDUM IN OPPOSITION TO PLAINTIFF'S MOTION FOR RECONSIDERATION, filed 2-18-11
STIPULATION TO VACATE HEARING ON MOTION FOR RECONSIDERATION, filed 2-24-11
REPLY MEMORANDUM IN SUPPORT OF PLAINTIFF'S MOTION FOR RECONSIDERATION, filed 2-25-11
ORDER GRANTING STIPULATION TO VACATE HEARING ON PLAINTIFF'S MOTION FOR RECONSIDERATION, filed 3-3-11
MEMORANDUM DECISION AND ORDER, filed 5-3-11
JUDGMENT, filed 5-3-11

POCATELLO HEALTH SERVICES, INC.'S MOTION TO AMEND JUDGMENT, filed 5-18-	1201
11	,1301
POCATELLO HEALTH SERVICES, INC.'S MEMORANDUM IN SUPPORT OF MOTION TO AMEND JUDGMENT, filed 5-18-11	. 1304
NOTICE OF APPEAL, filed 5-12-11	.1308
CLERK'S CERTIFICATE OF APPEAL, dated 5-24-11	.1314
DEFENDANT POCATELLO HEALTH SERVICES, INC.'S REQUEST FOR ADDITIONS TO THE CLERK'S RECORD, filed 5-25-11	.1316
CLERK'S CERTIFICATE OF APPEAL (Received in Supreme Court) filed 5-26-11	.1319
PLAINTIFF'S MEMORANDUM IN OPPOSITION TO DEFENDANT POCATELLO HEALTH SERVICES, INC. dba POCATELLO CARE AND REHABILITATION CENTER'S MOTION TO AMEND JUDGMENT AND MOTION FOR COST, filed 5-26-11	.1321
AFFIDAVIT OF JAVIER L. GABIOLA IN SUPPORT OF PLAINTIFF'S MEMORANDUM IN OPPOSITION TO DEFENDANTS POCATELLO HEALTH SERVICES, INC. dba POCATELLO CARE AND REHABILITATION CENTER'S MOTION TO AMEND JUDGMENT AND MOTION FOR COSTS, filed 5-26-11	1221
DEFENDANT POCATELLO HEALTH SERVICES, INC.'S SECOND REQUEST FOR	
ADDITIONS TO THE CLERK'S RECORD, filed 6-9-11 PLAINTIFF'S REQUEST FOR ADDITIONS TO CLERK'S RECORD, filed 6-16-11	
MINUTE ENTRY AND ORDER, filed 6-20-11	
NOTICE OF LODGING OF TRANSCRIPTS, filed 7-26-11	
CLERK'S CERTIFICATE,	1347
CERTIFICATE OF SERVICE,	1349

INDEX

AFFIDAVIT OF HUGH S. SELZNICK, M.D. filed 11-30-10	1042
AFFIDAVIT OF JAVIER L. GABIOLA IN SUPPORT OF PLAINTIFF'S MEMORANDUM	
IN OPPOSITION TO DEFENDANTS POCATELLO HEALTH SERVICES, INC. dba	
POCATELLO CARE AND REHABILITATION CENTER'S MOTION TO AMEND	
JUDGMENT AND MOTION FOR COSTS, filed 5-26-11	1331
AFFIDAVIT OF JAVIER L. GABIOLA IN SUPPORT OF PLAINTIFF'S MOTION TO	
CONTINUE HEARING ON SUMMARY JUDGMENT OR IN THE ALTERNATIVE	
ADDITIONAL TIME TO SUPPLEMENT THE RECORD, filed 11-29-10	531
AFFIDAVIT OF JAVIER L. GABIOLA IN SUPPORT OF PLAINTIFF'S MOTION TO	
CONTINUE HEARING ON SUMMARY JUDGMENT OR IN THE ALTERNATIVE	
ADDITIONAL TIME TO SUPPLEMENT THE RECORD, filed 11-30-10	1030
AFFIDAVIT OF KEELY E. DUKE IN SUPPORT OF DEFENDANT POCATELLO HEALTH	
SERVICES, INC. d/b/a POCATELLO CARE AND REHABILITATION CENTER'S MOTION	
FOR SUMMARY JUDGMENT, filed 10-8-10	247
AFFIDAVIT OF REED W. LARSEN IN SUPPORT OF PLAINTIFF'S OPPOSITION TO	
DEFENDANTS' MOTION FOR SUMMARY JUDGMENT, filed 11-29-10	558
(Con't) STARTING WITH EXHIBIT D OF; AFFIDAVIT OF REED W. LARSEN IN	
SUPPORT OF PLAINTIFF'S OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY	•
JUDGMENT, filed 11-29-10	
(C. A) STADEN C WITH DIVINITY OF A DEED AND CENTRAL ADDITIONAL	
(Con't) STARTING WITH EXHIBIT J OF; AFFIDAVIT OF REED W. LARSEN IN	•
SUPPORT OF PLAINTIFF'S OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY	
JUDGMENT, filed 11-29-10	873
AFFIDAVIT OF REED W. LARSEN IN SUPPORT OF PLAINTIFF'S OPPOSITION TO	
DEFENDANTS' MOTION FOR SUMMARY JUDGMENT, filed 12-2-10	1112
AFFIDAVIT OF SIDNEY K. GERBER, filed 11-30-10	1095
AFFIDAVIT OF SUZANNE FREDERICK, filed 11-30-10	1027

AFFIDAVIT OF THOMAS J. COFFMAN, MD, IN SUPPORT OF DEFENDANT POCATELLO HEALTH SERVICES, INC. d/b/a POCATELLO CARE AND	200
REHABILITATION CENTER'S MOTION FOR SUMMARY JUDGMENT, filed 10-8-10	
CERTIFICATE OF SERVICE,	1349
CLERK'S CERTIFICATE OF APPEAL (Received in Supreme Court) filed 5-26-11	.1319
CLERK'S CERTIFICATE OF APPEAL, dated 5-24-11	. 1314
CLERK'S CERTIFICATE,	.1347
DEFENDANT POCATELLO CARE AND REHABILITATION CENTER'S EXPERT WITNESS DISCLOSURE, filed 7-22-10	.19
DEFENDANT POCATELLO CARE AND REHABILITATION CENTER'S FIRST SUPPLEMENTAL EXPERT WITNESS DISCLOSURE, filed 11-18-10	.450
DEFENDANT POCATELLO HEALTH SERVICES, INC. d/b/a POCATELLO CARE AND REHABILITATION CENTER'S ANSWER TO PLAINTIFF'S VERIFIED COMPALINT AND DEMAND FOR JURY TRIAL, filed 11-12-09	.11
DEFENDANT POCATELLO HEALTH SERVICES, INC. d/b/a POCATELLO CARE AND REHABILITATION CENTER'S MOTION FOR SUMMARY JUDGMENT, filed 10-8-10	.180
DEFENDANT POCATELLO HEALTH SERVICES, INC.'S REQUEST FOR ADDITIONS TO THE CLERK'S RECORD, filed 5-25-11	.1316
DEFENDANT POCATELLO HEALTH SERVICES, INC.'S SECOND REQUEST FOR ADDITIONS TO THE CLERK'S RECORD, filed 6-9-11	. 1337
JUDGMENT, filed 5-3-11	.1299
MEMORANDUM DECISION AND ORDER, filed 1-21-11	. 1225
MEMORANDUM DECISION AND ORDER, filed 5-3-11	. 1286
MEMORANDUM IN OPPOSITION TO DEFENDANT'S MOTION TO STRIKE PORTIONS OF THE AFFIDAVITS OF HUGH SELZNICK, M.D., SUZANNE FREDERICK AND SIDNEY GERBER, filed 12-9-10	. 1215

MEMORANDUM IN OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY	
JDUGMENT, filed 11-29-10	541
MEMORANDUM IN OPPOSITION TO PLAINTIFF'S MOTION TO CONTINUE HEARING	
ON SUMMARY JUDGMENT OR IN THE ALTERNATIVE ADDITIONAL TIME TO	
SUPPLEMENT THE RECORD, filed 12-6-10	1195
MEMORANDUM IN OPPOSITION TO PLAINTIFF'S MOTION TO STRIKE THE	
AFFIDAVIT OF DR. COFFMAN, filed 12-6-10	1155
	1133
MEMORANDUM IN SUPPORT OF DEFENDANT POCATELLO HEALTH SERVICES,	
INC. d/b/a POCATELLO CARE AND REHABILITATION CENTER'S MOTION FOR	
SUMMARY JUDGMENT, filed 10-8-10	182
MEMORANDUM IN SUPPORT OF MOTION TO STRIKE PORTIONS OF THE	
AFFIDAVITS OF HUGH SELZNICK M.D., SUZANNE FREDERICK AND SIDNEY	
GERBER, filed 12-6-10	1183
MEMORANDUM IN SUPPORT OF PLAINTIFF'S MOTION FOR RECONSIDERATION,	
filed 2-4-11	1239
MEMORANDUM IN SUPPORT OF PLAINTIFF'S MOTION TO CONTINUE HEARING ON	
SUMMARY JUDGMENT OR IN THE ALTERNATIVE ADDITIONAL TIME TO	
SUPPLEMENT THE RECORD, filed 11-29-10	528
MEMOD ANDUM IN CUIDOOT OF DUADITIEE'S MOTION TO STRIVE THE A FEID A WIT	
MEMORANDUM IN SUPPORT OF PLAINTIFF'S MOTION TO STRIKE THE AFFIDAVIT OF DR. COFFMAN, filed 11-29-10	520
Of DR. Coff WAIN, filed 11-25-10	520
MINUTE ENTRY AND ORDER, filed 6-20-11	1344
MOTION TO CONTINUE HEARING ON SUMMARY JUDGMENT OR IN THE	
ALTERNATIVE ADDITIONAL TIME TO SUPPLEMENT THE RECORD, filed 11-29-10	526
TELECONO, INCL. 11-25-10	
MOTION TO SHORTEN TIME REGARDING MOTION TO STRIKE PORTIONS OF THE	
AFFIDAVITS OF HUGH SELZNICK, M.D., SUZANNE FREDERICK AND SIDNEY	
GERBER, filed 12-6-10	1149
MOTION TO STRIKE PORTIONS OF THE AFFIDAVITS OF HUGH SELZNICK, M.D.,	
SUZANNE FREDERICK AND SIDNEY GERBER, filed 12-6-10	1147
· · · · · · · · · · · · · · · · · · ·	

MOTION TO STRIKE THE AFFIDAVIT OF DR. COFFMAN, filed 11-30-10	1040
NOTICE OF APPEAL, filed 5-12-11	1308
NOTICE OF HEARING REGARDING MOTION TO STRIKE PORTIONS OF T AFFIDAVITS OF HUGH SELZNICK, M.D. SUZANNE FREDERICK AND SID GERBER, filed 12-6-10	NEY
NOTICE OF HEARING, filed 10-8-10	448
NOTICE OF LODGING OF TRANSCRIPTS, filed 7-26-11	1346
ORDER GRANTING STIPULATION TO AMEND SCHEDULING ORDER, file	d 12-8-101200
ORDER GRANTING STIPULATION TO VACATE HEARING ON PLAINTIFF FOR RECONSIDERATION, filed 3-3-11	
PLAINTIFF'S MEMORANDUM IN OPPOSITION TO DEFENDANT POCATE HEALTH SERVICES, INC. dba POCATELLO CARE AND REHABILITATION MOTION TO AMEND JUDGMENT AND MOTION FOR COST, filed 5-26-11	CENTER'S
PLAINTIFF'S MOTION FOR RECONSIDERATION, filed 2-4-11	1237
PLAINTIFF'S REQUEST FOR ADDITIONS TO CLERK'S RECORD, filed 6-16	-111341
POCATELLO HEALTH SERVICES, INC. dba POCATELLO CARE AND REHABILITATION CENTER'S MEMORANDUM IN OPPOSITION TO PLAIN MOTION FOR RECONSIDERATION, filed 2-18-11	
POCATELLO HEALTH SERVICES, INC.'S MEMORANDUM IN SUPPORT OF TO AMEND JUDGMENT, filed 5-18-11	
POCATELLO HEALTH SERVICES, INC.'S MOTION TO AMEND JUDGMEN	
REPLY MEMORANDUM IN SUPPORT OF DEFENDANT POCATELLO HEAD SERVICES, INC. d/b/a POCATELLO CARE AND REHABILITATION CENTER FOR SUMMARY JUDGMENT, filed 12-6-10	R'S MOTION

REPLY MEMORANDUM IN SUPPORT OF PLAINTIFF'S MOTION FOR RECONSIDERATION, filed 2-25-11
REPLY MEMORANDUM IN SUPPORT OF PLAINTIFF'S MOTION TO CONTINUE HEARING ON SUMMARY JUDGMENT OR IN THE ALTERNATIVE ADDITIONAL TIME TO SUPPLEMENT THE RECORD, filed 12-9-10
REPLY MEMORANDUM IN SUPPORT OF PLAINTIFF'S MOTION TO STRIKE THE AFFIDAVIT OF DR. COFFMAN, filed 12-9-10
STIPULATION TO VACATE HEARING ON MOTION FOR RECONSIDERATION, filed 2-24-11
VERIFIED COMPLAINT AND DEMAND FOR JURY TRIAL, filed 10-1-09
VOLUME I
VOLUME II
VOLUME III
VOLUME IV
VOLUME V
VOLUME VI
VOLUME VII

Page 1 of 10

Sixth Iudicial District Court - Bannock County

User: DCANO

ROA Report

Case: CV-2009-0003869-PI Current Judge: Robert C Naftz

Judy Nield vs. Pocatello Health Services, Inc.

Judy Nield vs. Pocatello Health Services, Inc.

Date	Code	User		Judge
10/1/2009	LOCT	DCANO	CR	Peter D. McDermott
	NCPI	DCANO	New Case Filed-Personal Injury	Peter D. McDermott
	SMIS	DCANO	Summons Issued	Peter D. McDermott
	COMP	DCANO	Verified Complaint and Demand for Jury Trial Filed	Peter D. McDermott
		DCANO	Filing: A - All initial civil case filings of any type not listed in categories B-H, or the other A listings below Paid by: cooper and larsen Receipt number: 0036486 Dated: 10/1/2009 Amount: \$88.00 (Check) For:	t Robert C. Naftz (Magistrate)
	ATTR	JANA	Plaintiff: Nield, Judy Attorney Retained Reed W Larsen	Peter D. McDermott
10/26/2009		CAMILLE	Affidavit of return; srvd on Pocatello Health services inc. thru Gard Skinner on 10-16-09	Robert C Naftz
11/12/2009		MEGAN	Filing: I1 - Initial Appearance by persons other than the plaintiff or petitioner Paid by: Hall Farley Oberrecht & Blanton P.A. Receipt number: 0041727 Dated: 11/12/2009 Amount: \$58.00 (Check) For: Pocatello Health Services, Inc. (defendant)	Robert C Naftz
		CAMILLE	Def Pocatello Health services, inc Pocatello care and Rehabilitation centers Answer to Plntfs Verified complaint and demand for Jury Trial; aty Keely Duke for def Pocatello Health	Robert C Naftz
	ATTR	CAMILLE	Defendant: Pocatello Health Services, Inc. Attorney Retained Keely E Duke	Robert C Naftz
		CAMILLE	Notice of service - Def Pocatello Health services, Inc. dba Pocatello care and rehabilitation centers first set of Interrog. and requests for production of documents to plntf: aty Keely Duke for def	
11/16/2009		CAMILLE	Notice of Depo of Judy Nield on 1-12-2010 @ 9am: aty Chris Comstock for def	Robert C Naftz
11/19/2009		CAMILLE	Order for submission of information for scheduling Order; Plntf shall submit to the court within 14 days of the date of this Order, a Stipulated statement: J Naftz 11-19-09	Robert C Naftz
11/20/2009		CAMILLE	Notice of sevice - Plntfs First set of Discovery to Def Pocatello Health Services, Inc. aty Reed larsen for plntf	Robert C Naftz
12/4/2009		CAMILLE	Stipulated Statement; aty Reed Larsen for plntf	Robert C Naftz
12/8/2009	HRSC	NICOLE	Hearing Scheduled (Jury Trial 11/16/2010 09:00 AM) 10-12 days requested	Robert C Naftz
	HRSC	NICOLE	Hearing Scheduled (Jury Trial 02/15/2011 09:00 AM) 10 - 12 days requested	Robert C Naftz
		DCANO	Scheduling Order, Notice of Trial Setting and Initial Pretrial Order	Robert C Naftz

Page 2 of 10

Sixth Judicial District Court - Bannock County

User: DCANO

ROA Report

Case: CV-2009-0003869-PI Current Judge: Robert C Naftz

Judy Nield vs. Pocatello Health Services, Inc.

Judy Nield vs. Pocatello Health Services, Inc.

Date	Code	User		Judge
12/14/2009		CAMILLE	Notice of service - PIntfs Discovery Responses to Def Pocatello Health Care: aty Reed larsen for pIntf	Robert C Naftz
12/21/2009		CAMILLE	Notice Vacating Depo of Judy Neild; aty Keely Duke for defs	Robert C Naftz
12/29/2009		CAMILLE	Amended Notice of Depo of Judy Nield on 2-18-2010: aty Chris Comstock	Robert C Naftz
12/30/2009		CAMILLE	Notice of service - Answers to PIntfs First set of Interrog and REq for Production of Documents w/ this notice of service: aty Keely Duke for defs	Robert C Naftz
1/4/2010		CAMILLE	Notice of Service - Plntfs Supplemental Discovery Responses to Def Pocatello Health Services, Inc; aty Reed Larsen for plnt	Robert C Naftz
1/8/2010		CAMILLE	Second Amended Notice of Depositoin; set for 2-24-2010 @ 9am: aty Chris Comstock	Robert C Naftz
4/21/2010		CAMILLE	Plaintiffs witness Disclosures; aty Reed Larsen for Plaintiff	Robert C Naftz
6/2/2010		CAMILLE	Notice of service - Plntfs Second Supplemental Discovery Responses to def Pocatello Care & Rehabilitation Centers First set of Interrog and reg for production of Documents to plntf: aty Reed Larsen for plntf	Robert C Naftz
6/10/2010		CAMILLE	Stipulation to Amend Scheduling Order; aty Keely Duke for Def Pocatello Health Service	Robert C Naftz
6/11/2010		CAMILLE	Notice of Service - PIntfs Third Supplemental Discovery Responses to Defendant Pocatello Health Services, Inc. and this Notice: aty Reed Larsen for p Intf	Robert C Naftz
6/16/2010		CAMILLE	Order granting Stipulation to Amend Scheduling Order; s/ Judge Naftz 6-16-2010	Robert C Naftz
6/29/2010		CAMILLE	Notice of Deposition of Mary Akina on 7-12-2010 @ 8:30 am: aty Reed Larsen for plntf	Robert C Naftz
		CAMILLE	Notice of Deposition of Melody Lee on 7-12-2010 @ 10:30 am: aty Reed Larsen for plntf	Robert C Naftz
		CAMILLE	Notice of Deposition of Wendy Sneddon on 7-12-2010 @ 1:30 pm: aty Reed Larsen	Robert C Naftz
		CAMILLE	Notice of Deposition of DAna Camphouse on 7-12-2010 @ 3:30 pm: aty Reed Larsen forplntf	Robert C Naftz
		CAMILLE	Notice of Deposition of Lachelle Pratt on 7-13-2010 @ 8:30 am: aty Reed Laren for plntf	Robert C Naftz
		CAMILLE	Notice of Deposition fo Jill Schuette on 7-13-2010 @ 10:30 am: aty Reed Larsen for plntf	Robert C Naftz
		CAMILLE	Notice of Deposition of TAra Tanner on 7-13-2010 @ 1:30 pm: aty Reed Larsen for plntf	Robert C Naftz
		CAMILLE	Notice of Deposition of Connie Funk on 7-13-2010 @ 3:30 pm: aty Reed Larsen for plntf	Robert C Naftz

Page 3 of 10

Sixth-Iudicial District Court - Bannock County

ROA Report

Case: CV-2009-0003869-PI Current Judge: Robert C Naftz

Judy Nield vs. Pocatello Health Services, Inc.

Judy Nield vs. Pocatello Health Services, Inc.

Date	Code	User		Judge
6/29/2010		CAMILLE	Notice of Depositon of Debra Cheatum on 7-14-2010 @ 8:30 am: aty Reed Larsen	Robert C Naftz
7/2/2010		CAMILLE	Notice of service - First Supplemental Answers to Plntfs First set of Interrog and requests for Production of Documents and this Notice: aty Keely Duke	Robert C Naftz
7/8/2010		CAMILLE	Amended Notice of Deposition of connie Funk on 7-13-2010 @ 1pm: aty Reed Larsen for plntf	Robert C Naftz
		CAMILLE	Amended Notice of Deposition of Debra Cheatum; set for 7-13-2010 @ 2pm: aty Reed larsen for plntf	Robert C Naftz
		CAMILLE	Amended Notice of Deposition of Melody Lee on 7-13-2010 @ 3pm: aty Reed Larsen for plntf	Robert C Naftz
		CAMILLE	Amended Notice of Deposition of Lachelle Pratt on 7-14-2010 @ 8am: aty Reed Larsen for plntf	Robert C Naftz
		CAMILLE	Amended Notice of Deposition of Dana Camphouse on 7-14-2010 @ 9am: aty Reed Larsen for pintf	Robert C Naftz
		CAMILLE	Amended Notice of Deposition of Mary Akina on 7-14-2010 @ 10am: aty Reed Larsen for plntf	Robert C Naftz
		CAMILLE	Amended Notice of Deposition of Wendy Sneddon on 7-14-2010 @ 11am: aty Reed Larsen for plntf	Robert C Naftz
		CAMILLE	Amended Notice of Deposition of Jill Schuette on 7-14-2010 @ 1:30 pm: aty Reed Larsen for plntf	Robert C Naftz
		CAMILLE	Amended Notice of Deposition of Tara Tanner on 7-14-2010 @ 2:30 pm: aty Reed Larsen for plntf	
7/22/2010		CAMILLE	Defendants Pocatello care and Rehabilitation Centers expert witness disclosure; aty Keely Duke	Robert C Naftz
7/26/2010		CAMILLE	Motion for stay of Proceedings; aty Reed Larser for plntf	n Robert C Naftz
		CAMILLE	Affidavit of Reed Larsen in Support of Motion to Stay Proceedings; aty Reed Larsen for pltnf	Robert C Naftz
		CAMILLE	Notice of service - Def Pocatello Health services Inc. Pocatello Care and Rehabilitation Centers Answers to Plntfs First set of Interog. aty Keely Duke for def	Robert C Naftz
8/4/2010	HRSC	NICOLE	Hearing Scheduled (Motion for Summary Judgment 09/13/2010 01:30 PM)	Robert C Naftz
8/6/2010		CAMILLE	Notice of Hearing; set for Plntfs Motion for Stay of Proceedings: on 8-23-2010 @ 1:30 pm: aty Reed Larsen for plntf	Robert C Naftz
8/20/2010	HRVC	NICOLE	Hearing result for Motion for Summary Judgment held on 09/13/2010 01:30 PM: Hearing Vacated upon request of Defendant	Robert C Naftz

Page 4 of 10

Sixth-Iudicial District Court - Bannock County

ROA Report

Case: CV-2009-0003869-PI Current Judge: Robert C Naftz

Judy Nield vs. Pocatello Health Services, Inc.

Judy Nield vs. Pocatello Health Services, Inc.

Date	Code	User		Judge
8/20/2010	HRVC	NICOLE	Hearing result for Motion held on 08/23/2010 01:30 PM: Hearing Vacated Motion for Stay of Proceedings upon request of Plaintiff	Robert C Naftz
		CAMILLE	Stipulation to Vacate; aty Reed Larsen for plntf	Robert C Naftz
8/23/2010	HRVC	NICOLE	Hearing result for Jury Trial held on 11/16/2010 09:00 AM: Hearing Vacated 10-12 days requested	Robert C Naftz
		CAMILLE	Order granting Stipulation to Vacate Trial; s/ Judge Naftz 8-20-2010 (this matter shall be reset to 2-15-28, 2011)	Robert C Naftz
8/24/2010	HRSC	NICOLE	Hearing Scheduled (Motion for Summary Judgment 11/08/2010 01:30 PM)	Robert C Naftz
10/8/2010		CAMILLE	Defendant Pocatello Health services, Inc DBA Pocatello care and rehabiltation centers Motin for Summary Judgment; aty Keely Duke for def	Robert C Naftz
		CAMILLE	Memorandum in Support of Def Pocatello Health Services, Inc DBA Pocatello Care and Rehabilitation Centers Motion for summary Judgment; aty Keely Duke	Robert C Naftz
		CAMILLE	Affidavit of Keely Duke in Support of Defendant Pocatello care and Rehabilitation centers Motion for Summary Judgment; aty Keely Duke for def	Robert C Naftz
		DCANO	Affidavit of Thomas J. Coffman, MD, in Support of Defendant Pocatello Health Services, Inc. D/B/A Pocatello Care and Rehabilitation Center's Motion for Summary Judgment; Keely E. Duke, Attys for Dfdts.	
10/21/2010	CONT	NICOLE	Continued (Motion for Summary Judgment 12/13/2010 01:30 PM) Defendant's Motion upon request of defense	Robert C Naftz
10/28/2010		CAMILLE	Notice of Deposition of Laree Dun on 11-9-2010 @ 9am: aty Javier Gabiola	Robert C Naftz
		CAMILLE	Notice of Deposition of Joyce Maxfield on 11-9-2010 @ 1pm: aty Javier Gabiola for plntf	Robert C Naftz
		CAMILLE	Notice of Deposition of Thomas Coffman MD: on 11-11-2010 @ 9:30am: aty Javier Gabiola for plntf	Robert C Naftz
		CAMILLE	Notice of Deposition Derick Glum on 11-16-2010 @ 9:30 am: aty Javier Gabiola for plntf	Robert C Naftz
		CAMILLE	Notice of Depositon of Marji Brim on 11-19-2010 @ 1:30pm: aty Javier Gaboiola for plntf	Robert C Naftz
11/15/2010		CAMILLE	Stipulation to vacate trial and amend scheduling order; aty Keely Duke	Robert C Naftz
		CAMILLE	Amended Notice of Deposition of Thomas J Coffman, MD: (11-19-2010 9am) aty Javier Gabiola for plntf	Robert C Naftz

Page 5 of 10

Sixth Judicial District Court - Bannock County

ROA Report

Case: CV-2009-0003869-PI Current Judge: Robert C Naftz

Judy Nield vs. Pocatello Health Services, Inc.

Judy Nield vs. Pocatello Health Services, Inc.

Date	Code	User		Judge
11/15/2010		CAMILLE	Amended Notice of Deposition of Joyce Maxfield; set for Joyce Maxfield on 11-17-2010 1pm): aty Javier Gabolia for plntf	Robert C Naftz
		CAMILLE	Amended Notice of Deposiiton of Derrick Glum; on 11-16-2010 @ 8:30 am: aty Javier Gabolia for plntf	Robert C Naftz
		CAMILLE	Amended Notice of hearing; set for 12-13-2010 @ 1:30 pm: aty Keely Duke for Def.	Robert C Naftz
11/18/2010		CAMILLE	Defendant Pocatello care and rehabilitation centers first supplemental expert witness disclosure; aty Keely Duke	Robert C Naftz
		CAMILLE	Amended Notice of Deposition of Laree Dunn on 11-17-2010 @ 9am: aty Javier Gabiola for p Intf	Robert C Naftz
11/29/2010		CAMILLE	Memorandum in support of Plaintiffs Motion to Strike the Affidavit of Dr. Coffman: aty Reed Larsen for plntf	Robert C Naftz
		CAMILLE	Motion to continue hearing on Summary Judgment or in the Alternative Additional time to suppplement the record: aty Reed Larsen for plntf	Robert C Naftz
		CAMILLE	Memorandum in support of plnts motion to continue hearing on summary judgment or in the alternative additional time to supplement the record; aty Reed Larsen for plntf	Robert C Naftz
		CAMILLE	Memorandum in opposition to defendants motion for summary judgment; aty Reed Larsen for plntf	Robert C Naftz
		CAMILLE	Affidavit of Reed Larsen in support of plntfs opposition to defs motion for summary judgment; aty Reed Larsen for plntf	Robert C Naftz
11/30/2010	HRSC	NICOLE	Hearing Scheduled (Motion 12/13/2010 01:30 PM) Motion to Strike Affidavit of Dr. Coffman	Robert C Naftz
		CAMILLE	Affidavit of Suzanne Frederick; aty Suzann Frederick for plntf	Robert C Naftz
		CAMILLE	Motion to strike the Affidavit of Dr. Coffman; aty Reed Larsen for plntf	Robert C Naftz
		CAMILLE	Affidavit of Javier Gabiola in support of plntfs motion to continue hearing on summary judgment or in the alternative additional time to supplemental the record: aty Reed Larsen for plntf	Robert C Naftz
12/1/2010		CAMILLE	Affidavit of Hughes Selznick, MD; aty Reed Larsen for plntf	Robert C Naftz
		CAMILLE	Affidavit of Sidney Gerber;	Robert C Naftz
12/2/2010		CAMILLE	Notice of hearing; set for 12-13-2010 @ 1:30 pm: aty Reed Larsen for plntf	Robert C Naftz

Page 6 of 10

Sixth-Iudicial District Court - Bannock County

ROA Report

User: DCANO

Case: CV-2009-0003869-PI Current Judge: Robert C Naftz

Judy Nield vs. Pocatello Health Services, Inc.

Judy Nield vs. Pocatello Health Services, Inc.

Date	Code	User		Judge
12/6/2010		CAMILLE	Motion to strike portions of the affidavit s of Hugh Selznick, MD Suzanne Frederick and Sidney Gerber; aty Keely Duke for def	Robert C Naftz
		CAMILLE	Memorandum in Opposition to plntfs Motion to continue hearing on summary Judgment or in the Alternative Additional time to supplement the record: aty Keely Duke for def	Robert C Naftz
		CAMILLE	Motion to Shorten Time Regarding Motin to Strike Portions of the Affidavits of Hugh Selznick, MD Suzanne Frederick and Sidney Gerber; aty Keely Duke for def	Robert C Naftz
		CAMILLE	Notice of Hearing regarding motion to strike portions of the affidavit s of Hug Selznick, MD Suzann Frederick and Sidney Gerber: aty KeelyDuke for def	Robert C Naftz
		CAMILLE	Memorandum in Opposition t oplntf to plntfs motion to strike the affidavit of Dr. Coffman; aty Keely Duke for def	Robert C Naftz
		CAMILLE	Reply Memorandum in support of def pocatello Health services, Inc DBA Pocatello care and rehabiliation centers motion for summary judgment. aty Keely Duke for Def	Robert C Naftz
		CAMILLE	Memorandum in support of motion to strike portions of the affidavit of Hugh Selznick, MD Suzanne Frederrick and Sidney Gerber; aty Keely Duke	Robert C Naftz
12/8/2010	CONT	NICOLE	Continued (Jury Trial 10/25/2011 09:00 AM) 10-12 days requested; 9 scheduled	Robert C Naftz
		CAMILLE	Order granting stipulation to amend scheduling order; s/ Judge Naftz 11-22-2010	Robert C Naftz
12/9/2010		CINDYBF	Reply Memorandum in Support of Plaintiff's Motion to Continue Hearing on Summary Judgment or in the Alternative Additional Time to Supplement the Record- by PA Larsen.	Robert C Naftz
		CINDYBF	Reply Memorandum in Support of Plaintiff's Motion to Strike the Affidavit of Dr. Coffman- by PA Larsen.	Robert C Naftz
		CINDYBF	Memorandum in Opposition to Defendant's Motion to Strike Portions of the Affidavits of Hugh Selznick, MD, Suzanne Frederick and Sidney Gerber- by PA Larsen.	Robert C Naftz
12/17/2010		CAMILLE	Notice of service - Plaintiffs Second set of Discovery to Defendant : aty Javier Gabiola for plntf	Robert C Naftz
1/21/2011	HRVC	NICOLE	Hearing result for Motion held on 12/13/2010 01:30 PM: Hearing Vacated Motion to Continue Hearing on Summary Judgment; withdrawn by Plaintiff	Robert C Naftz

Page 7 of 10

Sixth Judicial District Court - Bannock County

ROA Report

User: DCANO

Case: CV-2009-0003869-PI Current Judge: Robert C Naftz

Judy Nield vs. Pocatello Health Services, Inc.

Judy Nield vs. Pocatello Health Services, Inc.

Date	Code	User		Judge
1/21/2011	DCHH	NICOLE	Hearing result for Motion held on 12/13/2010 01:30 PM: District Court Hearing Held Court Reporter: Stephanie Davis Number of Transcript Pages for this hearing estimated: less than 100 pages Motion to Strike Affidavit of Dr. Coffman	Robert C Naftz
	DCHH	NICOLE	Hearing result for Motion for Summary Judgment held on 12/13/2010 01:30 PM: District Court Hearing Held Court Reporter: Stephanie Davis Number of Transcript Pages for this hearing estimated: less than 100 pages Defendant's Motion	Robert C Naftz
		CAMILLE	Memorandum Decision and Order; Defendants Motion for Summary Judgment is hereby GRANTED: s/ Judge Naftz 1-21-2011	Robert C Naftz
2/4/2011		CAMILLE	Plaintiffs motion for reconsideration; aty Reed Larsen for plntf	Robert C Naftz
		CAMILLE	Memorandum in support of Plaintiffs Motion for Recosnsideration; aty Reed Larsen for plntf	Robert C Naftz
2/8/2011	HRSC	NICOLE	Hearing Scheduled (Motion 02/28/2011 01:30 PM) Motion for Reconsideration (Plaintiff)	Robert C Naftz
2/9/ 2011		CAMILLE	Notice of hearing; set for plntf motion for reconsideration on 2-28-2011 @ 1:30 pm: aty Javier Gabiola for plntf	Robert C Naftz
2/18/2011		CAMILLE	Pocatello Health services, inc dba Pocatello care and rehabilitation centers Memorandum in opposition to plntfs motion for reconsideration; aty Keely Duke for def	Robert C Naftz
2/24/2011	STIP	DCANO	Stipulation to Vacate Hearing on Motion for Reconsideration; Keely E. Duke, Atty for Dfdts.	Robert C Naftz
2/25/2011	CONT	NICOLE	Continued (Motion 03/28/2011 01:45 PM) Motion for Reconsideration (Plaintiff) per stipulating	Robert C Naftz
		CAMILLE	Reply Memorandum in support of plaintiffs motion for reconsideration; aty Reed Larsen	Robert C Naftz
3/3/2011	ORDR	DCANO	Order Granting Stipulation to Vacate Hearing on Plaintiff's Motion for Reconsideration; Javier L. Gabiola, Atty for Plntfs.	Robert C Naftz
3/28/2011	INHD	BRANDY	Hearing result for Motion held on 03/28/2011 01:45 PM: Interim Hearing Held Motion for Reconsideration (Plaintiff)	Robert C Naftz
5/3/2011	HRVC	BRANDY	Hearing result for Jury Trial held on 10/25/2011 09:00 AM: Hearing Vacated 10-12 days requested; 9 scheduled	Robert C Naftz
		CAMILLE	Memorandum Decision and Order; Plaintiffs Motion for rexonsideration is hereby DENIED; court will prepare judgment: s/ Judge Naftz	Robert C Naftz

Page 8 of 10

Sixth Iudicial District Court - Bannock County

ROA Report

Case: CV-2009-0003869-PI Current Judge: Robert C Naftz

Judy Nield vs. Pocatello Health Services, Inc.

Judy Nield vs. Pocatello Health Services, Inc.

Date	Code	User		Judge
5/3/2011	JDMT	CAMILLE	Judgment; court DENIED the plntf Motion for reconsideration, court is hereby ordered and adjudged that all of the plntfs claims against the def in this matter are dismissed withprej: s/Judge Naftz 5-3-2011	Robert C Naftz
	CSTS	CAMILLE	Case Status Changed: Closed	Robert C Naftz
5/12 /2011		NOELIA	Filing: L4 - Appeal, Civil appeal or cross-appeal to Supreme Court Paid by: Larsen, Reed W (attorney for Nield, Judy) Receipt number: 0016659 Dated: 5/12/2011 Amount: \$101.00 (Check) For: Nield, Judy (plaintiff)	Robert C Naftz
	APSC	DCANO	Appealed To The Supreme Court	Robert C Naftz
	NOTC	DCANO	Notice of Appeal: Javier L. Gabiola, Atty for Plaintiff	Robert C Naftz
	MISC	DCANO	Received Check #27668 for \$101.00 filing fee on Appeal and Check # 27669 for \$100.00 for Deposit of Clerk's Record.	Robert C Naftz
5/17/2011		CAMILLE	Pocatello Health Services, Inc. dba Pocatello care and rehabilitation centers motion for costs; aty Keely Duke for Def.	Robert C Naftz
		CAMILLE	Pocatello Health services, Inc dba Pocatello care and rehailitation centers verified Memorandum of costs; aty Keely Duke for def	Robert C Naftz
		CAMILLE	Affidavit of ocunsel in support of Memorandum for fees and costs; aty Keely Duke for def	Robert C Naftz
5/18/2011		CAMILLE	Pocatello Health services, Inc's Memorandum in support of Motion to amend Judgment; aty Keely Duke for def	
		CAMILLE	Pocatello Health services, Inc's Motion to Amend Judgment; aty Keely Duke	Robert C Naftz
5/19/2011	HRSC	NICOLE	Hearing Scheduled (Motion 06/13/2011 02:00 PM) Motion for Costs Motion to Amend Judgment	Robert C Naftz
	CSTS	NICOLE	Case Status Changed: Closed pending clerk action	Robert C Naftz
5/24/2011	MISC	DCANO	CLERK'S CERTIFICATE OF APPEAL: Signed and Mailed to Counsel and SC on 5-24-11.	Robert C Naftz
5/25/2011		CAMILLE	Notice of hearing; aty Keely Duke for def	Robert C Naftz
		CAMILLE	Defendant Pocatello Health services, Inc's requests for additions to the clerks record; aty Keely Duke	Robert C Naftz
5/26/2011		CAMILLE	Plaintiff's Memorandum i n Opposition to Def Pocatello Health services, Inc. dba Pocatello care and rehabilitation centers motion to amend judgment and motion for costs; aty Reed larsen	Robert C Naftz

Page 9 of 10

Sixth Judicial District Court - Bannock County

ROA Report

Case: CV-2009-0003869-PI Current Judge: Robert C Naftz

User: DCANO

Judy Nield vs. Pocatello Health Services, Inc.

Judy Nield vs. Pocatello Health Services, Inc.

Date	Code	User		Judge
5/27/2011		CAMILLE	Affidavit of Javier Gabiola in support of plaintiffs Memorandum in opposition to defs pocatello health services, Inc dba pocatello care and rehabilitation centers motion to amend judgment and motion for costs; aty Reed larsen	Robert C Naftz
6/2/2011	MISC	DCANO	IDAHO SUPREME COURT; Notice of Appeal received in SC on 5-26-11. Docket Number # 38823-2011. Clerk's Record and Reporter's Transcripts must be filed in SC on 8-3-11. (6-30-11 5 weeks prior). The following Transcritps to be lodged: Motion for Summary Judgment 12-13-10 and Reconsideration 3-28-11.	Robert C Naftz
		DCANO	IDAHO SUPREME COURT; Clerk's Certificate filed with SC. Examine Title of Cert. if any corrections contact Dist. Clerk. Title in the Cert. must appear on all documents filed with SC.	Robert C Naftz
6/9/2011		DCANO	Pocatello Health Services, Inc. dba Pocatello Care and Rehabilitation Center's Reply Memorandum in Support of Motion for Costs; Keely E. Duke, Atty for Defendants.	Robert C Naftz
		DCANO	Defendant Pocatello Health Services, Inc.'s Second Request for Additions to the Clerk's Record./ Keely E. Duke, Atty for Defendants.	Robert C Naftz
		DCANO	Pocatello Health Services, Inc.'s Reply Memorandum in Support of Motion to Amend Judgment; Keely E. Duke, Atty for Defendants.	Robert C Naftz
		DCANO	Pocatello Health Services, Inc. dba Pocatello Care and Rehabilitation Center's Amended Verified Memorandum of Costs; Keely E. Duke, Atty. for Defendants.	Robert C Naftz
6/10/2011		CAMILLE	Affidavit of counsel in support of Pocatello health services, inc. dba Pocatello care and rehabilitation centers reply memorandum in support of motion for costs: aty Keely Duke for def	Robert C Naftz
6/16/2011		CAMILLE	Plaintiffs request for additions to clerks record; aty Reed Larsen	Robert C Naftz
6/17/2011	DCHH	NICOLE	Hearing result for Motion held on 06/13/2011 02:00 PM: District Court Hearing Held Court Reporter: Stephanie Davis Number of Transcript Pages for this hearing estimated: less than 100 pages Motion for Costs Motion to Amend Judgment	Robert C Naftz
5/20/2011		CAMILLE	Minute Entry and Order; Plntfs Motion to Amend Judgment and Motion for costs are DENIED: s/ Judge Naftz 6-20-2011	Robert C Naftz

Page 10 of 10

Sixth Ludicial District Court - Bannock County

ROA Report

KOA Report

Case: CV-2009-0003869-PI Current Judge: Robert C Naftz

Judy Nield vs. Pocatello Health Services, Inc.

Judy Nield vs. Pocatello Health Services, Inc.

Date	Code	User		Judge
7/7/2011	MISC	DCANO	IDAHO SUPREME COURT; Documents filed in SC. Defendant Pocatello Helath Serivces, Inc.'s Request for Additions to the Clerk's Record and Defendant Poctello Haelth Service, Inc.'s Second Request for Additions to the Clerk's Record.	Robert C Naftz
7/26/2011		DCANO	REPORTER'S TRANSCRIPTS received in Court Records on 7-26-II from Stephanie Davis for the following hearings: Dfdts. Motn Summary Judge, Motion to Strike, PIntfs Motion to Strike and Motn to Continue held 12-13-10. Pltnfs. Motion to Reconsider held 3-28-11.	Robert C Naftz
8/12/2011	MISC	DCANO	CLERK'S RECORD RECEIVED IN Court Records on 8-12-11.	Robert C Naftz

Reed W. Larsen, ISB # 3427 COOPER & LARSEN, CHARTERED 151 North 3rd Avenue, 2nd Floor P. O. Box 4229 Pocatello, ID 83205-4229

Telephone: (208) 235-1145 Facsimile: (208) 235-1182

ROBERT C. NAFTZ

Attorney for Plaintiff



IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BANNOCK

JUDY NIELD,) Case No. W DA - 38 LA PI
Plaintiff,	
vs.	VERIFIED COMPLAINT ANDDEMAND FOR JURY TRIAL
POCATELLO HEALTH SERVICES, INC.,	· ·
a Nevada corporation, d/b/a	
POCATELLO CARE AND)
REHABILITATION CENTER, and)
JOHN DOES I-X, acting as)
agents and employees of POCATELLO)
HEALTH SERVICES, INC., d/b/a)
POCATELLO CARE AND)
REHABILITATION CENTER,) .
Defendants.)))

COMES NOW the Plaintiff, Judy Nield, by and through the undersigned counsel, and for a cause of action against Defendants Pocatello Health Services, Inc., a Nevada corporation, d/b/a Pocatello Care and Rehabilitation Center, (hereinafter "PCRC") and John Does I-X, acting as agents and employees of Pocatello Health Services, Inc., d/b/a Pocatello Care and Rehabilitation Center, states and alleges as follows:

INTRODUCTION

I.

This is a claim for licensed nursing facility negligence which resulted in Plaintiff's left lower leg amputation on April 2, 2008.

11.

At all times material herein, Plaintiff Judy Nield was and is a resident of Chubbuck, Bannock County, Idaho. At the time of Plaintiff's amputation, she was 65 years old.

III.

At all times material herein, Defendant PCRC was a licensed nursing facility lawfully operating in the State of Idaho, and a Nevada corporation organized under and pursuant to the laws of the State of Nevada, with its primary place of business at 527 Memorial Drive, Pocatello, Bannock County, Idaho. From August 25, 2007 to December 3, 2007, Plaintiff was a resident at PCRC's Pocatello facility for wound care in anticipation of hip surgery.

IV.

The licensed nursing facility negligence alleged herein against Defendants took place at Defendant PCRC's Pocatello facility described above during Plaintiff's stay at the facility and resulted in Plaintiff contracting MRSA in approximately November, 2007.

V.

Defendant PCRC is vicariously liable for the actions and omissions of its management and other employees (hereinafter "employees") while acting in the course and scope of their duties. PCRC's vicarious liability extends to the actions of Defendants John Does I-X, who are agents

and employees of PCRC, including, but not limited to, the skilled nursing facility manager, director of nursing services, and wound care/treatment nurse. The exact identities of these agents and employees are presently unknown to Plaintiff.

JURISDICTION AND VENUE

VI.

This Court has original jurisdiction over the subject matter of all Plaintiff's claims against the Defendants in this action. The total damages sought by Plaintiff is greater than ten thousand dollars (\$10,000) and prior to filing this lawsuit for licensed nursing facility negligence Plaintiff complied with the requirements of Idaho Code §§ 6-2301, et seq.

VII.

Venue in the District Court of the Sixth Judicial District for the State of Idaho, in and for the County of Bannock, is proper because the cause of action arose in Bannock County, Idaho.

GENERAL ALLEGATIONS

VIII.

Plaintiff re-alleges paragraphs I-VII above.

IX.

In November, 2005, Plaintiff was injured when she fell at a local grocery store and broke/damaged both of her hips.

X.

Over the next two years, she received treatment and physical therapy in anticipation of bilateral hip surgery.

XI.

During that time, she also developed ulcers on her left lower leg and foot. These wounds became infected, and on August 21, 2007, Plaintiff reported to Portneuf Medical Center for treatment of her wounds.

XII.

Prior to being discharged from Portneuf Medical Center to Defendant's Pocatello facility on August 25, 2007, Plaintiff was tested at Portneuf Medical Center to ensure she did not have Methicillin-Resistant Staphylococcus Aureus (hereinafter "MRSA"). The test results were negative.

XIII.

From August 25, 2007 until December 3, 2007, Plaintiff was a resident at Defendant PCRC's Pocatello facility.

XIV.

During the time Plaintiff was a resident at Defendant PCRC's Pocatello facility, there were other residents in the facility with MRSA infections.

XV.

During the time Plaintiff was a resident at Defendant PCRC's Pocatello facility, Defendants and Defendant PCRC's other employees failed to establish, maintain and execute an infection control program designed to provide a safe, sanitary, and comfortable environment and to prevent the development and transmission of disease and infection.

XVI.

During the time Plaintiff was a resident at Defendant PCRC's Pocatello facility, Defendants and Defendant PCRC's other employees failed to establish, maintain and execute an infection control program under which they investigate, control, and prevent infections in the facility; decide what procedures, such as isolation, should be applied to an individual resident; and maintain a record of incidents and corrective actions related to infections.

XVII.

Establishing, maintaining and executing a proper infection control program, as described above, is the standard of care for licensed nursing facilities in Idaho.

XVIII.

Defendants breached said standard of care as described above and through means of using poor wound care techniques by failing to adequately follow infection control measures, standard precautions and contact precautions and by failing to ensure Plaintiff received proper wound care according to the accepted standards of practice in order to prevent the possible spread of infection. Defendant PCRC's, Defendant John Does I-X's, and Defendant PCRC's other employees' breach includes, but is not limited to, the following actions and/or omissions:

- (a) Failing to perform routine and adequate handwashing prior to and after performing wound care, to include wound care for Ms. Nield and other MRSA residents;
- (b) Failing to put on clean gloves, and in some cases any gloves, prior to performing wound care, to include wound care for Ms. Nield and other MRSA residents;

- (c) Without removing gloves or washing hands, touching environmental surfaces prior to and after performing wound care, to include wound care for Ms. Nield and other MRSA residents;
- (d) Failing to follow gowning procedures prior to and after performing wound care, to include wound care for Ms. Nield and other MRSA residents;
- (e) Placing Ms. Nield in a room in close proximity to the room(s) of one or more MRSA contaminated residents;
- (f) Failing to properly sanitize MRSA resident rooms after MRSA residents were discharged;
- (g) Failing to identify to medical staff/PCRC employees which residents were diagnosed with an infectious disease so they could take proper precautions to prevent the spread of the disease;
- (h) Failing to properly document status of wound and wound treatment for residents, to include Ms. Nield;
- (i) Failing to provide Ms. Nield with adequate medical and nursing treatment for care of her wounds and MRSA;
- (j) Failing to require visitors to comply with MRSA protocols while visiting residents with MRSA;
- (k) Failing to provide adequate staffing to properly care for residents, to include Ms. Nield and other MRSA residents; and
- (l) Failing to provide clean/healthy environment for residents, to include Ms.

 Nield and other MRSA residents.

XIX.

Defendants' misconduct as described herein was willful or reckless.

XX.

On November 9, 2007, a wound culture was performed on Plaintiff. The test results were positive for MRSA and pseudomonas.

XXI.

By breaching the standard of care as described herein, Defendants infected Plaintiff with MRSA and pseudomonas.

XXII.

Due to Defendants' negligence which caused Plaintiff to be infected with MRSA and pseudomonas, her lower left leg was amputated on April 2, 2008.

XXIII.

Due to Defendants' negligence, Plaintiff's quality of life has diminished significantly, and the injuries she has thereby incurred have impaired her mobility for the rest of her life.

XXIV.

Due to Defendants' negligence, Plaintiff has required extensive medical treatment and has suffered severe physical pain and suffering and emotional suffering and anguish. Plaintiff has further been required to obtain assistance for household chores, shopping, meal preparation, transportation and errands. She has also required remodeling to her home to accommodate her physical impairments. These treatments, damages and services as well as specialized equipment and additional remodeling will be required in the future.

DAMAGES AND FEES

XXV.

Due to Defendants' negligence, Plaintiff has been damaged by way of special and general damages.

XXVI.

Special damages caused by Defendants' negligence include, but are not limited to, the following:

- (a) past and future medical bills;
- (b) past and future household services;
- (c) past and future home remodels; and
- (d) other relevant accommodations, equipment and transportation.

XXVII.

General damages caused by Defendants' negligence include, but are not limited to, the following: past and future pain, suffering, inconvenience and emotional harm.

XXVIII.

As a direct and proximate result of the personal injuries Plaintiff suffered as a consequence of the incident described above, Plaintiff is entitled to recover a money judgment against Defendants in an amount sufficient to fully and fairly compensate Plaintiff for the injuries, losses and damages described herein.

XXIX.

Plaintiff has been required to employ attorneys to represent her interests in this action, and has agreed to pay reasonable attorney fees for services rendered. In the event judgment is entered

in this action by default or otherwise, a reasonable attorney fee should be awarded to the Plaintiff pursuant to Idaho Code § 12-121, the Idaho Rules of Civil Procedure and any other relevant Idaho statute or rule.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff prays judgment as follows:

- 1. For the entry of a money judgment against Defendants in an amount sufficient to fully and fairly compensate her for the injuries, losses and damages she sustained or will sustain in the future, which includes both special and general damages;
- 2. For an award of Plaintiff's reasonable costs and attorneys fees;
- 3. For prejudgment interest; and
- 4. For such other and further relief which the Court deems just and equitable under the circumstances.

DEMAND FOR JURY TRIAL

Plaintiff demands a trial by jury.

DATED this _____ day of October, 2009.

REED W. LARSEN

COOPER & LARSEN

VERIFICATION

STATE OF IDAHO :ss County of Bannock)

JUDY NIELD, being first duly sworn, deposes and says:

That she is the Plaintiff herein; that she has read the foregoing document, and knows the contents thereof, and that the facts therein stated are true to the best of her knowledge and belief.

SUBSCRIBED AND SWORN TO before me this 15th day of October, 2009.

SHANNON FRASURE **NOTARY PUBLIC** STATE OF IDAHO

Residing at: Pocabello

My Commission expires: 5-20-15



Keely E. Duke

ISB #6044; ked@hallfarlev.com

Chris D. Comstock

ISB #6581; cdc@hallfarley.com

HALL, FARLEY, OBERRECHT & BLANTON, P.A.

702 West Idaho, Suite 700

Post Office Box 1271

Boise, Idaho 83701

Telephone:

(208) 395-8500

Facsimile:

(208) 395-8585

W:\4\4-568.1\Answer1.doc

Attorneys for Defendant Pocatello Health Services, Inc. d/b/a Pocatello Care and Rehabilitation Center

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BANNOCK

JUDY NIELD,

Plaintiff,

VS.

POCATELLO HEALTH SERVICES, INC., a Nevada corporation, d/b/a POCATELLO CARE AND REHABILITATION CENTER, and JOHN DOES I-X, acting as agents and employees of POCATELLO HEALTH SERVICES, INC., d/b/a POCATELLO CARE AND REHABILITATION CENTER,

Defendants.

Case No. CV 09 3869 PI

DEFENDANT POCATELLO
HEALTH SERVICES, INC. d/b/a
POCATELLO CARE AND
REHABILITATION CENTER'S
ANSWER TO PLAINTIFF'S
VERIFIED COMPLAINT AND
DEMAND FOR JURY TRIAL

II 458 pl.

COMES NOW defendant Pocatello Health Services, Inc., d/b/a Pocatello Care and Rehabilitation Center ("PCRC"), by and through its counsel of record, Hall, Farley, Oberrecht & Blanton, P.A., and responds to plaintiff's Verified Complaint and Demand for Jury Trial

("Complaint") as follows:

FIRST DEFENSE

Plaintiff's Complaint, and each and every allegation contained therein, fails to state a claim upon which relief can be granted.

SECOND DEFENSE

PCRC denies each and every allegation of plaintiff's Complaint except those specifically admitted herein.

THIRD DEFENSE

With respect to the specific allegations contained in plaintiff's Complaint, PCRC admits, denies and/or alleges as follows:

- 1. No response is required for by the allegations contained in paragraph I of plaintiff's Complaint.
- 2. With regard to paragraph II of plaintiff's Complaint, PCRC does not have sufficient knowledge or information to admit or deny such allegations, and therefore, denies the same.
- 3. With regard to the first sentence of paragraph III of plaintiff's Complaint, PCRC admits only that Pocatello Care and Rehabilitation Center is an assumed business name of Pocatello Health Services, Inc., that Pocatello Health Services, Inc. was formed under the laws of the State of Nevada, and that PCRC is a skilled nursing facility located at 527 Memorial Drive, Pocatello, Bannock County, Idaho. PCRC admits the allegations contained in the second sentence of paragraph III.
- 4. With regard to paragraph IV of plaintiff's Complaint, PCRC admits only that plaintiff's Complaint alleges negligence against PCRC arising out of care provided at its

Pocatello facility. PCRC denies the remaining allegations and characterizations contained in paragraph IV. PCRC specifically denies it was negligent in any way.

- 5. Paragraph V of plaintiff's Complaint contains legal conclusions to which no response is required.
- 6. With regard to paragraph VI of plaintiff's Complaint, PCRC admits only that jurisdiction is proper in this Court. PCRC denies that plaintiff has complied with the requirements of Idaho Code §§ 6-2301 et seq.
- 7. With regard to paragraph VII of plaintiff's Complaint, PCRC admits venue of this matter is proper.
 - 8. No response is necessary to paragraph VIII of plaintiff's Complaint.
- 9. PCRC does not have sufficient information or knowledge to admit or deny the allegations contained in paragraph IX of plaintiff's Complaint, and therefore denies the same.
- 10. PCRC does not have sufficient information or knowledge to admit or deny the allegations contained in paragraph X of plaintiff's Complaint, and therefore denies the same.
- 11. With regard to paragraph XI of plaintiff's Complaint, PCRC admits only that plaintiff presented to Portneuf Medical Center on August 21, 2007 with a chief complaint of left leg infection. PCRC does not have sufficient information or knowledge to admit or deny the remaining allegations contained in paragraph XI of plaintiff's Complaint, and therefore denies the same.
- 12. PCRC is without sufficient knowledge or information to admit or deny the allegations contained in paragraph XII of plaintiff's Complaint and therefore denies the same.
 - 13. PCRC admits the allegations contained in paragraph XIII of plaintiff's Complaint.

13

- 14. At this time, PCRC does not have sufficient information or knowledge to admit or deny the allegations and characterizations contained in paragraph XIV of plaintiff's Complaint, and therefore, denies the same.
- 15. PCRC denies the allegations and characterizations contained in paragraph XV of plaintiff's Complaint.
- 16. PCRC denies the allegations and characterizations contained in paragraph XVI of plaintiff's Complaint.
- 17. Paragraph XVII of plaintiff's Complaint contains legal conclusions to which no response is required. To the extent a response is required, PCRC states that the language of paragraph XVII is vague and overbroad, and PCRC therefore denies the allegations and characterizations contained in paragraph XVII.
- 18. PCRC denies the allegations and characterizations contained in paragraph XVIII of plaintiff's Complaint, including all of its subparts.
- 19. PCRC denies the allegations and characterizations contained in paragraph XIX of plaintiff's Complaint.
 - 20. PCRC admits the allegations contained in paragraph XX of plaintiff's Complaint.
- 21. PCRC denies the allegations and characterizations contained in paragraph XXI of plaintiff's Complaint.
- 22. With regard to paragraph XXII of plaintiff's Complaint, PCRC admits only that plaintiff tested positive for MRSA on November 9, 2007. PCRC denies that it was negligent in its care and treatment of plaintiff. PCRC is without sufficient information or knowledge to admit or deny the remaining allegations contained in this paragraph.

14

- 23. PCRC denies the allegations and characterizations contained in paragraph XXIII of plaintiff's Complaint.
- 24. PCRC denies the allegations and characterizations contained in paragraph XXIV of plaintiff's Complaint.
- 25. PCRC denies the allegations and characterizations contained in paragraph XXV of plaintiff's Complaint.
- 26. PCRC denies the allegations and characterizations contained in paragraph XXVI of plaintiff's Complaint.
- 27. PCRC denies the allegations and characterizations contained in paragraph XXVII of plaintiff's Complaint.
- 28. PCRC denies the allegations and characterizations contained in paragraph XXVIII of plaintiff's Complaint.
- 29. PCRC denies the allegations and characterizations contained in paragraph XXIX of plaintiff's Complaint.

AFFIRMATIVE DEFENSES

By pleading certain defenses as in "Affirmative Defenses," PCRC does so for the purpose of completeness and does not intend to suggest that it has the burden of proof for any such defense. Furthermore, as PCRC has not had the opportunity to conduct discovery in this case, by failing to raise an affirmative defense, it does not intend to waive any such defense and specifically reserves the right to amend this Answer to include additional defenses.

FIRST AFFIRMATIVE DEFENSE

The allegations of plaintiff's Complaint fail to state a claim upon which relief can be granted.

SECOND AFFIRMATIVE DEFENSE

Plaintiff has failed to take reasonable steps to mitigate her alleged damages, if any, and to protect herself from avoidable consequences; her right to recovery, if any, is thereby reduced or barred.

THIRD AFFIRMATIVE DEFENSE

The damages alleged to have been suffered by plaintiff, if any, were caused, in whole or in part, by the negligence or fault of persons other than PCRC.

FOURTH AFFIRMATIVE DEFENSE

Plaintiff's alleged damages, if any, were caused, in whole or in part, by a pre-existing condition, or the progression thereof, and not by the alleged negligence or fault of PCRC.

FIFTH AFFIRMATIVE DEFENSE

Plaintiff's alleged damages, if any, were caused, in whole or in part, by superseding or intervening causes, for which PCRC is not responsible.

SIXTH AFFIRMATIVE DEFENSE

The acts or omissions of plaintiff and/or others constitute comparative negligence which, pursuant to Idaho Code § 6-801 and/or other applicable laws, bars or reduces plaintiff's recovery, if any, against PCRC.

SEVENTH AFFIRMATIVE DEFENSE

Plaintiff's claims for damages, if any, are limited by Idaho Code §§ 6-1603, 6-1604 and 6-1606.

EIGHTH AFFIRMATIVE DEFENSE

At all relevant times, PCRC complied with the applicable local standard of care.

NINTH AFFIRMATIVE DEFENSE

Plaintiff failed to comply with Idaho Code § 6-2301, a prerequisite to filing suit.

REQUEST FOR ATTORNEYS' FEES

PCRC has been required to obtain the services of counsel and is entitled to recover its reasonable attorneys' fees and costs incurred in the defense of this matter pursuant to Idaho Code §§ 12-121 and 12-123 and Idaho Rule of Civil Procedure 54.

WHEREFORE, PCRC prays for judgment as follows:

- 1. That the plaintiff take nothing against PCRC by way of her Complaint and that the Complaint be dismissed with prejudice;
- 2. That PCRC be awarded its costs and reasonable attorneys' fees incurred in the defense of this action; and
- 3. Such other and further relief as this Court may deem just and proper.

DATED this ______day of November, 2009.

HALL, FARLEY, OBERRECHT & BLANTON, P.A.

 $\mathbf{R}\mathbf{v}$

Chris D. Comstock – Of the Firm

Attorneys for Defendant Pocatello Health Services, Inc. d/b/a Pocatello Care and

Rehabilitation Center

CERTIFICATE OF SERVICE

	day of November, 2009, I caused to be served a thod indicated below, and addressed to each of the
Reed W. Larsen COOPER & LARSEN, CHARTERED 151 North 3 rd Avenue, 2 nd Floor P.O. Box 4229 Pocatello, ID 83205-4229 Fax: (208) 235-1182 Attorneys for Plaintiff	U.S. Mail, Postage Prepaid Hand Delivered Overnight Mail Telecopy
	Keely E. Duke



Keely E. Duke

ISB #6044; ked@hallfarley.com

Chris D. Comstock

ISB #6581; cdc@hallfarley.com

HALL, FARLEY, OBERRECHT & BLANTON, P.A.

702 West Idaho, Suite 700 Post Office Box 1271 Boise, Idaho 83701

Telephone:

(208) 395-8500

Facsimile:

(208) 395-8585

W:\4\4-568.1\Expert Disclosure.doc

Attorneys for Defendant Pocatello Health Services, Inc. d/b/a Pocatello Care and Rehabilitation Center

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BANNOCK

JUDY NIELD,

Plaintiff,

VS.

POCATELLO HEALTH SERVICES, INC., a Nevada corporation, d/b/a POCATELLO CARE AND REHABILITATION CENTER, and JOHN DOES I-X, acting as agents and employees of POCATELLO HEALTH SERVICES, INC., d/b/a POCATELLO CARE AND REHABILITATION CENTER,

Defendants.

Case No. CV 09 3869 PI

DEFENDANT POCATELLO CARE AND REHABILITATION CENTER'S EXPERT WITNESS DISCLOSURE

COMES NOW defendant Pocatello Health Services, Inc., d/b/a Pocatello Care and Rehabilitation Center ("the Center") by and through its counsel of record Hall, Farley, Oberrecht

& Blanton, P.A., and hereby discloses the following expert witnesses whom it may call at the trial of this matter:

Carl Bryant, RN, CNLC
 2156 Callie Poco
 El Cajo, CA 92019

Mr. Bryant has been formally retained by counsel for defendant the Center. Mr. Bryant's Curriculum Vitae is attached hereto as **Exhibit A**. Mr. Bryant is a Registered Nurse licensed to practice in the State of California. He has been a Registered Nurse since 1982 and has had several years of experience in nursing with a particular emphasis in long-term care. He is certified as a Director of Staff Development for Nursing Homes, as well as a Certified Trainer in the State of California. From 1990 to 1996, he was employed by the California Department of Public Health, DPH (formerly California Department of Health Services, DHS) as a State Surveyor /Inspector of long term care facilities. From 1996 to 1999, he was a Health Facility Evaluator II (a Preceptor/Instructor for State Surveyors). He was a trainer for President Clinton's Nursing Home Initiative. He was also appointed to serve on a 10 member federal task force to develop a surveyor training program for all 50 states and territories.

He has been an independent consultant to long-term care facilities since 1999. He has served for a number of years on the California Association of Health Facilities' Regulatory Committee. He currently and for the last four years served as the Vice-President for the California Long Term Nurse's Council. He has also been appointed by the U.S. Bankruptcy Court to oversee the clinical and regulatory environment for 14 skilled nursing facilities. In these positions, he evaluated and currently evaluates skilled nursing facilities for compliance with standards of care, as well as state and federal regulatory requirements. He received his Bachelor's of Science in Nursing from the University of Phoenix and has an ADN from

Texarkana Community College.

Mr. Bryant's fee for his work on this case is \$125.00 per hour for record review and \$250.00 per hour for deposition and trial testimony. Attached as **Exhibit B** is a copy of that schedule. The opinions and/or support for opinions will be added to or amended once he reviews the depositions of fact witnesses and expert witnesses in this case. Specifically, Mr. Bryant may be asked to review the depositions of the Center's staff in addition to the depositions of plaintiff's experts.

All of Mr. Bryant's opinions are based on a reasonable degree of certainty and on a more probable than not basis. The opinions set forth are based on his review of the records he has reviewed, his education, training and experience as a Registered Nurse, his years of work with and experience in long term care facilities and skilled nursing facilities, the laws of the State of Idaho, federal rules and regulations, and his work with the California Department of Public Health.

Substance of Facts:

A list of case materials Mr. Bryant has reviewed up to this point is attached hereto as **Exhibit C**. In addition to the case specific items Mr. Bryant may use in his review of this case and the opinions he renders in this case, he may be provided the depositions of the Center's staff and former staff, plaintiff's experts and plaintiff's treating physicians once those depositions have been taken. He may also rely on relevant medical/SNU/long-term care facility research and/or literature related to any of the subject matters addressed in plaintiff's expert disclosure, this expert disclosure, or depositions taken in this case.

<u>Subject Matter</u>: Mr. Bryant may testify regarding applicable medical/skilled nursing unit/long term care principles, standard of care, causation, and regulatory (state and federal)

matters.

Substance of Opinions:

Mr. Bryant may testify as to why he is competent to render his opinions in this case. He may testify as to his education, training and experience. He may testify that based on his education, training, and experience he is familiar with the knowledge and skill ordinarily possessed by registered nurses, skilled nursing facilities (SNFs), and long term care facilities. He may further testify he is familiar with the care and skill ordinarily used by registered nurses, SNFs, and long term care facilities that are currently practicing and/or operating during the relevant time period of the current lawsuit through the present time. He may further testify regarding his knowledge of the use and application of infection control guidelines, training received by facilities such as the Center, practices by facilities such as the Center appropriate wound care, and any other area relevant at trial related to a facility such as the Center. He may specifically address each of these areas as they pertain to the Center. Mr. Bryant may further testify that the Center's control program manual, guidelines, policies and procedures are based on a national resource available to long term care facilities. This national resource is based on the guidelines issued by the Centers for Disease Control and Prevention.

- Mr. Bryant may testify regarding federal and state regulations that are relevant to long-term care facilities/SNFs.
- Mr. Bryant may also testify to standard of care for the Center, what it is, and how it is determined. In doing so, he may testify that regulations and policies and procedures are guidelines and do not dictate the standard of care. The standard of care is defined by the practices of a facility and what a reasonable person would do if presented with the same patient at the time of the care at issue. In addressing

- this area, it is also anticipated Mr. Bryant may testify regarding documentation and the fact it does not equate all care provided to a resident.
- Mr. Bryant may also testify regarding the audits, investigations, and surveys long-term care facilities/SNFs go through, the nature of such investigations/audits/surveys, the scope of such investigations/audits/surveys, the purpose of such investigations/audits/surveys, the meaning of the results of such investigations/audits/surveys, and the meaning of the investigation/survey/audit results.
- Mr. Bryant may testify regarding the audits/investigations/surveys the Center has had, the nature of such investigations/audits/surveys, the scope of such investigations/audits/surveys, the purpose of such investigations/audits/surveys, the meaning of the results of such investigations/audits/surveys, the meaning of the investigation/audit/survey results, and the relevance of such investigations/audits/surveys on this case, if any.
- With respect to the investigation/audit/survey completed January 24, 2008 for the Center and any other investigation/audit/survey Idaho Health and Welfare has produced to plaintiff as a result of plaintiff's public records request, Mr. Bryant may provide opinions regarding the findings of the investigation/audit/survey, what they mean, the severity level of them, the prevalence of them, and the corrective action needed.
 - To assist him in discussing such reports, Mr. Bryant may utilize a Scope and Severity chart that contains the following columns and rows:

 Columns Isolated, Pattern, Widespread; Rows Substantial Compliance,

No Harm But Potential for Harm, Actual Harm, Immediate Jeopardy. Within the boxes created by those columns and rows, he may label them A through L. He may then explain the meaning of each box.

- O In addition, he may testify that this investigation/audit/survey was conducted after Ms. Nield's discharge from the Center.
- 0 He may further testify to the following regarding the investigation/audit/survey: it could not be determined when and how Ms. Nield contracted MRSA; it could not be determined that Ms. Nield developed MRSA due to poor wound care or that wound care was not provided as ordered by the physician; that the investigation/audit/survey did not indicate any resident contracted MRSA at the facility; the investigation/audit/survey determined that residents were admitted with a MRSA infection; and the investigation/audit/survey report also indicated no harm was determined to have occurred to Judy Nield while she was a resident at Pocatello Care and Rehabilitation Center.
- Mr. Bryant may testify regarding what a long-term care facility is versus an SNF and may discuss the typical patients at each. Mr. Bryant may further discuss the fact Ms. Nield was a skilled nursing facility patient and what that meant, along with the regulations that applied to such a resident. Mr. Bryant may also testify regarding the requirements the Center had to comply with respect to providing Ms. Nield social work, activity, nursing, therapy, dietary, and CNA contact or care. He may further testify to the Minimum Data Set ("MDS") required for a skilled nursing patient and the specific MDSs for Ms. Nield, what each relevant

area of the MDS means, how frequently they are required, how frequently the Center was required to and did complete them for Ms. Nield, and what they mean overall with respect to Ms. Nield, her condition, and the level of care she required.

- Mr. Bryant may testify regarding his training and experience related to MRSA and pseudomonas and his opinion that despite a facility having appropriate infection control policies and procedures and complying with the standard of care regarding infection control, that it is not possible to eliminate the risk of a resident contracting infections such as MRSA and pseudomonas. Mr. Bryant may explain the basis of this opinion as follows:
 - MRSA and pseudomonas are prevalent in society at large and in health care facilities.
 - MRSA and pseudomonas cannot be eradicated from a health care facility given the prevalent nature of such infections.
 - o A person can be MRSA colonized but not be MRSA infected.
 - o Mr. Bryant may testify that it was not standard of practice at long-term care facilities/SNFs to perform a DNA or PCR test on a patient in 2007 and that such was not the standard of care for the Center. As such, it was standard of care in 2007 and still is today that a patient could be admitted to a long-term care facility/SNF with MRSA and/or pseudomonas without the facility being aware of the presence of such condition.
- Mr. Bryant may also testify that while a lab culture in November 2007 indicated the presence of MRSA and pseudomonas, this does not establish the Center was responsible for Ms. Nield testing positive for MRSA or pseudomonas in

25

November 2007. In support of this opinion, Mr. Bryant may also testify to the following: it cannot be determined Ms. Nield did not have MRSA or pseudomonas before admission to the facility; it cannot be determined, based on the medical records and the Center's standard of care handling of Ms. Nield's wound care, that Ms. Nield developed MRSA or pseudomonas due to poor wound care or that wound care was not provided as ordered; and that it cannot be determined when and how Ms. Nield contacted MRSA or pseudomonas.

- Mr. Bryant may also testify that after the November 2007 lab work identified MRSA and pseudomonas, her physician initiated treatment, which was appropriately followed by the Center; specifically, the Center met the standard of care in caring for and treating Ms. Nield's wounds as ordered by her physician. The medical records of Ms. Nield support this opinion.
- Mr. Bryant may also testify to what the standard of care is for the Center and that the Center met the standard of care with respect to Ms. Nield (discussed in more detail below). In doing so, he may testify that regulations and policies and procedures are guidelines and do not dictate the standard of care. The standard of care is defined by the practices of a facility and what a reasonable person would do if presented with the same patient at the time of the care at issue. In addressing this area, it is also anticipated Mr. Bryant may testify regarding documentation and the fact it does not equate to the total realm of care provided to a resident.
- Mr. Bryant may testify that when a patient has MRSA, pseudomonas, or other infections, it is <u>not</u> the standard of care to isolate that patient and confine the patient to his or her room. Rather, it is the standard of care, which the Center

complied with, to allow Ms. Nield, and other patients with infections such as MRSA and pseudomonas, to leave their rooms and to have the ability to participate in meals in the dining areas, activities outside of their room, appointments outside of their room (such as hair appointments, dental appointments, therapy appointments, etc.), off-site excursions/appointments (hospital gift shop, wound care clinic, etc.), to have visitors, to have their room cleaned, to have staff interact with them, to have activities brought to them, etc.

- Mr. Bryant may testify regarding appropriate precautions that should be used when a resident has MRSA or pseudomonas. Specifically, he may discuss how to notify staff of the patient's condition through charting and/or signs on the patient's door, a precaution cart outside the patient's door, the requirements of maintaining patient privacy as required by laws such as HIPAA balanced with notice to staff working with the patient or in the patient's room regarding the patient's condition, universal precautions, contact precautions, hand washing/sanitizing the hands, the use of gowns, the use of gloves, the use of masks, the disposal of gloves, the disposal of masks, the disposal of gowns, the appropriate cleaning of the patient's room, the disposal of the patient's trash, the laundering of the patient's linens and clothing, the handling of activity materials provided to the resident for their use by the facility that are returned to activities, the bagging of trash and linens (red and yellow bags) and the handling of the patient's dishes and food tray.
- Mr. Bryant may also testify that the policies and procedures contained in the
 Center's infection control manual were appropriate and complied with applicable

standards of care during Ms. Nield's admission at Pocatello Care and Rehabilitation Center.

- O Mr. Bryant may further testify that such policies, and training regarding the policies, assists in the prevention of the spread of disease and infections, including MRSA and pseudomonas.
- o He may further testify that the Center appropriately provided the Center's staff with in-service trainings for infection control education and wound care. Such anticipated opinions are based on his understanding of the deposition testimony that has been taken to date, which he may have an opportunity to verify when the transcripts are available. He may also review the depositions of all staff from the facility, many of which have not yet been taken by plaintiff at this time, and may utilize those to support such opinions or identify additional opinions he may testify to at trial.
- O It is further anticipated he may testify that unlike some facilities, the Center's infection control program was designed to care for residents being admitted with infections including MRSA.
- O He may further testify, as discussed above, that although having an appropriate infection control program and the facility's compliance with such program significantly reduces the development of infections by residents, it is impossible to entirely prevent the transmission of certain infections at health care facilities and that Center is no different. This is due to the nature of MRSA and pseudomonas.

- Mr. Bryant may discuss Ms. Nield's complicated medical history. He may testify that at the time of her admission to the Center, Ms. Nield had a long history on non-healing ulcer wounds, multiple infections, and use of multiple antibiotics. She also had multiple disease processes and comorbidities that affected the outcome of the care provided to her. These comorbidities included being newly diagnosed with diabetes, leukocytoclastic vasculitis, venous and arterial insufficiency, severe neuropathy of the left lower extremity, lack of ambulatory mobility while being confined to a wheelchair for more than two years, autoimmune disorder and a history of deep vein thrombosis. The non-healing wounds were diagnosed as stasis ulcers caused by chronic vasculitis insufficiency. Given Ms. Nield's complicated and chronic condition, she was susceptible to infections despite a person's or facility's compliance with the standard of care in her care and treatment.
- Mr. Bryant may testify regarding the need for patient responsibility. He may testify that patient responsibility has several components.
 - One is that if the patient is concerned about the care or treatment he or she was receiving, or the care or treatment of another resident he or she observed, the patient has a duty to make a complaint or grievance to the facility so the issue can be addressed. Mr. Bryant may testify that Ms. Nield had this responsibility and if she was concerned about her care or treatment (which includes proper wound handling), that Ms. Nield should have reported such concerns so they could be addressed. Mr. Bryant may testify that someone such as Ms. Nield, with the chronic non-healing

wounds she had, was adequately familiar with process for wound care and, therefore, would be aware of someone not properly addressing her wounds.

- Another is that Ms. Nield has demonstrated throughout the past years that she is non-compliant in her medical care and treatment, which has been problematic for her. Despite Ms. Nield's complicated medical history mentioned above, she has refused treatment and was noncompliant with prescribed nursing and medical care prior to, during and after discharge from Pocatello Care and Rehabilitation Center.
 - By way of example (and his opinions/factual basis for such opinions may not be limited to the following example), prior to admission to the Center, Ms. Nield was prescribed Coumadin (a blood thinner to prevent clotting of the blood). Against medical advice, Ms. Nield chose to stop taking the medication after she had been diagnosed with an occlusive thrombus of the left lower extremity.
 - By way of example (and his opinions/factual basis for such opinions may not be limited to the following examples), during her stay at the Center she refused multiple immunizations and vaccinations. This included tuberculin skin testing for tuberculosis, pneumococcal vaccination, influenza vaccination, and tetanus immunization. This refusal not only placed her but other residents in the facility at risk for the transmission of infections. She also refused to maintain her hygiene in order to prevent the spread of infections. Specifically, while

Ms. Nield was cognitively aware and had been confined to a wheelchair for more than 2 years, instead of being toileted with the assistance of the staff at the Center she chose to use a diaper. She also refused pain medications, which would have allowed her to use the restroom rather than using a diaper. She also chose to cancel an appointment at the wound care clinic. While she insisted on being discharged for financial reasons, prior to discharge she informed the Center that she would not be following the discharge instructions including monitoring her blood sugars and taking insulin. She continued to refuse medical treatment after she was discharged from the Center. Mr. Bryant may testify that such non-compliance is a problem that only Ms. Nield is responsible for.

After her discharge from the Center, Ms. Nield refused to follow discharge and home health instructions. She continued to be non-compliant with her care to include not checking her blood sugars or administering insulin. She was informed that her best chance of avoiding significant amputation would be in-patient physical therapy, which she again refused. Within 5 days, osteomyelitis was confirmed with a new wound that developed on the bottom of her foot with exposure of tendon and bone and a grade III decubitus ulcer on the heel. She also failed to complete antibiotics as ordered by the physician and the leg was determined to be nonfunctional. She was

also observed using stones and "holy water" on her wounds, thus potentially introducing bacteria into her wounds.

- Mr. Bryant may also testify that Ms. Nield was cared for and treated within the standard of care in all respects during her stay at the Center.
 - To support this opinion, Mr. Bryant may testify that Ms. Nield had a long history of non healing ulcer wounds, multiple infections, and use of multiple antibiotics. The non healing wounds were determined to be stasis ulcers caused by chronic vasculitis insufficiency, not pressure ulcers. Mr. Bryant may testify why this is significant and how this assists in establishing that Ms. Nield was appropriately cared for at the Center during her stay.
 - O Mr. Bryant may further testify that prior to Ms. Nield's admission to Pocatello Care and Rehabilitation Center she was diagnosed with four wounds that were described as non-healing by multiple care providers. While Ms. Nield was at the Center, skin assessments were appropriately completed on a timely basis and the physician's orders were appropriately followed for the care and treatment of Ms. Nield's wounds. The documentation establishes her wounds improved significantly during her admission with some of her wounds healing while she was at the Center. Mr. Bryant may testify this also supports his opinion that Ms. Nield was appropriately cared for at the Center during her stay.
 - O He may also go through all of the records with the jury that establish she had appropriate access to social work, dietary, nursing, activities, and

- CNA care or services; all of which support his opinion that the standard of care was met in all respects when Ms. Nield was at the Center.
- He may also testify regarding the improvement in her wounds throughout her stay at the Center and the non-development of new or different types of wounds to support his opinion that her wound care was appropriate and within the standard of care.
- O He may further testify regarding his understanding that there was not a prevalence of MRSA or pseudomonas infections during Ms. Nield's stay at the Center and that further evidences that the staff were complying with the standard of care with respect to the infection control polices and procedures, wound care, and general patient care.
- Mr. Bryant may also testify when she was no longer at the Center, she was found to have new bacterial infections. Mr. Bryant may also testify that more than three months after discharge from the Center, Ms. Nield was diagnosed with osteomyelitis. Mr. Bryant may also testify that three months after discharge from the facility Ms. Nield was also informed that her comorbidities (not infection), which included diabetes, leukocytoclastic vasculitis, and severe neuropathy of the left lower extremity, that a below the knee amputation was a likely consequence. Mr. Bryant may further testify that on 4/2/08, nearly four months after discharge from the facility the left lower leg was amputated.
- Mr. Bryant may testify in rebuttal to plaintiff's expert witnesses' deposition testimony or any area they are permitted to testify to at trial.

- Mr. Bryant will review the depositions of the Center's staff, former staff, plaintiff's treating physicians/care providers and plaintiff's expert witnesses, and may supplement, amend, revise and/or alter his opinions based upon his review of the same.
- Thomas J. Coffman, M.D.
 125 E. Idaho Suite 203
 Boise, Idaho 83712

Dr. Coffman practices infectious disease and is also board certified in internal medicine in Boise, Idaho. Dr. Coffman has been formally retained by counsel for defendant the Center. Dr. Coffman's Curriculum Vitae is attached hereto as **Exhibit D**. Dr. Coffman's fees are attached hereto as **Exhibit E** Dr. Coffman's deposition testimony history is being obtained. A list of articles authored by Dr. Coffman is included on his attached CV.

<u>Subject Matter:</u> Dr. Coffman may testify regarding applicable medical principals, causation and damages. Dr. Coffman may also offer testimony regarding infection control policies and related standard of care issues for Pocatello Care and Rehabilitation Center.

Substance of Facts:

A list of case materials Dr. Coffman has reviewed is attached hereto as **Exhibit F**. In addition to the case specific items Dr. Coffman may use in his review of this case and the opinions he renders in this case, he may be provided the depositions of the Center's staff and former staff, plaintiff's experts and plaintiff's treating physicians once those depositions have been taken. He may also rely on relevant medical research and/or literature related to any of the subject matters addressed in plaintiff's expert disclosure, this expert disclosure, or depositions taken in this case.

<u>Substance of Opinions:</u> It is expected Dr. Coffman may testify regarding issues within his expertise, and may testify that all opinions he expresses are held with reasonable medical certainty and on a more probable than not basis.

MRSA

- Dr. Coffman may testify regarding Methicillin-resistant Staphylococcus aureus ("MRSA"), including basic medical principals regarding MRSA, how MRSA is resistant to certain types of antibiotics, how MRSA is diagnosed, symptoms, transmission, treatment and control.
- Dr. Coffman may testify that MRSA is not more virulent than other forms of staph infections, but rather, is resistant to numerous types of medications.
- Dr. Coffman may testify regarding his experience in studying, researching, testing for, diagnosing and treating MRSA.
- Dr. Coffman may testify regarding the prevalence of MRSA in society at large and in particular with individuals who have stayed at or worked in health care facilities.
- Dr. Coffman may testify that MRSA may be acquired from health care facilities and the community at large.
- Dr. Coffman may testify about the number of people believed to be carrying MRSA in the society at large but who remain asymptomatic. Dr. Coffman may explain that these people are referred to as MRSA colonized.
- Dr. Coffman may testify that a person who is MRSA colonized, may have the
 MRSA organism in their nares, sputum, open wound, stool or on their skin

- without showing any symptoms of infection. In summary, that one can carry the MRSA organism but not be MRSA infected.
- Dr. Coffman may testify that a person is MRSA infected once the organism has invaded a body site, begins multiplying in the tissue and clinical manifestations of disease are present such as, fever, redness, swelling, and other signs of infection.
- Dr. Coffman may testify that a person who is MRSA infected with multiple wounds, may have MRSA in one but not necessarily all of the wounds.
- Dr. Coffman may testify regarding testing for MRSA, including the different methods of testing, the methods of testing that were available in 2007 as compared to today, and the potential for the various methods to fail to identify MRSA (a false negative).
- Dr. Coffman may testify regarding the process and procedure of culturing open wounds for infections, including MRSA. Specifically, Dr. Coffman may testify that a swab is applied to the wound collecting micro-organisms from the wound. Dr. Coffman may testify regarding the process of swabbing a wound for purposes of obtaining a culture and the specific considerations and techniques that should be employed to best obtain a representative sample of the micro-organisms present in the wound. Dr. Coffman may testify that the collected material is then placed in a sterile container and sent to a laboratory. At the laboratory, the material is spread over the surface of different types of culture plates, placed in an incubator and then grown out for one to multiple days. Dr. Coffman may testify that depending upon the patient and the wound and there are different bacteria that can camouflage other bacteria. Dr. Coffman may also testify regarding

various lab techniques that are used to identify micro-organisms and the fact that the predominant micro-organisms will typically be identified while less predominant bacteria may not be. Simply stated, the technician may culture only the two or three most dominant organisms for purposes of identification and may not culture all of the microorganisms that are present; thus, it is common that all present organisms are not identified with each culture.

- Dr. Coffman may testify regarding the sensitivity of MRSA tests and screening and difficulties and failures associated with such tests.
- Dr. Coffman may testify it is possible for a person to have a wound culture not identify MRSA, but for that person to be MRSA positive or colonized.
- Dr. Coffman may testify that currently there are DNA based tests to detect colonized MRSA called PCR tests that allow for quick and positive MRSA screening. Dr. Coffman may testify that PCR testing was not common place as of 2007.
- Dr. Coffman may testify regarding methods of identifying MRSA using selective media that are specifically designed to identify only staph infections and MRSA.
 Dr. Coffman may testify that use of such selective media was not common practice in 2007.
- Dr. Coffman may testify regarding the course of a MRSA infection, including symptoms, treatment and expected outcomes.
- Dr. Coffman may testify regarding factors that make certain people more susceptible to infections, including MRSA, including, but not limited to:

- compromised immune systems; diabetes; chronic open wounds; poor venous and arterial function; and age.
- Dr. Coffman may testify regarding the various factors that may affect how a person is impacted by a MRSA infection, including but not limited to facts that address treatment and healing.
- Dr. Coffman may testify that in the instant action, the lab test completed on Ms. Nield just prior to her admission (sample collected on August 21, 2007) to the Center does not rule out that she was a MRSA carrier or that she had MRSA organisms in her wounds that were not individually cultured and identified.
- Dr. Coffman may testify that it is impossible to testify to a reasonable degree of medical certainty, that Ms. Nield was MRSA negative at the time she presented to the Center on August 25, 2007. Ms. Nield was not thoroughly screened for MRSA prior to August 25, 2007, nor was it the standard of care to do so in 2007.
- Dr. Coffman may testify that as of August 25, 2007, Ms. Nield had a compromised immune system, was a diabetic who had difficulty managing that disease, was 65 years of age, was suffering from vascular deficiencies, had several open sores on her left leg, was confined to a wheelchair, and had spent significant periods of time in various health care facilities for her medical issues. As a result of these conditions, Dr. Coffman may testify Ms. Nield was a high risk patient for already having, or subsequently contracting, MRSA or pseudomonas in August 2007, despite any facilities standard of care practices to prevent such infection.

- Dr. Coffman may discuss the transmission of MRSA and the difficulty in establishing the source of transmission in any one individual's positive MRSA test. Dr. Coffman may testify that MRSA can be spread by contact by one person with a MRSA carrier, by contact by one person with a MRSA infected person, by contact by one person with a surface that was contacted either by a MRSA carrier or infected person, or by breathing in droplets expelled by a MRSA carrier or infected person expelled during breathing, coughing or sneezing. Transmission through contact with an infected surface can be almost anything, including hand rails, toilet seats, television remote controls, tables, chairs, etc.
- Dr. Coffman may testify that it is impossible to determine to a reasonable degree of medical certainty, how, where, or when Ms. Nield contracted the MRSA she tested positive for on November 9, 2007.
- Dr. Coffman may testify regarding the effects of diabetes on Ms. Nield's wounds, and how the failure of Ms. Nield to moderate and/or regulate her diet affected her wounds throughout the course of her care at the Center to the present.
- Dr. Coffman may testify the care and treatment provided to Ms. Nield from August 25, 2007 through December 3, 2007, and how such care was appropriate with regard to care of a person with Ms. Nield's condition, including once she was diagnosed with MRSA and pseudomonas.

PSEUDOMONAS AERUGINOSA

 Dr. Coffman may testify regarding relevant medical issues associated with pseudomonas infections.

- Dr. Coffman may testify regarding his research, study and experience related to pseudomonas infections, including their history, symptoms of infection, diagnosis, transmission, treatment and effects.
- Dr. Coffman may testify that pseudomonas is an aerobic, gram-negative bacterium of relatively low virulence.
- Dr. Coffman may testify that pseudomonas is found in the colon of approximately 10% of the at large population and that like MRSA, individuals can be colonized with pseudomonas and not show any signs of or symptoms of infection. Dr. Coffman may also testify pseudomonas is ubiquitous and frequently found in plants, soil, water and animals.
- Dr. Coffman may testify regarding transmission of pseudomonas both inside and outside of health care facilities.
- Dr. Coffman may testify regarding the process wherein a person colonized with pseudomonas becomes infected.
- Dr. Coffman may testify regarding medical conditions that result in a person being more susceptible to becoming infected with pseudomonas, including diabetes, obesity, poor circulation, weakened immune system, etc.
- Dr. Coffman may testify regarding care and treatment of a patient with a pseudomonas infection and expected outcomes.

MS. NIELD

Dr. Coffman may testify regarding Ms. Nield's condition prior to her admission to the Center on August 25, 2007. Specifically, Dr. Coffman may testify Ms. Nield's condition included the following factors: 65 years of age; a history of chronic cellulitis in her lower extremities; chronic history of open wounds; a history of DVT in her left leg; a loss of sensation in her left leg following a bilateral hip replacement in 1993; was not mobile; left leg edema; uncontrolled diabetes; arterial and venous disease; multiple orthopedic issues involving her spine, hips and knees; and four recently developed stasis ulcers.

- Dr. Coffman may testify regarding blood sugar levels and diabetes and their relationship to wound healing. Dr. Coffman may testify regarding the difficulty in healing open wounds with uncontrolled or high blood sugar levels.
- Dr. Coffman may testify Ms. Nield was admitted to Portneuf Medical Center on August 21, 2007 for treatment with IV antibiotics due to her superficial ulcerations around her distal lower left leg with oozing that was clear to yellowish, swelling of her left leg and right hip pain. At that time Ms. Nield was not on antibiotics. Ms. Nield was taking hydrocodone, diclofenac and levothyroxine.
- Dr. Coffman may testify that as of August 21, 2007, the day a wound culture of Ms. Nield's left leg was taken, she had chronic stasis ulcer wounds on her left lower extremity. The wounds were described as oozing a clear to yellowish discharge, with signs of redness and swelling.
- Dr. Coffman may testify that based upon her condition as of August 21, 2007, Ms. Nield was extremely susceptible to infections. Dr. Coffman may further testify that based upon her immuno-suppressed condition and chronic wet open wounds, Ms. Nield likely had numerous types of bacteria and organisms in her left leg wounds as of August 21, 2007.

- Dr. Coffman may testify that Ms. Nield had a wound culture done while she was admitted to Portneuf Medical Center on August 21, 2007 of her left leg. It is unclear as to which of Ms. Nield's several wounds were cultured. Dr. Coffman may explain the pathology report regarding this culture, including the positive tests for moderate gram positive cocci, moderate coag-neg staph species and moderate beta hemolytic streptococci, not Group A, B or D (D is not hemolytic, which will be discussed). MRSA is a beta hemolytic streptococci and it is likely the technician did not test each isolate that grew out.
- Dr. Coffman may testify that based upon the likely number of various bacteria within Ms. Nield's wounds on August 21, 2007, a culture done from swabbing one of her wounds is not sufficient to rule out whether Ms. Nield was colonized or infected with MRSA or pseudomonas.
- Dr. Coffman may testify that in order to rule out a MRSA or pseudomonas infection in Ms. Nield's stasis ulcer wounds as of August 21, 2007, it would have been necessary to separately swab each of Ms. Nield's wounds, and to culture each micro-organism identified. Dr. Coffman cannot determine whether all of Ms. Nield's wounds were swabbed or to what extent all identified microorganisms were cultured. Based upon Dr. Coffman's education, knowledge, training and experience, it is his understanding that typically laboratory technicians do not perform cultures for every micro-organism from a wound swab, but rather, culture only the most dominant two to three organisms found in a swab. As such, Dr. Coffman may testify it is not possible to determine to a reasonable degree of medical certainty whether or not Ms. Nield had MRSA or

pseudomonas in her leg wounds prior to her admission to the Center on August 25, 2007.

- In addition to swabbing all of her wounds and every isolate that grew out being tested and indentified, Dr. Coffman may testify that in order to rule out Ms. Nield being colonized with MRSA or pseudomonas as of August 21, 2007, Ms. Nield would have had to undergo screening tests, such as a nares swab culture for MRSA. No such screening for MRSA or pseudomonas was done with regard to Ms. Nield. As such, Dr. Coffman may testify it is not possible to determine to a reasonable degree of medical certainty whether or not Ms. Nield was colonized with MRSA or pseudomonas prior to her admission to the Center on August 25, 2007.
- Dr. Coffman may testify that based upon the medical records, Ms. Nield had four open stasis ulcer wounds upon her admission to the Center, including: a wound on her left ankle that was 5.5 cm in length, 3.5 cm in width and .25 cm in depth; a wound on her left shin 2 cm in length, 1.5 cm in width and .25 cm in depth; a wound on the top of her left foot 1.5 cm in length, 1.5 cm in width and .25 cm in depth; and a wound on the back of her left calf that was 10 cm in length, 6 cm in width and .25 cm in depth.
- Dr. Coffman may testify that these wounds were appropriately dressed as outlined in the Center's medical records. Dr. Coffman may testify that the staff at the Center appropriately followed the medical orders of Ms. Nield's physicians with regard to her wound care which included cleaning the wounds with normal saline,

covering the wounds with mepitel dressings, ABD pads and securing the dressings with Kerlix.

Dr. Coffman may testify that upon her admission to the Center her wounds made continued improvement as noted in the nursing records and physician progress notes. As of September 5, 2007, Ms. Nield's wounds had made significant progress: her left ankle wound was 1 cm in length, .5 cm in width and described as only a surface wound in depth; her left shin wound was 2 cm in length 3 cm in width and described as a surface wound in depth; her wound on the top of her left foot was 1.2 cm in length, 1.5 cm in width and .3 cm in depth; and her left calf wound was 8 cm in length, 6 cm in width and described as excoriation for depth. As of September 10, 2007 Ms. Nield's wounds continued their improvement: her left ankle wound was 1 cm in length, .5 cm in width and described as closed for depth; her left shin wound was 2 cm in length, 3 cm in width and described as closed for depth; the wound on the top of her left foot was 1 cm in length, 1 cm in width and .2 cm in depth; and her left calf wound was 6 cm in length, 5 cm in width and .2 cm in depth. Ms. Nield's wounds continued to heal and as of October 1, 2007, only Ms. Nield's left calf wound is indicated as being open and is described as 6 cm in length, 5 cm in width and depth is described as surface. Ms. Nield's left calf wound was noted as being only surface in depth on October 22, 2007 and 6.5 cm in length and 4 cm in width. On November 6, 2007, a physician progress note states Ms. Nield requested, for financial and insurance purposes, an evaluation by the hyperbaric facility despite the fact her wound was improving.

NOVEMBER 9, 2008

- Dr. Coffman may testify that Ms. Nield went to the Portneuf Wound Care and Hyperbaric Center on November 9, 2007 and a wound culture was taken that resulted in a finding of moderate coag-positive staphylococcus, moderate staphylococcus aureus, moderate non-lactose fermenter, moderate pseudomonas aeruginosa, light lactose fermenter and light klebsiella pneumoniae.
- Dr. Coffman may testify that as a result of having been placed on a course of IV antibiotics since her admission to the Center, many of the organisms that were likely present in Ms. Nield's wet wounds had been eliminated, and that antibiotic resistant micro-organisms such as MRSA and pseudomonas would be much easier to identify and culture, as they would likely be one of the two or three dominant organisms remaining in the wounds after the course of antibiotics.
- Dr. Coffman may testify that between the August 21, 2007 wound culture and the November 9, 2007 culture, Ms. Nield was a resident at Portneuf Medical Center, admitted to the Center, visited Portneuf Medical Center's gift shop while at the Center and left the Center two times for outside dental appointments.
- Dr. Coffman may explain that based upon the method and means in which MRSA and pseudomonas can be transmitted, it would be entirely possible for Ms. Nield to have contracted MRSA and/or pseudomonas while she was at Portneuf Medical Center, the Portneuf Medical Center gift shop or her dentist's office.
- Dr. Coffman may testify that once Ms. Nield's positive MRSA test was received,
 the Center took appropriate steps to continue to treat her and her wounds, and that

- Dr. Michael Baker placed Ms. Nield on Levaquin for a 12 day course, Septra/Bactrin for 10 days.
- Dr. Coffman may testify regarding Ms. Nield's leukocytoclastic vasculitis that was identified in a punch biopsy on November 22, 2007 and its progression and treatment.
- Dr. Coffman may testify regarding the November 30, 2007 pathology report identifying light coag—positive staphylococcus and light staphylococcus aureus.
 Dr. Coffman may testify that this report did not identify pseudomonas.
- Dr. Coffman may testify that the Center appropriately followed the physician orders for treatment of Ms. Nield's wounds and infections up through her discharge from the facility on December 3, 2007.
- Dr. Coffman may testify that had the Center not been appropriately caring for patients and not following proper wound care, it would be expected there would be outbreak of MRSA, pseudomonas, or other infections.

INFECTION CONTROL POLICIES AND PROCEDURES

- Dr. Coffman may testify regarding his education, training and experience with regard to infection control theory, practice and procedures.
- Dr. Coffman may testify regarding infection control policies, procedures and theories for use in medical care facilities.
- Dr. Coffman may testify regarding the importance of infection control policies and how they are used to help limit the spread of infections, including MRSA and pseudomonas.

46

- Dr. Coffman may discuss the Center's infection control policy and procedure manual and how such policies and procedures were within standard of care for a facility such as the Center to control the transmission of MRSA and pseudomonas in Pocatello, Idaho in August through December 2007.
- Dr. Coffman may testify regarding the Center's infection control policies and procedures and how the same met the applicable standard of care for a nursing care center.
- Dr. Coffman may testify the Center's MRSA specific policies adequately address situations involving patients to be known as carriers or infected patients, as well as for patients who are merely thought to be at risk of MRSA infections, and provide the staff with proper guidelines for dealing with situations involving MRSA infections.
- Dr. Coffman may testify based upon his review of the Center's infection control policy and procedures manual, that sufficient policies, procedures and recommendations were put in place by the Center to properly address infection control issues, including handling MRSA and pseudomonas infections.
 - Specifically, Dr. Coffman may testify the Center had appropriate policies and procedures in place to provide orientation and in-service training to its employees regarding proper infection control policies and procedures.
 - Dr. Coffman may further testify the Center had in place adequate policies and procedures for its employees to handle patients infected with MRSA,
 MRSA colonized and patients at risk for MRSA infections.

- O Dr. Coffman may testify the Center had in place sufficient safeguards to provide monitoring of its employees' infection control practices.
- O Dr. Coffman may testify the Center had proper policies in place for the reporting, recording and monitoring of infections, including MRSA and pseudomonas.
- Dr. Coffman may testify that it is entirely possible, and in fact a normal occurrence, for patients of nursing homes and other medical facilities to obtain MRSA despite adherence to proper infection control policies. Dr. Coffman may testify that it is not possible to completely prevent the transmission of MRSA in health care facilities due to the ubiquitous nature of MRSA and relative ease of its transmission.
- Dr. Coffman may testify that it is entirely possible, and in fact a normal occurrence, for patients of nursing homes and other medical facilities to obtain pseudomonas despite adherence to proper infection control policies. Dr. Coffman may testify that it is not possible to completely prevent the transmission of pseudomonas at health care facilities due to the ubiquitous nature of pseudomonas and relative ease of its transmission.

FOLLOWING MS. NIELD'S DISCHARGE

Dr. Coffman may testify that following Ms. Nield's discharge from the Center, she received care for her wounds from home health care providers and Dr. Michael Baker, and that the December 3, 2007 nursing assessment performed by Creekside Home Health care identified two wounds, one on Ms. Nield's left heel and one on her left foot dorsal area.

- Dr. Coffman may testify regarding the difficulties of treating MRSA and pseudomonas infections in a home care setting as opposed to a medical care facility.
- Dr. Coffman may testify regarding the progression of Ms. Nield's old and new wounds and infections as she was cared for at home by Creekside Home Health Care and Dr. Baker from December 3, 2007 through March 20, 2008 wherein she is admitted to Portneuf Medical Center. Dr. Coffman may further testify regarding Ms. Nield's failure to control her blood sugars and how such actions impacted her wound healing as well as her development of numerous significant pressure ulcers on her left leg and foot.
- Dr. Coffman may testify that Ms. Nield utilized non medical healing treatments for her wounds, including notation by her home care nurse on February 25, 2008, of Ms. Nield wrapping stones and "other stuff" into her wound, and a note by the home healthcare nurse on February 29, 2008, indicating that after unwrapping her wounds and leaving the room, she returned to see Ms. Nield sprinkling "holy water" on wounds, and how such actions could impact wound healing and cause infections. Dr. Coffman may also testify regarding other noncompliance issues with Ms. Nield, including her own decision to-stop antibiotics due to nausea and diarrhea as noted on Creekside Home Health notes from March 17, 2007.
- Dr. Coffman may discuss osteomyelitis, including all relevant medical issues as they relate to this case, including Ms. Nield's diagnosis of osteomyeolitis in her left lower extremity with MRSA.

49

PSEUDOMONAS INFECTION

- Dr. Coffman may discuss how prosthetics, including artificial hip implants are very susceptible to infections.
- Dr. Coffman may testify regarding plaintiff's right hip infection for pseudomonas aeruginosa in May 2008 and how it is not possible to identify the source of such infection, and specifically, that it is not possible to state with a reasonable degree of medical certainty that such infection was contracted while Ms. Nield was at the Center.

SUBSEQUENT RIGHT HIP INFECTION

- Dr. Coffman may testify regarding relevant medical issues associated with enterococcus faecalis infections.
- Dr. Coffman may testify regarding his research, study and experience related to enterococcus faecalis infections, including their history, symptoms of infection, diagnosis, transmission, treatment and effects.
- Dr. Coffman may testify regarding medical issues associated with enterococcus faecalis, including that it is a gram positive commensal bacterium that is found in the gastrointestinal tract.
- Dr. Coffman may testify regarding transmission of enterococcus faecalis both inside and outside of health care facilities.
- Dr. Coffman may testify regarding Ms. Nield's positive culture for heavy enterococcus faecalis in her right hip in April 2009.

- Dr. Coffman may testify regarding Ms. Nield's condition and her susceptibility to infection following her right hip surgeries in May 2008 through and up to the time a right hip aspirate was positive for heavy enterococcus faecalis in April 2009.
- Dr. Coffman may testify that Ms. Nield did not test positive for enterococcus faecalis until after she had left the facility in March 2008.
- Dr. Coffman may testify that it is not possible to testify to a reasonable degree of medical certainty that Ms. Nield contracted enterococcus faecalis at the Center. Rather, Ms. Nield's preexisting susceptibility for infection and her experiences of home health care and stays at multiple facilities after the Center provide near limitless opportunities for her to have acquired enterococcus faecalis, including from her own gastrointestinal tract.

GENERALLY

- Dr. Coffman may testify in rebuttal to plaintiff's expert witnesses' deposition testimony or any area they are permitted to testify to at trial.
- Dr. Coffman will review the depositions of the Center's staff, former staff, plaintiff's treating physicians/care providers and plaintiff's expert witnesses, and may supplement, amend, revise and/or alter his opinions based upon his review of the same.

Howard Pitchon, M.D.
 8920 Wilshire Blvd.
 Suite 330
 Beverly Hills, CA 90211

Dr. Pitchon practices infectious disease and internal medicine in southern California. Dr. Pitchon has been formally retained by counsel for defendant the Center. Dr. Pitchon's Curriculum Vitae is attached hereto as **Exhibit G**. Dr. Pitchon charges for his work as an expert are as follows: \$400/hour to review records, \$700/hour for depositions; and \$3,500 for a half day appearance in court and \$6,500 for a whole day. Dr. Pitchon's deposition testimony history is being obtained. A list of articles authored by Dr. Pitchon is included on his attached CV.

Subject Matter:

Dr. Pitchon may testify regarding applicable medical principals, causation and damages.

Dr. Pitchon may also offer testimony regarding infection control policies and related standard of care issues for Pocatello Care and Rehabilitation Center.

Substance of Facts:

A list of case materials Dr. Pitchon has reviewed is attached hereto as **Exhibit H**. In addition to the case specific items Dr. Pitchon may use in his review of this case and the opinions he renders in this case, he may be provided the depositions of the Center's staff and former staff, plaintiff's experts and plaintiff's treating physicians once those depositions have been taken. He may also rely on relevant medical research and/or literature related to any of the subject matters addressed in plaintiff's expert disclosure, this expert disclosure, or depositions taken in this case.

<u>Substance of Opinions:</u> It is expected Dr. Pitchon may testify regarding issues within his expertise, and may testify that all opinions he expresses are held with reasonable medical certainty and on a more probable than not basis.

MRSA

- Dr. Pitchon may testify regarding Methicillin-resistant Staphylococcus aureus ("MRSA"), including basic medical principals regarding MRSA, how MRSA is resistant to certain types of antibiotics, how MRSA is diagnosed, symptoms, transmission, treatment and control.
- Dr. Pitchon may testify that MRSA is not more virulent than other forms of staph infections, but rather, is resistant to numerous types of medications.
- Dr. Pitchon may testify regarding his experience in studying, researching, testing for, diagnosing and treating MRSA.
- Dr. Pitchon may testify regarding the prevalence of MRSA in society at large and in particular with individuals who have stayed at or worked in health care facilities.
- Dr. Pitchon may testify that MRSA may be acquired from health care facilities and pets.
- Dr. Pitchon may testify about the number of people believed to be carrying MRSA in the society at large but who remain asymptomatic. Dr. Pitchon may explain that these people are referred to as MRSA colonized.
- Dr. Pitchon may testify that a person who is MRSA colonized, may have the MRSA organism in their nares, sputum, open wound, stool or on their skin without showing any symptoms of infection. In summary, that one can carry the MRSA organism but not be MRSA infected.

- Dr. Pitchon may testify that a person is MRSA infected once the organism has invaded a body site, begins multiplying in the tissue and clinical manifestations of disease are present such as, fever, redness, swelling, and other signs of infection.
- Dr. Pitchon may testify that a person who is MRSA infected with multiple wounds, may have MRSA in one but not necessarily all of the wounds.
- Dr. Pitchon may testify regarding testing for MRSA, including the different methods of testing, the methods of testing that were available in 2007 as compared to today, and the potential for the various methods to fail to identify MRSA (a false negative).
- Dr. Pitchon may testify regarding the process and procedure of culturing open wounds for infections, including MRSA. Specifically, Dr. Pitchon may testify that a swab is applied to the wound collecting micro-organisms from the wound. Dr. Pitchon may testify regarding the process of swabbing a wound for purposes of obtaining a culture and the specific considerations and techniques that should be employed to best obtain a representative sample of the micro-organisms present in the wound. Dr. Pitchon may testify that the collected material is then placed in a sterile container and sent to a laboratory. At the laboratory, the material is spread over the surface of different types of culture plates, placed in an incubator and then grown out for one to multiple days. Dr. Pitchon may also testify regarding various lab techniques that are used to identify micro-organisms and the fact that the predominant micro-organisms will typically be identified while less predominant bacteria may not be. Simply stated, the technician may culture only the two or three most dominant organisms for purposes of

- identification and may not culture all of the microorganisms that are present; thus, it is common that all present organisms are not identified with each culture.
- Dr. Pitchon may testify regarding the sensitivity of MRSA tests and screening and difficulties and failures associated with such tests.
- Dr. Pitchon may testify it is possible for a person to have a wound culture not identify MRSA, but for that person to be MRSA positive or colonized.
- Dr. Pitchon may testify that currently there are DNA based tests to detect colonized MRSA called PCR tests that allow for quick and positive MRSA screening. Dr. Pitchon may testify that PCR testing was not common place as of 2007.
- Dr. Pitchon may testify regarding methods of identifying MRSA using selective media that are specifically designed to identify only staph infections and MRSA.
 Dr. Pitchon may testify that use of such selective media was not common practice in 2007.
- Dr. Pitchon may testify regarding the course of a MRSA infection, including symptoms, treatment and expected outcomes.
- Dr. Pitchon may testify regarding factors that make certain people more susceptible to infections, including MRSA, including, but not limited to: compromised immune systems; diabetes; chronic open wounds; poor venous and arterial function; and age.
- Dr. Pitchon may testify regarding the various factors that may affect how a person is impacted by a MRSA infection, including but not limited to facts that address treatment and healing.

DEFENDANT POCATELLO CARE AND REHABILITATION CENTER'S EXPERT WITNESS DISCLOSURE -37

- Dr. Pitchon may testify that in the instant action, the lab test completed on Ms. Nield just prior to her admission (sample collected on August 21, 2007) to the Center does not rule out that she was a MRSA carrier or that she had MRSA organisms in her wounds that were not individually cultured and identified.
- Dr. Pitchon may testify that it is impossible to testify to a reasonable degree of medical certainty, that Ms. Nield was MRSA negative at the time she presented to the Center on August 25, 2007. Ms. Nield was not thoroughly screened for MRSA prior to August 25, 2007, nor was it the standard of care to do so in 2007.
- Dr. Pitchon may testify that as of August 25, 2007, Ms. Nield had a compromised immune system, was a diabetic who had difficulty managing that disease, was 65 years of age, was suffering from vascular deficiencies, had several open sores on her left leg, was confined to a wheelchair, and had spent significant periods of time in various health care facilities for her medical issues. As a result of these conditions, Dr. Pitchon may testify Ms. Nield was a high risk patient for already having, or subsequently contracting, MRSA or pseudomonas in August 2007, despite any facilities standard of care practices to prevent such infection.
- Dr. Pitchon may discuss the transmission of MRSA and the difficulty in establishing the source of transmission in any one individual's positive MRSA test. Dr. Pitchon may testify that MRSA can be spread by contact by one person with a MRSA carrier, by contact by one person with a MRSA infected person, by contact by one person with a surface that was contacted either by a MRSA carrier or infected person, or by breathing in droplets expelled by a MRSA carrier or infected person expelled during breathing, coughing or sneezing. Transmission

- through contact with an infected surface can be almost anything, including hand rails, toilet seats, television remote controls, tables, chairs, and even clothing.
- Dr. Pitchon may testify that it is impossible to determine to a reasonable degree of medical certainty, how, where, and when Ms. Nield contracted the MRSA she tested positive for on November 9, 2007.
- Dr. Pitchon may testify regarding the effects of diabetes on Ms. Nield's wounds, and how the failure of Ms. Nield to moderate and/or regulate her diet affected her wounds throughout the course of her care at the Center to the present.
- Dr. Pitchon may testify the care and treatment provided to Ms. Nield from August 25, 2007 through December 3, 2007, and how such care was appropriate with regard to care of a person with Ms. Nield's condition, including once she was diagnosed with MRSA and pseudomonas.

PSEUDOMONAS AERUGINOSA

- Dr. Pitchon may testify regarding relevant medical issues associated with pseudomonas infections.
- Dr. Pitchon may testify regarding his research, study and experience related to pseudomonas infections, including their history, symptoms of infection, diagnosis, transmission, treatment and effects.
- Dr. Pitchon may testify that pseudomonas is an aerobic, gram-negative bacterium of relatively low virulence.
- Dr. Pitchon may testify that pseudomonas is found in the colon of approximately 10% of the at large population and that like MRSA, individuals can be colonized with pseudomonas and not show any signs of or symptoms of infection. Dr.

- Pitchon may also testify pseudomonas is ubiquitous and frequently found in plants, soil, water and animals.
- Dr. Pitchon may testify regarding transmission of pseudomonas both inside and outside of health care facilities.
- Dr. Pitchon may testify regarding the process wherein a person colonized with pseudomonas becomes infected.
- Dr. Pitchon may testify regarding medical conditions that result in a person being more susceptible to becoming infected with pseudomonas, including diabetes, obesity, poor circulation, weakened immune system, etc.
- Dr. Pitchon may testify regarding care and treatment of a patient with a pseudomonas infection and expected outcomes.

MS. NIELD

- Dr. Pitchon may testify regarding Ms. Nield's condition prior to her admission to the Center on August 25, 2007. Specifically, Dr. Pitchon may testify Ms. Nield's condition included the following factors: 65 years of age; a history of chronic cellulitis in her lower extremities; chronic history of open wounds; a history of DVT in her left leg; a loss of sensation in her left leg following a bilateral hip replacement in 1993; was not mobile; left leg edema; uncontrolled diabetes; arterial and venous disease; multiple orthopedic issues involving her spine, hips and knees; and four recently developed stasis ulcers.
- Dr. Pitchon may testify regarding blood sugar levels and diabetes and their relationship to wound healing. Dr. Pitchon may testify regarding the difficulty in healing open wounds with uncontrolled or high blood sugar levels.

- Dr. Pitchon may testify Ms. Nield was admitted to Portneuf Medical Center on August 21, 2007 for treatment with IV antibiotics due to her superficial ulcerations around her distal lower left leg with oozing that was clear to yellowish, swelling of her left leg and right hip pain. At that time Ms. Nield was not on antibiotics. Ms. Nield was taking hydrocodone, diclofenac and levothyroxine.
- Dr. Pitchon may testify that as of August 21, 2007, the day a wound culture of Ms. Nield's left leg was taken, she had chronic stasis ulcer wounds on her left lower extremity. The wounds were described as oozing a clear to yellowish discharge, with signs of redness and swelling.
- Dr. Pitchon may testify that based upon her condition as of August 21, 2007, Ms. Nield was extremely susceptible to infections. Dr. Pitchon may further testify that based upon her immuno-suppressed condition and chronic wet open wounds, Ms. Nield likely had numerous types of bacteria and organisms in her left leg wounds as of August 21, 2007.
- Dr. Pitchon may testify that Ms. Nield had a wound culture done while she was admitted to Portneuf Medical Center on August 21, 2007 of her left leg. It is unclear as to which of Ms. Nield's several wounds were cultured. Dr. Pitchon may explain the pathology report regarding this culture, including the positive tests for moderate gram positive cocci, moderate coag-neg staph species and moderate beta hemolytic streptococci, not Group A, B or D (D is not hemolytic, which will be discussed). MRSA is a beta hemolytic streptococci and it is likely the technician did not test each isolate that grew out.

- Dr. Pitchon may testify that based upon the likely number of various bacteria within Ms. Nield's wounds on August 21, 2007, a culture done from swabbing one of her wounds is not sufficient to rule out whether Ms. Nield was colonized or infected with MRSA or pseudomonas.
- Dr. Pitchon may testify that in order to rule out a MRSA or pseudomonas infection in Ms. Nield's stasis ulcer wounds as of August 21, 2007, it would have been necessary to separately swab each of Ms. Nield's wounds, and to culture each micro-organism identified. Dr. Pitchon cannot determine whether all of Ms. Nield's wounds were swabbed or to what extent all identified micro-organisms were cultured. Based upon Dr. Pitchon's education, knowledge, training and experience, it is his understanding that typically laboratory technicians do not perform cultures for every microorganism from a wound swab, but rather, culture only the most dominant two to three organisms found in a swab. As such, Dr. Pitchon may testify it is not possible to determine to a reasonable degree of medical certainty whether or not Ms. Nield had MRSA or pseudomonas in her leg wounds prior to her admission to the Center on August 25, 2007.
- In addition to swabbing all of her wounds and every isolate that grew out being tested and indentified, Dr. Pitchon may testify that in order to rule out Ms. Nield being colonized with MRSA or pseudomonas as of August 21, 2007, Ms. Nield would have had to undergo screening tests, such as a nares swab culture for MRSA. No such screening for MRSA or pseudomonas was done with regard to Ms. Nield. As such, Dr. Pitchon may testify it is not possible to determine to a reasonable degree of medical certainty whether or not Ms. Nield was colonized

with MRSA or pseudomonas prior to her admission to the Center on August 25, 2007.

- Dr. Pitchon may testify that based upon the medical records, Ms. Nield had four open stasis ulcer wounds upon her admission to the Center, including: a wound on her left ankle that was 5.5 cm in length, 3.5 cm in width and .25 cm in depth; a wound on her left shin 2 cm in length, 1.5 cm in width and .25 cm in depth; a wound on the top of her left foot 1.5 cm in length, 1.5 cm in width and .25 cm in depth; and a wound on the back of her left calf that was 10 cm in length, 6 cm in width and .25 cm in depth.
- Dr. Pitchon may testify that these wounds were appropriately dressed as outlined in the Center's medical records. Dr. Pitchon may testify that the staff at the Center appropriately followed the medical orders of Ms. Nield's physicians with regard to her wound care which included cleaning the wounds with normal saline, covering the wounds with mepitel dressings, ABD pads and securing the dressings with Kerlix.
- Dr. Pitchon may testify that upon her admission to the Center her wounds made continued improvement as noted in the nursing records and physician progress notes. As of September 5, 2007, Ms. Nield's wounds had made significant progress: her left ankle wound was 1 cm in length, .5 cm in width and described as only a surface wound in depth; her left shin wound was 2 cm in length 3 cm in width and described as a surface wound in depth; her wound on the top of her left foot was 1.2 cm in length, 1.5 cm in width and .3 cm in depth; and her left calf wound was 8 cm in length, 6 cm in width and described as excoriation for depth.

As of September 10, 2007 Ms. Nield's wounds continued their improvement: her left ankle wound was 1 cm in length, .5 cm in width and described as closed for depth; her left shin wound was 2 cm in length, 3 cm in width and described as closed for depth; the wound on the top of her left foot was 1 cm in length, 1 cm in width and .2 cm in depth; and her left calf wound was 6 cm in length, 5 cm in width and .2 cm in depth. Ms. Nield's wounds continued to heal and as of October 1, 2007, only Ms. Nield's left calf wound is indicated as being open and is described as 6 cm in length, 5 cm in width and depth is described as surface. Ms. Nield's left calf wound was noted as being only surface in depth on October 22, 2007 and 6.5 cm in length and 4 cm in width. On November 6, 2007, a physician progress note states Ms. Nield requested, for financial and insurance purposes, an evaluation by the hyperbaric facility despite the fact her wound was improving.

NOVEMBER 9, 2008

- Dr. Pitchon may testify that Ms. Nield went to the Portneuf Wound Care and Hyperbaric Center on November 9, 2007 and a wound culture was taken that resulted in a finding of moderate coag-positive staphylococcus, moderate staphylococcus aureus, moderate non-lactose fermenter, moderate pseudomonas aeruginosa, light lactose fermenter and light klebsiella pneumoniae.
- Dr. Pitchon may testify that as a result of having been placed on a course of IV antibiotics since her admission to the Center, many of the organisms that were likely present in Ms. Nield's wet wounds had been eliminated, and that antibiotic resistant micro-organisms such as MRSA and pseudomonas would be much easier

- to identify and culture, as they would likely be one of the two or three dominant organisms remaining in the wounds after the course of antibiotics.
- Dr. Pitchon may testify that between the August 21, 2007 wound culture and the November 9, 2007 culture, Ms. Nield was a resident at Portneuf Medical Center, admitted to the Center, visited Portneuf Medical Center's gift shop while at the Center and left the Center two times for outside dental appointments.
- Dr. Pitchon may explain that based upon the method and means in which MRSA and pseudomonas can be transmitted, it would be entirely possible for Ms. Nield to have contracted MRSA and/or pseudomonas while she was at Portneuf Medical Center, the Portneuf Medical Center gift shop or her dentist's office.
- Dr. Pitchon may testify that once Ms. Nield's positive MRSA test was received, the Center took appropriate steps to continue to treat her and her wounds, and that Dr. Michael Baker placed Ms. Nield on Levaquin for a 12 day course, Septra/Bactrim for 10 days.
- Dr. Pitchon may testify regarding Ms. Nield's leukocytoclastic vasculitis that was identified in a punch biopsy on November 22, 2007 and its progression and treatment.
- Dr. Pitchon may testify regarding the November 30, 2007 pathology report identifying light coag—positive staphylococcus and light staphylococcus aureus.
 Dr. Pitchon may testify that this report did not identify pseudomonas.
- Dr. Pitchon may testify that the Center appropriately followed the physician orders for treatment of Ms. Nield's wounds and infections up through her discharge from the facility on December 3, 2007.

Dr. Pitchon may testify that had the Center not been appropriately caring for patients and not following proper wound care, it would be expected there would be outbreak of MRSA, pseudomonas, or other infections.

INFECTION CONTROL POLICIES AND PROCEDURES

- Dr. Pitchon may testify regarding his education, training and experience with regard to infection control theory, practice and procedures.
- Dr. Pitchon may testify regarding infection control policies, procedures and theories for use in medical care facilities.
- Dr. Pitchon may testify regarding the importance of infection control policies and how they are used to help limit the spread of infections, including MRSA and pseudomonas.
- Dr. Pitchon may discuss the Center's infection control policy and procedure manual and how such policies and procedures were within standard of care for a facility such as the Center to control the transmission of MRSA and pseudomonas in Pocatello, Idaho in August through December 2007.
- Dr. Pitchon may testify regarding the Center's infection control policies and procedures and how the same met the applicable standard of care for a nursing care center.
- Dr. Pitchon may testify the Center's MRSA specific policies adequately address situations involving patients to be known as carriers or infected patients, as well as for patients who are merely thought to be at risk of MRSA infections, and provide the staff with proper guidelines for dealing with situations involving MRSA infections.

- Dr. Pitchon may testify based upon his review of the Center's infection control policy and procedures manual, that sufficient policies, procedures and recommendations were put in place by the Center to properly address infection control issues, including handling MRSA and pseudomonas infections.
 - Specifically, Dr. Pitchon may testify the Center had appropriate policies and procedures in place to provide orientation and in-service training to its employees regarding proper infection control policies and procedures.
 - O Dr. Pitchon may further testify the Center had in place adequate policies and procedures for its employees to handle patients infected with MRSA, MRSA colonized and patients at risk for MRSA infections.
 - O Dr. Pitchon may testify the Center had in place sufficient safeguards to provide monitoring of its employees' infection control practices.
 - O Dr. Pitchon may testify the Center had proper policies in place for the reporting, recording and monitoring of infections, including MRSA and pseudomonas.
- Dr. Pitchon may testify that it is entirely possible, and in fact a normal occurrence, for patients of nursing homes and other medical facilities to obtain MRSA despite adherence to proper infection control policies. Dr. Pitchon may testify that it is not possible to completely prevent the transmission of MRSA in health care facilities due to the ubiquitous nature of MRSA and relative ease of its transmission.
- Dr. Pitchon may testify that it is entirely possible, and in fact a normal occurrence, for patients of nursing homes and other medical facilities to obtain

DEFENDANT POCATELLO CARE AND REHABILITATION CENTER'S EXPERT WITNESS DISCLOSURE -47

pseudomonas despite adherence to proper infection control policies. Dr. Pitchon may testify that it is not possible to completely prevent the transmission of pseudomonas at health care facilities due to the ubiquitous nature of pseudomonas and relative ease of its transmission.

FOLLOWING MS. NIELD'S DISCHARGE

- Dr. Pitchon may testify that following Ms. Nield's discharge from the Center, she received care for her wounds from home health care providers and Dr. Michael Baker, and that the December 3, 2007 nursing assessment performed by Creekside Home Health care identified two wounds, one on Ms. Nield's left heel and one on her left foot dorsal area.
- Dr. Pitchon may testify regarding the difficulties of treating MRSA and pseudomonas infections in a home care setting as opposed to a medical care facility.
- Dr. Pitchon may testify regarding the progression of Ms. Nield's old and new wounds and infections as she was cared for at home by Creekside Home Health Care and Dr. Baker from December 3, 2007 through March 20, 2008 wherein she is admitted to Portneuf Medical Center. Dr. Pitchon may further testify regarding Ms. Nield's failure to control her blood sugars and how such actions impacted her wound healing as well as her development of numerous significant pressure ulcers on her left leg and foot.
- Dr. Pitchon may testify that Ms. Nield utilized non medical healing treatments for her wounds, including notation by her home care nurse on February 25, 2008, of Ms. Nield wrapping stones and "other stuff" into her wound, and a note by the

home healthcare nurse on February 29, 2008, indicating that after unwrapping her wounds and leaving the room, she returned to see Ms. Nield sprinkling "holy water" on wounds, and how such actions could impact wound healing and cause infections. Dr. Pitchon may also testify regarding other noncompliance issues with Ms. Nield, including her own decision to stop antibiotics due to nausea and diarrhea as noted on Creekside Home Health notes from March 17, 2007.

• Dr. Pitchon may discuss osteomyelitis, including all relevant medical issues as they relate to this case, including Ms. Nield's diagnosis of osteomyeolitis in her left lower extremity with MRSA.

PSEUDOMONAS INFECTION

- Dr. Pitchon may discuss how prosthetics, including artificial hip implants are very susceptible to infections.
- Dr. Pitchon may testify regarding plaintiff's right hip infection for pseudomonas aeruginosa in May 2008 and how it is not possible to identify the source of such infection, and specifically, that it is not possible to state with a reasonable degree of medical certainty that such infection was contracted while Ms. Nield was at the Center.

SUBSEQUENT RIGHT HIP INFECTION

- Dr. Pitchon may testify regarding relevant medical issues associated with enterococcus faecalis infections.
- Dr. Pitchon may testify regarding his research, study and experience related to enterococcus faecalis infections, including their history, symptoms of infection, diagnosis, transmission, treatment and effects.

- Dr. Pitchon may testify regarding medical issues associated with enterococcus faecalis, including that it is a gram positive commensal bacterium that is found in the gastrointestinal tract.
- Dr. Pitchon may testify regarding transmission of enterococcus faecalis both inside and outside of health care facilities.
- Dr. Pitchon may testify regarding Ms. Nield's positive culture for heavy enterococcus faecalis in her right hip in April 2009.
- Dr. Pitchon may testify regarding Ms. Nield's condition and her susceptibility to infection following her right hip surgeries in May 2008 through and up to the time a right hip aspirate was positive for heavy enterococcus faecalis in April 2009.
- Dr. Pitchon may testify that Ms. Nield did not test positive for enterococcus faecalis until after she had left the facility in March 2008.
- Dr. Pitchon may testify that it is not possible to testify to a reasonable degree of medical certainty that Ms. Nield contracted enterococcus faecalis at the Center. Rather, Ms. Nield's preexisting susceptibility for infection and her experiences of home health care and stays at multiple facilities after the Center provide near limitless opportunities for her to have acquired enterococcus faecalis, including from her own gastrointestinal tract.

GENERALLY

• Dr. Pitchon may testify in rebuttal to plaintiff's expert witnesses' deposition testimony or any area they are permitted to testify to at trial.

- Dr. Pitchon will review the depositions of the Center's staff, former staff, plaintiff's treating physicians/care providers and plaintiff's expert witnesses, and may supplement, amend, revise and/or alter his opinions based upon his review of the same.
- Dennis R. McGee, M.D.
 600 N. Robbins Rd., Suite 100
 Boise, Idaho 83702
 (208) 383-0201

Dr. McGee practices orthopedic surgery in Boise, Idaho. Dr. McGee has been formally retained by counsel for defendant the Center. Dr. McGee's Curriculum Vitae is attached hereto as Exhibit I. Dr. McGee's rate sheet is attached hereto as Exhibit J. Dr. McGee's deposition testimony history is currently being obtained. A list of articles authored by Dr. McGee is included on his attached CV.

Subject Matter:

Dr. McGee may testify regarding applicable medical principals, causation and damages related to Ms. Nield's orthopedic issues and current condition.

Substance of Facts:

A list of case materials Dr. McGee has reviewed is attached hereto as Exhibit K. In addition to the case specific items Dr. McGee may use in his review of this case and the opinions he renders in this case, he may be provided the depositions of the Center's staff and former staff, plaintiff's experts and plaintiff's treating physicians once those depositions have been taken. He may also rely on relevant medical research and/or literature related to any of the subject matters addressed in plaintiff's expert disclosure, this expert disclosure, or depositions taken in this case.

<u>Substance of Opinions</u>: Dr. McGee may testify regarding issues within his expertise, and may testify that all opinions he expresses are held with reasonable degree of medical certainty and on a more probable than not basis.

- Dr. McGee may testify regarding Ms. Nield's medical history prior to her admission to the Center on August 25, 2007. Specifically, Dr. McGee may testify that as of August 25, 2007 Ms. Nield had already experienced a significant history of medical issues that affected her need for future medical care including but not limited to:
 - o A bilateral hip replacement in 1993;
 - o Continuing right and left hip pain;
 - O Chronic dislocation of her left hip replacement;
 - o Left hip fracture;
 - o Noted loosening of her right hip acetabular component;
 - Extensive left knee osteoarthritis, including a left knee arthroscopic debridement in 1995;
 - o Bilateral degenerative joint disease in both knees;
 - O Bilateral valgus deformities of both knees with lateral compartment disease;
 - O Degenerative arthritis of both knees;
 - o Degenerative spondylolisthesis at the L4-L5 level;
 - o Multilevel lumber degenerative disease;
 - History of DVT of left leg;
 - o Considerable ambulatory difficulties;

DEFENDANT POCATELLO CARE AND REHABILITATION CENTER'S EXPERT WITNESS DISCLOSURE -52

- o Morbid obesity;
- o Diabetes;
- Venous and arterial disease;
- Chronic back pain;
- Degenerative scoliosis;
- Charcot disease of the left leg; and
- Noted left leg numbness following bilateral hip replacement surgery in
 1993.
- Dr. McGee may discuss each of these above issues with regard to Ms. Nield, and explain how such conditions affected Ms. Nield, including current symptoms and future prognosis as of August 25, 2007.
- Dr. McGee may testify regarding Ms. Nield's medical condition as of August 25,
 2007, including her prognosis with regard to regaining mobility and need for future medical surgeries.
- Dr. McGee may testify that as of August 25, 2007, Ms. Nield's medical records indicate she had lost her ability to ambulate without assistance, or at least lost a significant portion of her ability to ambulate in November 2005, following an injury involving an automatic door, and that she did not ever fully recover such mobility prior to her admission to the Center.
- Dr. McGee may testify that as of August 25, 2007, Ms. Nield would have required a left hip surgery regardless of what infections she may or may not have contracted at the Center, based upon her chronic left hip dislocations and left hip fracture.

- Dr. McGee has not had the ability to review the films related to scans taken of Ms. Nield's right hip as of August 2007, but based upon comments made in the reports of Dr. Newhouse, Dr. McGee may testify Ms. Nield may have needed a right hip surgery as of August 2007, to address loosening of her right hip replacement, and that such surgery would have been necessary regardless of any infections that she may have been contracted at the Center. Dr. McGee will review those films once they are available and this disclosure will be amended, if necessary, accordingly.
- Dr. McGee may testify that because of her condition as of August 25, 2007, and her need for future surgeries, Ms. Nield would not have regained her ability to ambulate, irrespective of her subsequently identified infections and left below knee amputation.
- Dr. McGee may testify Ms. Nield was diagnosed with charcot disease of the left leg. Dr. McGee may testify regarding charcot disease, the symptoms and affects of such disease, the inability to cure such disease and the impact charcot disease was having and would eventually have on Ms. Nield. Dr. McGee may testify that charcot disease results in a person's joints deconstructing and dislocating. Dr. McGee may testify that as a result of Ms. Nield's charcot disease, combined with her other medical conditions, she would have lost the ability to support herself with her left leg and foot.
- Dr. McGee may testify that Ms. Nield's knees, as of August 25, 2007, exhibited valgus deformities, severe arthritis and joint degenerative disease, and would have prevented her from regaining the ability to ambulate.

- Dr. McGee may testify that as of August 25, 2007, Ms. Nield was going to require a left hip excision arthroplasty due to her chronic left hip dislocations, charcot disease, diabetes and obesity regardless of any infections she may have acquired at the Center and subsequent left knee below knee amputation.
- Dr. McGee may testify regarding hip replacement surgeries as done in 1993 and the expected duration of such replacements. Dr. McGee may testify that such hip replacements were expected to last for approximately 15 years, and that Ms. Nield's artificial hip was 14 years old as of August 25, 2007, and that the hardware would have needed to be replaced within the next year or two regardless of any occurrences after August 25, 2007.
- Dr. McGee may also testify to Ms. Nield's medical condition after she left the Center and the cause of her left knee below knee amputation and that it is unrelated to MRSA or pseudomonas or her condition when she was at or when she immediately left the Center. In doing so, he will discuss the new heal sore she developed when she left the facility and the osteomyeolitis, how it progresses, and what impact it had on her.
- Dr. McGee may also testify regarding the fact MRSA and pseudomonas are not the cause of Ms. Nield's orthopedic condition, injuries, and damages. In doing so, he will testify regarding what is the cause of her condition, injuries, and damages.

GENERALLY

 Dr. McGee may testify in rebuttal to plaintiff's expert witnesses' deposition testimony or any area they are permitted to testify to at trial.

- Dr. McGee will review the depositions of the Center's staff, former staff, plaintiff's treating physicians/care providers and plaintiff's expert witnesses, and may supplement, amend, revise and/or alter his opinions based upon his review of the same.
- 5. In addition to those listed above, the Center may call as expert and/or fact witnesses in this case any and all physicians, nurses, lab technicians, pathologists, health care providers, or consultants, who at any time provided care, treatment, advice or consultation to plaintiff, including plaintiff's treating physicians and/or all nurses or other staff who were and are involved in this case. Such individuals may be called to testify regarding facts within their scope of knowledge and any matter within the scope of their expertise, based upon their training, education, and/or experience.
- 6. The Center may call as an expert any of its past or current employees, including but not limited to nurses, CNAs, LPNs, administrators, to testify as to their care and treatment of Ms. Nield, the standard of care, and that they and the Center complied with the applicable standard of care. As such, these individuals may be called to testify regarding facts within their scope of knowledge and any matter within the scope of their expertise, based upon their training, education, and/or experience.
- 7. Idaho Department of Health and Welfare agent/employee. The Center may call as an expert any of the employees/agents of the Idaho Department of Health and Welfare who were involved in any investigation/survey/audit of the Center to discuss federal and Idaho regulations regarding long term care facilities and SNFs, the frequency of mandatory, scheduled, and unscheduled investigations/surveys/audits, and the findings and recommendations of investigations/surveys/audits. As such, this individual may be called to testify regarding facts

within his/her scope of knowledge and any matter within the scope of his/her expertise, based upon his/her training, education, and/or experience.

Discovery in this matter is still underway, and the Center reserves the right to supplement these opinions based upon its experts review of depositions in this case that have not yet been taken and any other additional discovery, including additional documents that are provided to them.

The Center further reserves the right to disclose additional experts given discovery is in the early stages.

DATED this 2/5⁺ day of July, 2010.

HALL, FARLEY, OBERRECHT & BLANTON, P.A.

By:

Keely E. Duke – Of the Firm

Chris D. Comstock – Of the Firm

Attorneys for Defendant Pocatello Health Services, Inc. d/b/a Pocatello Care and

Rehabilitation Center

DEFENDANT POCATELLO CARE AND REHABILITATION CENTER'S EXPERT WITNESS DISCLOSURE -57

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 2/5tday of July, 2010, I caused to be served a true copy of the foregoing POCATELLO CARE AND REHABILITATION CENTER'S EXPERT WITNESS DISCLOSURE, by the method indicated below, and addressed to each of the following: Reed W. Larsen U.S. Mail, Postage Prepaid COOPER & LARSEN, CHARTERED Hand Delivered 151 North 3rd Avenue, 2nd Floor Overnight Mail P.O. Box 4229 Telecopy Pocatello, ID 83205-4229 4 mail Fax: (208) 235-1182 Attorneys for Plaintiff

EXHIBIT A

Curriculum Vitae for Carl Bryant, RN, CLNC

Professional Characteristics Detail Oriented Professional Integrity

Produce Excellent work products

Committed Dependable

Professional Achievements Registered Nurse

Certified Legal Nurse Consultant National Certification as Investigator State of California Trainer Certification

Trainer for President Clinton's Nursing Home Initiative

Centers for Medicaid and Medicaid Services Preceptor Task Force Certification for Director of Staff Development for Nursing Homes California Association of Health Facilities Regulatory Subcommittee

Vice President, Long Term Care Nurses Council

End Of Life Trainer

Licensure

California Board of Registered Nursing, Register Nurse, #400424 Active Board of Nurse Examiners for the State of Texas, Registered Nurse, #501635 Oklahoma Board of Nurse Registration and Nursing Education, Registered Nurse, #R0039890

Summary of qualifications

Provide quality consultant services to healthcare providers and/or attorney-clients with emphasis in the medical—legal aspects of healthcare by being an expert resource in the Licensing and Certification process, State and Federal regulations and policies and procedures. Provided training to providers, advocates, field, administrative, and headquarters staff on regulatory systems. Responsible for over sight of field staff and conducting on-site evaluations of health facilities to assure their compliance with state and federal laws and regulatory requirements. Healthcare management included performance of administrative and management duties such as fiscal planning of programs, budgeting, policies and procedures with evaluations. Personnel relations included interviewing, evaluating, training and staff development of employees. Performed administrative duties and management of staff while maintaining a high standard of quality by formulating, organizing and implementing policies and procedures for the Healthcare Financing Administration, Department of Health Services, a national firm and various facilities in accordance with federal and state regulations.

Professional experience

12/7/99 - present

CORNERSTONE MEDICAL LEGAL CONSULTING,

El Cajon, California

Legal Nurse Consultant, President

Owner and president of medical legal consulting firm that assists the plaintiff and defense attorney-clients and/or Health Care Providers by screening or investigating cases for merit while defining compliance to regulatory codes, professional practices and community standards. Screening and investigation include reviewing, identifying, summarizing and interpreting relevant regulations, medical records, facility policies and procedures and other documents as required.

5/ 1/96 - 12/

CALIFORNIA DEPARTMENT OF

LTH SERVICES,

Sacramento, California

Health Facility Evaluator II -PRECEPTOR/INSTRUCTOR Responsible for developing and conducting statewide training programs for healthcare providers, advocates, all field district office staff, regional administrative staff and headquarters staff. Expert resource for the survey and certification process through knowledge of Licensing and Certification process, State and Federal regulations, and program/departmental policies and procedures. Primary liaison to headquarters for identifying and responding to field training needs.

10/ 1/90 - 5/ 1/96

CALIFORNIA DEPARTMENT OF HEALTH SERVICES.

San Diego, California

Health Facility Evaluator Nurse (HFEN)

Responsible for conducting on-site evaluations of health facilities to assure their compliance with state and federal laws and regulatory requirements. Such evaluations may include licensing/certification surveys, complaint and special incident investigations, as well as pre-licensing compliance review, and other special evaluations as necessary.

8/18/88 - 10/ 1/90

AMERICAN CLAIMS EVALUATIONS, INC.,

Jericho, New York

Western Regional Operations Manager

Administrative position for a national third party medical insurance auditing firm. Responsible for 53 professional and 6 technical staff positions throughout the 13 western United States. Personnel management responsibilities included interviewing, evaluating, training and staff development. Analytical duties included fiscal planning of programs and budgeting with evaluations. Information was developed into reports with recommendations for the vice presidents, president, chief executive officer and chairman-of-the-board for submission to the public utilities commission.

7/20/86 - 8/18/88

FAVORITE NURSES OF SAN DIEGO,

San Diego, California

Intensive Care & Emergency Room Registered Nurse Responsibilities included performing as a Registered Nurse for hospital staffing purposes. Adaptability and flexibility in performing duties in area hospitals under direction of different management styles and personalities.

11/20/85 - 7/15/86

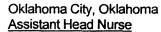
HERMANN HOSPITAL, UNIVERSITY OF TEXAS MEDICAL CENTER, Houston, Texas

Staff Nurse IV (Career Ladder 1-6)

Performed duties as a Registered Nurse and Nurse manager, responsibilities included staff development in educational, clinical, and administration. Involved in budgeting, staffing and scheduling. Developed policies and procedures in a 1050-bed hospital. Evaluated and interviewed established and potential employees for 32-bed intensive care unit.

12/22/82 -10/1/85

OKLAHOMA MEMORIAL HOSPITAL,



Performed duties as a Registered Nurse and Assisted head nurse in unit operations of Intensive Care Unit with duties that included interviewing, recruiting, scheduling and evaluating established and potential employees.

4/13/80 - 12/17/82

TEXARKANA COMMUNITY HOSPITAL.

Texarkana, Texas ICU Charge Nurse

Duties were similar to those described above in the care of I.C.U. patients and management of staff. Performed duties as Registered Nurse's Assistant, Graduate Nurse, and Registered Nurse. This position was simultaneous

with the position below.

5/16/80 - 12/17/82

WADLEY REGIONAL MEDICAL CENTER.

Texarkana, Texas Team Leader

Served as team leader of nursing staff for a 20-bed neurology floor and a 20-bed orthopedic floor. In addition, worked all areas of the hospital except postpartum. Performed duties as Registered Nurse's Assistant, Graduate Nurse, and Registered Nurse.

1976 - 1980

SUMMARY OF PREVIOUS EMPLOYMENT

Nurse Aide

Ambulance attendant/driver

Dormitory proctor.

Education

Bachelor of Science of Nursing, University of Phoenix, San Diego, California Bachelor of Science in Nursing coursework, Southwestern Oklahoma State University Weatherford, Oklahoma

Associate Degree in Nursing coursework, Texarkana Community College, Texarkana. Texas

Professional Legal Nurse Consulting Course, Medical Legal Consulting Institute, Inc., Houston, Texas

National Certified Investigator/Inspector Training Program, The Council on Licensure, Enforcement and Regulation, Lexington, Kentucky

Professional memberships

Sigma Theta Tau International, Honor Society of Nursing

Vice-President Long Term Care Nurses Council

California Association of Health Facilities, Associate Member

U. S. Department Of Health and Human Services, Health Care Financing Administration, Preceptor Manual Task Force,

California Dialysis Council

U.S. Department of Health and Human Services, Health Care Financing Administration, Western Consortium for End Stage Renal Disease

State of California, Health and Welfare Agency, Disaster Response Team

American Red Cross

Southeastern Oklahoma State University, Student Council Member 1979

Publications

Preceptor Manual, An Instructor's Training Guide. (Co-author) A survey procedure-training manual for trainers at the Healthcare Finance Administration and State Agencies. August 1999

Surveying The Dialysis Facility, a Surveyor's Guide. (Author) A manual for the

California Department of Health Services state agency surveyors to survey Dialysis Providers. May 1997

Presentations

2009 Spring Nursing Seminar at Sea, Nursing Legal Issues. Training for conference participants of the Council of Long Term Care Nurses, April 2009

Documentation, Training for staff at numerous long-term care facilities. 2009

The Nursing Process, Training for staff at numerous long-term care facilities. 2009

Physical and Chemical Restraints, Training for staff at numerous long-term care facilities. 2009

Quality of Life, Training for staff at numerous long-term care facilities. 2009

Survey Readiness, Training for staff at numerous long-term care facilities. 2009

Survey Outcomes, Training for staff at numerous long-term care facilities. 2009

Culture Change, Training for staff at numerous long-term care facilities. 2009

Assessment and Care Planning, Training for staff at numerous long-term care facilities. 2009

Investigating Accidents, Training for staff at numerous long-term care facilities. 2009

Regulatory Updates, Training for staff at numerous long-term care facilities. 2009

Quality of Care, Training for staff at numerous long-term care facilities. 2009

Documentation, Training for staff at numerous long-term care facilities. 2008

The Nursing Process, Training for staff at numerous long-term care facilities. 2008

Physical and Chemical Restraints, Training for staff at numerous long-term care facilities. 2008

Quality of Life, Training for staff at numerous long-term care facilities. 2008

Survey Readiness, Training for staff at numerous long-term care facilities. 2008

Survey Outcomes, Training for staff at numerous long-term care facilities. 2008

Culture Change, Training for staff at numerous long-term care facilities. 2008

Assessment and Care Planning, Training for staff at numerous long-term care facilities. 2008

Investigating Accidents, Training for staff at numerous long-term care facilities. 2008

Regulatory Updates, Training for staff at numerous long-term care facilities. 2008

Quality of Care, Training for staff at numerous long-term care facilities. 2008

Documentation, Training for staff at numerous long-term care facilities. 2007

The Nursing Process, Training for staff at numerous long-term care facilities. 2007



ous long-term care

Quality of Life, Training for staff at numerous long-term care facilities. 2007

Survey Readiness, Training for staff at numerous long-term care facilities. 2007

Survey Outcomes, Training for staff at numerous long-term care facilities. 2007

Culture Change, Training for staff at numerous long-term care facilities. 2007

Assessment and Care Planning, Training for staff at numerous long-term care facilities. 2007

Investigating Accidents, Training for staff at numerous long-term care facilities. 2007

Regulatory Updates, Training for staff at numerous long-term care facilities. 2007

Quality of Care, Training for staff at numerous long-term care facilities. 2007

Documentation, Training for staff at numerous long-term care facilities. 2006

The Nursing Process, Training for staff at numerous long-term care facilities. 2006

Physical and Chemical Restraints, Training for staff at numerous long-term care facilities. 2006

Quality of Life, Training for staff at numerous long-term care facilities. 2006

Survey Readiness, Training for staff at numerous long-term care facilities. 2006

Survey Outcomes, Training for staff at numerous long-term care facilities. 2006

Assessment and Care Planning, Training for staff at numerous long-term care facilities. 2006

Investigating Accidents, Training for staff at numerous long-term care facilities. 2006

Regulatory Updates, Training for staff at numerous long-term care facilities. 2006

Quality of Care, Training for staff at numerous long-term care facilities. 2006

Documentation, Training for staff at numerous long-term care facilities. 2005

The Nursing Process, Training for staff at numerous long-term care facilities. 2005

Physical and Chemical Restraints, Training for staff at numerous long-term care facilities. 2005

Quality of Life, Training for staff at numerous long-term care facilities. 2005

Survey Readiness, Training for staff at numerous long-term care facilities. 2005

Assessment and Care Planning, Training for staff at numerous long-term care facilities. 2005

Regulatory Updates, Training for staff at numerous long-term care facilities. 2005

Quality of Care, Training for staff at numerous long-term care facilities. 2005

Documentatic aining for staff at numerous long-term care dies. 2004

The Nursing Process, Training for staff at numerous long-term care facilities. 2004

Physical and Chemical Restraints, Training for staff at numerous long-term care facilities. 2004

Quality of Life, Training for staff at numerous long-term care facilities. 2004

Survey Readiness, Training for staff at numerous long-term care facilities. 2004

Assessment and Care Planning, Training for staff at numerous long-term care facilities. 2004

Regulatory Updates, Training for staff at numerous long-term care facilities. 2004

Quality of Care, Training for staff at numerous long-term care facilities. 2004

Documentation, Training for staff at numerous long-term care facilities. 2003

The Nursing Process, Training for staff at numerous long-term care facilities. 2003

Physical and Chemical Restraints, Training for staff at numerous long-term care facilities. 2003

Quality of Life, Training for staff at numerous long-term care facilities. 2003

Survey Readiness, Training for staff at numerous long-term care facilities. 2003

Assessment and Care Planning, Training for staff at numerous long-term care facilities, 2003

Regulatory Updates, Training for staff at numerous long-term care facilities. 2003

Quality of Care, Training for staff at numerous long-term care facilities. 2003

Long Term Care Certification Process, and the OBRA Regulations. Training for staff at a Veterans Affairs 400 Bed Long Term Care Facility. Chula Vista, February 2001

Long Term Care Licensure Process, and the Title 22 Regulations. Training for staff at a Veterans Affairs 400 Bed Long Term Care Facility. Chula Vista, November 2000

Long Term Care Certification Process, and the OBRA Regulations. Training for staff at a Veterans Affairs 400 Bed Long Term Care Facility. Barstow, April 2000

Long Term Care Licensure Process, and the Title 22 Regulations. Training for staff at a Veterans Affairs 400 Bed Long Term Care Facility. Barstow, May 2000

Preceptor Manual, An Instructor's Training Guide. Health Care Financing Administration's State Agency Training Coordinator's Meeting. Denver, August 1999

Nursing Home Initiative. Federal Training for the California Department of Health Services State Surveyors. Ventura, August 1999

Nursing Home Initiative. Federal Training for the California Department of Health Services State Surveyors. Ventura, August 1999

Nursing Home Initiative. Federal Training for the California Department of Health Services State Surveyors. Session II, Ontario, July 1999

Nursing Hon Liative. Federal Training for the Californ Lepartment of Health Services State Surveyors. Session I, Ontario, July 1999

Nursing Home Initiative. Federal Training for the California Department of Health Services Headquarters Administrative Staff, Nursing Home Providers and Advocacy Agencies. Sacramento, July 1999

Academy for Long Term Care: Task 1(Off-site Prep), Task 2 (Entrance Conference), Task 3 (Tour), Task 5A (Environmental). Initial training academy for newly hired state agency surveyors. Sacramento, June 1999.

Academy for Long Term Care: Caring for the Dialysis Resident in a Long Term Care Facility. Initial training academy for newly hired state agency surveyors. Sacramento, May 1999.

Academy for Long Term Care: Task 1(Off-site Prep), Task 2 (Entrance Conference), Task 3 (Tour), Task 5A (Environmental). Initial training academy for newly hired state agency surveyors. Sacramento, March 1999.

Academy for Long Term Care: Caring for the Dialysis Resident in a Long Term Care Facility. Initial training academy for newly hired state agency surveyors. Sacramento, November 1998.

Reducing Physical Restraints, Creative Solutions. Training Sponsored by the State Long Term Care Ombudsman for Nursing Home Providers, Ombudsmen and Surveyors. San Diego, October 1998

Defining Scope and Severity. Training for the Department of Health Services State Agency Headquarter Staff, District Managers and Supervisors. Sacramento, October 1998.

Academy for Long Term Care: Task 1(Off-site Prep), Task 2 (Entrance Conference), Task 3 (Tour), Task 5A (Environmental). Initial training academy for newly hired state agency surveyors. Sacramento, September 1998.

Caring for the Dialysis Resident in a Long Term Care Facility. Training for Long Term Care Providers and Surveyors at the Local District Level. San Bernardino, August 1998.

Caring for the Dialysis Resident in a Long Term Care Facility. Training for experienced surveyors at the District Office. Santa Rosa, June 1998.

Caring for the Dialysis Resident in a Long Term Care Facility. Training for experienced surveyors at the District Office. Los Angeles, May 1998.

Survey Trends for the Dialysis Facility. 16th Annual California Dialysis Council Meeting, for Dialysis Providers. Palm Springs, May 1998

Survey Trends for the Long Term Care Facility. Annual meeting of Long Term Care Providers and the Long Term Care Surveyors. April 1998

Academy for Long Term Care: Caring for the Dialysis Resident in a Long Term Care Facility. Initial training academy for newly hired state agency surveyors. Sacramento, April 1998.

Principles of Investigation. Training for experienced surveyors at the District Office. Orange, March 1998

Academy for Long Term Care: Task 1(Off-site Prep), Task 2 (Entrance Conference), Task 3 (Tour), Task 5A (Environmental), Principles of Investigation. Initial training

Principles of Investigation. Training for experienced surveyors at the District Office. Fresno, February 1998

Principles of Investigation. Training for experienced surveyors at the District Office. Session II, San Diego, February 1998

Principles of Investigation. Training for experienced surveyors at the District Office. Session I, San Diego, February 1998

Principles of Investigation. Training for experienced surveyors at the District Office. Session II, Ventura, January 1998

Principles of Investigation. Training for experienced surveyors at the District Office. Session I, Ventura, January 1998

Principles of Investigation. Training for experienced surveyors at the District Office. San Bernardino, January 1998

Principles of Investigation. Training for experienced surveyors at the District Office. Riverside, January 1998

Academy for Long Term Care: Caring for the Dialysis Resident in a Long Term Care Facility. Initial training academy for newly hired state agency surveyors. Sacramento, December 1997.

Principles of Documentation. Training for experienced surveyors at the District Office for writing citations and complaints. Chico, June 1997.

End Stage Renal Disease Survey Process. Training for experienced surveyors in the Renal Dialysis Survey Process. San Bernardino, September 1997.

End Stage Renal Disease Survey Process. Training for experienced surveyors in the Renal Dialysis Survey Process. Riverside, September 1997.

Academy for Long Term Care: Task 1(Off-site Prep), Task 2 (Entrance Conference), Task 3 (Tour), Task 5A (Environmental). Initial training academy for newly hired state agency surveyors. Sacramento, September 1997.

Survey Trends for the Dialysis Facility. Annual California Dialysis Council Meeting, for Dialysis Providers. Palm Springs, September 1997

End Stage Renal Disease Survey Process. Training for experienced surveyors in the Renal Dialysis Survey Process. San Diego, May 1997.

Survey Trends for the Long Term Care Facility. Annual meeting of Long Term Care Providers and the Long Term Care Surveyors. April 1997

Immediate Jeopardy, Complaints and Citations for Long Term Care Facilities. Training for experienced surveyors for the Federal and State Enforcement Process. San Diego, November 1996.

Academy for Long Term Care: Task 1(Off-site Prep), Task 2 (Entrance Conference). Initial training academy for newly hired state agency surveyors. Sacramento, September 1996.

Certifications

- 2009 NACLNC 14th Annual Conference, San Antonio, Texas, 2009
- Long Term Care and the Law, Las Vegas, Nevada, February 2009

- California Association of Health Facilities, Director of Nurses Conference, Palm Springs, California, January 2009
- California Association of Health Facilities Annual Convention, Anaheim, California, November 2008
- American Health Care Association 59th Annual Convention, Nashville, Tennessee, October 2008
- Symposium on Regulatory Issues for Management in Long-Term Care, Reston, Virginia, September 2008
- Quality Care Health Foundation & California Association of Health Facilities Conference, South Lake Tahoe, California, July 2008
- California Association of Health Facilities Legislative Conference, Sacramento, California, Spring 2008
- End-of-Life Nursing Education Consortium (ELNEC), Trainer, Pasadena, California, May 2008
- Quality Care Health Foundation, Department of Public Health RAP Session, San Diego, California, April 2008
- 2008 NACLNC 13th Annual Conference, Las Vegas, Nevada, 2008
- California Association of Health Facilities, Director of Nurses Conference, Anaheim, California, January 2008
- California Association of Health Facilities Annual Convention, Palm Springs, California, November 2007
- American Health Care Association 58th Annual Convention, Boston, Massachusetts, October 2007
- Quality Care Health Foundation & California Association Health Facilities
 Summer Conference, Dana Point, California, July 2007
- California Association of Health Facilities Legislative Conference, Sacramento, California, Spring 2007
- Quality Care Health Foundation, Department of Health Services RAP Session, San Diego, California, April 2007
- 2007 NACLNC 12th Annual Conference, Orlando, Florida, 2007
- California Association of Health Facilities, Director of Nurses Conference, Las Vegas, Nevada, January 2007
- California Association of Health Facilities Annual Convention, Palm Springs, California, November 2006
- American Health Care Association 57th Annual Convention, San Antonio, Texas, October 2006
- Quality Care Health Foundation & California Association Health Facilities Conference, Lake Tahoe, California, July 2006
- Four Stages to Tell the Story, Kennon S. Shea & Associates, San Diego, California, July 2006
- California Association of Health Facilities Legislative Conference, Sacramento, California, Spring 2006
- Quality Care Health Foundation, Department of Health Services RAP Session, San Diego, California, April 2006
- 2006 NACLNC 11th Annual Conference, San Diego, California, 2006
- California Association of Health Facilities Annual Convention, Palm Springs, California, November 2005
- American Health Care Association 56th Annual Convention, Las Vegas, Nevada, October 2005
- Defense Research Institute, San Francisco, California, September 2005
- Quality Care Health Foundation & California Association Health Facilities Conference, San Diego, California, August, 2005
- California Association of Health Facilities Legislative Conference, Sacramento, California, Spring 2005
- Quality Care Health Foundation, Department of Health Services RAP Session, San Diego, California, April 2005
- 2005 NACLNC 10th Annual Conference, New Orleans, Louisiana, 2005
- Quality Care Health Foundation & California Association Health Facilities Conference, San Francisco, California, February 2005
- California Association of Health Facilities Annual Convention, Palm

- Sprin California, November 2004
- American Health Care Association 55th Annual Convention, Miami Beach, Florida, October 2004
- Quality Care Health Foundation & California Association Health Facilities Conference, South lake Tahoe, California, July 2004
- California Association of Health Facilities Legislative Conference, Sacramento, California, Spring 2004
- Quality Care Health Foundation, Department of Health Services RAP Session, San Diego, California, April 2004
- 2004 NACLNC 9th Annual Conference, San Francisco, California, 2004
- American Health Care Association 54th Annual Convention, San Diego. California, October 2003
- California Association of Health Facilities Annual Convention, San Diego. California, October 2003
- California Association of Health Facilities Legislative Conference. Sacramento, California, Spring 2003
- The Best and Most Cutting-edge Practices for Detecting, Investigating, and Prosecuting Elder Crimes, California Department of Justice, Squaw Valley, May 2003
- Quality Care Health Foundation. Department of Health Services RAP Session, San Diego, California, April 2003 2003 NACLNC 8th Annual Conference, Orlando, Florida, 2003
- California Association of Health Facilities Annual Convention, Palm Springs, California, November 2002
- American Health Care Association 53rd Annual Convention, New Orleans, Louisiana, October 2002
- California Association of Health Facilities Legislative Conference, Sacramento, California, Spring 2002
- Quality Care Health Foundation, Department of Health Services RAP Session, San Diego, California, April 2002 2002 NACLNC 7th Annual Conference, Las Vegas, Nevada, 2002
- California Association of Health Facilities Annual Convention, Palm Springs, California, November 2001
- PESI, Nursing Home Negligence Conference III, Las Vegas, Nevada, September 2001
- Quality Care Health Foundation, Director of Staff Development, December 2000
- Medical-Legal Consulting Institute, Inc. Certified Legal Nurse Consulting Certification Program, October 2000
- Health Care Financing Administration, Nursing Home Initiatives Training, June 1999
- Health Care Financing Administration, Advanced End Stage Renal Disease Surveyor Training Course, April 1999
- Quality Care Health Foundation, Reducing Physical Restraints, Creative Solutions. October 1998
- Quality Care Health Foundation, DHS Regulatory and Enforcement Issues, August 1998
- State of California Department of Health Services, Evaluating Dining Skills; Dealing with Problem Mealtime Behaviors, July 1998
- Health Care Financing Administration, Advanced End Stage Renal Disease Surveyor Training Course, June 1998
- The Council on Licensure, Enforcement and Regulation, National Certified Investigator/Inspector Training, Specialized - June 1998
- The Council on Licensure, Enforcement and Regulation, National Certified Investigator/Inspector Training, Basic May - 1998
- California Dialysis Council, Shifting ESRD Paradigms, May 1998
- State of California Department of Health Services, RAP Session, April 1998
- State of California Department of Health Services, Care Plan Deficiency Identification and Documentation, April 1998

- California Department of Health Services, Title. 2. Jate Licensing Regulation Training for Home Health Agencies, November 1997
- Consortium for Learning and Research in Aging, Infection Surveillance, Prevention and Control Program, October 1997
- State of California Department of Health Services, Chemical and Physical Restraints, October 1997
- Southern California Renal Disease Council, 1997 Annual Meeting & Education Conference, September 1997
- State of California Department of Health Services, Aging and the Elderly: Current Concepts, September 1997
- State of California Department of Health Services, Insomnia and Aging, September 1997
- California State Hospice Association, Federal Surveys, July 1997
- State of California Department of Health Services, Urinary Incontinence, July 1997
- State of California Department of Health Services, Pressure Ulcers and Nutritional Implications, June 1997
- State of California Department of Health Services, Confronting Antibiotic Resistance. June 1997
- State of California Department of Health Services, Dietary Hydration/Dietary Kitchen Review, June 1997
- State of California Department of Health Services, Benzodiazapines and Anxiety, June 1997
- U. S. Department Of Health and Human Services, Advanced End Stage Renal Disease Training, May, 1997
- State of California Department of Health Services, Surveying for Dental Care and Services Relating to Oral Health and Nutrition, May 1997
- State of California Department of Health Services, RAP Session, April 1997
- California Department of Personnel Administration, Instruction Techniques for Trainers, March 1997
- California Department of Personnel Administration, Training Development, March 1997
- California Department of Health Services, Home Health Agency Training, February 1997
- California Department of Health Services, Achieving Communication Effectiveness, February 1997
- Knoll Pharmaceutical Company, Guidelines for Pressure Ulcers: Prediction, Prevention, Treatment, and Clinical Implications, February 1997
- BioPath Clinical Laboratories, Inc., OBRA Survey, Regulatory Compliance and Maximization of Reimbursement, January 1997
- Creative Training Techniques International, Inc., Creative Training Techniques, November 1996
- State of California Department of Health Services, Antidepressants, October 1996
- State of California Department of Health Services, Dietary, October 1996
- U.S. Department Of Health and Human Services, End Stage Renal Disease Outcome Orientation Survey, September, 1996
- Quality Care Health Foundation, Long Term Care Restraint Reduction, September 1996
- State of California Department of Health Services, Dietary Update, August 1996
- State of California Department of Health Services, Infection Control, April 1996
- State of California Department of Health Services, Antipsychotic Drugs, February 1996
- Quality Care Health Foundation, Resident Assessment Instrument, December 1995
- California Department of Health Services, Nursing Home Survey Protocol

- and Lement Training, June 1995
- State of California Department of Health Services, Nursing Home Survey Protocol and Enforcement Training, June 1995
- U.S. Department of Health and Human Services, Region IX Surveyor Training, May 1994
- California Department of Health Services, Consolidated Accreditation Licensing Survey for Hospitals, January, 1994
- State of California Department of Health Services, Resident Assessment Training, October 1993
- California Department of Health Services, End Stage Renal Disease Survey Training, July, 1993
- State Of California Department of Health Services, ESRD Flash Survey Training, June 1993
- California State Employees Association, Nurse Empowerment Conference, May 1993
- Association for Practitioners in Infection Control, April 1993
- Service Employees International Union, The Politics of Health Care, March 1993
- U.S. Department of Health and Human Services, Region IX Training, June 1992
- California Department of Health Services, Resident Assessment Training, May 1992
- Support Systems International, Inc., Nutritional Aspects of Healing, January 1992
- California Department of Health Services, Documentation of Care Training, October 1991.
- U.S. Department of Health and Human Services, Basic Health Facility Training for Hospitals, July 1991
- California Department of Health Services, Resident Assessment Instrument Training, July 1991
- PCA Continuing Education, OBRA Compliance Strategies from the Provider's Prospective, June 1991
- U.S. Department of Health and Human Services, Regional Office Training, May 1991.
- California Department of Health Services, Basic Long Term Care Training, January 1991
- Oncology Chemotherapy Certification, November 1984
- Oklahoma Memorial Hospital, Motivational Dynamics II, November 1984.
- Oklahoma Memorial Hospital, Stress Management, October 1984
- Oklahoma Memorial Hospital, Motivational Dynamics I, October 1984
- Oklahoma Memorial Hospital, Effective Communications for Managers, August 1984
- Advanced Cardiac Life Support, Certification, May 1982
- Texarkana Community College, Emergency Nurse, March 1982

Awards received

2000 Commendation Secretary of Veterans Affairs for Long Term Care Services 1994 American Red Cross Commendation, Northridge California Earthquake 1994 Governor of California Certificate of Merit, Northridge California Earthquake

References Available Upon Request

EXHIBIT B

FEE SCHEDULE

Retainer: \$1,000.00

Declaration, Deposition and/or Trial Testimony: \$250.00/hr Case Screening, Preparation and/or Workup: \$125.00/hr Consultation or Reports: \$125.00/hr

Additional Charges:

Cancellations:

Less than 24 hours notice: \$500.00
More than 24 hours notice: \$250.00
Overnight Charges: \$500.00

Actual expenses reasonably and necessary incurred are additional to the above consulting fees and will be billed to the client at cost:

Travel

Subsistence

Lodging

Long distance telephone charges

Reproduction of documents

Professional support

All charges are billed monthly and are due within 30 days of invoice.

Ph: (619) 441-7447 Fax: (619) 441-2442 cbryant@cornerstonemedlegal.com

EXHIBIT C

INDEX OF DOCUMENTS SENT TO EXPERT CARL BRYANT, RN

NO	DATE	DESCRIPTION	SOURCE CODES
		Pocatello Care & Rehab Center	
1.	10/1/09	Verified Complaint and Demand for Jury Trial	
2.	Undated	Pg w/Patient Name and No	PCRC 1
3.	08/25/07	Record of Admission. Pocatello Care & Rehab	PCRC 5
4.	varies	Consents. Pocatello Care & Rehab	PCRC 152, 521- 529
5.	08/29/07	Identification of Parties to this Agreement. Pocatello Care & Rehab	PCRC 16-17
6.	12/03/07	Instructions for Patients Discharged Home. Pocatello Care & Rehab	PCRC 66-67
7.	12/03/07	Patient Change Form. Pocatello Care & Rehab	PCRC 531
8.	12/04/07	Discharge Summary. Pocatello Care & Rehab	PCRC 65
9.	12/04/07	Discharge Tracking Form. Pocatello Care & Rehab	PCRC 318
10.	08/25/07	Comprehensive Resident Assessment. Pocatello Care & Rehab	PCRC 373-374
11.	08/25/07	Initial Care Plan. Pocatello Care & Rehab	PCRC 310-314
12.	08/25/07	Facility Standing Orders. Pocatello Care & Rehab	PCRC 111
13.	08/27/07- 12/03/07	Physician Orders. Pocatello Care & Rehab	PCRC 98-109
14.	08/27/07- 12/03/07	Physician Progress Notes. Pocatello Care & Rehab	PCRC 73-82
15.	11/08/07, 11/20/07	Physician Referrals. Pocatello Care & Rehab	PCRC 89, 91, 95
16.	08/25/07- 11/16/07	Progress Notes. Pocatello Care & Rehab	PCRC 250-283
17.	11/07/01- 12/03/07	Skilled/Alert Charting. Pocatello Care & Rehab	PCRC 198-249
18.	08/25/07- 12/12/07	Vital Signs Flowsheets. Pocatello Care & Rehab	PCRC 69-71
19.	08/25/07- 11/25/07	Weight Log. Pocatello Care & Rehab	PCRC 72
20.	10/24/07	Hypertension Record. Pocatello Care & Rehab	PCRC 301
21.	08/25/07-	Medication/Narcotic Records. Pocatello Care &	PCRC 96-97, 112-
	11/30/07	Rehab	120, 125-149, 416- 417, 432-507
22.	08/25/07- 08/27/07	Skin Integrity, Actual or Potential. Pocatello Care & Rehab	PCRC 316, 392

NO	DATE	DESCRIPTION	SOURCE CODES
23.	09/07-	Weekly Skin Assessments. Pocatello Care & Rehab	PCRC 393-395,
	12/07		400-401, 410-415,
		^	418-421, 423-426
24.	08/25/07-	Braden Scale – For Predicting Pressure Sore Risk.	PCRC 377, 402-
	11/21/07	Pocatello Care & Rehab	403
25.	08/27/07-	Non-Pressure Ulcer Site Sheets. Pocatello Care &	PCRC 405-422
	10/22/07	Rehab	
26.	08/25/07,	Comprehensive Pain Assessment Forms. Pocatello	PCRC 378-381
	11/21/07	Care & Rehab	
27.	08/29//07-	Activity Flow Charts / Assessments. Pocatello Care	PCRC 150-151,
	12/04/07	& Rehab	427-431
28.	08/07-	Plan of Treatment for Outpatient Rehabilitation.	PCRC 285-286,
	09/07	Pocatello Care & Rehab	295-296
29.	08/27/07-	Physical Therapy Progress Notes. Pocatello Care &	PCRC 287-292
	09/27/07	Rehab	
30.	08/07-	Physical Therapy /Occupational Daily Treatment Grid.	PCRC 293-294,
	09/07	Pocatello Care & Rehab	299-300
31.	08/27/07-	Occupational Therapy Progress Notes/Weekly	PCRC 297-298
	09/12/07	Summary. Pocatello Care & Rehab	
32.	08/25/07-	Patient Change Forms. Pocatello Care & Rehab	PCRC 10-12
	12/03/07		
33.	08/30/07	Personal and Other Property Inventories. Pocatello	PCRC 15, 532
		Care & Rehab	, , , , , , ,
34.	08/28/07-	Medicare Certification and Recertification. Pocatello	PCRC 123-124
	11/20/07	Care & Rehab	
35.	undated	Cumulative Diagnosis - Goals of Medication Therapy.	PCRC 68
		Pocatello Care & Rehab	
36.	undated	Exercise Worksheet. Pocatello Care & Rehab	PCRC 284
37.	08/29/07-	Interdisciplinary Care Plan. Pocatello Care & Rehab	PCRC 302-309,
	08/30/07		315, 317
38.	09/07-	Medicare Basic Assessment Tracking Form. Pocatello	PCRC 319-364
	11/07	Care & Rehab	
39.	09/04/07	RAP Summary. Pocatello Care & Rehab	PCRC 365-369
40.	08/29/07	SVC - Compressed ADL Report. Pocatello Care &	PCRC 370
		Rehab	
41.	10/07	Immunization Record. Pocatello Care & Rehab	PCRC 371
42.	08/25/07,	Bladder / Bowel Assessments. Pocatello Care &	PCRC 375-376,
. — •	11/21/07	Rehab	382
43.	08/25/07,	Elopement Risk Assessment. Pocatello Care &	PCRC 383, 391
	11/21/07	Rehab	, , , , , , , , , , , , , , , , , , , ,
44.	08/25/07	Fall Risk Assessment. Pocatello Care & Rehab	PCRC 384-385
45.	undated	Full Body Motion Screening. Pocatello Care &	PCRC 386-388
		Rehab	
46.	08/25/07	Pre-Restraint/Device Assessment. Pocatello Care &	PCRC 389-390
	55.25/67	Rehab	
47.	08/27/07-	Nutrition Documentation. Pocatello Care & Rehab	PCRC 508-513
17.	11/26/07	Tourney Doomington I venter Care & Renau	1.01.0.000.010
1	11/20/0/		

NO	DATE	DESCRIPTION	SOURCE CODES
48.	08/26/07-	Behavior Assessments. Pocatello Care & Rehab	PCRC 514-515
	12/03/07		
49.	08/28/07,	Interdisciplinary Team Conference. Pocatello Care &	PCRC 516, 530
	11/06/07	Rehab	
50.	08/26/07	Social Work Assessment. Pocatello Care & Rehab	PCRC 517-518
51.	11/16/07	Resident Education Documentation (re: wound	PCRC 396-399
		covering). Pocatello Care & Rehab	
52.	11/27/07	Pathology Report (skin biopsy). IDX Pathology	PCRC 92
53.	11/30/07	Notice of Medicare Provider Non-Coverage. Pocatello	PCRC 519-520
		Care & Rehab	
54.		Resident Census History. Pocatello Care & Rehab	PCRC 2
55.	<u> </u>	Insurance Info	PCRC 9, 18, 13, 19
	1 00/01/05	Portneuf Medical Center	
56.	08/21/07	Admission Records. Portneuf Medical Center	PCRC 6, 8
57.	08/21/07	History & Physical. Portneuf Medical Center -	PCRC 159-162,
		Brandon Mickelsen, M.D. (also handwritten note by Ryan Zimmerman, M.D.)	166-167, 169-170
58.	08/21/07	ISU Student Ed Worksheet. Portneuf Medical Center	PCRC 168
59.	08/23/07	Consultation Report. Portneuf Medical Center –	PCRC 163-165,
0).	00,23,0,	Kenneth Newhouse, M.D.	1010 105 105,
60.	08/23/07-	Progress Note. Portneuf Medical Center	PCRC 173
	08/24/07		
61.	08/24/07	Pre-Admission Screening / Resident Review. Portneuf	PCRC 7
		Medical Center	
62.	08/24/07	Advanced Directives / Living Will	PCRC 153-158
63.	08/27/07	Infusion Therapy – Physician's Orders/Progress.	PCRC 110
		Portneuf Medical Center	
64.	11/12/09	Pathology Report. Portneuf Medical Center	PCRC 178-182
65.	08/28/07-	Laboratory Reports. Portneuf Medical Center	PCRC 176-77, 183-
	12/03/07		197
66.	08/29/07	Advanced Medicare Bed Placement. Portneuf	PCRC 14
	11/10/05	Medical Center	DCDC 04 00 04
67.	11/13/07-	Rx Portneuf Medical Center - Michael Baker,	PCRC 84, 88, 94
69	12/03/07	M.D.	PCRC 83, 86, 93
68.	11/20/07- 12/03/07	Follow-up Notes Wound Care & Hyperbaric Center- Portneuf Medical Center	PCRC 83, 80, 93
69.	11/20/07-	Hyperbarics Oxygen Would Care Flow Sheet	PCRC 85, 87, 90
09.	11/20/07-	Tryperbanes Oxygen would care flow sheet	1 CRC 03, 07, 70
70.	undated	Diabetes Management. Portneuf Medical Center	PCRC 121-122
71.	08/25/07-	Billings. Pocatello Care & Rehab	PCRC 20-44, 52
•	12/30/07,		,,
	04/01/08		
72.		Blue Cross EOB's and Payments	PCRC 45-51
73.		Resident Cash Receipts Report	PCRC 3
74.		Resident Aging Summary	PCRC 4
75.	11/07/07	Grievance-Complaint Rpt	PCRC 535

NO	DATE	DESCRIPTION	SOURCE CODES
76.	2007		PCRC 536-537,
		Employee In-service Logs	545-547
77.	2007	In-service Training Reports	PCRC 538-540
78.		Instructions for RTD Dressing	PCRC 541-542
79.	2007	Using Universal Precautions	PCRC 543-544
80.	07/07 -		
	08/07	Education Attendance Records	PCRC 548, 550
81.	07/19/07	In-Service training by Laree Dunn	PCRC 549
82.		Check Points to Prevent Medication Errors	PCRC 551
83.	11/07	Infection Control Policy - Isolation and prevention	PCRC 552-553
84.		MRSA policy	PCRC 554-557
85.		Staff Self Eval of Infection Control Practices	PCRC 558-559
86.		Infection Control Policy - Hand Washing	PCRC 560
87.		Floor Plan	PCRC 561
	Re	OCKY MOUNTAIN ARTIFICIAL LIMB & BRACE,	INC.
88.	06/19/09,	Chart Notes. Rocky Mountain Artificial Limb &	RMALB 2
	06/26/09	Brace, Inc.	
89.	6/19/09	Product Delivery Form. Rocky Mountain Artificial	RMALB 7
		Limb & Brace, Inc.	
90.	6/19/09	Fax Correspondence to/from Linda Babbitt, M.D.	RMALB 8
		from/to Rocky Mountain Artificial Limb & Brace,	
		Inc. – Joani	
91.	01/25/10	Fax Correspondence to HFOB. from/to Rocky	RMALB 1
		Mountain Artificial Limb & Brace, Inc.	
		INTERMOUTAIN MEDICAL CLINIC	
92.	02/07/08,	Physician Telephone Orders Creekside Home Health	IMC 2-3
	02/14/08		
93.	06/15/09	Laboratory Reports. Intermountain Medical Center	IMC 4-6
94.	06/12/09	Laboratory Reports. LabCorp	IMC 8-13
95.	06/16/09-	Laboratory Reports. Portneuf Medical Center	IMC 14-30
	07/17/09		
96.		Blank Account Balance	IMC 7
97.	02/03/10	Billing to HFOB	IMC 1
		IDAHO WOUND CARE & HYPERBARICS	
98.	11/02/05	Initial Evaluation, Registration & Testing Portneuf	IWCH 133, 136-
	i	Wound Care & Hyperbarics Center – Michael S.	137, 159, 285
		Baker, M.D.	
99.	11/07/05 —	Office Notes. Portneuf Wound Care & Hyperbarics	IWCH 1-2, 9-36,
	5/08/06,	Center – Charles O. Garrison, M.D., Michael J.	65-73, 134-136,
	11/09/07 -	Gregson, M.D., Michael S. Baker, M.D.	138-150, 152, 154-
	3/20/08,		155, 157-158, 165,
	04/21/09-		167, 170, 172, 174,
	08/05/09		176, 178, 181-182,
l			184, 193

NO	DATE	DESCRIPTION	SOURCE CODES
100.	11/02/05 -	Wound Care Flow Sheet. Portneuf Wound Care &	IWCH 52-63
100.	05/08/06,	Hyperbarics Center - Charles O. Garrison, M.D.,	TWC11 32-03
	11/09/07 -	Michael J. Gregson, M.D., Michael S. Baker, M.D.	
ļ	03/18/08,	Whenaci J. Gregson, W.D., Whenaci S. Daker, W.D.	
	04/09/09 -		
	05/13/09		
101.	2/20/06,	Hyperbarics Oxygen Wound Care Flow Sheet.	IWCH 64, 153,
	3/27/06,	Portneuf Wound Care & Hyperbarics Center	156, 166, 168-169,
	11/19/07 –		171, 175, 177, 179-
	3/12/08		180, 183, 185-186
102.	3/30/06 -	INR Log. Portneuf Wound Care & Hyperbarics	IWCH 160
_	5/08/06	Center	
103.	2/09/06	Review of Treatment/Condition. Portneuf Wound	IWCH 151
		Care & Hyperbarics Center	
104.	11/09/07	Oxygenation Testing Report.	IWCH 130-132
105.	12/10/07	Biologic Dressing Placement Check List. Portneuf	IWCH 173
		Wound Care & Hyperbarics Center	
106.	11/04/05-	Laboratory Reports. Portneuf Medical Center - S.M.	IWCH 194-197,
	12/19/05,	Skoumal, M.D.	238, 241-247, 251-
	06/16/09 -		258,
	08/08/09		
107.	11/09/07-	Laboratory Reports. Portneuf Wound Care and	IWCH 3-8, 37-51
	03/13/08,	Hyperbaric Clinic	
	07/17/09		
108.	03/30/06-	Laboratory Reports. LabCorp	IWCH 198-205,
	5/08/06,		220-221, 226-237,
	03/13/08, 04/28/09-		239-240, 245, 248,
	08/05/09	. 112 (AMPRICA)	253, 259
109.	07/11/09	Laboratory Reports. Quest Diagnostics	IWCH 249-250
110.	11/12/07-	Pathology Reports. Portneuf Medical Center	IWCH 206-214,
	03/17/08	- Annual Control of the Control of t	216-218, 222-225
111.	11/21/07,	Pathology Report. IDX Pathology - Christine	IWCH 215, 219
1	2/19/08	Meacham, M.D.	,
112.	3/27/06	Radiology Report (Left Lower Venous Doppler	IWCH 260-261
		Ultrasound). Diagnostic Imaging Service of Idaho	
113.	8/21/07	Radiology Report (Left Lower Extremity Arteries	IWCH 262
		Ultrasound). Portneuf Medical Center - Chris	
		Bachman, M.D.	
114.	8/21/07	Radiology Report (Left Lower Extremity Venous	IWCH 263
		Ultrasound). Portneuf Medical Center	
115.	11/29/07	Radiology Report (Bilateral Lower Extremity Venous	IWCH 267
	-	Doppler Ultrasound). Portneuf Medical Center –	
į		Chris Bachman, M.D.	
116.	3/17/08	Radiology Report (MRI Left Foot w/o and w/	IWCH 268-269,
110.	3.1.700	Contrast). Portneuf Medical Center	271
117.	3/17/08	Radiology Report (Left Foot, Three Views). Portneuf	IWCH 270
11/.	3/1//00	Medical Center	IWCII 2/U
		INICUICAL CENTEL	L

NO	DATE	DESCRIPTION	SOURCE CODES
118.	8/21/07 -	Records. Pocatello Care & Rehabilitation	IWCH 163-164,
	11/30/07	•	276-282
119.	3/27/06	Fax Correspondence to Diagnostic Imaging from	IWCH 161-162
		Idaho Hyperbarics & Wound Care Center -	
		Michael S. Baker, M.D.	
120.	8/21/07	Fax Referral Form to PMC Hyperbarics/Wound Care	IWCH 283
		from HealthWest Pocatello Clinic - Ty Salness,	
		M.D.	
121.	11/13/07-	Misc Orders from Portneuf Wound Care &	IWCH 79-80, 92,
	08/06/09	Hyperbaric Clinic – Michael S. Baker, M.D.	120-121, 128-129
122.	11/27/07	Fax Order to Pocatello Care & Rehabilitation from	IWCH 123-125
		Portneuf Wound Care & Hyperbaric Clinic -	
		Michael S. Baker, M.D.	
123.	11/28/07	Fax Order to Portneuf Medical Center Radiology	IWCH 265-266
		Department from Portneuf Wound Care &	
101	11/00/07	Hyperbaric Clinic – Michael S. Baker, M.D.	71110111001
124.	11/30/07	Chart Note from Kenneth E. Newhouse, M.D.	IWCH 284
125.	12/19/07	Fax Order to Creekside Home Health from Portneuf	IWCH 126-127
		Wound Care & Hyperbaric Clinic – Michael S.	
106	02/10/09	Baker, M.D.	WY GY 107 100
126.	02/19/08-	Physician Order/Referral. Portneuf Wound Care &	IWCH 187-192
107	04/15/09	Hyperbaric Clinic – Michael S. Baker, M.D.	INVOLUCIO 275
127.	04/13/09	Discharge Summary. Portneuf Medical Center –	IWCH 272-275
128.	04/15/09	Lida J. Ogden, M.D.	IWCH 74-77
120.	04/13/09	<u>Discharge Summary.</u> Pocatello Family Medicine – Lida J. Ogden, M.D.	1WCn /4-//
129.	04/22/09-	Fax Orders to Access Home Health from Portneuf	IWCH 78, 81-84,
149.	08/05/09	Wound Care & Hyperbaric Clinic	86-87, 89-90
130.	08/05/09	Refill Request to Dr. Baker from MAAG Pres &	IWCH 91
150.	00/03/09	Medical Supply	TWCIT
131.	8/18/09	Chart Summary to Idaho Wound Care & Hyperbaric	IWCH 100
151.	0,10,05	Clinic from Pocatello Family Medicine	TWCII 100
132.	08/19/09	Fax to Cooper & Larsen from Pocatello Family	IWCH 116-117
10.5.		Medicine	
133.	05/24/09-	Faxes to Dr. Baker from Access Home Health	IWCH 85, 88, 118-
	11/20/09		119
134.	11/07/07-	Correspondence to Portneuf Wound Care &	IWCH 286-303
	08/14/09	Hyperbarics (records requests). from Cooper and	
		Larsen – James Ruchti	
135.		Misc Fax Confirmation Sheets	IWCH 122, 264
		THE ORTHOPEDIC SPECIALTY CLINIC	<u> </u>
136.	5/09/08-	Office Visits. The Orthopedic Specialty Clinic -	OSC 2-8
	07/09/08	Nathan Momberger, M.D.	
137.	05/12/08	Operative Report (R Hip) Intermountain Medical	OSC 15-18
		Center – Nathan G. Momberger, M.D.	
138.	06/23/08	Operative Report (R Knee) Intermountain Medical	OSC 9-14
l		Center – Nathan G. Momberger, M.D.	

NO	DATE	DESCRIPTION	COMPANION OF
139.	02/04/10	Fax to HFOB	OSC 1
139.	102/04/10	IDAHO PROSTHETICS & ORTHOTICS	10301
140.	8/06/08, 10/01/08	Progress Note. Idaho Prosthetics & Orthotics	IPO 2
141.	10/01/08	Proof of Delivery and Satisfaction Idaho Prosthetics & Orthotics	IPO 4
142.	07/10/08	Intake/Admit Form Creekside Home Health	IPO 1
143.	09/09/04	Prescription Pocatello Family Medicine – Ryan Zimmerman, M.D.	IPO 3
		ASPEN RIDGE TRANSITIONAL REHAB	
144.	5/19/08	Patient Information. Aspen Ridge Transitional Rehab	ARTR 1
145.	5/19/08	Physician Admit Order. Aspen Ridge Transitional Rehab	ARTR 105-106
146.	5/20/08	Consents. Aspen Ridge Transitional Rehab	ARTR 42, 224
147.	Undated		ARTR 5
148.	5/19/08	Post Discharge Plan of Care and Summary. Aspen Ridge Transitional Rehab	ARTR 40-41
149.	6/32/08	Discharge Tracking Form. Aspen Ridge Transitional Rehab	ARTR 43-44
150.	5/19/08	Admit Nursing Assessment. Aspen Ridge Transitional Rehab	ARTR 140-143
151.	5/20/08	Patient Assessment. Aspen Ridge Transitional Rehab – Charles O. Canfield, M.D.	ARTR 76-77
152.	5/20/08	Social History and Admit Assessment. Aspen Ridge Transitional Rehab	ARTR 221-223
153.	5/29/08	Nutritional Assessment. Aspen Ridge Transitional Rehab	ARTR 229-230
154.	5/22/08	Bowel & Bladder Assessment. Aspen Ridge Transitional Rehab	ARTR 34-37
155.	5/27/08	Initial Activity Assessment. Aspen Ridge Transitional Rehab	ARTR 236-237
156.	5/19/08	Fall Risk Assessment. Aspen Ridge Transitional Rehab	ARTR 30-31
157.	5/19/08	Risk Assessment for Abuse, Neglect & Exploitation. Aspen Ridge Transitional Rehab	ARTR 38-39
158.	5/19/08	Physician Order for Life Sustaining Treatment. Utah Department of Health / Aspen Ridge Transitional Rehab	ARTR 6-7
159.	5/19/08	AIMS Examination. Aspen Ridge Transitional Rehab	ARTR 225-226
160.	5/23/08	Psychopharmacological Medication Review. Aspen Ridge Transitional Rehab	ARTR 227-228
161.	5/19/08- 6/06/08	Interim Care Plan. Aspen Ridge Transitional Rehab	ARTR 17-29
162.	5/23/08	Standing Orders. Aspen Ridge Transitional Rehab	ARTR 107

NO	DATE	DESCRIPTION	SOURCE CODES
163.	5/19/08-	Physician Orders. Aspen Ridge Transitional Rehab -	ARTR 112-113
	5/23/08	Charles O. Canfield, M.D.	
164.	5/20/08-	Physician Progress Notes. Aspen Ridge Transitional	ARTR 114-117
	6/20/08	Rehab	
164.	5/20/08-	Physician Order Collection Sheet. Aspen Ridge	ARTR 80-89
Α	6/20/08	Transitional Rehab	
165.	5/20/08-	Temporary Care Plan Collection Sheet. Aspen Ridge	ARTR 8-16
	6/20/08	Transitional Rehab	
166.	5/19/08-	Interdisciplinary Progress Notes. Aspen Ridge	ARTR 126-139
	6/23/08	Transitional Rehab	
167.	5/19/08-	Vital Signs & Weight Record. Aspen Ridge	ARTR 122-125
	6/22/08	Transitional Rehab	
168.	5/19/08-	Medication Administration Record. Aspen Ridge	ARTR 150-163
	6/05/08	Transitional Rehab	
169.	5/19/08-	Narcotic Record. Aspen Ridge Transitional Rehab	ARTR 180-192
4.50	6/16/08	(Superior Care Pharmacy)	
170.	6/03/08	Medication Regimen Review. Aspen Ridge	ARTR 195-196
1.77.1	5/10/00	Transitional Rehab	A DED 164 151
171.	5/19/08- 6/19/08	Treatment Sheet. Aspen Ridge Transitional Rehab	ARTR 164-171
172.	4/30/08,	Nursing Assignment Sheets. Aspen Ridge	ARTR 172-179
1/2.	6/30/08	Transitional Rehab	AKIK 1/2-1/9
173.	5/19/08	Physical Therapy Evaluation / Plan of Care. Aspen	ARTR 220
175.	3/17/00	Ridge Transitional Rehab	ARTR 220
174.	5/23/08	Occupational Therapy Evaluation / Plan of Care.	ARTR 218-219
174.	3.23,00	Aspen Ridge Transitional Rehab	1
175.	5/26/08-	Physical Therapy Weekly Evaluation. Aspen Ridge	ARTR 213-217
1,0.	6/22/08	Transitional Rehab	
176.	5/26/08-	Occupational Therapy Weekly Evaluation. Aspen	ARTR 208-212
	6/22/08	Ridge Transitional Rehab	
177.	5/22/08-	Weekly IDT Review. Aspen Ridge Transitional	ARTR 144-148
	6/19/08	Rehab	
178.	5/27/08	Nutrition Progress Note. Aspen Ridge Transitional	ARTR 231
		Rehab	
179.	5/22/08	PT/INR Record. Aspen Ridge Transitional Rehab	ARTR 149
		ALPINE MEDICAL GROUP ANESTHESIA SERVIC	ES
180.	04/02/08	Admitting Facesheet	AMG 1
181.	04/02/08	Patient Information	AMG 2
182.	04/02/08	Consent	AMG 3
183.	04/02/08	History & Physical / Anesthesia Plan Salt Lake	AMG 4
		Regional Medical Center	
184.	04/02/08	Preoperative Record	AMG 5-10
185.	04/02/08	Intraoperative Record	AMG 11-19
186.	04/02/08	Operative Report (BKA) Salt Lake Regional Medical	AMG 20-21
		Center - David J. Howe, M.D.	
187.	04/02/08	Anesthesia Record Salt Lake Regional Medical	AMG 22
		Center	

NO	DATE	DESCRIPTION	SOURCE CODES
188.	04/02/08	Post-Operative Anesthesia Orders	AMG 24-25
189.	04/02/08	Post-Op Surgical Note/Post Procedure Salt Lake	AMG 27
		Regional Medical Center	
190.	04/02/08	Surgery Scheduling Form Salt Lake Regional	AMG 26
		Medical Center	
191.	04/02/08	Laboratory Report Salt Lake Regional Medical	AMG 28
		Center	
192.	04/02/08	ECG Strip	AMG 29
193.	04/03/08	Pathology Report Salt Lake Regional Medical	AMG 23
	<u> </u>	Center – David A. Gallegos, M.D.	
		HUGH S. SELZNICK	
194.	2/23/09-	Clinic Notes. Idaho Physicians Clinic - Hugh S.	HS 1-6
	01/11/10	Selznick, M.D.	
195.	2/23/09	Radiology Report (Pelvis, L Hip, L Knee). Bingham	HS 7
		Memorial Hospital & Extended Care Facility – D.J.	
	<u> </u>	Marc Cardinal, M.D.	
	T = 10 = 10 =	PORTNEUF MEDICAL CENTER	T
196.	11/05/05	Clinical Laboratory Requisition. Portneuf Medical	PMC 598
105	11/02/05	Center – (ordered by Charles Garrison, D.O.)	D1 (G 500
197.	11/02/05	Pathology Report (Anaerobic Culture). Portneuf	PMC 599
100	11/00/05	Medical Center	D) (C) (00
198.	11/02/05	Pathology Report (Aerobic Culture). Portneuf	PMC 600
100	11/02/05	Medical Center	D) (C) 507
199.	11/02/05	Admit Face Sheet (MRIs). Portneuf Medical Center	PMC 597
200.	11/22/05	Consent to Treatment. Portneuf Medical Center	PMC 589-590, 631-632
201.	11/22/05	MDI Double (Comical Spinory) Contact) Double of	
201.	11/22/03	MRI Report (Cervical Spine w/o Contrast). Portneuf	PMC 591-592, 633-
		Medical Center – Chris Bachman, M.D. (ordered by	034
202.	11/22/05	Benjamin Blair, M.D.) MRI Report (Lumbar Spine, No Contrast). Portneuf	PMC 593-594, 635-
202.	11/22/03	Medical Center - Chris Bachman, M.D. (ordered by	636
		Benjamin Blair, M.D.)	030
203.	11/22/05	Admit Face Sheet (MRIs). Portneuf Medical Center	PMC 588, 630
204.	12/16/05	Clinical Laboratory Requisition. Portneuf Medical	PMC 596
204.	12/10/03	Center – (ordered by Charles Garrison, D.O.)	Tivic 370
205.	12/16/05	Pathology Report (Anaerobic Culture). Portneuf	PMC 602
205.	12/10/05	Medical Center	1110 002
206.	12/16/05	Pathology Report (Aerobic Culture). Portneuf	PMC 601
200.	12,10,03	Medical Center	I WIE GOT
207.	12/16/05	Admit Face Sheet. Portneuf Medical Center	PMC 595
208.	8/21/07	Paramedic Record. Bannock County Ambulance –	PMC 484-485
	J. m. I. O. I	Rod Anderson	
209.	8/21/07	Photos. Portneuf Medical Center	PMC 483
210.	8/21/07	Emergency Record. Portneuf Medical Center – Eric	PMC 486-490, 581-
		Whiteside, RN, Triage Nurse	587
211.	8/21/07	ER Copy Consent to Medical/ Surgical Treatment.	PMC 448
		Portneuf Medical Center	
1			

NO	DATE	DESCRIPTION	SOURCE CODES
212.	8/21/07	ER Medication and Lab Result Notes. Portneuf	PMC 491-492
		Medical Center - Andy Bradbury, M.D., and Glen	
		Buck, LPN	
213.	8/21/07	ER Copy of Correspondence b/t Dr. Salness and	PMC 562-580
		Maurice Schwarz, RN w/ Plan of Care and Home	
		Visits. Southeastern District Health Department	
014	0/01/07	Home Health	77.60.514.510
214.	8/21/07 -	ER Copy Progress Notes and ISU Student ED	PMC 511-513
215	8/24/07	Worksheet. Portneuf Medical Center	D) (0 527 520
215. 216.	8/21/07	Admission Documents. Portneuf Medical Center –	PMC 527-529
210.	8/21/07	Consents & Rights to Treatment Decisions. Portneuf Medical Center	PMC 463-465, 470
217.	8/21/07	History & Physical. Portneuf Medical Center -	PMC 474-477
217.	0/21/0/	Brandon Mickelson, D.O., attended by Jonathon	FIVIC 4/4-4//
		Cree, M.D.	
218.	8/23/07	Consultation. Portneuf Medical Center – Kenneth E.	PMC 480-482
210.	0/25/07	Newhouse, M.D.	1 WIC 400-402
219.	8/25/07	Discharge Summary. Portneuf Medical Center -	PMC 466-468
		Ryan Zimmerman, M.D., attended by Jonathon	
		Cree, M.D. and Dan Jones, M.D.	
220.		Medication Reconciliation Discharge Form. Portneuf	PMC 469
221.	8/22/07 —	Medical Center	PMC 514-515
221.	8/24/07	Discharge Planning Notes. Portneuf Medical Center - Vivian Street	PIVIC 314-313
222.	8/21/07	Medical / Surgical Kardex. Portneuf Medical Center	PMC 555-560
	0.21,01	1	
223.	8/21/07 -	Laboratory Reports. Portneuf Medical Center	PMC 452-458, 603-
	8/23/07		605
224.	8/25/07	Laboratory Cumulative Summary Report (8/21/07-	PMC 493-498
		8/25/07). Portneuf Medical Center	
225.	8/21/07	Radiology Reports (Left Lower Extremity Venous	PMC 499, 608-609
	8/23/07	Ultrasound, Left Lower Arteries Ultrasound,	
		Fluoroscopic Needle). Portneuf Medical Center –	
		Chris Bachman, M.D. and George Stephens, M.D.	· · · · · · · · · · · · · · · · · · ·
226.	8/21/07 –	Physician's Orders. Portneuf Medical Center -	PMC 502, 505-506,
	8/25/07	Brandon Mickelson, M.D., Ryan Zimmerman,	450-451
207	0/00/07	M.D., Kenneth Newhouse, M.D.	D) (C) 502 504
227.	8/22/07	Physician's Orders / Diabetes Management. Portneuf	PMC 503-504
220	9/21/07	Medical Center – Ryan Zimmerman, M.D.	DMC 479 470
228.	8/21/07	ISU Student Ed Worksheet – Faculty Admit/Progress	PMC 478-479
220	8/22/07 -	Note. Portneuf Medical Center – Interdisciplinary Progress Notes. Portneuf Medical	PMC 507-510
229.	8/22/07 - 8/24/07	Interdisciplinary Progress Notes. Portneuf Medical Center – Ryan Zimmerman, M.D.	1 1010 307-310
230.	8/24/07 —	Vitals Graph. Portneuf Medical Center	PMC 526
230.	8/21/07 - 8/25/07	vitais Otapii. Furtheui Medicai Center	1 IVIC J20
231.	8/23/07 -	Blood Glucose Graph. Portneuf Medical Center	PMC 525
231.	8/22/07 - 8/25/07	blood Oldcose Olaph. Fortheut Medical Center	1 1410 323
	0/23/0/		

NO	DATE	DESCRIPTION	SOURCE CODES
232.	8/21/07 -	Medical/ Surgical/ Interdisciplinary Patient/Family	PMC 530-531
		Educational Record. Portneuf Medical Center - Mia	
		Christensen	
233.	8/21/07 -	Medical/ Surgical Nurses' Progress Notes. Portneuf	PMC 532-533
	8/25/07	Medical Center	
234.	8/21/07 -	Medication Administration Record. Portneuf Medical	PMC 516-524
	8/25/07	Center	
235.	8/21/07	Patient Event Logs (Lab Report, All Untimed Notes,	PMC 459-461
		and Medications). Portneuf Medical Center	
236.	8/21/07 –	Medicare Inpatient / Discharge Rights. Department of	PMC 471-472
	8/24/07	Health & Human Services	
237.	8/25/07	Patient Belongings. Portneuf Medical Center	PMC 554
238.	8/24/07	<u>Pre-Admission Screening/ Resident Review – for</u>	PMC 473
***************************************		Pocatello Care & Rehab. Portneuf Medical Center	
239.	8/21/07	ER and Inpatient Admit Face Sheets. Portneuf	PMC 447, 449, 462
		Medical Center	
240.	08/21/07	Pneumococcal/Influenza Inpatient Immunization	PMC 500-501
		Protocol	
241.	Undated	Fax Cover Sheet Sent to Pocatello Care & Rehab from	PMC 561
		Portneuf Medical Center – Vivian Street, RN	
242.	8/27/07	Clinical Summary – RN/MA Notes. Portneuf	PMC 637
	2/2-1/2-	Medical Center	
243.	8/27/07	Radiology Report (Chest Portable, 1-View). Portneuf	PMC 607
~4	(1646 hrs)	Medical Center	D) (C) (O)
244.	8/27/07	Radiology Report (Chest Portable, 1-View). Portneuf	PMC 606
245	(1805 hrs)	Medical Center	D) (C) 441
245.	11/09/07	Clinical Laboratory Requisitions. Portneuf Medical	PMC 441
246.	11/12/07	Center Dethology Powert (Amount in Culture) Power and	PMC 442
240.	11/12/07	Pathology Report (Anaerobic Culture). Portneuf Medical Center	PIVIC 442
247	11/12/07		PMC 610-612
247.	11/12/07	Pathology Report (Aerobic Culture). Portneuf Medical Center	FIVIC 010-012
248.	11/09/07	Admit Face Sheet. Portneuf Medical Center	PMC 440, 443
249.			PMC 440, 443
249.	11/07/07	Correspondence to PMC from Cooper & Larson (requesting records)	FIVIC 016-019
250.	11/27/07	Clinical Laboratory Requisition. Portneuf Medical	PMC 444
230.	11/2//0/	Center	TIVIC 444
251.	11/30/07	Pathology Report (Anaerobic Culture). Portneuf	PMC 446
231.	11/30/07	Medical Center	11/10 440
252.	11/30/07	Pathology Report (Aerobic Culture). Portneuf	PMC 445
232.	11/50/07	Medical Center	11010 445
253.	11/29/07	Radiology Report (Bilateral Lower Extremity Venous	PMC 613
-55.	* 11 tm // V I	Doppler Ultrasound. Portneuf Medical Center	
	11/29/07	Consents. Portneuf Medical Center	PMC 438-439
254. l			
254. 255.	11/29/07	Admit Face Sheet. Portneuf Medical Center	PMC 437
254. 255. 256.	11/29/07 1/17/08	Admit Face Sheet. Portneuf Medical Center Clinical Laboratory Requisition. Portneuf Medical	PMC 437 PMC 434

NO	DATE	DESCRIPTION	SOURCE CODES
257.	1/20/08	Pathology Report (Aerobic Culture). Portneuf	PMC 435-436
257.	1/20/08	Medical Center	FIVIC 433-430
258.	3/16/08	Pathology Report (Anaerobic Culture). Portneuf	PMC 614
230.	3/10/00	Medical Center	I WIC 014
259.	3/17/08	Pathology Report (Aerobic Culture). Portneuf	PMC 615-616
237.	3/1//00	Medical Center	11416 013-010
260.	1/01/08	Admit Face Sheet. Portneuf Medical Center	PMC 433
261.	3/17/08	Consent. Portneuf Medical Center	PMC 428-429
262.	3/17/08	Radiology Report (L Foot, 3 Views). Portneuf	PMC 430-431
202.	3,1,,00	Medical Center – Allen Eng, M.D.	11010 450 451
263.	3/17/08	Radiology Report (MRI L Foot). Portneuf Medical	PMC 432, 422, 617
- 05.		Center -Matthew Williamson, D.O.	11110 132, 122, 017
264.	3/17/08	Admit Face Sheet. Portneuf Medical Center	PMC 427
265.	3/20/08	Consents & Rights to Treatment Decisions. Portneuf	PMC 366-367, 377,
		Medical Center	390
266.	3/20/08	Medication Reconciliation Admission Form. Portneuf	PMC 394
		Medical Center	
267.	3/20/08	History & Physical. Portneuf Medical Center -	PMC 383-385
		Yolanda Rodriguez, M.D., attended by Jack	
		Routson, M.D.	
268.	3/21/08	Physical Therapy Wound Evaluation. Portneuf	PMC 408-411
		Medical Center - Yolanda Rodriguez, M.D. and	,
		Michael Baker, M.D.	,
269.	3/21/08	Discharge Summary. Portneuf Medical Center -	PMC 368-370
		Yolanda Rodriguez, M.D., attended by Jack	*
		Routson, M.D.	1
270.	3/20/08 -	Discharge Planning Notes. Portneuf Medical Center	PMC 404-407
	3/24/08	– Richard Gibson	
271.	3/21/08	Discharge Instructions (Doctor's Signature). Portneuf	PMC 374-376
		Medical Center	
272.	3/24/08	Discharge Instructions (RN Signature). Portneuf	PMC 371-373
		Medical Center	
273.	3/17/08	Pathology Reports. Portneuf Medical Center	PMC 415-418
274.	3/13/08	Laboratory Report. LabCorp	PMC 419-420
275.	3/20/08-	Laboratory Cumulative Summary Report. Portneuf	PMC 388-389
	3/24/08	Medical Center	
276.	3/20/08	Labs Report (Hematology / Chemistry). Portneuf	PMC 261
		Medical Center	
277.	3/20/08	Radiology Report (Chest, 1 View). Portneuf Medical	PMC 391, 426
	•	Center – Steven Larsen, M.D.	
278.	3/20/08 –	Physician's Orders. Portneuf Medical Center – Jack	PMC 395-399
	3/21/08	Routson, M.D. and Michael Baker, M.D.	
279.	3/20/08	ISU Student Ed Worksheet – Faculty Admit/Progress	PMC 386-387
		Note. Portneuf Medical Center –	
280.	3/20/08	Inpatient Vaccination Order. Portneuf Medical	PMC 392-393
		Center – M. Jenkins, RN	

NO	DATE	DESCRIPTION	SOURCE CODES
281.	3/21/08	Interdisciplinary Progress Notes. Portneuf Medical Center	PMC 400-403
282.	3/20/08 – 3/24/08	All Timed/ Untimed Notes and Flowsheets. Portneuf Medical Center	PMC 262-364
283.	3/20/08	Medicare Inpatient / Discharge Rights. Department of Health & Human Services	PMC 378-379
284.	3/24/08	Transfer Documents (to Promise Hospital – Dr. Wendy Taylor). Portneuf Medical Center – Yolanda Rodriguez, M.D.	PMC 380-382
285.	3/20/08	Patient Valuables Envelope. Portneuf Medical Center – accepted by Audrey Chandler	PMC 412
286.	3/20/08	Admit Face Sheet (left foot infection). Portneuf Medical Center	PMC 365
287.	Undated	Wound Guide, Assessment and Plan of Treatment. Admit Face Sheet. Portneuf Medical Center	PMC 383-385
288.	3/18/08	Office Visit. Portneuf Wound Care & Hyperbarics Center	PMC 421, 423
289.	3/13/08	Care Plan and Nursing Note. Creekside Home Health	PMC 424-425
290.	3/13/08	Laboratory Report sent to Hyperbarics from Creekside Home Health (LabCorp)	PMC 418
291.	3/21/08	Fax Cover Sheet to Promise Hospital from Portneuf Medical Center	PMC 413-414
292.	4/09/09	Paramedic Record. Bannock County Ambulance – Leon Holmes, Primary EMT	PMC 24-25
293.	4/09/09	Emergency Department Report. Portneuf Medical Center	PMC 28-29
294.	4/09/09 — 4/15/09	Emergency Department Records (Patient Primary, Consult, Medication Reconciliation. Portneuf Medical Center – Ken Ryan, M.D., Bambi Fowler, Primary RN	PMC 31-38, 200- 206
295.	4/09/09	Emergency Flow Sheet Record. Portneuf Medical Center	PMC 30
296.	4/09/09	Emergency Department Admission Holding Orders. Portneuf Medical Center	PMC 219
297.	4/09/09	Adult DVT/VTE Prophylaxis Screening and Orders. Portneuf Medical Center	PMC 220-221
298.	4/10/09	Medication Reconciliation Form. Portneuf Medical Center	PMC 216
299.	4/09/09 — 4/13/09	Consents and Right to Treatment Decisions. Portneuf Medical Center	PMC 21-22, 182- 183, 192, 213
300.	4/09/09	History & Physical. Portneuf Medical Center – Steven Coker, M.D.	PMC 178-180
301.	4/09/09	Consultation. Portneuf Medical Center – Lida J. Ogden, M.D. and Dr. Sandra Hoffman	PMC 174-177
302.	4/14/09	Physical Therapy Wound Evaluation. Portneuf Medical Center – Stephen Coker, M.D.	PMC 253-254

NO	DATE	DESCRIPTION)	SOURCE CODES
303.	4/15/09	Discharge Summary. Portneuf Medical Center –	PMC 15-18
303.	1,13,05	Lida J. Ogden, M.D.	1 MC 13-16
304.	4/09/09 -	Discharge Planning Notes. Portneuf Medical Center	PMC 251-252
"	4/15/09	- Vivian Street, RN	1110 231 232
305.	Undated	Discharge Instructions (Unsigned). Portneuf Medical	PMC 164-167
		Center	
306.	4/15/09	Discharge Instructions (Doctor's Signature). Portneuf	PMC 184-187
		Medical Center - Lida Ogden, M.D.	
307.	4/15/09	Discharge Instructions (Nurse's Signature). Portneuf	PMC 188-191
		Medical Center - Brittany Ward, RN	
308.	4/09/09 –	Laboratory Cumulative Summary Report. Portneuf	PMC 207-212
	4/15/09	Medical Center	
309.	4/09/09	Radiology Report (X-Ray Pelvis, 1-2 Views).	PMC 26-27
		Portneuf Medical Center - Chris Bachman, M.D.	
310.	4/13/09	Radiology Report (X-Ray Chest, 1 View). Portneuf	PMC 19
		Medical Center – Allen Eng, M.D.	
311.	4/09/09	ECG Strip. Portneuf Medical Center - Reviewed by	PMC 23, 214-215
		Dr. Routson	
312.	4/09/09 -	Physician's Orders. Portneuf Medical Center -	PMC 222, 225,
	4/15/09	Steven Coker, M.D. and Lida J. Ogden, M.D.	228, 233-234, 238-
			240
313.	4/09/09 —	Physician's Orders – Adult Diabetes Management.	PMC 223-224, 226-
	4/13/09	Portneuf Medical Center	227, 229-232, 235-
			236
314.	4/13/09	Physician's Orders – Infusion Therapy. Portneuf	PMC 237
		Medical Center -	
315.	4/10/09	Inpatient Vaccination Order. Portneuf Medical	PMC 217-218
		Center – J. Buck, RN	
316.	4/09/09 —	Interdisciplinary Progress Notes. Portneuf Medical	PMC 241-250
	4/15/09	Center	
317.	4/09/09	ISU Student Ed Worksheet – Faculty Admit/Progress	PMC 196-197
	***************************************	Note. Portneuf Medical Center – Dr. Hoffman	
318.	4/13/09	Diabetes Education Referral (Nurse to Nurse Report).	PMC 255
		Portneuf Medical Center – J. Briggs, RN	
319.	4/09/09 —	Patient Event Logs (Image Notes, Vitals Graph, All	PMC 39-163, 168-
	4/15/09	Untimed Notes, Medications, and All Flowsheets.	173
		Portneuf Medical Center	
320.	4/09/09	Medicare Inpatient / Discharge Rights. Department of	PMC 193-194
		Health & Human Services	
321.	4/15/09	Bannock County Ambulance District Medicare	PMC 198-199
		Documents. Portneuf Medical Center/ Bannock	
		County Ambulance District	
322.	4/15/09	Nursing Patient Transfer Communication. Portneuf	PMC 195
		Medical Center – Brittany Ward, RN	
323.	4/09/09	ER and Inpatient Admit Face Sheet. Portneuf	PMC 20, 181
		Medical Center	

NO	DATE	DESCRIPTION	SOURCE CODES
324.	4/13/09 –		PMC 256-258
324.	4/15/09 -	Fax Cover Sheets. Portneuf Medical Center	PMC 230-238
325.	4/09/09	Patient Information. Pocatello Family Medicine – Ryan Zimmerman	PMC 259-260
326.	6/19/09	Clinical Lab Requisition. Portneuf Medical Center – Michael Baker, M.D.	PMC 8
327.	6/16/09	Laboratory Report (Therapeutic Drug Monitoring) Portneuf Medical Center	PMC 620
328.	6/16/09	Admit Face Sheet (Lab Slip). Portneuf Medical Center	PMC 7, 11
329.	6/19/09	Clinical Lab Requisition. Portneuf Medical Center – Michael Baker, M.D.	PMC 12
330.	6/20/09	Laboratory Report (including Therapeutic Drug Monitoring) Portneuf Medical Center	PMC 9-10
331.	6/27/09	Laboratory Report (including Therapeutic Drug Monitoring) Portneuf Medical Center	PMC 13-14
332.	7/01/09	Admit Face Sheet. Portneuf Medical Center	PMC 5
333.	7/03/09	Clinical Lab Requisition. Portneuf Medical Center – Michael Baker, M.D.	PMC 6
334.	7/03/09	Laboratory Report (including Therapeutic Drug Monitoring) Portneuf Medical Center	PMC 621-622
335.	7/03/09	Admit Face Sheet (Lab Slip). Portneuf Medical Center	PMC 3
336.	7/17/09	Clinical Lab Requisition. Portneuf Medical Center – Michael Baker, M.D.	PMC 4
337.	7/17/09	Laboratory Report (including Therapeutic Drug Monitoring) Portneuf Medical Center	PMC 623-624
338.	8/07/09	Clinical Lab Requisition. Portneuf Medical Center – Michael Baker, M.D.	PMC 2
339.	8/08/09	Laboratory Report (including Cholesterol testing) Portneuf Medical Center	PMC 625-627
340.	8/07/09	Admit Face Sheet (Lab Slip). Portneuf Medical Center	PMC 1
341.	Undated	Correspondence to PMC from Cooper Larson (requesting records)	PMC 628-629
342.	Undated	Blank Document.	PMC 638
		BINGHAM MEMORIAL	
343.	02/23/09	ER Outpatient Record. Bingham Mem Hosp.	BM 2
344.	02/23/09	Request for Out Patient Services. Bingham Mem Hosp.	BM 3
345.	02/23/09	Radiology Report (Pelvis, L Hip, L Knee) . Bingham Mem Hosp. – D.J. Marc Cardinal, M.D.	BM 4
		ACCESS HOME CARE	
346.	01/23/09	Intake/Referral Form	AHC 1-2
347.	01/29/09- 10/07/09	Patient Data Sheets & Insurance Cards	ACH 24, 598, 1226, 2267
348.		Consents. Access Home Health	AHC 3-10
			

NO	DATE	DESCRIPTION	SOURCE CODES
349.	01/21/09-	Physicians Orders. Access Home Health	AHC 43-46, 50-51,
	02/25/10		604-611, 613, 617,
	02,20,10	· *	627-635, 638-639,
			1229-1234, 1236-
			1240, 1242, 1245-
			1247, 1779, 1783-
			1793, 1983, 2275-
			2276, 2279-2289,
			2294.
350.	01/23/09,	Start of Care/Resumption of Care/ Follow-up	AHC 60-67, 109-
	03/20/09,	Recertification	124, 463-471, 589-
	05/20/09,	·	596, 1106-1121,
	04/15/09,		1127-1128, 1635-
	07/21/09,		1642, 1929-1936,
	09/17/09,		2068-2075
	11/18/09,		
	01/15/10		
351.	01/23/09-	Home Health Certification. Access Home Health	AHC 47-49, 636-
331.	01/18/10	120110 120111 0011110111011	637, 1243-1244,
	01/10/10		1248, 1780-1781,
			2277-2278, 2290-
			2293
352.	03/20/09-	Recert Worksheets. Access Home Health	AHC 602-603, 1227-
	01/15/10		1228, 1776-1777,
			2268-2273
353.	02/04/09-	Case Conference Progress Reports. Access Home	AHC 83, 97, 911,
	09/23/09	Health	1123, 1511, 1608,
			1924, 2039, 2076

NO	DATE	DESCRIPTION	SOURCE CODES
354.	01/26/09-	Skilled Nursing Notes. Access Home Health	AHC 57-58, 68-69,
	02/20/10		71-76, 78-79, 81-82,
			84-89, 91-92, 94-95,
			105, 107-108, 396-
			451, 453-462, 472-
			584, 587-588, 648-
			653, 655-672, 719-
			910, 912-932, 934-
			996, 1013-1076,
			1078-1080, 1082-
			1105, 1136-1139,
			1249-1382, 1384-
			1419, 1422-1430,
			1433-1450, 1452-
			1457, 1459-1479,
			1481-1510, 1512-
			1596, 1599-1607,
			1609-1611, 1613-
			1624, 1626-1634,
			1643-1648, 1802-
			1923, 1925-1928,
		:	1937-1980, 1984-
			2011, 2013-2038,
			2040-2067, 2077-
	01/00/00		2078
355.	01/23/09-	Certified Aide Care Plan/Record. Access Home	AHC 127-141, 143-
	02/24/10	Health	205, 298-303, 306-
			310, 312-395, 1143-
			1196, 1650-1710,
256	05/20/00	VACTI D A II II III	2081-2200
356.	05/28/09-	VAC Therapy Docs. Access Home Health	AHC 618-621, 1420-
	08/05/09		1421, 1431-1432,
257	02/14/00	T -1 A D A	1612, 1794
357.	1	<u>Laboratory Reports</u>	AHC 239-241, 1235,
2.50	09/26/09		1760-1774, 2263
358.	01/23/09-	Medication Records. Access Home Health	AHC 53-556, 640-
	05/22/09		646, 1782, 1798-
2.50			1800
359.		<u>Diabetes Information</u>	AHC 644-645, 997-
			1001, 1002-1012
360.	Blank	Blood Sugar Log	AHC 1124
361.	02/23/09-	Missed Visit Reports. Access Home Health	AHC 80, 279, 304,
	01/01/10		305, 311, 2080, 2246,
			2251
362.	01/24/09-	Physical Therapy Records. Access Home Health	AHC 2072-237, 257-
	01/27/10		278, 280-297, 1197-
			1224, 1712-1747,
			2202-2245, 2247-
			2250, 2252-2261

NO	DATE	DESCRIPTION	SOURCE CODES
363.	01/24/09-	Communication Forms. Access Home Health	AHC 59, 70, 77, 90,
	01/21/10		93, 96, 106, 142, 452,
			585-586, 654, 718,
			933, 1077, 1081,
			1122, 1125-1126,
			1129-1135, 1140-
			1141, 1241, 1383,
		·	1458, 1480, 1597-
			1598, 1625, 1981-
364.	01/23/09	Hospitalization Risk Assessment	1982, 2012 AHC 125
365.	01/23/09		
		Fall Risk Assessment	AHC 126
366.	04/29/09-	Misc Fax Cover Sheets from Access Home Health –	AHC 612, 614, 2295
	02/03/10	Jen, RN	
367.	04/15/09	Correspondence to Access Home Health from Cooper	AHC 600-601
		& Larsen	
368.	08/05/09	Facsimile to Access Home Health – Jen, RN from KCI	AHC 1795
		USA – Lisa Rios	
369.		Various Authorizations for Release of Information	AHC 256, 599, 2274
370.	01/21/09-	Chart Summaries. Pocatello Family Medicine	AHC 18-19, 26-33
	04/30/09		
371.	04/23/09-	General Notes. Pocatello Family Medicine	AHC 622, 1796-
,	01/18/10		1797, 2296-2301
372.	04/23/09	Note re: medications. Pocatello Family Medicine	AHC 615-616
373.	01/21/09	Medications Reports. Pocatello Family Medicine	AHC 20-23, 25
374.	02/10/09-	Test Forms. Pocatello Family Medicine	AHC 34, 242-243,
<i>'</i> }	08/04/09	•	1778
375.	04/09/09	ER Report. Portneuf Medical Center - Kenneth	AHC 16-17
		Ryan, M.D.	
376.	04/09/09	Consultation. Portneuf Medical Center – Lida	AHC 623-626
		Ogden, M.D.	
377.	04/09/09	History & Physical. Portneuf Medical Center –	AHC 39-41
577.	0 1/0//05	Steven Coker, M.D.	
378.	04/09/09	Nursing Patient Transfer. Portneuf Medical Center	AHC 11
379.	04/15/09	Discharge Summary. Portneuf Medical Center –	AHC 35-38
377.	04/13/07	Lida Ogden, M.D.	7 ti 10 33-30
380.	04/15/09	Discharge Instructions. Portneuf Medical Center –	AHC 12-15
300.	04/13/09		ATIC 12-13
381.	06/19/09-	Lida Ogden, M.D. Laboratory Reports. Portneuf Medical Center	AHC 244-245, 1749-
301.	06/19/09-	Laboratory Reports. Formetti Medicai Center	1750, 1754-1759,
	02/09/10		2264-2266
382.	07/11/09-	Laboratory Report. Quest Diagnostics	AHC 246-255, 1751-
JU2.	01/27/10	Transferrate Laborer Anger Diagnostics	1753
l	01/4//10	PROMISE HOSPITAL	
383.	03/24/08	Patient Registration Form. Promise Hosp.	PH 15
384.	03/24/08		PH 24-30
J04.	03/24/08	Pre-Admission Screening – Medical Record Review.	III 24-30
		Promise Hosp.	

NO	DATE	DESCRIPTION	SOURCE CODES
385.	03/24/08	Select Admit Orders. Promise Hosp. – Robert Taylor, M.D.	PH 37
386.	03/24/08	Admit/Discharge Medication Reconciliation & Order. Promise Hosp. – Wendy Rusin, NP	PH 38
387.		Consents	PH 17-22
388.	03/24/08	History & Physical. Promise Hosp Wendy Rusin, N.P.	PH 31-33
389.	03/28/08	Consultation. Promise Hosp David Howe, M.D.	PH 70-72
390.	04/11/08	<u>Discharge Summary</u> . Promise Hosp. – Nwanyidirim Ahanonu-Acord, N.P.	PH 34-36
391.	04/11/08	Final Discharge Order. Promise Hosp Nwanyidirim Ahanonu-Acord, N.P.	PH 63
392.	03/24/08	Patient Transfer Form. Portneuf Medical Center	PH 436
393.	03/25/08-	Laboratory Reports. Salt Lake Reg Med Center	PH 125-177
	04/11/08		
394.	03/28/08	Radiology Report (chest). Salt Lake Reg Med Center – W. R. Brinton, M.D.	PH 178-179
395.	03/28/08	Radiology Report (bilat knees). Salt Lake Reg Med Center – Richard B. Holt, M.D.	PH 180-181
396.	04/07/08	Radiology Report (hips). Salt Lake Reg Med Center – Jonathan Naatz, M.D.	PH 182-183
397.	03/24/08- 04/11/08	Physicians Orders. Promise Hosp.	PH 40-48, 55-62
398.	03/25/08- 04/04/08	Physician Progress Notes. Promise Hosp. – David Howe, M.D.	PH 69, 89, 92, 120
399.	03/31/08- 04/11/08	Notes. Promise Hosp.	PH 100, 121, 197
400.	03/25/08- 04/21/08	Progress Notes. Promise Hosp.	PH 195-196
401.	03/24/08-	Chart Notes. Promise Hosp.	PH 64-68, 73-75,
	04/11/08	a	78-79, 91, 94-97,
			99, 102-104
402.	03/25/08	Wound Care Evaluations. Promise Hosp.	PH 105-119
403.	03/25/08- 04/11/08	Dressing Change Documentation. Promise Hosp.	PH 122-123
404.		Braden Scale for Predicting Pressure Sore Risk. Promise Hosp.	PH 124
405.	03/25/08- 04/10/08	Primary Treatment Program: Wound/Skin. Promise Hosp.	PH 198-201
406.	03/24/08	ECG. Promise Hosp.	PH 184
407.	03/24/08	Interdisciplinary Nursing Admission Assessment. Promise Hosp.	PH 316-321
408.	03/24/08- 04/11/08	24 Hour Care Record. Promise Hosp.	PH 322-435
409.	03/25/08	Subcutaneous Insulin Orders and Glucose Management Protocol. Promise Hosp. – Wendy Rusin, NP	PH 39

NO	DATE	DESCRIPTION	SOURCE CODES	
410.	03/24/08-	Medication Administration Records	PH 49-54, 208-315	
	04/11/08		,,	
411.	04/01/08	Physical Medicine and Rehab Consultation. Promise	PH 76-77	
		Hosp. – Dr. Alan Davis		
412.	04/03/08-	Physical Medicine & Rehab Progress Notes. Promise	PH 90, 93, 98, 101	
	04/09/08	Hosp.		
413.	03/25/08-	Physical Therapy Records. Promise Hosp.	PH 191-194	
	04/08/08			
414.	03/25/08-	Occupational Therapy Records. Promise Hosp.	PH 185-190, 206-	
	04/10/08		207	
415.	03/26/08-	Nutrition Assessment. Promise Hosp.	PH 202-205	
	04/02/0/8			
416.		Patient Belongings List. Promise Hosp.	PH 23	
417.		Signature Page. Promise Hosp.	PH 16	
418.	04/02/08	Operative Report (L below knee amputation). Salt	PH 80-81	
	0.1/00/00	Lake Reg Med Center – David Howe, M.D.		
419.	04/02/08	Pre-Operative Physician Notes. Salt Lake Reg Med	PH 85	
100	0.1/00/00	Center –	DILO	
420.	04/02/08	OR ECG. Salt Lake Reg Med Center	PH 82	
421.	04/02/08	Anesthesia Records. Salt Lake Reg Med Center	PH 83-84	
422.	04/02/08	Progress Notes. Salt Lake Reg Med Center	PH 86	
423.	04/02/08	Admitting Face Sheet. Salt Lake Reg Med Center	PH 88	
424. 04/02/08 Consent. Salt Lake Reg Med Center PH 87				
105		RT OF PLAINTIFF'S SID GERBER, LNFA, MBA, GO	CM, CSA	
425.	8/31/09	Report of Plaintiff's Expert Sid Gerber, LNFA, MBA,		
DE	PODT OF F	GCHM, CSA	O MON OWON	
	,	PLAINTIFF'S EXPERT SUZANNE FREDRICK RN-E	C, MISN, CWCN	
426.	4/19/10	Report of Plaintiff's Expert Suzanne Fredrick, RN-BC,		
	DED	MSN, CWCN	ZMD	
427.	9/17/09	ORTS OF PLAINTIFF'S EXPERT HUGH SELZNICH	L, IVI.D.	
427.	11/25/09	Selznick Record Review Report Selznick Supplemental Report		
429.	Undated	Selznick Supplemental Report Selznick Additional Record Review 01		
430.	Undated	Selznick Additional Record Review 02		
430.	Undated	Selznick Additional Record Review 02 Selznick Additional Record Review 03		
	Undated	Selznick Additional Record Review 03 Selznick Summary – Medical Record Review		
432. Undated Selznick Summary – Medical Record Review HEALTH & WELFARE				
433.	1/24/08	Department of Health & Human Services Centers for	JN 1016-1115	
7JJ.	1/27/00	Medicare & Medicaid Services Survey Report	01.1010 1112	
434.	2/19/08	IDH&W Letter from Lorene Kayser, LSW to Derrick	JN 1146-1153	
.5	2,17,00	Glum, Administrator at PC&RC	11.11.0 1100	
435.	7/14/09	IDH&W Letter from Loretta Todd, RN to Mr. Ruchti	JN 1275-1287	
DEPOSITIONS				
436.		Deposition transcript of Judith Nield, taken 02/24/10		
		TO THE TANK		

EXHIBIT D

THOMAS J. COFFMAN, MD

WORK ADDRESS

125 E. Idaho, Suite 203 Boise, ID 83712

Phone: 208-338-0148 Fax: 208-336-4027

HOME ADDRESS

212 Jantoni Boise, ID 83712

Phone: 208-866-1646

EDUCATION

1975-1979 University of California (Santa Cruz, CA)

• B.A., Biology

1979-1984 University of Iowa Medical School Iowa City IA

• MD

1984-1987 University of Iowa Hospital and Clinics Iowa City, IA

Resident in Internal Medicine

1987-1989 University of Iowa-Department of Medicine

• Fellow in Infectious Disease

BOARD CERTIFICATION

- American Board of Internal Medicine-1987
- American Board of Infectious Disease-1990
- American Board of Infectious Disease-2001

LICENSURE

• Idaho-1990 M-5628

April 14, 2010

PROFESSIONAL EXPERIENCE

- 2009- Present Chief of Staff, St Lukes Regional Medical Center
- Clinical Assistant Professor of Medicine, University of Washington School of Medicine
- Chairman, Infection Control Committee, St Lukes Regional Medical Center
- Chairman, Infection Control Committee, Elks Rehabilitation Hospital
- Co-Chairman Infections Control, St Alphonsus Regional Medical Center
- 1990-Present Private Practice, Infectious Disease
- 2001-Present, HIV Clinical Services (Ryan White Grant) Family Practice Residency of Idaho

PUBLICATIONS

- Coffman, TJ, Cox CD, Edeker BL, Britigan BE. The pseudomonas siderophore can function as a hydroxyl radical catalyst, J. Clin. Inves., V6 #4, pp 1030-37, Oct 1990
- Schlecte JA, Coffman, TJ. Plasma free cortisol in depressive illness: A review of findings and clinical applications. J Psych. Med., 3:23-31, 1985
- Adams HP, Dawson G, Coffman, TJ, Corry R. Stroke in renal transplant recipients, Arch. Neurol., 43:113-115, 1988
- Britigan BE, Coffman, TJ, Adelberg DR, Cohen MS.
 Mononuclear Phagocytes have the potential for sustained hydroxyl production: Use of spin trapping techniques to investigate mononuclear phagocyte free radical production, J. Exp. Med., 168:2367-2372, 1988
- Britigan BE, Coffman TJ, Buettner GR. Spin trapping evidence for the lack of significant hydroxyl radical phagocytes using a spin adduct resistant to superoxide mediated destruction. J. Biol. Chem.

ABSTRACTS

- Britigan BE, Coffman, TJ, Adelberg DR, Cohen MS Monocytes and monocyte-derived macrophages lack the endogenous capacity to form hydroxyl radical as assessed by spinning trapping. Clin. Res. 36:452A, 1988
- Coffman, TJ, Cohen Ms, Mcgowan SE, Adelberg DR, Britigan BE. Free radical production of human moncyte-derived and pulmonary alveolar macrophages and the impact of y-interferon assessed by spin trapping. Proceedings of the 28th Interscience conference on Antimicrobial Agents and Chemotherapy, p. 160, 1988

April 14, 2010

ABSTRACTS CONT.

- Kaiser DL, Bilar J, Coffman TJ, Adams IIP. Neurologic complications of prosthetic valve endocarditis. Am. Neurol. Assoc
- Coffman TJ, Buettner GR, Hamill DR, Britigan BE. The pseudomonas siderophore pyochelin can function as a hydroxyl radical catalyst Clin. Res., 37:426, 1989
- Coffman TJ, Buettner GR, Hamill DR, Britigan BE. An improved spin trapping system for assessment of Neutrophil hydroxyl radical formation using DMSO and phenyl-N-burtylnitrone, Clin. Res., 37:908A, 1989

April 14, 2010

EXHIBIT E



2010 Consulting Fee Schedule

ACTIVITY	RATE/HOUR	DAILY MINIMUM
CHART REVIEW	\$500.00	NONE
RESEARCH	\$500.00	NONE
MEETING	\$750.00	\$750.00
DEPOSITION	\$1,500.00	\$1,500.00
TRIAL	\$1,500.00	\$3000.00

BILLING IN 1/2 HOUR INCREMENTS

EXPENSES WILL BE SUBMITTED ON PER CASE BASIS



THOMAS COFFMAN, MD SKY BLUE, MD CASI WYATT, DO SUSAN MCMULLEN, NP-C

125 E. IDAHO, SUITE 203 BOISE, ID 83712 PHONE: 208-338-0148 FAX: 208-336-4027

July 15, 2010

Hall, Farley P O box 1271 Bosie, ID 83701 sld@hallfarley.com

ATTN:

Chris Comstock

RE:

Consulting Fee Schedule

Please contact our office if there are questions or concerns.

Sincerely,

Jennifer Lash Practice Manager Sawtooth Infectious Disease 125 E. Idaho, Suite 203, Boise, ID 83712 (P) 208-338-0148 (F) 208-336-4027

EXHIBIT F

INDEX OF DOCUMENTS SENT TO EXPERT THOMAS COFFMAN, M.D.

NO	DATE	DESCRIPTION	SOURCE CODES
		Pocatello Care & Rehab Center	
1.	10/1/09	Verified Complaint and Demand for Jury Trial	
2.	Undated	Pg w/Patient Name and No	PCRC 1
3.	08/25/07	Record of Admission. Pocatello Care & Rehab	PCRC 5
4.	varies	Consents. Pocatello Care & Rehab	PCRC 152, 521-
			529
5.	08/29/07	Identification of Parties to this Agreement. Pocatello	PCRC 16-17
		Care & Rehab	
6.	12/03/07	Instructions for Patients Discharged Home. Pocatello	PCRC 66-67
		Care & Rehab	
7.	12/03/07	Patient Change Form. Pocatello Care & Rehab	PCRC 531
8.	12/04/07	Discharge Summary. Pocatello Care & Rehab	PCRC 65
9.	12/04/07	Discharge Tracking Form. Pocatello Care & Rehab	PCRC 318
10.	08/25/07	Comprehensive Resident Assessment. Pocatello Care	PCRC 373-374
		& Rehab	
11.	08/25/07	Initial Care Plan. Pocatello Care & Rehab	PCRC 310-314
12.	08/25/07	Facility Standing Orders. Pocatello Care & Rehab	PCRC 111
13.	08/27/07-	Physician Orders. Pocatello Care & Rehab	PCRC 98-109
	12/03/07		D CD C 50 00
14.	08/27/07-	Physician Progress Notes. Pocatello Care & Rehab	PCRC 73-82
1.5	12/03/07		PGPG 00 01 05
15.	11/08/07,	Physician Referrals. Pocatello Care & Rehab	PCRC 89, 91, 95
1.6	11/20/07		DCD C 250 202
16.	08/25/07-	Progress Notes. Pocatello Care & Rehab	PCRC 250-283
17	11/16/07	Skilled/Alext Charting Decetalle Come & Dekeh	PCRC 198-249
17.	11/07/01- 12/03/07	Skilled/Alert Charting. Pocatello Care & Rehab	FURC 198-249
18.	08/25/07-	Vital Signs Flowsheets. Pocatello Care & Rehab	PCRC 69-71
10.	12/12/07	vital Signs Flowsheets. I ocateno Care & Renau	1 CKC 03*/1
19.	08/25/07-	Weight Log. Pocatello Care & Rehab	PCRC 72
17.	11/25/07	Worght Log. I watche Care & Minar	I CRC /2
20.	10/24/07	Hypertension Record. Pocatello Care & Rehab	PCRC 301
21.	08/25/07-	Medication/Narcotic Records. Pocatello Care &	PCRC 96-97, 112-
<i>2</i> .1.	11/30/07	Rehab	120, 125-149, 416-
	11/30/07	ALLIAN	417, 432-507
22.	08/25/07-	Skin Integrity, Actual or Potential. Pocatello Care &	PCRC 316, 392
	08/27/07	Rehab	
	/		L

NO	DATE	DESCRIPTION	SOURCE CODES
23.	09/07-	Weekly Skin Assessments. Pocatello Care & Rehab	PCRC 393-395,
	12/07		400-401, 410-415,
		_	418-421, 423-426
24.	08/25/07-	Braden Scale – For Predicting Pressure Sore Risk.	PCRC 377, 402-
	11/21/07	Pocatello Care & Rehab	403
25.	08/27/07-	Non-Pressure Ulcer Site Sheets. Pocatello Care &	PCRC 405-422
	10/22/07	Rehab	
26.	08/25/07,	Comprehensive Pain Assessment Forms. Pocatello	PCRC 378-381
	11/21/07	Care & Rehab	
27.	08/29//07-	Activity Flow Charts / Assessments. Pocatello Care	PCRC 150-151,
	12/04/07	& Rehab	427-431
28.	08/07-	Plan of Treatment for Outpatient Rehabilitation.	PCRC 285-286,
	09/07	Pocatello Care & Rehab	295-296
29.	08/27/07-	Physical Therapy Progress Notes. Pocatello Care &	PCRC 287-292
	09/27/07	Rehab	
30.	08/07-	Physical Therapy /Occupational Daily Treatment Grid.	PCRC 293-294,
	09/07	Pocatello Care & Rehab	299-300
31.	08/27/07-	Occupational Therapy Progress Notes/Weekly	PCRC 297-298
	09/12/07	Summary. Pocatello Care & Rehab	
32.	08/25/07-	Patient Change Forms. Pocatello Care & Rehab	PCRC 10-12
	12/03/07		
3,3.	08/30/07	Personal and Other Property Inventories. Pocatello	PCRC 15, 532
		Care & Rehab	
34.	08/28/07-	Medicare Certification and Recertification. Pocatello	PCRC 123-124
نو	11/20/07	Care & Rehab	
[^] 35.	undated	Cumulative Diagnosis – Goals of Medication Therapy.	PCRC 68
		Pocatello Care & Rehab	
36.	undated	Exercise Worksheet. Pocatello Care & Rehab	PCRC 284
37.	08/29/07-	Interdisciplinary Care Plan. Pocatello Care & Rehab	PCRC 302-309,
	08/30/07	•	315, 317
38.	09/07-	Medicare Basic Assessment Tracking Form. Pocatello	PCRC 319-364
	11/07	Care & Rehab	
39.	09/04/07	RAP Summary. Pocatello Care & Rehab	PCRC 365-369
40.	08/29/07	SVC - Compressed ADL Report. Pocatello Care &	PCRC 370
		Rehab	
41.	10/07	Immunization Record. Pocatello Care & Rehab	PCRC 371
42.	08/25/07,	Bladder / Bowel Assessments. Pocatello Care &	PCRC 375-376,
	11/21/07	Rehab	382
43.	08/25/07,	Elopement Risk Assessment. Pocatello Care &	PCRC 383, 391
ĺ	11/21/07	Rehab	
44.	08/25/07	Fall Risk Assessment. Pocatello Care & Rehab	PCRC 384-385
45.	undated	Full Body Motion Screening. Pocatello Care &	PCRC 386-388
		Rehab	
46.	08/25/07	Pre-Restraint/Device Assessment. Pocatello Care &	PCRC 389-390
-		Rehab	
47.	08/27/07-	Nutrition Documentation. Pocatello Care & Rehab	PCRC 508-13
	11/26/07		
	11/26/07		

NO	DATE	DESCRIPTION	SOURCE CODES
48.	08/26/07-	Behavior Assessments. Pocatello Care & Rehab	PCRC 514-515
	12/03/07		
49.	08/28/07,	Interdisciplinary Team Conference. Pocatello Care &	PCRC 516, 530
	11/06/07	Rehab	
50.	08/26/07	Social Work Assessment. Pocatello Care & Rehab	PCRC 517-518
51.	11/16/07	Resident Education Documentation (re: wound	PCRC 396-399
	11/07/07	covering). Pocatello Care & Rehab	DODG 00
52.	11/27/07	Pathology Report (skin biopsy). IDX Pathology	PCRC 92
53.	11/30/07	Notice of Medicare Provider Non-Coverage. Pocatello Care & Rehab	PCRC 519-520
54.		Resident Census History. Pocatello Care & Rehab	PCRC 2
55.		Insurance Info	PCRC 9, 18, 13, 19
	<u> </u>	Portneuf Medical Center	1 CRC 7, 10, 13, 17
56.	08/21/07	Admission Records. Portneuf Medical Center	PCRC 6, 8
57.	08/21/07	History & Physical. Portneuf Medical Center -	PCRC 159-162,
		Brandon Mickelsen, M.D. (also handwritten note by	166-167, 169-170
	<u> </u>	Ryan Zimmerman, M.D.)	
58.	08/21/07	ISU Student Ed Worksheet. Portneuf Medical Center	PCRC 168
59.	08/23/07	Consultation Report. Portneuf Medical Center -	PCRC 163-165,
	00/02/07	Kenneth Newhouse, M.D.	DODO 172
60.	08/23/07-	Progress Note. Portneuf Medical Center	PCRC 173
61.	08/24/07	Pre-Admission Screening / Resident Review. Portneuf	PCRC 7
01.	06/24/07	Medical Center	TCRC /
62.	08/24/07	Advanced Directives / Living Will	PCRC 153-158
63.	08/27/07	Infusion Therapy – Physician's Orders/Progress.	PCRC 110
		Portneuf Medical Center	
64.	11/12/09	Pathology Report. Portneuf Medical Center	PCRC 178-182
6 5.	08/28/07-	Laboratory Reports. Portneuf Medical Center	PCRC 176-77, 183-
	12/03/07		197
66.	08/29/07	Advanced Medicare Bed Placement. Portneuf	PCRC 14
(7	11/12/07	Medical Center	PCRC 84, 88, 94
67.	11/13/07- 12/03/07	Rx . Portneuf Medical Center - Michael Baker, M.D.	rckc 64, 66, 94
68.	11/20/07-	Follow-up Notes Wound Care & Hyperbaric	PCRC 83, 86, 93
00.	12/03/07	Center- Portneuf Medical Center	1 010 03, 00, 73
69.	11/20/07-	Hyperbarics Oxygen Would Care Flow Sheet	PCRC 85, 87, 90
	11/27/07		, ,
70.	undated	Diabetes Management. Portneuf Medical Center	PCRC 121-122
71.	08/25/07-	Billings. Pocatello Care & Rehab	PCRC 20-44, 52
	12/30/07,		
	04/01/08		
72.		Blue Cross EOB's and Payments	PCRC 45-51
73.		Resident Cash Receipts Report	PCRC 3
74.		Resident Aging Summary	PCRC 4
75.	11/07/07	Grievance-Complaint Rpt	PCRC 535

NO	DATE	DESCRIPTION	SOURCE CODES
76.	2007		PCRC 536-537,
		Employee In-service Logs	545-547
77.	2007	In-service Training Reports	PCRC 538-540
78.		Instructions for RTD Dressing	PCRC 541-542
79.	2007	Using Universal Precautions	PCRC 543-544
80.	07/07 -		
	08/07	Education Attendance Records	PCRC 548, 550
81.	07/19/07	In-Service training by Laree Dunn	PCRC 549
82.		Check Points to Prevent Medication Errors	PCRC 551
83.	11/07	Infection Control Policy - Isolation and prevention	PCRC 552-553
84.		MRSA policy	PCRC 554-557
85.		Staff Self Eval of Infection Control Practices	PCRC 558-559
86.		Infection Control Policy - Hand Washing	PCRC 560
87.		Floor Plan	PCRC 561
	Re	OCKY MOUNTAIN ARTIFICIAL LIMB & BRACE,	INC.
88.	06/19/09,	Chart Notes. Rocky Mountain Artificial Limb &	RMALB 2
	06/26/09	Brace, Inc.	
89.	6/19/09	Product Delivery Form. Rocky Mountain Artificial	RMALB 7
		Limb & Brace, Inc.	
90.	6/19/09	Fax Correspondence to/from Linda Babbitt, M.D.	RMALB 8
		from/to Rocky Mountain Artificial Limb & Brace,	
		Inc. – Joani	
91.	01/25/10	Fax Correspondence to HFOB. from/to Rocky	RMALB 1
		Mountain Artificial Limb & Brace, Inc.	
*****		INTERMOUTAIN MEDICAL CLINIC	
92.	02/07/08,	Physician Telephone Orders Creekside Home Health	IMC 2-3
	02/14/08		
93.	06/15/09	Laboratory Reports. Intermountain Medical Center	IMC 4-6
94.	06/12/09	Laboratory Reports. LabCorp	IMC 8-13
95.	06/16/09-	Laboratory Reports. Portneuf Medical Center	IMC 14-30
	07/17/09		
96.		Blank Account Balance	IMC 7
97.	02/03/10	Billing to HFOB	IMC 1
		IDAHO WOUND CARE & HYPERBARICS	·
98.	11/02/05	Initial Evaluation, Registration & Testing Portneuf	IWCH 133, 136-
		Wound Care & Hyperbarics Center – Michael S.	137, 159, 285
		Baker, M.D.	
99.	11/07/05 -	Office Notes. Portneuf Wound Care & Hyperbarics	IWCH 1-2, 9-36,
	5/08/06,	Center – Charles O. Garrison, M.D., Michael J.	65-73, 134-136,
	11/09/07 – 3/20/08,	Gregson, M.D., Michael S. Baker, M.D.	138-150, 152, 154-
	04/21/09-		155, 157-158, 165,
	08/05/09		167, 170, 172, 174,
	3, 33, 37		176, 178, 181-182,
			184, 193

NO	DATE	DESCRIPTION	SOURCE CODES
100.	11/02/05 -	Wound Care Flow Sheet. Portneuf Wound Care &	IWCH 52-63
	05/08/06,	Hyperbarics Center - Charles O. Garrison, M.D.,	
	11/09/07 -	Michael J. Gregson, M.D., Michael S. Baker, M.D.	
	03/18/08,		
	04/09/09 -		
	05/13/09		
101.	2/20/06,	Hyperbarics Oxygen Wound Care Flow Sheet.	IWCH 64, 153,
	3/27/06,	Portneuf Wound Care & Hyperbarics Center	156, 166, 168-169,
	11/19/07 –		171, 175, 177, 179-
	3/12/08		180, 183, 185-186
102.	3/30/06	INR Log. Portneuf Wound Care & Hyperbarics	IWCH 160
	5/08/06	Center	
103.	2/09/06	Review of Treatment/Condition. Portneuf Wound	IWCH 151
		Care & Hyperbarics Center	
104.	11/09/07	Oxygenation Testing Report.	IWCH 130-132
105.	12/10/07	Biologic Dressing Placement Check List. Portneuf	IWCH 173
		Wound Care & Hyperbarics Center	
106.	11/04/05-	Laboratory Reports. Portneuf Medical Center - S.M.	IWCH 194-197,
100.	12/19/05,	Skoumal, M.D.	238, 241-247, 251-
	06/16/09 -	Skoumai, w.b.	258,
	08/08/09		250,
107.	11/09/07-	Laboratory Reports. Portneuf Wound Care and	IWCH 3-8, 37-51
	03/13/08,	Hyperharic Clinic	
	07/17/09	Try per bur te camie	
108.	03/30/06-	Laboratory Reports. LabCorp	IWCH 198-205,
	5/08/06,	,	220-221, 226-237,
	03/13/08,	′1	239-240, 245, 248,
	04/28/09-		253, 259
109.	08/05/09 07/11/09	Laboratory Reports. Quest Diagnostics	IWCH 249-250
	11/12/07-	Pathology Reports. Portneuf Medical Center	IWCH 206-214,
110.	03/17/08	Pathology Reports. Portneul Medical Center	1
		Dalah Day (IDV Dalah City)	216-218, 222-225
111.	11/21/07, 2/19/08	Pathology Report. IDX Pathology - Christine	IWCH 215, 219
110		Meacham, M.D.	INVOITAGE ACT
112.	3/27/06	Radiology Report (Left Lower Venous Doppler	IWCH 260-261
		Ultrasound). Diagnostic Imaging Service of Idaho	***************************************
113.	8/21/07	Radiology Report (Left Lower Extremity Arteries	IWCH 262
		<u>Ultrasound</u>). Portneuf Medical Center – Chris	
		Bachman, M.D.	
114.	8/21/07	Radiology Report (Left Lower Extremity Venous	IWCH 263
		<u>Ultrasound).</u> Portneuf Medical Center	
115.	11/29/07	Radiology Report (Bilateral Lower Extremity Venous	IWCH 267
		Doppler Ultrasound). Portneuf Medical Center -	
1		Chris Bachman, M.D.	
116.	3/17/08	Radiology Report (MRI Left Foot w/o and w/	IWCH 268-269,
		Contrast). Portneuf Medical Center	271
117.	3/17/08	Radiology Report (Left Foot, Three Views). Portneuf	IWCH 270
11/.	3/1//00	Medical Center	111 011 2/0
		Ivicultal Cellel	1

11/30/07 Fax Correspondence to Diagnostic Imaging from Idaho Hyperbarics & Wound Care Center - Michael S. Baker, M.D. 120. 8/21/07 Fax Referral Form to PMC Hyperbarics/Wound Care from HealthWest Pocatello Clinic - Ty Salness, M.D. 121. 11/13/07- 08/06/09 Misc Orders from Portneuf Wound Care & Hyperbaric Clinic - Michael S. Baker, M.D. 122. 11/27/07 Fax Order to Pocatello Care & Rehabilitation from Portneuf Wound Care & Hyperbaric Clinic - Michael S. Baker, M.D. 123. 11/28/07 Fax Order to Portneuf Medical Center Radiology Department from Portneuf Wound Care & Hyperbaric Clinic - Michael S. Baker, M.D. 124. 11/30/07 Chart Note from Kenneth E. Newhouse, M.D. IWCH 125. 12/19/07 Fax Order to Creekside Home Health from Portneuf Wound Care & Hyperbaric Clinic - Michael S. Baker, M.D. 126. 02/19/08- 03/18/08 Physician Order/Referral Portneuf Wound Care & Hyperbaric Clinic - Michael S. Baker, M.D. 127. 04/15/09 Discharge Summary Portneuf Medical Center - Lida J. Ogden, M.D. 128. 04/15/09 Discharge Summary Pocatello Family Medicine - Lida J. Ogden, M.D. 129. 10/20/20/20/20/20/20/20/20/20/20/20/20/20	161-162 283 79-80, 92, 21, 128-129 123-125 265-266
119. 3/27/06 Fax Correspondence to Diagnostic Imaging from Idaho Hyperbarics & Wound Care Center - Michael S. Baker, M.D. 120. 8/21/07 Fax Referral Form to PMC Hyperbarics/Wound Care from HealthWest Pocatello Clinic - Ty Salness, M.D. 121. 11/13/07- 08/06/09 Misc Orders from Portneuf Wound Care & Hyperbaric Clinic - Michael S. Baker, M.D. 122. 11/27/07 Fax Order to Pocatello Care & Rehabilitation from Portneuf Wound Care & Hyperbaric Clinic - Michael S. Baker, M.D. 123. 11/28/07 Fax Order to Portneuf Medical Center Radiology Department from Portneuf Wound Care & Hyperbaric Clinic - Michael S. Baker, M.D. 124. 11/30/07 Chart Note from Kenneth E. Newhouse, M.D. 125. 12/19/07 Fax Order to Creekside Home Health from Portneuf Wound Care & Hyperbaric Clinic - Michael S. Baker, M.D. 126. 02/19/08- 03/18/08 Physician Order/Referral. Portneuf Wound Care & Hyperbaric Clinic - Michael S. Baker, M.D. 127. 04/15/09 Discharge Summary. Portneuf Medical Center - Lida J. Ogden, M.D. 128. 04/15/09 Discharge Summary. Portneuf Medical Center - Lida J. Ogden, M.D. 129. 04/22/09- 08/05/09 Mound Care & Hyperbaric Clinic WCH Wound Care & Hyperbaric C	161-162 1283 179-80, 92, 21, 128-129 123-125 265-266 284 126-127
Idaho Hyperbarics & Wound Care Center - Michael S. Baker, M.D. 120. 8/21/07 Fax Referral Form to PMC Hyperbarics/Wound Care from HealthWest Pocatello Clinic - Ty Salness, M.D. 121. 11/13/07- 08/06/09 Misc Orders from Portneuf Wound Care & Hyperbaric Clinic - Michael S. Baker, M.D. 122. 11/27/07 Fax Order to Pocatello Care & Rehabilitation from Portneuf Wound Care & Hyperbaric Clinic - Michael S. Baker, M.D. 123. 11/28/07 Fax Order to Portneuf Medical Center Radiology Department from Portneuf Wound Care & Hyperbaric Clinic - Michael S. Baker, M.D. 124. 11/30/07 Chart Note from Kenneth E. Newhouse, M.D. IWCH Wound Care & Hyperbaric Clinic - Michael S. Baker, M.D. 125. 12/19/07 Fax Order to Creekside Home Health from Portneuf Wound Care & Hyperbaric Clinic - Michael S. Baker, M.D. 126. 02/19/08- 03/18/08 Physician Order/Referral Portneuf Wound Care & Hyperbaric Clinic - Michael S. Baker, M.D. 127. 04/15/09 Discharge Summary Portneuf Medical Center - Lida J. Ogden, M.D. 128. 04/15/09 Discharge Summary Portneuf Medical Center - Lida J. Ogden, M.D. 129. 04/22/09- 04/22/09- 08/05/09 Fax Orders to Access Home Health from Portneuf Wound Care & Hyperbaric Clinic WCH WCH WOUND CARE & WOUND CARE & WOUND CARE & WO	79-80, 92, 21, 128-129 123-125 265-266 284 126-127
Michael S. Baker, M.D. Fax Referral Form to PMC Hyperbarics/Wound Care from HealthWest Pocatello Clinic – Ty Salness, M.D. IWCH 08/06/09 Misc Orders from Portneuf Wound Care & Hyperbaric Clinic – Michael S. Baker, M.D. I20-12	79-80, 92, 21, 128-129 123-125 265-266 284 126-127
120. 8/21/07 Fax Referral Form to PMC Hyperbarics/Wound Care from HealthWest Pocatello Clinic - Ty Salness, M.D. 121. 11/13/07- 08/06/09 Misc Orders from Portneuf Wound Care & Hyperbaric Clinic - Michael S. Baker, M.D. 120-12 122. 11/27/07 Fax Order to Pocatello Care & Rehabilitation from Portneuf Wound Care & Hyperbaric Clinic - Michael S. Baker, M.D. 123. 11/28/07 Fax Order to Portneuf Medical Center Radiology Department from Portneuf Wound Care & Hyperbaric Clinic - Michael S. Baker, M.D. 124. 11/30/07 Chart Note from Kenneth E. Newhouse, M.D. IWCH 125. 12/19/07 Fax Order to Creekside Home Health from Portneuf Wound Care & Hyperbaric Clinic - Michael S. Baker, M.D. 126. 02/19/08- 03/18/08 Physician Order/Referral. Portneuf Wound Care & Hyperbaric Clinic - Michael S. Baker, M.D. 127. 04/15/09 Discharge Summary. Portneuf Medical Center - Lida J. Ogden, M.D. 128. 04/15/09 Discharge Summary. Portneuf Medical Center - Lida J. Ogden, M.D. 129. 04/22/09- 08/05/09 Fax Orders to Access Home Health from Portneuf Wound Care & Hyperbaric Clinic IWCH 08/05/09 Wound Care & Hyperbaric Clinic IWCH 120. 1	279-80, 92, 21, 128-129 123-125 265-266 284 126-127
from HealthWest Pocatello Clinic – Ty Salness, M.D. 121. 11/13/07- 08/06/09	279-80, 92, 21, 128-129 123-125 265-266 284 126-127
M.D. Misc Orders from Portneuf Wound Care & IWCH	21, 128-129 123-125 265-266 284 126-127
121.	21, 128-129 123-125 265-266 284 126-127
122. 11/27/07 Fax Order to Pocatello Care & Rehabilitation from Portneuf Wound Care & Hyperbaric Clinic – Michael S. Baker, M.D. 123. 11/28/07 Fax Order to Portneuf Medical Center Radiology Department from Portneuf Wound Care & Hyperbaric Clinic – Michael S. Baker, M.D. 124. 11/30/07 Chart Note from Kenneth E. Newhouse, M.D. 125. 12/19/07 Fax Order to Creekside Home Health from Portneuf Wound Care & Hyperbaric Clinic – Michael S. Baker, M.D. 126. 02/19/08- O3/18/08 Hyperbaric Clinic – Michael S. Baker, M.D. 127. 04/15/09 Discharge Summary. Portneuf Wound Care & Hyperbaric Clinic – Michael S. Discharge Summary. Portneuf Medical Center – Lida J. Ogden, M.D. 128. 04/15/09 Discharge Summary. Pocatello Family Medicine – Lida J. Ogden, M.D. 129. 04/22/09- O8/05/09 Fax Orders to Access Home Health from Portneuf Wound Care & Hyperbaric Clinic — Michael S. Baker, M.D.	21, 128-129 123-125 265-266 284 126-127
122. 11/27/07 Fax Order to Pocatello Care & Rehabilitation from Portneuf Wound Care & Hyperbaric Clinic – Michael S. Baker, M.D. 123. 11/28/07 Fax Order to Portneuf Medical Center Radiology Department from Portneuf Wound Care & Hyperbaric Clinic – Michael S. Baker, M.D. 124. 11/30/07 Chart Note from Kenneth E. Newhouse, M.D. 125. 12/19/07 Fax Order to Creekside Home Health from Portneuf Wound Care & Hyperbaric Clinic – Michael S. Baker, M.D. 126. 02/19/08- O2/19/08- Physician Order/Referral. Portneuf Wound Care & Hyperbaric Clinic – Michael S. Baker, M.D. 127. 04/15/09 Discharge Summary. Portneuf Medical Center – Lida J. Ogden, M.D. 128. 04/15/09 Discharge Summary. Pocatello Family Medicine – Lida J. Ogden, M.D. 129. 04/22/09- O8/05/09 Fax Orders to Access Home Health from Portneuf Wound Care & Hyperbaric Clinic Mondon Fax Orders & Hyperbaric Clinic	265-266 284 126-127
Portneuf Wound Care & Hyperbaric Clinic – Michael S. Baker, M.D. Fax Order to Portneuf Medical Center Radiology Department from Portneuf Wound Care & Hyperbaric Clinic – Michael S. Baker, M.D. 124. 11/30/07 Chart Note from Kenneth E. Newhouse, M.D. Fax Order to Creekside Home Health from Portneuf Wound Care & Hyperbaric Clinic – Michael S. Baker, M.D. 126. 02/19/08- 03/18/08 Physician Order/Referral. Portneuf Wound Care & Hyperbaric Clinic – Michael S. Baker, M.D. 127. 04/15/09 Discharge Summary. Portneuf Medical Center – Lida J. Ogden, M.D. 128. 04/15/09 Discharge Summary. Pocatello Family Medicine – Lida J. Ogden, M.D. 129. 04/22/09- 08/05/09 Fax Orders to Access Home Health from Portneuf Wound Care & Hyperbaric Clinic WCH	265-266 284 126-127
Michael S. Baker, M.D. Fax Order to Portneuf Medical Center Radiology Department from Portneuf Wound Care & Hyperbaric Clinic - Michael S. Baker, M.D. IWCH	284 126-127
123. 11/28/07 Fax Order to Portneuf Medical Center Radiology Department from Portneuf Wound Care & Hyperbaric Clinic – Michael S. Baker, M.D. 124. 11/30/07 Chart Note from Kenneth E. Newhouse, M.D. IWCH	284 126-127
Department From Portneuf Wound Care & Hyperbaric Clinic - Michael S. Baker, M.D.	284 126-127
Hyperbaric Clinic – Michael S. Baker, M.D. 124. 11/30/07	126-127
124. 11/30/07 Chart Note from Kenneth E. Newhouse, M.D. 125. 12/19/07 Fax Order to Creekside Home Health from Portneuf Wound Care & Hyperbaric Clinic – Michael S. Baker, M.D. 126. 02/19/08- 03/18/08 Physician Order/Referral. Portneuf Wound Care & Hyperbaric Clinic – Michael S. Baker, M.D. 127. 04/15/09 Discharge Summary. Portneuf Medical Center – Lida J. Ogden, M.D. 128. 04/15/09 Discharge Summary. Pocatello Family Medicine – Lida J. Ogden, M.D. 129. 04/22/09- 08/05/09 Fax Orders to Access Home Health from Portneuf WCH Wound Care & Hyperbaric Clinic 86-87,	126-127
125. 12/19/07 Fax Order to Creekside Home Health from Portneuf Wound Care & Hyperbaric Clinic – Michael S. Baker, M.D. 126. 02/19/08- Physician Order/Referral. Portneuf Wound Care & Hyperbaric Clinic – Michael S. Baker, M.D. 127. 04/15/09 Discharge Summary. Portneuf Medical Center – Lida J. Ogden, M.D. 128. 04/15/09 Discharge Summary. Pocatello Family Medicine – Lida J. Ogden, M.D. 129. 04/22/09- Fax Orders to Access Home Health from Portneuf Wound Care & Hyperbaric Clinic 86-87,	126-127
Wound Care & Hyperbaric Clinic – Michael S. Baker, M.D. 126. 02/19/08- 03/18/08 Physician Order/Referral. Portneuf Wound Care & Hyperbaric Clinic – Michael S. Baker, M.D. 127. 04/15/09 Discharge Summary. Portneuf Medical Center – Lida J. Ogden, M.D. 128. 04/15/09 Discharge Summary. Pocatello Family Medicine – Lida J. Ogden, M.D. 129. 04/22/09- 08/05/09 Fax Orders to Access Home Health from Portneuf Wound Care & Hyperbaric Clinic 86-87,	
Baker, M.D. 126. 02/19/08- Physician Order/Referral. Portneuf Wound Care & Hyperbaric Clinic - Michael S. Baker, M.D. 127. 04/15/09 Discharge Summary. Portneuf Medical Center - Lida J. Ogden, M.D. 128. 04/15/09 Discharge Summary. Pocatello Family Medicine - Lida J. Ogden, M.D. 129. 04/22/09- Fax Orders to Access Home Health from Portneuf Wound Care & Hyperbaric Clinic 86-87,	187-192
126.02/19/08- 03/18/08Physician Order/Referral. Portneuf Wound Care & Hyperbaric Clinic – Michael S. Baker, M.D.IWCH127.04/15/09Discharge Summary. Portneuf Medical Center – Lida J. Ogden, M.D.IWCH128.04/15/09Discharge Summary. Pocatello Family Medicine – Lida J. Ogden, M.D.IWCH129.04/22/09- 08/05/09Fax Orders to Access Home Health from Portneuf Wound Care & Hyperbaric ClinicIWCH	187-192
127. 04/15/09 Discharge Summary. Portneuf Medical Center – Lida J. Ogden, M.D. 128. 04/15/09 Discharge Summary. Pocatello Family Medicine – Lida J. Ogden, M.D. 129. 04/22/09- 08/05/09 Fax Orders to Access Home Health from Portneuf Wound Care & Hyperbaric Clinic 86-87,	187-192
127. 04/15/09 Discharge Summary. Portneuf Medical Center – Lida J. Ogden, M.D. 128. 04/15/09 Discharge Summary. Pocatello Family Medicine – Lida J. Ogden, M.D. 129. 04/22/09- Fax Orders to Access Home Health from Portneuf Wound Care & Hyperbaric Clinic 86-87,	101-172
Lida J. Ogden, M.D. 128. 04/15/09 Discharge Summary. Pocatello Family Medicine – IWCH Lida J. Ogden, M.D. 129. 04/22/09- 08/05/09 Fax Orders to Access Home Health from Portneuf Wound Care & Hyperbaric Clinic 86-87,	
128. 04/15/09 Discharge Summary. Pocatello Family Medicine – Lida J. Ogden, M.D. 129. 04/22/09- 08/05/09 Fax Orders to Access Home Health from Portneuf Wound Care & Hyperbaric Clinic 86-87,	272-275
Lida J. Ogden, M.D. 129. 04/22/09- 08/05/09 Fax Orders to Access Home Health from Portneuf Wound Care & Hyperbaric Clinic 86-87,	
129. 04/22/09- 08/05/09 Fax Orders to Access Home Health from Portneuf WCH Wound Care & Hyperbaric Clinic 86-87,	<i>7</i> 4-77
08/05/09 Wound Care & Hyperbaric Clinic 86-87,	1
Would Care to Hyperbaric Clinic 100 01,	78, 81-84,
130. 08/05/09 Refill Request to Dr. Baker from MAAG Pres & IWCH	
1 1	91
Medical Supply	
131. 8/18/09 Chart Summary to Idaho Wound Care & Hyperbaric IWCH	100
Clinic from Pocatello Family Medicine	
	116-117
Medicine	0.5 0.0 110
	85, 88, 118-
11/20/09 119	206.000
	286-303
08/14/09 Hyperbarics (records requests). from Cooper and	
Larsen – James Ruchti	100.061
	122, 264
THE ORTHOPEDIC SPECIALTY CLINIC	
136. 5/09/08- Office Visits. The Orthopedic Specialty Clinic – OSC 2-	y i
07/09/08 Nathan Momberger, M.D.	- o
137. 05/12/08 Operative Report (R Hip) Intermountain Medical OSC 1	
Center'- Nathan G. Momberger, M.D.	
138. 06/23/08 Operative Report (R Knee) Intermountain Medical OSC 9	5-18
Center – Nathan G. Momberger, M.D.	5-18

NO	DATE	DESCRIPTION	SOURCE CODES
139.	02/04/10	Fax to HFOB	OSC 1
137.	102/01/10	IDAHO PROSTHETICS & ORTHOTICS	10001
140.	8/06/08, 10/01/08	Progress Note. Idaho Prosthetics & Orthotics	IPO 2
141.	10/01/08	Proof of Delivery and Satisfaction Idaho Prosthetics & Orthotics	IPO 4
142.	07/10/08	Intake/Admit Form Creekside Home Health	IPO 1
143.	09/09/04	Prescription Pocatello Family Medicine - Ryan	IPO 3
		Zimmerman, M.D.	
		ASPEN RIDGE TRANSITIONAL REHAB	
144.	5/19/08	Patient Information. Aspen Ridge Transitional Rehab	ARTR 1
145.	5/19/08	Physician Admit Order. Aspen Ridge Transitional Rehab	ARTR 105-106
146.	5/20/08	Consents. Aspen Ridge Transitional Rehab	ARTR 42, 224
147.	Undated		ARTR 5
148.	5/19/08	Post Discharge Plan of Care and Summary. Aspen Ridge Transitional Rehab	ARTR 40-41
149.	6/32/08	Discharge Tracking Form. Aspen Ridge Transitional Rehab	ARTR 43-44
150.	5/19/08	Admit Nursing Assessment. Aspen Ridge Transitional Rehab	ARTR 140-143
151.	5/20/08	Patient Assessment. Aspen Ridge Transitional Rehab – Charles O. Canfield, M.D.	ARTR 76-77
152.	5/20/08	Social History and Admit Assessment. Aspen Ridge Transitional Rehab	ARTR 221-223
153.	5/29/08	Nutritional Assessment. Aspen Ridge Transitional Rehab	ARTR 229-230
154.	5/22/08	Bowel & Bladder Assessment. Aspen Ridge Transitional Rehab	ARTR 34-37
155.	5/27/08	Initial Activity Assessment. Aspen Ridge Transitional Rehab	ARTR 236-237
156.	5/19/08	Fall Risk Assessment. Aspen Ridge Transitional Rehab	ARTR 30-31
157.	5/19/08	Risk Assessment for Abuse, Neglect & Exploitation. Aspen Ridge Transitional Rehab	ARTR 38-39
158.	5/19/08	Physician Order for Life Sustaining Treatment. Utah Department of Health / Aspen Ridge Transitional Rehab	ARTR 6-7
159.	5/19/08	AIMS Examination. Aspen Ridge Transitional Rehab	ARTR 225-226
160.	5/23/08	Psychopharmacological Medication Review. Aspen Ridge Transitional Rehab	ARTR 227-228
161.	5/19/08- 6/06/08	Interim Care Plan. Aspen Ridge Transitional Rehab	ARTR 17-29
162.	5/23/08	Standing Orders. Aspen Ridge Transitional Rehab	ARTR 107

NO	DATE	DESCRIPTION	SOURCE CODES
163.	5/19/08-	Physician Orders. Aspen Ridge Transitional Rehab -	
	5/23/08	Charles O. Canfield, M.D.	
164.	5/20/08-	Physician Progress Notes. Aspen Ridge Transitional	ARTR 114-117
	6/20/08	Rehab	
164.	5/20/08-	Physician Order Collection Sheet. Aspen Ridge	ARTR 80-897
A	6/20/08	Transitional Rehab	
165.	5/20/08-	Temporary Care Plan Collection Sheet. Aspen Ridge	ARTR 8-16
	6/20/08	Transitional Rehab	
166.	5/19/08-	Interdisciplinary Progress Notes. Aspen Ridge	ARTR 126-139
	6/23/08	Transitional Rehab	
167.	5/19/08-	Vital Signs & Weight Record. Aspen Ridge	ARTR 122-125
	6/22/08	Transitional Rehab	
168.	5/19/08-	Medication Administration Record. Aspen Ridge	ARTR 150-163
	6/05/08	Transitional Rehab	
169.	5/19/08-	Narcotic Record. Aspen Ridge Transitional Rehab	ARTR 180-192
	6/16/08	(Superior Care Pharmacy)	
170.	6/03/08	Medication Regimen Review. Aspen Ridge	ARTR 195-196
		Transitional Rehab	
171.	5/19/08-	Treatment Sheet. Aspen Ridge Transitional Rehab	ARTR 164-171
	6/19/08		
172.	4/30/08,	Nursing Assignment Sheets. Aspen Ridge	ARTR 172-179
	6/30/08	Transitional Rehab	
173.	5/19/08	Physical Therapy Evaluation / Plan of Care. Aspen	ARTR 220
		Ridge Transitional Rehab	
174.	5/23/08	Occupational Therapy Evaluation / Plan of Care.	ARTR 218-219
	-12-5/00	Aspen Ridge Transitional Rehab	
175.	5/26/08- 6/22/08	Physical Therapy Weekly Evaluation. Aspen Ridge	ARTR 213-217
100		Transitional Rehab	1 DED 200 210
176.	5/26/08- 6/22/08	Occupational Therapy Weekly Evaluation. Aspen	ARTR 208-212
		Ridge Transitional Rehab	A D (TD 144 140
177.	5/22/08-	Weekly IDT Review. Aspen Ridge Transitional	ARTR 144-148
1.70	6/19/08	Rehab	A D.T.D. 021
178.	5/27/08	Nutrition Progress Note. Aspen Ridge Transitional	ARTR 231
1.70	5/00/00	Rehab	A DZD 140
179.	5/22/08	PT/INR Record. Aspen Ridge Transitional Rehab	ARTR 149
100	-	LPINE MEDICAL GROUP ANESTHESIA SERVIC	,
180.	04/02/08	Admitting Facesheet	AMG 1
181.	04/02/08	Patient Information	AMG 2
182.	04/02/08	Consent	AMG 3
183.	04/02/08	History & Physical / Anesthesia Plan Salt Lake	AMG 4
		Regional Medical Center	
184.	04/02/08	Preoperative Record	AMG 5-10
	04/02/08	Intraoperative Record	AMG 11-19
186.	04/02/08	Operative Report (BKA) Salt Lake Regional Medical	AMG 20-21
		Center - David J. Howe, M.D.	
187.	04/02/08	Anesthesia Record Salt Lake Regional Medical	AMG 22
		Center	

NO	DATE	DESCRIPTION	SOURCE CODES
188.	04/02/08	Post-Operative Anesthesia Orders	AMG 24-25
189.	04/02/08	Post-Op Surgical Note/Post Procedure Salt Lake Regional Medical Center	AMG 27
190.	04/02/08	Surgery Scheduling Form Salt Lake Regional Medical Center	AMG 26
191.	04/02/08	Laboratory Report Salt Lake Regional Medical Center	AMG 28
192.	04/02/08	ECG Strip	AMG 29
193.	04/03/08	Pathology Report Salt Lake Regional Medical Center – David A. Gallegos, M.D.	AMG 23
		HUGH S. SELZNICK	
194.	2/23/09- 01/11/10	Clinic Notes. Idaho Physicians Clinic – Hugh S. Selznick, M.D.	HS 1-6
195.	2/23/09	Radiology Report (Pelvis, L Hip, L Knee). Bingham Memorial Hospital & Extended Care Facility – D.J. Marc Cardinal, M.D.	HS 7
		PORTNEUF MEDICAL CENTER	1
196.	11/05/05	Clinical Laboratory Requisition. Portneuf Medical Center – (ordered by Charles Garrison, D.O.)	PMC 598
197.	11/02/05	Pathology Report (Anaerobic Culture). Portneuf Medical Center	PMC 599
198.	11/02/05	Pathology Report (Aerobic Culture). Portneuf Medical Center	PMC 600
199.	11/02/05	Admit Face Sheet (MRIs). Portneuf Medical Center	PMC 597
200.	11/22/05	Consent to Treatment. Portneuf Medical Center	PMC 589-590, 631-632
201.	11/22/05	MRI Report (Cervical Spine w/o Contrast). Portneuf	PMC 591-592, 633-
		Medical Center – Chris Bachman, M.D. (ordered by Benjamin Blair, M.D.)	634
202.	11/22/05	MRI Report (Lumbar Spine, No Contrast). Portneuf Medical Center – Chris Bachman, M.D. (ordered by Benjamin Blair, M.D.)	PMC 593-594, 635- 636
203.	11/22/05	Admit Face Sheet (MRIs). Portneuf Medical Center	PMC 588, 630
204.	12/16/05	Clinical Laboratory Requisition. Portneuf Medical Center – (ordered by Charles Garrison, D.O.)	PMC 596
205.	12/16/05	Pathology Report (Anaerobic Culture). Portneuf Medical Center	PMC 602
206.	12/16/05	Pathology Report (Aerobic Culture). Portneuf Medical Center	PMC 601
207.	12/16/05	Admit Face Sheet. Portneuf Medical Center	PMC 595
208.	8/21/07	Paramedic Record. Bannock County Ambulance – Rod Anderson	PMC 484-485
209.	8/21/07	Photos. Portneuf Medical Center	PMC 483
210.	8/21/07	Emergency Record. Portneuf Medical Center – Eric Whiteside, RN, Triage Nurse	PMC 486-490, 581- 587
211.	8/21/07	ER Copy Consent to Medical/Surgical Treatment. Portneuf Medical Center	PMC 448

NO	DATE	DESCRIPTION	SOURCE CODES
212.	8/21/07	ER Medication and Lab Result Notes. Portneuf	PMC 491-492
		Medical Center - Andy Bradbury, M.D., and Glen	
		Buck, LPN	
213.	8/21/07	ER Copy of Correspondence b/t Dr. Salness and	PMC 562-580
		Maurice Schwarz, RN w/ Plan of Care and Home	
		Visits. Southeastern District Health Department	
		Home Health	
214.	8/21/07 -	ER Copy Progress Notes and ISU Student ED	PMC 511-513
	8/24/07	Worksheet. Portneuf Medical Center	
215.	8/21/07	Admission Documents. Portneuf Medical Center -	PMC 527-529
216.	8/21/07	Consents & Rights to Treatment Decisions. Portneuf	PMC 463-465, 470
[Medical Center	
217.	8/21/07	History & Physical. Portneuf Medical Center -	PMC 474-477
1		Brandon Mickelson, D.O., attended by Jonathon	
		Cree, M.D.	
218.	8/23/07	Consultation. Portneuf Medical Center - Kenneth E.	PMC 480-482
		Newhouse, M.D.	
219.	8/25/07	Discharge Summary. Portneuf Medical Center -	PMC 466-468
		Ryan Zimmerman, M.D., attended by Jonathon	
		Cree, M.D. and Dan Jones, M.D.	
220.		Medication Reconciliation Discharge Form. Portneuf	PMC 469
		Medical Center	
221.	8/22/07 -	Discharge Planning Notes. Portneuf Medical Center	PMC 514-515
:	8/24/07	- Vivian Street	
222.	8/21/07	Medical / Surgical Kardex. Portneuf Medical Center	PMC 555-560
		_	
223.	8/21/07 -	Laboratory Reports. Portneuf Medical Center	PMC 452-458, 603-
	8/23/07		605
224.	8/25/07	Laboratory Cumulative Summary Report (8/21/07-	PMC 493-498
		8/25/07). Portneuf Medical Center	
225.	8/21/07 -	Radiology Reports (Left Lower Extremity Venous	PMC 499, 608-609
	8/23/07	Ultrasound, Left Lower Arteries Ultrasound,	
		Fluoroscopic Needle). Portneuf Medical Center -	
		Chris Bachman, M.D. and George Stephens, M.D.	
226.	8/21/07 —	Physician's Orders. Portneuf Medical Center -	PMC 502, 505-506,
	8/25/07	Brandon Mickelson, M.D., Ryan Zimmerman,	450-451
		M.D., Kenneth Newhouse, M.D.	
227.	8/22/07	Physician's Orders / Diabetes Management. Portneuf	PMC 503-504
		Medical Center – Ryan Zimmerman, M.D.	
228.	8/21/07	ISU Student Ed Worksheet - Faculty Admit/Progress	PMC 478-479
1		Note. Portneuf Medical Center -	
229.	8/22/07 —	Interdisciplinary Progress Notes. Portneuf Medical	PMC 507-510
	8/24/07	Center – Ryan Zimmerman, M.D.	
230.	8/21/07 -	Vitals Graph. Portneuf Medical Center	PMC 526
	8/25/07	***************************************	
1			
231.	8/22/07 -	Blood Glucose Graph. Portneuf Medical Center	PMC 525

NO	DATE	DESCRIPTION	SOURCE CODES
232.	8/21/07 -	Medical/ Surgical/ Interdisciplinary Patient/Family	PMC 530-531
		Educational Record. Portneuf Medical Center - Mia	
		Christensen	
233.	8/21/07 -	Medical/ Surgical Nurses' Progress Notes. Portneuf	PMC 532-553
	8/25/07	Medical Center	
234.	8/21/07 —	Medication Administration Record. Portneuf Medical	PMC 516-524
	8/25/07	Center	
235.	8/21/07	Patient Event Logs (Lab Report, All Untimed Notes,	PMC 459-461
		and Medications). Portneuf Medical Center	
236.	8/21/07 –	Medicare Inpatient / Discharge Rights. Department of	PMC 471-472
	8/24/07	Health & Human Services	
237.	8/25/07	Patient Belongings. Portneuf Medical Center	PMC 554
238.	8/24/07	<u>Pre-Admission Screening/ Resident Review – for</u>	PMC 473
		Pocatello Care & Rehab. Portneuf Medical Center	
239.	8/21/07	ER and Inpatient Admit Face Sheets. Portneuf	PMC 447, 449, 462
		Medical Center	
240.	08/21/07	Pneumococcal/Influenza Inpatient Immunization	PMC 500-501
		Protocol	
241.	Undated	Fax Cover Sheet Sent to Pocatello Care & Rehab from	PMC 561
		Portneuf Medical Center – Vivian Street, RN	
242.	8/27/07	Clinical Summary – RN/MA Notes. Portneuf	PMC 637
		Medical Center	
243.	8/27/07	Radiology Report (Chest Portable, 1-View). Portneuf	PMC 607
	(1646 hrs)	Medical Center	D) (0 (0 (
244.	8/27/07	Radiology Report (Chest Portable, 1-View). Portneuf	PMC 606
	(1805 hrs)	Medical Center	T () () () ()
245.	11/09/07	Clinical Laboratory Requisitions. Portneuf Medical	PMC 441
0.4.6	11/10/07	Center	D) (C) (40)
246.	11/12/07	Pathology Report (Anaerobic Culture). Portneuf	PMC 442
0.45	11/10/05	Medical Center	D) (C) (10 (10
247.	11/12/07	Pathology Report (Aerobic Culture). Portneuf	PMC 610-612
0.40	11/00/07	Medical Center	D) (C) 440, 442
248.	11/09/07	Admit Face Sheet. Portneuf Medical Center	PMC 440, 443
249.	11/07/07	Correspondence to PMC from Cooper & Larson	PMC 618-619
250	11/27/07	(requesting records)	D) (C) 444
250.	11/27/07	Clinical Laboratory Requisition. Portneuf Medical	PMC 444
051	11/20/07	Center	D) (C) 44(
251.	11/30/07	Pathology Report (Anaerobic Culture). Portneuf	PMC 446
250	11/20/07	Medical Center	D) (C) 445
252.	11/30/07	Pathology Report (Aerobic Culture). Portneuf	PMC 445
252	11/20/07	Medical Center	DMC 612
253.	11/29/07	Radiology Report (Bilateral Lower Extremity Venous	PMC 613
25.4	11/00/07	Doppler Ultrasound. Portneuf Medical Center	DMC 420 420
254.	11/29/07	Consents. Portneuf Medical Center	PMC 438-439
255.	11/29/07	Admit Face Sheet. Portneuf Medical Center	PMC 437
256.	1/17/08	Clinical Laboratory Requisition. Portneuf Medical	PMC 434
		Center	

NO	DATE	DESCRIPTION	SOURCE CODES
257.	1/20/08	Pathology Report (Aerobic Culture). Portneuf Medical Center	PMC 435-436
258.	3/16/08	Pathology Report (Anaerobic Culture). Portneuf Medical Center	PMC 614
259.	3/17/08	Pathology Report (Aerobic Culture). Portneuf Medical Center	PMC 615-616
260.	1/01/08	Admit Face Sheet. Portneuf Medical Center	PMC 433
261.	3/17/08	Consent. Portneuf Medical Center	PMC 428-429
262.	3/17/08	Radiology Report (L Foot, 3 Views). Portneuf Medical Center – Allen Eng, M.D.	PMC 430-431
263.	3/17/08	Radiology Report (MRI L Foot). Portneuf Medical Center -Matthew Williamson, D.O.	PMC 432, 422, 617
264.	3/17/08	Admit Face Sheet. Portneuf Medical Center	PMC 427
265.	3/20/08	Consents & Rights to Treatment Decisions. Portneuf Medical Center	PMC 366-367, 377, 390
266.	3/20/08	Medication Reconciliation Admission Form. Portneuf Medical Center	PMC 394
267.	3/20/08	History & Physical. Portneuf Medical Center – Yolanda Rodriguez, M.D., attended by Jack Routson, M.D.	PMC 383-385
268.	3/21/08	Physical Therapy Wound Evaluation. Portneuf Medical Center – Yolanda Rodriguez, M.D. and Michael Baker, M.D.	PMC 408-411
269.	3/21/08	<u>Discharge Summary.</u> Portneuf Medical Center – Yolanda Rodriguez, M.D., attended by Jack Routson, M.D.	PMC 368-370
270.	3/20/08 - 3/24/08	Discharge Planning Notes. Portneuf Medical Center - Richard Gibson	PMC 404-405, 406- 407
271.	3/21/08	Discharge Instructions (Doctor's Signature). Portneuf Medical Center	PMC 374-376
272.	3/24/08	Discharge Instructions (RN Signature). Portneuf Medical Center	PMC 371-373
273.	3/17/08	Pathology Reports. Portneuf Medical Center	PMC 415-418
274.	3/13/08	Laboratory Report. LabCorp	PMC 419-420
275.	3/20/08- 3/24/08	Laboratory Cumulative Summary Report. Portneuf Medical Center	PMC 388-389
276.	3/20/08	Labs Report (Hematology / Chemistry). Portneuf Medical Center	PMC 261
277.	3/20/08	Radiology Report (Chest, 1 View). Portneuf Medical Center – Steven Larsen, M.D.	PMC 391, 426
278.	3/20/08 - 3/21/08	Physician's Orders. Portneuf Medical Center – Jack Routson, M.D. and Michael Baker, M.D.	PMC 395-399
279.	3/20/08	ISU Student Ed Worksheet – Faculty Admit/Progress Note. Portneuf Medical Center –	PMC 386-387
280.	3/20/08	Inpatient Vaccination Order. Portneuf Medical Center – M. Jenkins, RN	PMC 392-393

NO	DATE	DESCRIPTION	SOURCE CODES
281.	3/21/08	Interdisciplinary Progress Notes. Portneuf Medical Center	PMC 400-403
282.	3/20/08 - 3/24/08	All Timed/ Untimed Notes and Flowsheets. Portneuf Medical Center	PMC 262-364
283.	3/20/08	Medicare Inpatient / Discharge Rights. Department of Health & Human Services	PMC 378-379
284.	3/24/08	Transfer Documents (to Promise Hospital – Dr. Wendy Taylor). Portneuf Medical Center – Yolanda Rodriguez, M.D.	PMC 380-382
285.	3/20/08	Patient Valuables Envelope. Portneuf Medical Center – accepted by Audrey Chandler	PMC 412
286.	3/20/08	Admit Face Sheet (left foot infection). Portneuf Medical Center	PMC 365
287.	Undated	Wound Guide, Assessment and Plan of Treatment. Admit Face Sheet. Portneuf Medical Center	PMC 383-385
288.	3/18/08	Office Visit. Portneuf Wound Care & Hyperbarics Center	PMC 421, 423
289.	3/13/08	Care Plan and Nursing Note. Creekside Home Health	PMC 424-425
290.	3/13/08	Laboratory Report sent to Hyperbarics from Creekside Home Health (LabCorp)	PMC 418
291.	3/21/08	Fax Cover Sheet to Promise Hospital from Portneuf Medical Center	PMC 413-414
292.	4/09/09	Paramedic Record. Bannock County Ambulance – Leon Holmes, Primary EMT	PMC 24-25
293.	4/09/09	Emergency Department Report. Portneuf Medical Center	PMC 28-29
294.	4/09/09 – 4/15/09	Emergency Department Records (Patient Primary, Consult, Medication Reconciliation. Portneuf Medical Center – Ken Ryan, M.D., Bambi Fowler, Primary RN	PMC 31-38, 200- 206
295.	4/09/09	Emergency Flow Sheet Record. Portneuf Medical Center	PMC 30
296.	4/09/09	Emergency Department Admission Holding Orders. Portneuf Medical Center	PMC 219
297.	4/09/09	Adult DVT/VTE Prophylaxis Screening and Orders. Portneuf Medical Center	PMC 220-221
298.	4/10/09	Medication Reconciliation Form. Portneuf Medical Center	PMC 216
299.	4/09/09 -	Consents and Right to Treatment Decisions. Portneuf	PMC 21-22, 182-
	4/13/09	Medical Center	183, 192, 213
300.	4/09/09	History & Physical. Portneuf Medical Center – Steven Coker, M.D.	PMC 178-180
301.	4/09/09	Consultation. Portneuf Medical Center – Lida J. Ogden, M.D. and Dr. Sandra Hoffman	PMC 174-177
302.	4/14/09	Physical Therapy Wound Evaluation. Portneuf Medical Center – Stephen Coker, M.D.	PMC 253-254

NO	DATE	DESCRIPTION	COMPOR GODEG
			SOURCE CODES
303.	4/15/09	<u>Discharge Summary.</u> Portneuf Medical Center – Lida J. Ogden, M.D.	PMC 15-18
304.	4/09/09 – 4/15/09	<u>Discharge Planning Notes.</u> Portneuf Medical Center – Vivian Street, RN	PMC 251-252
305.	Undated	Discharge Instructions (Unsigned). Portneuf Medical Center	PMC 164-167
306.	4/15/09	Discharge Instructions (Doctor's Signature). Portneuf Medical Center – Lida Ogden, M.D.	PMC 184-187
307.	4/15/09	Discharge Instructions (Nurse's Signature). Portneuf Medical Center – Brittany Ward, RN	PMC 188-191
308.	4/09/09 — 4/15/09	Laboratory Cumulative Summary Report. Portneuf Medical Center	PMC 207-212
309.	4/09/09	Radiology Report (X-Ray Pelvis, 1-2 Views). Portneuf Medical Center – Chris Bachman, M.D.	PMC 26-27
310.	4/13/09	Radiology Report (X-Ray Chest, 1 View). Portneuf Medical Center – Allen Eng, M.D.	PMC 19
311.	4/09/09	ECG Strip. Portneuf Medical Center – Reviewed by Dr. Routson	PMC 23, 214-215
312.	4/09/09 – 4/15/09	Physician's Orders. Portneuf Medical Center – Steven Coker, M.D. and Lida J. Ogden, M.D.	PMC 222, 225, 228, 233-234, 238- 240
313.	4/09/09 – 4/13/09	Physician's Orders – Adult Diabetes Management. Portneuf Medical Center	PMC 223-224, 226- 227, 229-232, 235- 236
314.	4/13/09	Physician's Orders – Infusion Therapy. Portneuf Medical Center -	PMC 237
315.	4/10/09	Inpatient Vaccination Order. Portneuf Medical Center – J. Buck, RN	PMC 217-218
316.	4/09/09 – 4/15/09	Interdisciplinary Progress Notes. Portneuf Medical Center	PMC 241-250
317.	4/09/09	ISU Student Ed Worksheet – Faculty Admit/Progress Note. Portneuf Medical Center – Dr. Hoffman	PMC 196-197
318.	4/13/09	Diabetes Education Referral (Nurse to Nurse Report). Portneuf Medical Center – J. Briggs, RN	PMC 255
319.	4/09/09 – 4/15/09	Patient Event Logs (Image Notes, Vitals Graph, All Untimed Notes, Medications, and All Flowsheets. Portneuf Medical Center	PMC 39-163, 168- 173
320.	4/09/09	Medicare Inpatient / Discharge Rights. Department of Health & Human Services	PMC 193-194
321.	4/15/09	Bannock County Ambulance District Medicare Documents. Portneuf Medical Center/ Bannock County Ambulance District	PMC 198-199
322.	4/15/09	Nursing Patient Transfer Communication. Portneuf Medical Center – Brittany Ward, RN	PMC 195
323.	4/09/09	ER and Inpatient Admit Face Sheet. Portneuf Medical Center	PMC 20, 181

NO	DATE	DESCRIPTION	SOURCE CODES
324.	4/13/09 -	Fax Cover Sheets. Portneuf Medical Center	PMC 256-258
	4/15/09	Control of the Contro	
325.	4/09/09	Patient Information. Pocatello Family Medicine -	PMC 259-260
		Ryan Zimmerman	
326.	6/19/09	Clinical Lab Requisition. Portneuf Medical Center -	PMC 8
320.	0.13.03	Michael Baker, M.D.	T WIE 0
327.	6/16/09	Laboratory Report (Therapeutic Drug Monitoring)	PMC 620
32	0.10.05	Portneuf Medical Center	11110 020
328.	6/16/09	Admit Face Sheet (Lab Slip). Portneuf Medical	PMC 7, 11
320.	0,10,0	Center	1 MC 7, 11
329.	6/19/09	Clinical Lab Requisition. Portneuf Medical Center -	PMC 12
327.	0,13,03	Michael Baker, M.D.	1101012
330.	6/20/09	Laboratory Report (including Therapeutic Drug	PMC 9-10
550.	0/20/07	Monitoring) Portneuf Medical Center	TWIC 7-10
331.	6/27/09	Laboratory Report (including Therapeutic Drug	PMC 13-14
331.	0/2//09	Monitoring) Portneuf Medical Center	FIVIC 13-14
332.	7/01/09		PMC 5
	·	Admit Face Sheet. Portneuf Medical Center	
333.	7/03/09	Clinical Lab Requisition. Portneuf Medical Center –	PMC 6
22.4	7/02/00	Michael Baker, M.D.	D) (C) (O1 (O2
334.	7/03/09	Laboratory Report (including Therapeutic Drug	PMC 621-622
226	7/02/00	Monitoring) Portneuf Medical Center	77.60.0
335.	7/03/09	Admit Face Sheet (Lab Slip). Portneuf Medical	PMC 3
	5 /4.5/00	Center	
336.	7/17/09	Clinical Lab Requisition. Portneuf Medical Center -	PMC 4
		Michael Baker, M.D.	
337.	7/17/09	Laboratory Report (including Therapeutic Drug	PMC 623-624
		Monitoring) Portneuf Medical Center	
338.	8/07/09	Clinical Lab Requisition. Portneuf Medical Center -	PMC 2
		Michael Baker, M.D.	
339.	8/08/09	Laboratory Report (including Cholesterol testing)	PMC 625-627
		Portneuf Medical Center	
340.	8/07/09	Admit Face Sheet (Lab Slip). Portneuf Medical	PMC 1
		Center	
341.	Undated	Correspondence to PMC from Cooper Larson	PMC 628-629
		(requesting records)	
342.	Undated	Blank Document.	PMC 638
	······	BINGHAM MEMORIAL	
343.	02/23/09	ER Outpatient Record. Bingham Mem Hosp.	BM 2
344.	02/23/09	Request for Out Patient Services. Bingham Mem	BM 3
		Hosp.	
345.	02/23/09	Radiology Report (Pelvis, L Hip, L Knee) . Bingham	BM 4
	32.23.07	Mem Hosp D.J. Marc Cardinal, M.D.	
		ACCESS HOME CARE	
346.	01/23/09	Intake/Referral Form	AHC 1-2
347.	01/29/09-	Patient Data Sheets & Insurance Cards	ACH 24, 598, 1226,
J41.	10/07/09	ation Data Sheets & Institute Cards	2267
2/10	10/07/09	Consents. Access Home Health	AHC 3-10
348.		Conseins. Access mome realm	4110 J-10

NO	DATE	DESCRIPTION	SOURCE CODES
349.	01/21/09-	Physicians Orders. Access Home Health	AHC 43-46, 50-51,
	02/25/10		604-611, 613, 617,
			627-635, 638-639,
		·	1229-1234, 1236-
			1240, 1242, 1245-
			1247, 1779, 1783-
		·	1793, 1983, 2275-
			2276, 2279-2289,
			2294.
350.	01/23/09,	Start of Care/Resumption of Care/ Follow-up	AHC 60-67, 109-
	03/20/09,	Recertification	124, 463-471, 589-
	05/20/09,		596, 1106-1121,
	04/15/09,		1127-1128, 1635-
	07/21/09,		1642, 1929-1936,
	09/17/09,		2068-2075
	11/18/09,		
	01/15/10		
351.	01/23/09-	Home Health Certification. Access Home Health	AHC 47-49, 636-
331.	01/23/07	Tione Heath Certification. Access Home Heath	637, 1243-1244,
	01/18/10		1248, 1780-1781,
			2277-2278, 2290-
		·	2291, 2292-2293
352.	03/20/09-	Recert Worksheets. Access Home Health	AHC 602-603, 1227-
JU _ .	01/15/10	/	1228, 1776-1777,
	01/15/10		2268-2273
353.	02/04/09-	Case Conference Progress Reports. Access Home	AHC 83, 97, 911,
	09/23/09	Health	1123, 1511, 1608,
	37.23.07	'1	1924, 2039, 2076

NO	DATE	DESCRIPTION	SOURCE CODES
354.	01/26/09-	Skilled Nursing Notes. Access Home Health	AHC 57-58, 68-69,
334.	02/20/10	Okined Ivaising Ivotes. Access frome freath	71-76, 78-79, 81-82,
	02/20/10		84-89, 91-92, 94-95,
			105, 107-108, 396-
			451, 453-462, 472-
			584, 587-588, 648-
			653, 655-672, 719-
			910, 912-932, 934-
			996, 1013-1076,
			1078-1080, 1082-
			1105, 1136-1139,
			1249-1382, 1384-
			1419, 1422-1430,
			1433-1450, 1452-
			1457, 1459-1479,
			1481-1510, 1512-
			1596, 1599-1607,
			1609-1611, 1613-
			1624, 1626-1634,
			1643-1648, 1802-
			1923, 1925-1928,
			1937-1980, 1984-
			2011, 2013-2038,
		,	2040-2067, 2077-
255	01/02/00		2078
355.	01/23/09-	Certified Aide Care Plan/Record. Access Home	AHC 127-141, 143-
	02/24/10	Health ,	205, 298-303, 306- 310, 312-395, 1143-
		1	1196, 1650-1710,
			2081-2200
356.	05/28/09-	VAC Therapy Docs. Access Home Health	AHC 618-621, 1420-
330.	08/05/09	VAC Therapy Does. Access Home Health	1421, 1431-1432,
	08/03/09		1612, 1794
357.	02/14/09-	Laboratory Reports	AHC 239-241, 1235,
557.	09/26/09	Euroratory Reports	1760-1774, 2263
358.	01/23/09-	Medication Records. Access Home Health	AHC 53-556, 640-
556.	05/22/09	vicultation records. Access frome freatm	646, 1782, 1798-
	03/22/09		1800
359.		Diabetes Information	AHC 644-645, 997-
337.		Diabetes information	1001, 1002-1012
360.	Blank	Blood Sugar Log	AHC 1124
361.	02/23/09-	Missed Visit Reports. Access Home Health	AHC 80, 279, 304,
23	01/01/10	THE PARTY OF THE PARTY AND THE PARTY OF THE	305, 311, 2080, 2246,
	51,51,10		2251
362.	01/24/09-	Physical Therapy Records. Access Home Health	AHC 207-232-237,
	01/27/10		257-278, 280-297,
			1197-1224, 1712-
			1747, 2202-2245,
			2247-2250, 2252-
			2261

NO	DATE	DESCRIPTION	SOURCE CODES
363.	01/24/09-	Communication Forms. Access Home Health	AHC 59, 70, 77, 90,
	01/21/10		93, 96, 106, 142, 452,
			585, 586, 654, 718,
			933, 1077, 1081,
			1122, 1125, 1126,
			1129-1135, 1140-
			1141, 1241, 1383,
	The same of the sa		1458, 1480, 1597-
			1598, 1625, 1981-
364.	01/23/09	Hospitalization Risk Assessment	1982, 2012 AHC 125
365.	01/23/09	Fall Risk Assessment	AHC 126
366.	04/29/09-	Misc Fax Cover Sheets from Access Home Health –	AHC 612, 614, 2295
300.	02/03/10	Jen, RN	AIIC 012, 014, 2293
367.	04/15/09	Correspondence to Access Home Health from Cooper	AHC 600-601
301.	0 13.05	& Larsen	11110 000 001
368.	08/05/09	Facsimile to Access Home Health – Jen, RN from KCI	AHC 1795
500.		USA – Lisa Rios	
369.		Various Authorizations for Release of Information	AHC 256, 599, 2274
370.	01/21/09-	Chart Summaries. Pocatello Family Medicine	AHC 18-19, 26-33
	04/30/09		,
371.	04/23/09-	General Notes. Pocatello Family Medicine	AHC 622, 1796-
	01/18/10		1797, 2296-2301
372.	04/23/09	Note re: medications. Pocatello Family Medicine	AHC 615-616
373.	01/21/09	Medications Reports. Pocatello Family Medicine	AHC 20-23, 25
374.	02/10/09-	Test Forms. Pocatello Family Medicine	AHC 34, 242-243,
J	08/04/09	1	1778
375.	04/09/09	ER Report. Portneuf Medical Center - Kenneth	AHC 16-17
0.0.	0 11 0 27 0 2	Ryan, M.D.	
376.	04/09/09	Consultation. Portneuf Medical Center – Lida	AHC 623-626
5.0.	0 11 0 37 0 3	Ogden, M.D.	
377.	04/09/09	History & Physical. Portneuf Medical Center –	AHC 39-41
	0 11 0 21 0 2	Steven Coker, M.D.	
378.	04/09/09	Nursing Patient Transfer. Portneuf Medical Center	AHC 11
379.	04/15/09	Discharge Summary. Portneuf Medical Center –	AHC 35-38
3,7.	0 1/15/05	Lida Ogden, M.D.	
380.	04/15/09	Discharge Instructions. Portneuf Medical Center –	AHC 12-15
300.	01/15/07	Lida Ogden, M.D.	
381.	06/19/09-	Laboratory Reports. Portneuf Medical Center	AHC 244-245, 1749-
501.	02/09/10	Davoratory reports. I vitheur triculear center	1750, 1754-1759,
	02/07/10		2264-2266
382.	07/11/09-	Laboratory Report. Quest Diagnostics	AHC 246-255, 1751-
	01/27/10		1753
l		PROMISE HOSPITAL	<u> </u>
383.	03/24/08	Patient Registration Form. Promise Hosp.	PH 15
384.	03/24/08	Pre-Admission Screening – Medical Record Review.	PH 24-30
		Promise Hosp.	

NO	DATE	DESCRIPTION	SOURCE CODES
385.	03/24/08	Select Admit Orders. Promise Hosp. – Robert Taylor, M.D.	PH 37
386.	03/24/08	Admit/Discharge Medication Reconciliation & Order. Promise Hosp. – Wendy Rusin, NP	PH 38
387.		Consents	PH 17-22
388.	03/24/08	History & Physical. Promise Hosp. – Wendy Rusin, N.P.	PH 31-33
389.	03/28/08	Consultation. Promise Hosp David Howe, M.D.	PH 70-72
390.	04/11/08	<u>Discharge Summary</u> . Promise Hosp. – Nwanyidirim Ahanonu-Acord, N.P.	PH 34-36
391.	04/11/08	Final Discharge Order. Promise Hosp Nwanyidirim Ahanonu-Acord, N.P.	PH 63
392.	03/24/08	Patient Transfer Form. Portneuf Medical Center	PH 436
393.	03/25/08-	Laboratory Reports. Salt Lake Reg Med Center	PH 125-177
	04/11/08		
394.	03/28/08	Radiology Report (chest). Salt Lake Reg Med Center – W. R. Brinton, M.D.	PH 178-179
395.	03/28/08	Radiology Report (bilat knees). Salt Lake Reg Med Center – Richard B. Holt, M.D.	PH 180-181
396.	04/07/08	Radiology Report (hips). Salt Lake Reg Med Center – Jonathan Naatz, M.D.	PH 182-183
397.	03/24/08- 04/11/08	Physicians Orders. Promise Hosp.	PH 40-48, 55-62
398.	03/25/08- 04/04/08	Physician Progress Notes. Promise Hosp. – David Howe, M.D.	PH 69, 89, 92, 120
399.	03/31/08- 04/11/08	Notes. Promise Hosp.	PH 100, 121, 197
400.	03/25/08- 04/21/08	Progress Notes. Promise Hosp.	PH 195-196
401.	03/24/08-	Chart Notes. Promise Hosp.	PH 64-68, 73-75,
	04/11/08	-	78-79, 91, 94-97,
	2		99, 102-104
402.	03/25/08	Wound Care Evaluations. Promise Hosp.	PH 105-119
403.	03/25/08- 04/11/08	<u>Dressing Change Documentation</u> . Promise Hosp.	PH 122-123
404.		Braden Scale for Predicting Pressure Sore Risk. Promise Hosp.	PH 124
405.	03/25/08- 04/10/08	Primary Treatment Program: Wound/Skin. Promise Hosp.	PH 198-201
406.	03/24/08	ECG. Promise Hosp.	PH 184
407.	03/24/08	Interdisciplinary Nursing Admission Assessment. Promise Hosp.	PH 316-321
408.	03/24/08- 04/11/08	24 Hour Care Record. Promise Hosp.	PH 322-435
409.	03/25/08	Subcutaneous Insulin Orders and Glucose Management Protocol. Promise Hosp. – Wendy Rusin, NP	PH 39

NO	DATE	DESCRIPTION	SOURCE CODES
410.	03/24/08-	Medication Administration Records	PH 49-54, 208-315
710.	04/11/08	Wedication Administration Records	F11 49-34, 200-313
411.	04/01/08	Physical Medicine and Rehab Consultation. Promise	PH 76-77
'	0 17 0 17 0 0	Hosp. – Dr. Alan Davis	11170-77
412.	04/03/08-	Physical Medicine & Rehab Progress Notes. Promise	PH 90, 93, 98, 101
	04/09/08	Hosp.	, , , , , , , , , , , , , , , , , , , ,
413.	03/25/08-	Physical Therapy Records. Promise Hosp.	PH 191-194
	04/08/08		,
414.	03/25/08-	Occupational Therapy Records. Promise Hosp.	PH 185-190, 206-
	04/10/08		207
415.	03/26/08-	Nutrition Assessment. Promise Hosp.	PH 202-205
	04/02/0/8		
416.		Patient Belongings List. Promise Hosp.	PH 23
417.		Signature Page. Promise Hosp.	PH 16
418.	04/02/08	Operative Report (L below knee amputation). Salt	PH 80-81
		Lake Reg Med Center – David Howe, M.D.	
419.	04/02/08	Pre-Operative Physician Notes. Salt Lake Reg Med	PH 85
		Center –	
420.	04/02/08	OR ECG. Salt Lake Reg Med Center	PH 82
421.	04/02/08	Anesthesia Records. Salt Lake Reg Med Center	PH 83-84
422.	04/02/08	Progress Notes. Salt Lake Reg Med Center	PH 86
423.	04/02/08	Admitting Face Sheet. Salt Lake Reg Med Center	PH 88
424.	04/02/08	Consent. Salt Lake Reg Med Center	PH 87
		RT OF PLAINTIFF'S SID GERBER, LNFA, MBA, GO	CM, CSA
425.	8/31/09	Report of Plaintiff's Expert Sid Gerber, LNFA, MBA,	<i>y</i> .
		GCHM, CSA	
		LAINTIFF'S EXPERT SUZANNE FREDRICK RN-B	C, MSN, CWCN
426.	4/19/10	Report of Plaintiff's Expert Suzanne Fredrick, RN-BC,	
		MSN, CWCN	
		ORTS OF PLAINTIFF'S EXPERT HUGH SELZNICK	K, M.D.
427.	9/17/09	Selznick Record Review Report	
428.	11/25/09	Selznick Supplemental Report	
429.	Undated	Selznick Additional Record Review 01	
430.	Undated	Selznick Additional Record Review 02	
431.	Undated	Selznick Additional Record Review 03	
432.	Undated	Selznick Summary – Medical Record Review	
422	1/04/00	HEALTH & WELFARE	DI 1016 1115
433.	1/24/08	Department of Health & Human Services Centers for	JN 1016-1115
42.4	2/10/09	Medicare & Medicaid Services Survey Report	TNI 1146 1152
434.	2/19/08	IDH&W Letter from Lorene Kayser, LSW to Derrick	JN 1146-1153
125	7/14/00	Glum, Administrator at PC&RC	INT 1275 1207
435.	7/14/09	IDH&W Letter from Loretta Todd, RN to Mr. Ruchti	JN 1275-1287
126	<u> </u>	DEPOSITIONS Deposition transporint of Ludish World taken 02/24/10	
436.		Deposition transcript of Judith Nield, taken 02/24/10	

EXHIBIT G

CURRICULUM VITAE

HOWARD PITCHON, M.D.

Born:

Philadelphia, PA

Citizenship: Marital Status: U.S.A Married

Education:

University of Michigan, Ann Arbor, MI

B.S. - 1968

Jefferson Medical College, Philadelphia, PA

M.D. – 1972, Magna cum laude

Awards:

Physiology Prize – 1969

Pathology Prize – 1970

Lange Medical Publication Award – 1969

Mosby Book Award – 1972

Postgraduate Training:

Harbor General Hospital, Torrance, CA Straight Medical Internship, 1972 – 1973

Harbor General Hospital, Torrance, CA Resident in Medicine, 1973 – 1974

U.S. Public Health Service, National Institutes of Health, National Cancer Institute, Metabolism Branch, Bethesda, MD,

Clinical Associate, 1974 – 1975

Harbor General Hospital, Torrance, CA, Fellowship in Infectious

Diseases, 1975 – 1977 and VA Wadsworth Medical Center,

Los Angeles, CA.

Appointments:

Director, Adult Ambulatory Care, Department of Emergency

Medicine, Harbor General Hospital, Torrance, CA. 1977 –1978

Staff Physician, Department of Infectious Diseases, Harbor

General Hospital, Torrance, CA. 1977 – 1978

Assistant Professor of Medicine, UCLA School of Medicine,

Los Angeles, CA. 1977 – 1980

CURRICULUM VITAE

HOWARD PITCHON, M.D.

Page 2

Appointments

(Continued) Research Associate, VA Wadsworth Medical Center, Los Angeles,

CA. 1977 - 1980

Professional Staff Association of Harbor – UCLA Medical Center,

1977 - 1980

Assistant Attending in Medicine, Monmouth Medical Center,

Long Branch, N.J. 1980 – 1985

Chairman, Infection Control, Monmouth Medical Center, Long

Branch, N.J. 1980 - 1985

Chief, Infectious Disease Section Department of Medicine,

Monmouth Medical Center, Long Branch, N.J. 1980 – 1985

Associate Attending in Infectious Disease, Cedars - Sinai

Medical Center, 1985 – 1989

Attending in Infectious Disease, Cedars – Sinai Medical Center,

Los Angeles, CA, 1989 to present

Clinical Chief, Infectious Diseases, Cedars-Sinai Medical Center,

1991-1995

Professional

Societies: Alpha Omega, Alpha – 1971

American College of Physicians – 1977

American Society of Microbiology – 1977

American Federation for Clinical Research – 1975 Infectious Disease Society of America – 1977

Licensure:

California, 1973

Certifications:

American Board of Internal Medicine - 1975

American Board of Internal Medicine, Sub-specialty in Infectious Diseases – 1978

PUBLICATIONS

- 1. Bayer AS, Pitchon HE. Hall RW, Mayer WP, Yoshikawa TT, and Guze LB. Infective endocarditis following human-to human transmission of group D Streptococcus. Arch Int Med. 136:1173-1174. 1976.
- 2. Bayer AS. Targan SR. Pitchon HE. and Guze LB. Miliary pulmonary infiltrates and hypoxemia- an unusual manifestation of Dilantin toxicity.

 Ann Intern Med 85;475-746,1976.
- 3. Nelson DL. Bundy BM Pitchon HE, Blaese RM, and Strober W. The effector cells in human peripheral blood mediating mitogen-induced cellular cytotoxicity and antibody-dependent cellular cytotoxicity.

 J Immunol 11 7-1482, 1976.
- 4. Edwards JE, Jr, Tillman D., Miller MM, and Pitchon HE: Infections in diabetics. West J. Med 130;515-521, 1979.
- 5. Pitchon HE and Sorrell TC: Infections in Immunocompromised hosts in Infectious Diseases-Diagnosis and Management, TT Yoshikawa, AW Chow and LB Guze (eds). Houghton-Mifflin, Boston, 1980.
- 6. Pitchon HE: Spirochetal Diseases in Infectious Diseases- Diagnosis and Management, TT Yoshikawa, AW Chow and LB Guze (eds), Houghton-Mifflin, Boston, 1980.
- 7. Pitchon HE: Vaccination and Immunotherapy in Infectious Diseases-Diagnosis and Management, TT Yoshikawa, AW Chow and LB Guze (eds), Houghton-Mifflin, Boston, 1980.
- 8. Pitchon, HE, Glassock RJ. Kalmanson G. Guze LB: Experimental pyelonephritis: The effect of T-Cell deficiency on the course of hematogenous enterococcal pyelonephritis in the mouse. Amer. J. Path.115:25-30, 1984

EXHIBIT H

INDEX OF DOCUMENTS SENT TO EXPERT HOWARD PITCHON, M.D.

NO	DATE	DESCRIPTION	SOURCE CODES
		Pocatello Care & Rehab Center	
1.	10/1/09	Verified Complaint and Demand for Jury Trial	
2.	Undated	Pg w/Patient Name and No	PCRC 1
3.	08/25/07	Record of Admission. Pocatello Care & Rehab	PCRC 5
4.	varies	Consents. Pocatello Care & Rehab	PCRC 152, 521-
			529
5.	08/29/07	Identification of Parties to this Agreement. Pocatello	PCRC 16-17
		Care & Rehab	
6.	12/03/07	Instructions for Patients Discharged Home. Pocatello	PCRC 66-67
		Care & Rehab	
7.	12/03/07	Patient Change Form. Pocatello Care & Rehab	PCRC 531
8.	12/04/07	Discharge Summary. Pocatello Care & Rehab	PCRC 65
9.	12/04/07	Discharge Tracking Form. Pocatello Care & Rehab	PCRC 318
10.	08/25/07	Comprehensive Resident Assessment. Pocatello Care	PCRC 373-374
		& Rehab	
11.	08/25/07	Initial Care Plan. Pocatello Care & Rehab	PCRC 310-314
12.	08/25/07	Facility Standing Orders. Pocatello Care & Rehab	PCRC 111
13.	08/27/07-	Physician Orders. Pocatello Care & Rehab	PCRC 98-109
	12/03/07		D CD C 50 00
14.	08/27/07-	Physician Progress Notes. Pocatello Care & Rehab	PCRC 73-82
1.5	12/03/07	Di ii Dic i Di di Ci di Di i	DCDC 90 01 05
15.	11/08/07,	Physician Referrals. Pocatello Care & Rehab	PCRC 89, 91, 95
1.6	11/20/07	D MA D AN C O DAIL	DCDC 260 202
16.	08/25/07-	Progress Notes. Pocatello Care & Rehab	PCRC 250-283
17	11/16/07	Skilled/Alext Charting Beach He Cove & Dobah	DCDC 109 240
17.	11/07/01- 12/03/07	Skilled/Alert Charting. Pocatello Care & Rehab	PCRC 198-249
18.	08/25/07-	Vital Signs Flowsheets. Pocatello Care & Rehab	PCRC 69-71
10.	12/12/07	Vital Signs Flowsheets. I ocateno Care & Renab	TCRC 03-71
19.	08/25/07-	Weight Log. Pocatello Care & Rehab	PCRC 72
17.	11/25/07	TOIGHT DOG. I SCALCING CAIL OF INCHAS	1010 /2
20.	10/24/07	Hypertension Record. Pocatello Care & Rehab	PCRC 301
21.	08/25/07-	Medication/Narcotic Records. Pocatello Care &	PCRC 96-97, 112-
aw I e	11/30/07	Rehab	120, 125-149, 416-
	11.55.07		417, 432-507
22.	08/25/07-	Skin Integrity, Actual or Potential. Pocatello Care &	PCRC 316, 392
-	08/27/07	Rehab	,

NO	DATE	DESCRIPTION	SOURCE CODES
23.	09/07-	Weekly Skin Assessments. Pocatello Care & Rehab	PCRC 393-395,
	12/07		400-401, 410-415,
			418-421, 423-426
24.	08/25/07-	Braden Scale – For Predicting Pressure Sore Risk.	PCRC 377, 402-
	11/21/07	Pocatello Care & Rehab	403
25.	08/27/07-	Non-Pressure Ulcer Site Sheets. Pocatello Care &	PCRC 405-422
	10/22/07	Rehab	
26.	08/25/07,	Comprehensive Pain Assessment Forms. Pocatello	PCRC 378-381
	11/21/07	Care & Rehab	
27.	08/29//07-	Activity Flow Charts / Assessments. Pocatello Care	PCRC 150-151,
	12/04/07	& Rehab	427-431
28.	08/07-	Plan of Treatment for Outpatient Rehabilitation.	PCRC 285-286,
	09/07	Pocatello Care & Rehab	295-296
29.	08/27/07-	Physical Therapy Progress Notes. Pocatello Care &	PCRC 287-292
	09/27/07	Rehab	
30.	08/07-	Physical Therapy /Occupational Daily Treatment Grid.	PCRC 293-294,
	09/07	Pocatello Care & Rehab	299-300
31.	08/27/07-	Occupational Therapy Progress Notes/Weekly	PCRC 297-298
	09/12/07	Summary. Pocatello Care & Rehab	
32.	08/25/07-	Patient Change Forms. Pocatello Care & Rehab	PCRC 10-12
	12/03/07		
₂ 33.	08/30/07	Personal and Other Property Inventories. Pocatello Care & Rehab	PCRC 15, 532
34.	08/28/07-	Medicare Certification and Recertification. Pocatello	PCRC 123-124
۶	11/20/07	Care & Rehab	
35.	undated	Cumulative Diagnosis – Goals of Medication Therapy.	PCRC 68
		Pocatello Care & Rehab	
36.	undated	Exercise Worksheet. Pocatello Care & Rehab	PCRC 284
37.	08/29/07-	Interdisciplinary Care Plan. Pocatello Care & Rehab	PCRC 302-309,
	08/30/07		315, 317
38.	09/07-	Medicare Basic Assessment Tracking Form. Pocatello	PCRC 319-364
	11/07	Care & Rehab	
39.	09/04/07	RAP Summary. Pocatello Care & Rehab	PCRC 365-369
40.	08/29/07	SVC - Compressed ADL Report. Pocatello Care &	PCRC 370
		Rehab	
41.	10/07	Immunization Record. Pocatello Care & Rehab	PCRC 371
42.	08/25/07,	Bladder / Bowel Assessments. Pocatello Care &	PCRC 375-376,
	11/21/07	Rehab	382
43.	08/25/07,	Elopement Risk Assessment. Pocatello Care &	PCRC 383, 391
	11/21/07	Rehab	
44.	08/25/07	Fall Risk Assessment. Pocatello Care & Rehab	PCRC 384-385
45.	undated	Full Body Motion Screening. Pocatello Care & Rehab	PCRC 386-388
46.	08/25/07	Pre-Restraint/Device Assessment. Pocatello Care &	PCRC 389-390
	00/9=:==	Rehab	DOD G 500 15
47.	08/27/07-	Nutrition Documentation. Pocatello Care & Rehab	PCRC 508-13
	11/26/07		

NO	DATE	DESCRIPTION	SOURCE CODES
48.	08/26/07-	Behavior Assessments. Pocatello Care & Rehab	PCRC 514-515
	12/03/07		
49.	08/28/07,	Interdisciplinary Team Conference. Pocatello Care &	PCRC 516, 530
	11/06/07	Rehab	
50.	08/26/07	Social Work Assessment. Pocatello Care & Rehab	PCRC 517-518
51.	11/16/07	Resident Education Documentation (re: wound	PCRC 396-399
		covering). Pocatello Care & Rehab	
52.	11/27/07	Pathology Report (skin biopsy). IDX Pathology	PCRC 92
53.	11/30/07	Notice of Medicare Provider Non-Coverage. Pocatello	PCRC 519-520
		Care & Rehab	
54.		Resident Census History. Pocatello Care & Rehab	PCRC 2
55.	1	Insurance Info	PCRC 9, 18, 13, 19
	T 00/01/05	Portneuf Medical Center	I Dana co
56.	08/21/07	Admission Records. Portneuf Medical Center	PCRC 6, 8
57.	08/21/07	History & Physical. Portneuf Medical Center -	PCRC 159-162,
		Brandon Mickelsen, M.D. (also handwritten note by Ryan Zimmerman, M.D.)	166-167, 169-170
58.	08/21/07	ISU Student Ed Worksheet. Portneuf Medical Center	PCRC 168
59.	08/23/07	Consultation Report. Portneuf Medical Center -	PCRC 163-165,
		Kenneth Newhouse, M.D.	
60.	08/23/07-	Progress Note. Portneuf Medical Center	PCRC 173
	08/24/07		
61.	08/24/07	Pre-Admission Screening / Resident Review. Portneuf	PCRC 7
		Medical Center	
62.	08/24/07	Advanced Directives / Living Will	PCRC 153-158
63.	08/27/07	Infusion Therapy – Physician's Orders/Progress. Portneuf Medical Center	PCRC 110
64.	11/12/09	Pathology Report. Portneuf Medical Center	PCRC 178-182
65.	08/28/07-	Laboratory Reports. Portneuf Medical Center	PCRC 176-162 PCRC 176-77, 183-
05.	12/03/07	Laboratory Reports. 1 of theur Medical Center	197
66.	08/29/07	Advanced Medicare Bed Placement. Portneuf	PCRC 14
00.	00/2/10/	Medical Center	1 0100 14
67.	11/13/07-	Rx . Portneuf Medical Center - Michael Baker,	PCRC 84, 88, 94
· · ·	12/03/07	M.D.	,,
68.	11/20/07-	Follow-up Notes Wound Care & Hyperbaric	PCRC 83, 86, 93
	12/03/07	Center- Portneuf Medical Center	, ,
69.	11/20/07-	Hyperbarics Oxygen Would Care Flow Sheet	PCRC 85, 87, 90
	11/27/07		
70.	undated	Diabetes Management. Portneuf Medical Center	PCRC 121-122
71.	08/25/07-	Billings. Pocatello Care & Rehab	PCRC 20-44, 52
	12/30/07,		
	04/01/08		
72.		Blue Cross EOB's and Payments	PCRC 45-51
73.		Resident Cash Receipts Report	PCRC 3
74.		Resident Aging Summary	PCRC 4
75.	11/07/07	Grievance-Complaint Rpt	PCRC 535
			<u></u>

NO	DATE	DESCRIPTION	SOURCE CODES
76.	2007		
70.	2007	Employee In comice I are	PCRC 536-537,
77	2007	Employee In-service Logs	545-547
77.	2007	In-service Training Reports	PCRC 538-540
78.	2005	Instructions for RTD Dressing	PCRC 541-542
79.	2007	Using Universal Precautions	PCRC 543-544
80.	07/07 -		DOD G 540 550
	08/07	Education Attendance Records	PCRC 548, 550
81.	07/19/07	In-Service training by Laree Dunn	PCRC 549
82.		Check Points to Prevent Medication Errors	PCRC 551
83.	11/07	Infection Control Policy - Isolation and prevention	PCRC 552-553
84.		MRSA policy	PCRC 554-557
85.		Staff Self Eval of Infection Control Practices	PCRC 558-559
86.		Infection Control Policy - Hand Washing	PCRC 560
87.		Floor Plan	PCRC 561
	R	OCKY MOUNTAIN ARTIFICIAL LIMB & BRACE,	INC.
88.	06/19/09,	Chart Notes. Rocky Mountain Artificial Limb &	RMALB 2
	06/26/09	Brace, Inc.	
89.	6/19/09	Product Delivery Form. Rocky Mountain Artificial	RMALB 7
		Limb & Brace, Inc.	
90.	6/19/09	Fax Correspondence to/from Linda Babbitt, M.D.	RMALB 8
		from/to Rocky Mountain Artificial Limb & Brace,	
		Inc. – Joani	
91.	01/25/10	Fax Correspondence to HFOB. from/to Rocky	RMALB 1
		Mountain Artificial Limb & Brace, Inc.	
		INTERMOUTAIN MEDICAL CLINIC	
92.	02/07/08,	Physician Telephone Orders Creekside Home Health	IMC 2-3
	02/14/08		
93.	06/15/09	Laboratory Reports. Intermountain Medical Center	IMC 4-6
94.	06/12/09	Laboratory Reports. LabCorp	IMC 8-13
95.	06/16/09-	Laboratory Reports. Portneuf Medical Center	IMC 14-30
	07/17/09		
96.		Blank Account Balance	IMC 7
97.	02/03/10	Billing to HFOB	IMC 1
		IDAHO WOUND CARE & HYPERBARICS	
98.	11/02/05	Initial Evaluation, Registration & Testing Portneuf	IWCH 133, 136-
70.	11.02,00	Wound Care & Hyperbarics Center – Michael S.	137, 159, 285
		Baker, M.D.	107, 107, 200
99.	11/07/05 –	Office Notes. Portneuf Wound Care & Hyperbarics	IWCH 1-2, 9-36,
	5/08/06,	Center – Charles O. Garrison, M.D., Michael J.	65-73, 134-136,
	11/09/07 -	Gregson, M.D., Michael S. Baker, M.D.	138-150, 152, 154-
	3/20/08,		155, 157-158, 165,
	04/21/09-		167, 170, 172, 174,
	08/05/09		176, 178, 181-182,
			, , ,

NO	DATE	DESCRIPTION	SOURCE CODES
100.	11/02/05 -	Wound Care Flow Sheet. Portneuf Wound Care &	IWCH 52-63
100.	05/08/06,	Hyperbarics Center - Charles O. Garrison, M.D.,	11101132-03
	11/09/07 -	Michael J. Gregson, M.D., Michael S. Baker, M.D.	
	03/18/08,	Whenaci J. Gregson, W.D., Whenaci S. Daker, W.D.	
	04/09/09 -		
	05/13/09		
101.	2/20/06,	Hyperbarics Oxygen Wound Care Flow Sheet.	IWCH 64, 153,
	3/27/06,	Portneuf Wound Care & Hyperbarics Center	156, 166, 168-169,
	11/19/07 -		171, 175, 177, 179-
	3/12/08		180, 183, 185-186
102.	3/30/06 -	INR Log. Portneuf Wound Care & Hyperbarics	IWCH 160
	5/08/06	Center	
103.	2/09/06	Review of Treatment/Condition. Portneuf Wound	IWCH 151
		Care & Hyperbarics Center	
104.	11/09/07	Oxygenation Testing Report.	IWCH 130-132
105.	12/10/07	Biologic Dressing Placement Check List. Portneuf	IWCH 173
		Wound Care & Hyperbarics Center	
106.	11/04/05-	Laboratory Reports. Portneuf Medical Center - S.M.	IWCH 194-197,
	12/19/05,	Skoumal, M.D.	238, 241-247, 251-
	06/16/09 -	,	258,
	08/08/09		
107.	11/09/07-	Laboratory Reports. Portneuf Wound Care and	IWCH 3-8, 37-51
	03/13/08,	Hyperbaric Clinic	
	07/17/09		
108.	03/30/06-	Laboratory Reports. LabCorp	IWCH 198-205,
	5/08/06,		220-221, 226-237,
	03/13/08,		239-240, 245, 248,
	04/28/09-		253, 259
109.	08/05/09	Laboratory Reports. Quest Diagnostics—	IWCH 249-250
110.	11/12/07-	Pathology Reports. Portneuf Medical Center	IWCH 206-214,
110.	03/17/08	Tamology Reports. Tortheur Medicar Center	216-218, 222-225
111.	11/21/07,	Dethology Deport IDV Dethology Christine	IWCH 215, 219
111.	2/19/08	Pathology Report. IDX Pathology - Christine	1WCH 213, 219
110	3/27/06	Meacham, M.D.	IWCII 260 261
112.	3141/00	Radiology Report (Left Lower Venous Doppler	IWCH 260-261
112	9/21/07	Ultrasound). Diagnostic Imaging Service of Idaho	INVCIL 2/2
113.	8/21/07	Radiology Report (Left Lower Extremity Arteries	IWCH 262
		<u>Ultrasound).</u> Portneuf Medical Center – Chris	
		Bachman, M.D.	
114.	8/21/07	Radiology Report (Left Lower Extremity Venous	IWCH 263
		<u>Ultrasound</u>). Portneuf Medical Center	
115.	11/29/07	Radiology Report (Bilateral Lower Extremity Venous	IWCH 267
		<u>Doppler Ultrasound).</u> Portneuf Medical Center –	
		Chris Bachman, M.D.	
116.	3/17/08	Radiology Report (MRI Left Foot w/o and w/	IWCH 268-269,
		Contrast). Portneuf Medical Center	271
117.	3/17/08	Radiology Report (Left Foot, Three Views). Portneuf	IWCH 270
İ		Medical Center	
			L

NO	DATE	DESCRIPTION	SOURCE CODES
118.	8/21/07 -	Records. Pocatello Care & Rehabilitation	IWCH 163-164,
	11/30/07		276-282
119.	3/27/06	Fax Correspondence to Diagnostic Imaging from	IWCH 161-162
		Idaho Hyperbarics & Wound Care Center -	
		Michael S. Baker, M.D.	
120.	8/21/07	Fax Referral Form to PMC Hyperbarics/Wound Care	IWCH 283
		from HealthWest Pocatello Clinic - Ty Salness,	
		M.D.	
121.	11/13/07-	Misc Orders from Portneuf Wound Care &	IWCH 79-80, 92,
	08/06/09	Hyperbaric Clinic – Michael S. Baker, M.D.	120-121, 128-129
122.	11/27/07	Fax Order to Pocatello Care & Rehabilitation from	IWCH 123-125
		Portneuf Wound Care & Hyperbaric Clinic –	
		Michael S. Baker, M.D.	
123.	11/28/07	Fax Order to Portneuf Medical Center Radiology	IWCH 265-266
		Department from Portneuf Wound Care &	
		Hyperbaric Clinic – Michael S. Baker, M.D.	
124.	11/30/07	Chart Note from Kenneth E. Newhouse, M.D.	IWCH 284
125.	12/19/07	Fax Order to Creekside Home Health from Portneuf	IWCH 126-127
		Wound Care & Hyperbaric Clinic – Michael S.	
		Baker, M.D.	
126.	02/19/08-	Physician Order/Referral. Portneuf Wound Care &	IWCH 187-192
	03/18/08	Hyperbaric Clinic – Michael S. Baker, M.D.	
127.	04/15/09	Discharge Summary. Portneuf Medical Center -	IWCH 272-275
		Lida J. Ogden, M.D.	
128.	04/15/09	Discharge Summary. Pocatello Family Medicine -	IWCH 74-77
		Lida J. Ogden, M.D.	
129.	04/22/09-	Fax Orders to Access Home Health from Portneuf	IWCH 78, 81-84,
	08/05/09	Wound Care & Hyperbaric Clinic	86-87, 89-90
130.	08/05/09	Refill Request to Dr. Baker from MAAG Pres &	IWCH 91
		Medical Supply	
131.	8/18/09	Chart Summary to Idaho Wound Care & Hyperbaric	IWCH 100
		Clinic from Pocatello Family Medicine	
132.	08/19/09	Fax to Cooper & Larsen from Pocatello Family	IWCH 116-117
		Medicine	
133.	05/24/09-	Faxes to Dr. Baker from Access Home Health	IWCH 85, 88, 118-
	11/20/09		119
134.	11/07/07-	Correspondence to Portneuf Wound Care &	IWCH 286-303
	08/14/09	Hyperbarics (records requests). from Cooper and	
		Larsen – James Ruchti	
135.		Misc Fax Confirmation Sheets	IWCH 122, 264
		THE ORTHOPEDIC SPECIALTY CLINIC	
136.	5/09/08-	Office Visits. The Orthopedic Specialty Clinic -	OSC 2-8
	07/09/08	Nathan Momberger, M.D.	
137.	05/12/08	Operative Report (R Hip) Intermountain Medical	OSC 15-18
		Center – Nathan G. Momberger, M.D.	
138.	06/23/08	Operative Report (R Knee) Intermountain Medical	OSC 9-14
		Center – Nathan G. Momberger, M.D.	

NO	DATE	DESCRIPTION	COMPAR CONTR
139.	02/04/10	Fax to HFOB	OSC 1
137.	102/04/10	IDAHO PROSTHETICS & ORTHOTICS	10301
140.	8/06/08,	Progress Note. Idaho Prosthetics & Orthotics	IPO 2
140.	10/01/08	1 Togless Note. Idano I Tostnetics & Orthotics	IFO 2
141.	10/01/08	Proof of Delivery and Satisfaction Idaho Prosthetics	IPO 4
		& Orthotics	1104
142.	07/10/08	Intake/Admit Form Creekside Home Health	IPO 1
143.	09/09/04	Prescription Pocatello Family Medicine – Ryan	IPO 3
1 13.		Zimmerman, M.D.	1103
	J	ASPEN RIDGE TRANSITIONAL REHAB	
144.	5/19/08	Patient Information. Aspen Ridge Transitional	ARTR 1
		Rehab	AKTKT
145.	5/19/08	Physician Admit Order. Aspen Ridge Transitional	ARTR 105-106
1 15.	0.13,00	Rehab	AKTK 105-100
146.	5/20/08	Consents. Aspen Ridge Transitional Rehab	ARTR 42, 224
147.	Undated	Consents. Aspen Ridge Transitional Renau	ARTR 5
148.	5/19/08	Post Discharge Plan of Care and Summary. Aspen	ARTR 40-41
140.	3/13/00	Ridge Transitional Rehab	AK1K 40-41
149.	6/32/08	Discharge Tracking Form. Aspen Ridge Transitional	ARTR 43-44
	0/32/00	Rehab	AK1K 43-44
150.	5/19/08	Admit Nursing Assessment. Aspen Ridge	ARTR 140-143
150.	3/12/00	Transitional Rehab	AKIK 140-143
151.	5/20/08	Patient Assessment. Aspen Ridge Transitional	ARTR 76-77
151.	3/20/00	Rehab – Charles O. Canfield, M.D.	AKIK 10-11
152.	5/20/08	Social History and Admit Assessment. Aspen Ridge	ARTR 221-223
132.	3/20/00	Transitional Rehab	ARTR 221-225
153.	5/29/08	Nutritional Assessment. Aspen Ridge Transitional	ARTR 229-230
155.	3/23/00	Rehab	ARTR 229-230
154.	5/22/08	Bowel & Bladder Assessment. Aspen Ridge	ARTR 34-37
154.	3/22/00	Transitional Rehab	ARTR 54-57
155.	5/27/08	Initial Activity Assessment. Aspen Ridge	ARTR 236-237
133.	3/2//00	Transitional Rehab	ARTR 250-257
156.	5/19/08	Fall Risk Assessment. Aspen Ridge Transitional	ARTR 30-31
150.	5/17/00	Rehab	AMIN JU-JI
157.	5/19/08	Risk Assessment for Abuse, Neglect & Exploitation.	ARTR 38-39
137.	3/13/00	Aspen Ridge Transitional Rehab	ARCIA JO-J
158.	5/19/08	Physician Order for Life Sustaining Treatment. Utah	ARTR 6-7
150.	3/13/00	Department of Health / Aspen Ridge Transitional	ARTICU"
		Rehab	
159.	5/19/08	AIMS Examination. Aspen Ridge Transitional	ARTR 225-226
	5/17/00	Rehab	4 ALCI AL 22 22 22 22 22 22 22 22 22 22 22 22 22
160.	5/23/08	Psychopharmacological Medication Review. Aspen	ARTR 227-228
100.	J. 23100	Ridge Transitional Rehab	ARCHIC LATE ALLO
161.	5/19/08-	Interim Care Plan. Aspen Ridge Transitional Rehab	ARTR 17-29
101.	6/06/08	morani caro i min. 1 sepen mage i l'ansinonai Menan	LARKAR II W
162.	5/23/08	Standing Orders. Aspen Ridge Transitional Rehab	ARTR 107

NO	DATE	DESCRIPTION	SOURCE CODES
163.	5/19/08-	Physician Orders. Aspen Ridge Transitional Rehab -	
	5/23/08	Charles O. Canfield, M.D.	
164.	5/20/08-	Physician Progress Notes. Aspen Ridge Transitional	ARTR 114-117
	6/20/08	Rehab	
164.	5/20/08-	Physician Order Collection Sheet. Aspen Ridge	ARTR 80-897
Α	6/20/08	Transitional Rehab	
165.	5/20/08-	Temporary Care Plan Collection Sheet. Aspen Ridge	ARTR 8-16
	6/20/08	Transitional Rehab	
166.	5/19/08-	Interdisciplinary Progress Notes. Aspen Ridge	ARTR 126-139
	6/23/08	Transitional Rehab	
167.	5/19/08-	Vital Signs & Weight Record. Aspen Ridge	ARTR 122-125
	6/22/08	Transitional Rehab	
168.	5/19/08-	Medication Administration Record. Aspen Ridge	ARTR 150-163
	6/05/08	Transitional Rehab	111111111111111111111111111111111111111
169.	5/19/08-	Narcotic Record. Aspen Ridge Transitional Rehab	ARTR 180-192
	6/16/08	(Superior Care Pharmacy)	111111111111111111111111111111111111111
170.	6/03/08	Medication Regimen Review. Aspen Ridge	ARTR 195-196
* * * * * * * * * * * * * * * * * * *	3, 33, 33	Transitional Rehab	There is is
171.	5/19/08-	Treatment Sheet. Aspen Ridge Transitional Rehab	ARTR 164-171
*, *.	6/19/08	Troumont Shoot. Taspon Muge Translational Renau	
172.	4/30/08,	Nursing Assignment Sheets. Aspen Ridge	ARTR 172-179
	6/30/08	Transitional Rehab	
173.	5/19/08	Physical Therapy Evaluation / Plan of Care. Aspen	ARTR 220
		Ridge Transitional Rehab	,
174.	5/23/08	Occupational Therapy Evaluation / Plan of Care.	ARTR 218-219
		Aspen Ridge Transitional Rehab	
175.	5/26/08-	Physical Therapy Weekly Evaluation. Aspen Ridge	ARTR 213-217
	6/22/08	Transitional Rehab	
176.	5/26/08-	Occupational Therapy Weekly Evaluation. Aspen	ARTR 208-212
	6/22/08	Ridge Transitional Rehab	
177.	5/22/08-	Weekly IDT Review. Aspen Ridge Transitional	ARTR 144-148
	6/19/08	Rehab	
178.	5/27/08	Nutrition Progress Note. Aspen Ridge Transitional	ARTR 231
		Rehab	
179.	5/22/08	PT/INR Record. Aspen Ridge Transitional Rehab	ARTR 149
		ALPINE MEDICAL GROUP ANESTHESIA SERVIC	1
180.	04/02/08	Admitting Facesheet	AMG 1
181.	04/02/08	Patient Information	AMG 2
182.	04/02/08	Consent	AMG 3
183.	04/02/08	History & Physical / Anesthesia Plan Salt Lake	AMG 4
105.	0 17 027 00	Regional Medical Center	
184.	04/02/08	Preoperative Record	AMG 5-10
185.	04/02/08	Intraoperative Record	AMG 11-19
186.	04/02/08	Operative Report (BKA) Salt Lake Regional Medical	AMG 20-21
100.	V71 V21 VV	Center – David J. Howe, M.D.	11110 20 21
187.	04/02/08	Anesthesia Record Salt Lake Regional Medical	AMG 22
107.	UTI ULI UU	Center	1 2111 22
	·		L

NO	DATE	DESCRIPTION	SOURCE CODES
188.	04/02/08	Post-Operative Anesthesia Orders	AMG 24-25
189.	04/02/08	Post-Op Surgical Note/Post Procedure Salt Lake Regional Medical Center	AMG 27
190.	04/02/08	Surgery Scheduling Form Salt Lake Regional Medical Center	AMG 26
191.	04/02/08	Laboratory Report Salt Lake Regional Medical Center	AMG 28
192.	04/02/08	ECG Strip	AMG 29
193.	04/03/08	Pathology Report Salt Lake Regional Medical	AMG 23
	<u> </u>	Center – David A. Gallegos, M.D.	
	_	HUGH S. SELZNICK	
194.	2/23/09- 01/11/10	Clinic Notes. Idaho Physicians Clinic – Hugh S. Selznick, M.D.	HS 1-6
195.	2/23/09	Radiology Report (Pelvis, L Hip, L Knee). Bingham	HS 7
175.	1 23.03	Memorial Hospital & Extended Care Facility – D.J.	110 /
		Marc Cardinal, M.D.	'
	I	PORTNEUF MEDICAL CENTER	<u></u>
196.	11/05/05	Clinical Laboratory Requisition. Portneuf Medical	PMC 598
.,		Center – (ordered by Charles Garrison, D.O.)	
197.	11/02/05	Pathology Report (Anaerobic Culture). Portneuf Medical Center	PMC 599
198.	11/02/05	Pathology Report (Aerobic Culture). Portneuf Medical Center	PMC 600
199.	11/02/05	Admit Face Sheet (MRIs). Portneuf Medical Center	PMC 597
200.	11/22/05	Consent to Treatment. Portneuf Medical Center	PMC 589-590, 631-
		The discount function from the first of the	632
201.	11/22/05	MRI Report (Cervical Spine w/o Contrast). Portneuf	PMC 591-592, 633-
		Medical Center – Chris Bachman, M.D. (ordered by Benjamin Blair, M.D.)	634
202.	11/22/05	MRI Report (Lumbar Spine, No Contrast). Portneuf	PMC 593-594, 635-
		Medical Center - Chris Bachman, M.D. (ordered by	636
		Benjamin Blair, M.D.)	
203.	11/22/05	Admit Face Sheet (MRIs). Portneuf Medical Center	PMC 588, 630
204.	12/16/05	Clinical Laboratory Requisition. Portneuf Medical	PMC 596
		Center - (ordered by Charles Garrison, D.O.)	
205.	12/16/05	Pathology Report (Anaerobic Culture). Portneuf Medical Center	PMC 602
206.	12/16/05	Pathology Report (Aerobic Culture). Portneuf Medical Center	PMC 601
207.	12/16/05	Admit Face Sheet. Portneuf Medical Center	PMC 595
208.	8/21/07	Paramedic Record. Bannock County Ambulance – Rod Anderson	PMC 484-485
209.	8/21/07	Photos. Portneuf Medical Center	PMC 483
210.	8/21/07	Emergency Record. Portneuf Medical Center - Eric	PMC 486-490, 581-
	a. = 1, 0 ,	Whiteside, RN, Triage Nurse	587
211.	8/21/07	ER Copy Consent to Medical/ Surgical Treatment.	PMC 448
		Portneuf Medical Center	

212. 8/21. 213. 8/21. 214. 8/21. 8/24. 8/21. 215. 8/21. 216. 8/21. 217. 8/21. 218. 8/23. 219. 8/25. 220. 220.	/07 E M /07 E M /07 E M /07 A /07 A /07 A /07 C M /07 B C /07 C N /07 D R C M	R Medication and Lab Result Notes. Portneuf Iedical Center – Andy Bradbury, M.D., and Glen uck, LPN R Copy of Correspondence b/t Dr. Salness and Iaurice Schwarz, RN w/ Plan of Care and Home isits. Southeastern District Health Department Iome Health R Copy Progress Notes and ISU Student ED Vorksheet. Portneuf Medical Center dmission Documents. Portneuf Medical Center onsents & Rights to Treatment Decisions. Portneuf Iedical Center istory & Physical. Portneuf Medical Center - randon Mickelson, D.O., attended by Jonathon ree, M.D. onsultation. Portneuf Medical Center – Kenneth E. ewhouse, M.D. ischarge Summary. Portneuf Medical Center – yan Zimmerman, M.D., attended by Jonathon ree, M.D. and Dan Jones, M.D.	PMC 474-477 PMC 480-482 PMC 491-492 PMC 562-580 PMC 511-513 PMC 527-529 PMC 463-465, 470 PMC 474-477
213. 8/21/ 214. 8/21/ 8/24/ 215. 8/21/ 216. 8/21/ 217. 8/21/ 218. 8/23/ 219. 8/25/	/07 E M /07 E M /07 E M /07 A /07 A /07 A /07 C M /07 B C /07 C N /07 D R C M	Iedical Center – Andy Bradbury, M.D., and Glen uck, LPN R Copy of Correspondence b/t Dr. Salness and faurice Schwarz, RN w/ Plan of Care and Home isits. Southeastern District Health Department from Health R Copy Progress Notes and ISU Student ED Fortneuf Medical Center dmission Documents. Portneuf Medical Center dmission Documents. Portneuf Medical Center istory & Rights to Treatment Decisions. Portneuf Iedical Center istory & Physical. Portneuf Medical Center randon Mickelson, D.O., attended by Jonathon ree, M.D. Onsultation. Portneuf Medical Center – Kenneth E. ewhouse, M.D. ischarge Summary. Portneuf Medical Center – yan Zimmerman, M.D., attended by Jonathon ree, M.D. and Dan Jones, M.D.	PMC 511-513 PMC 527-529 PMC 463-465, 470 PMC 474-477 PMC 480-482 PMC 466-468
214. 8/21/ 8/24/ 215. 8/21/ 216. 8/21/ 217. 8/21/ 218. 8/23/ 219. 8/25/	B M M M M M M M M M	R Copy of Correspondence b/t Dr. Salness and faurice Schwarz, RN w/ Plan of Care and Home isits. Southeastern District Health Department fome Health R Copy Progress Notes and ISU Student ED Vorksheet. Portneuf Medical Center dmission Documents. Portneuf Medical Center – onsents & Rights to Treatment Decisions. Portneuf ledical Center istory & Physical. Portneuf Medical Center – randon Mickelson, D.O., attended by Jonathon ree, M.D. Onsultation. Portneuf Medical Center – Kenneth E. ewhouse, M.D. ischarge Summary. Portneuf Medical Center – yan Zimmerman, M.D., attended by Jonathon ree, M.D. and Dan Jones, M.D.	PMC 511-513 PMC 527-529 PMC 463-465, 470 PMC 474-477 PMC 480-482 PMC 466-468
214. 8/21/ 8/24/ 215. 8/21/ 216. 8/21/ 217. 8/21/ 218. 8/23/ 219. 8/25/	M V H	Maurice Schwarz, RN w/ Plan of Care and Home isits. Southeastern District Health Department Iome Health R Copy Progress Notes and ISU Student ED Vorksheet. Portneuf Medical Center dmission Documents. Portneuf Medical Center - consents & Rights to Treatment Decisions. Portneuf Iedical Center istory & Physical. Portneuf Medical Center - randon Mickelson, D.O., attended by Jonathon ree, M.D. Onsultation. Portneuf Medical Center - Kenneth E. ewhouse, M.D. ischarge Summary. Portneuf Medical Center - yan Zimmerman, M.D., attended by Jonathon ree, M.D. and Dan Jones, M.D.	PMC 511-513 PMC 527-529 PMC 463-465, 470 PMC 474-477 PMC 480-482 PMC 466-468
215. 8/21/ 216. 8/21/ 217. 8/21/ 218. 8/23/ 219. 8/25/	V H	isits. Southeastern District Health Department fome Health R Copy Progress Notes and ISU Student ED Vorksheet. Portneuf Medical Center dmission Documents. Portneuf Medical Center – onsents & Rights to Treatment Decisions. Portneuf ledical Center istory & Physical. Portneuf Medical Center – randon Mickelson, D.O., attended by Jonathon ree, M.D. onsultation. Portneuf Medical Center – Kenneth E. ewhouse, M.D. ischarge Summary. Portneuf Medical Center – yan Zimmerman, M.D., attended by Jonathon ree, M.D. and Dan Jones, M.D.	PMC 527-529 PMC 463-465, 470 PMC 474-477 PMC 480-482 PMC 466-468
215. 8/21/ 216. 8/21/ 217. 8/21/ 218. 8/23/ 219. 8/25/	H	R Copy Progress Notes and ISU Student ED Vorksheet. Portneuf Medical Center dmission Documents. Portneuf Medical Center — onsents & Rights to Treatment Decisions. Portneuf ledical Center istory & Physical. Portneuf Medical Center — randon Mickelson, D.O., attended by Jonathon ree, M.D. onsultation. Portneuf Medical Center — Kenneth E. ewhouse, M.D. ischarge Summary. Portneuf Medical Center — yan Zimmerman, M.D., attended by Jonathon ree, M.D. and Dan Jones, M.D.	PMC 527-529 PMC 463-465, 470 PMC 474-477 PMC 480-482 PMC 466-468
215. 8/21/ 216. 8/21/ 217. 8/21/ 218. 8/23/ 219. 8/25/	/07 — E	R Copy Progress Notes and ISU Student ED Vorksheet. Portneuf Medical Center dmission Documents. Portneuf Medical Center – onsents & Rights to Treatment Decisions. Portneuf ledical Center istory & Physical. Portneuf Medical Center – randon Mickelson, D.O., attended by Jonathon ree, M.D. onsultation. Portneuf Medical Center – Kenneth E. ewhouse, M.D. ischarge Summary. Portneuf Medical Center – yan Zimmerman, M.D., attended by Jonathon ree, M.D. and Dan Jones, M.D.	PMC 527-529 PMC 463-465, 470 PMC 474-477 PMC 480-482 PMC 466-468
215. 8/21/ 216. 8/21/ 217. 8/21/ 218. 8/23/ 219. 8/25/	/07	Morksheet. Portneuf Medical Center dmission Documents. Portneuf Medical Center— onsents & Rights to Treatment Decisions. Portneuf dedical Center istory & Physical. Portneuf Medical Center— randon Mickelson, D.O., attended by Jonathon ree, M.D. onsultation. Portneuf Medical Center—Kenneth E. ewhouse, M.D. ischarge Summary. Portneuf Medical Center— yan Zimmerman, M.D., attended by Jonathon ree, M.D. and Dan Jones, M.D.	PMC 527-529 PMC 463-465, 470 PMC 474-477 PMC 480-482 PMC 466-468
215. 8/21/2 216. 8/21/2 217. 8/21/2 218. 8/23/2 219. 8/25/2 220. 220.	/07 <u>A</u> /07 <u>C</u> /07 <u>M</u> /07 <u>H</u> B C /07 <u>C</u> N /07 <u>D</u> R C M	dmission Documents. Portneuf Medical Center – onsents & Rights to Treatment Decisions. Portneuf ledical Center istory & Physical. Portneuf Medical Center - randon Mickelson, D.O., attended by Jonathon ree, M.D. onsultation. Portneuf Medical Center – Kenneth E. ewhouse, M.D. ischarge Summary. Portneuf Medical Center – yan Zimmerman, M.D., attended by Jonathon ree, M.D. and Dan Jones, M.D.	PMC 463-465, 470 PMC 474-477 PMC 480-482 PMC 466-468
216. 8/21/ 217. 8/21/ 218. 8/23/ 219. 8/25/ 220.	/07 C M B C C N C C M C C M M C C M M	onsents & Rights to Treatment Decisions. Portneuf ledical Center istory & Physical. Portneuf Medical Center - randon Mickelson, D.O., attended by Jonathon ree, M.D. onsultation. Portneuf Medical Center - Kenneth E. ewhouse, M.D. ischarge Summary. Portneuf Medical Center - yan Zimmerman, M.D., attended by Jonathon ree, M.D. and Dan Jones, M.D.	PMC 463-465, 470 PMC 474-477 PMC 480-482 PMC 466-468
217. 8/21/ 218. 8/23/ 219. 8/25/ 220.	707 HB CC N CC N CC M	Iedical Center istory & Physical. Portneuf Medical Center - randon Mickelson, D.O., attended by Jonathon ree, M.D. onsultation. Portneuf Medical Center – Kenneth E. ewhouse, M.D. ischarge Summary. Portneuf Medical Center – yan Zimmerman, M.D., attended by Jonathon ree, M.D. and Dan Jones, M.D.	PMC 474-477 PMC 480-482 PMC 466-468
218. 8/23/ 219. 8/25/ 220.	/07 HB CC /07 CC N CC R CC M	istory & Physical. Portneuf Medical Center - randon Mickelson, D.O., attended by Jonathon ree, M.D. onsultation. Portneuf Medical Center – Kenneth E. ewhouse, M.D. ischarge Summary. Portneuf Medical Center – yan Zimmerman, M.D., attended by Jonathon ree, M.D. and Dan Jones, M.D.	PMC 480-482 PMC 466-468
218. 8/23/ 219. 8/25/ 220.	B C C N O7 D R C M M	randon Mickelson, D.O., attended by Jonathon ree, M.D. onsultation. Portneuf Medical Center – Kenneth E. ewhouse, M.D. ischarge Summary. Portneuf Medical Center – yan Zimmerman, M.D., attended by Jonathon ree, M.D. and Dan Jones, M.D.	PMC 480-482 PMC 466-468
219. 8/25/ 220.	C C N N C N C C C C	ree, M.D. onsultation. Portneuf Medical Center – Kenneth E. ewhouse, M.D. ischarge Summary. Portneuf Medical Center – yan Zimmerman, M.D., attended by Jonathon ree, M.D. and Dan Jones, M.D.	PMC 466-468
219. 8/25/ 220.	707 <u>C</u> N 707 <u>D</u> R C M	onsultation. Portneuf Medical Center – Kenneth E. ewhouse, M.D. ischarge Summary. Portneuf Medical Center – yan Zimmerman, M.D., attended by Jonathon ree, M.D. and Dan Jones, M.D.	PMC 466-468
219. 8/25/ 220.	N 07	ewhouse, M.D. ischarge Summary. Portneuf Medical Center — yan Zimmerman, M.D., attended by Jonathon ree, M.D. and Dan Jones, M.D.	PMC 466-468
220.	(07 <u>D</u> R: C	ischarge Summary. Portneuf Medical Center – yan Zimmerman, M.D., attended by Jonathon ree, M.D. and Dan Jones, M.D.	
220.	R C M	yan Zimmerman, M.D., attended by Jonathon ree, M.D. and Dan Jones, M.D.	
	C <u>M</u>	ree, M.D. and Dan Jones, M.D.	D) (0.450
	M		77.60.4.60
001 0/05		edication Reconciliation Discharge Form. Portneuf	PMC 469
		edical Center	
221. 8/22/		ischarge Planning Notes. Portneuf Medical Center	PMC 514-515
8/24/		Vivian Street	DMC 555 560
222. 8/21/	0/ <u>M</u>	edical / Surgical Kardex. Portneuf Medical Center	PMC 555-560
223. 8/21/	07 - 13	aboratory Reports. Portneuf Medical Center	PMC 452-458, 603-
8/23/	- 1	toridicity reports.	605
224. 8/25/		aboratory Cumulative Summary Report (8/21/07-	PMC 493-498
221. 0/23/		25/07). Portneuf Medical Center	1100 475-470
225. 8/21/9		adiology Reports (Left Lower Extremity Venous	PMC 499, 608-609
8/23/	1	trasound, Left Lower Arteries Ultrasound,	11110 199, 000 009
0/23/	· · · · · · · · · · · · · · · · · · ·	uoroscopic Needle). Portneuf Medical Center –	
		hris Bachman, M.D. and George Stephens, M.D.	
226. 8/21/0		ysician's Orders. Portneuf Medical Center –	PMC 502, 505-506,
8/25/0		andon Mickelson, M.D., Ryan Zimmerman,	450-451
		.D., Kenneth Newhouse, M.D.	
227. 8/22/0		ysician's Orders / Diabetes Management. Portneuf	PMC 503-504
		edical Center – Ryan Zimmerman, M.D.	
228. 8/21/0		U Student Ed Worksheet – Faculty Admit/Progress	PMC 478-479
	1	ote. Portneuf Medical Center –	
229. 8/22/0		erdisciplinary Progress Notes. Portneuf Medical	PMC 507-510
8/24/0		enter – Ryan Zimmerman, M.D.	. - •
230. 8/21/0		tals Graph. Portneuf Medical Center	PMC 526
8/25/0			-
231. 8/22/0		ood Glucose Graph. Portneuf Medical Center	PMC 525
8/25/0			

NO	DATE	DESCRIPTION	SOURCE CODES
232.	8/21/07 -	Medical/ Surgical/ Interdisciplinary Patient/Family	PMC 530-531
		Educational Record. Portneuf Medical Center - Mia	
		Christensen	
233.	8/21/07 -	Medical/ Surgical Nurses' Progress Notes. Portneuf	PMC 532-553
	8/25/07	Medical Center	
234.	8/21/07 -	Medication Administration Record. Portneuf Medical	PMC 516-524
	8/25/07	Center	
235.	8/21/07	Patient Event Logs (Lab Report, All Untimed Notes,	PMC 459-461
		and Medications). Portneuf Medical Center	
236.	8/21/07 -	Medicare Inpatient / Discharge Rights. Department of	PMC 471-472
	8/24/07	Health & Human Services	
237.	8/25/07	Patient Belongings. Portneuf Medical Center	PMC 554
238.	8/24/07	<u>Pre-Admission Screening/ Resident Review – for</u>	PMC 473
		Pocatello Care & Rehab. Portneuf Medical Center	
239.	8/21/07	ER and Inpatient Admit Face Sheets. Portneuf	PMC 447, 449, 462
		Medical Center	
240.	08/21/07	Pneumococcal/Influenza Inpatient Immunization	PMC 500-501
		Protocol	
241.	Undated	Fax Cover Sheet Sent to Pocatello Care & Rehab from	PMC 561
		Portneuf Medical Center – Vivian Street, RN	
242.	8/27/07	Clinical Summary – RN/MA Notes. Portneuf	PMC 637
		Medical Center	
243.	8/27/07	Radiology Report (Chest Portable, 1-View). Portneuf	PMC 607
	(1646 hrs)	Medical Center	
244.	8/27/07	Radiology Report (Chest Portable, 1-View). Portneuf	PMC 606
	(1805 hrs)	Medical Center	200
245.	11/09/07	Clinical Laboratory Requisitions. Portneuf Medical	PMC 441
	11/10/05	Center	D) (C 440
246.	11/12/07	Pathology Report (Anaerobic Culture). Portneuf	PMC 442
	1111111	Medical Center	D) (C) (10 (10
247.	11/12/07	Pathology Report (Aerobic Culture). Portneuf	PMC 610-612
	11/00/05	Medical Center	D) (C) 440, 442
248.	11/09/07	Admit Face Sheet. Portneuf Medical Center	PMC 440, 443
249.	11/07/07	Correspondence to PMC from Cooper & Larson	PMC 618-619
0.50	11/05/05	(requesting records)	D1 (C) 444
250.	11/27/07	Clinical Laboratory Requisition. Portneuf Medical	PMC 444
0.51	11/00/05	Center	D1 (C) 44(
251.	11/30/07	Pathology Report (Anaerobic Culture). Portneuf	PMC 446
		Medical Center	D) (C) (A) (
252.	11/30/07	Pathology Report (Aerobic Culture). Portneuf	PMC 445
	11/20/00	Medical Center	D) (C) (12
253.	11/29/07	Radiology Report (Bilateral Lower Extremity Venous	PMC 613
	4 10 0 1	Doppler Ultrasound. Portneuf Medical Center	D) (C) (20) (20)
254.	11/29/07	Consents. Portneuf Medical Center	PMC 438-439
255.	11/29/07	Admit Face Sheet. Portneuf Medical Center	PMC 437
256.	1/17/08	Clinical Laboratory Requisition. Portneuf Medical	PMC 434
		Center	

NO	DATE	DESCRIPTION	SOURCE CODES
257.	1/20/08	Pathology Report (Aerobic Culture). Portneuf	PMC 435-436
237.	1,20,00	Medical Center	11110 133 130
258.	3/16/08	Pathology Report (Anaerobic Culture). Portneuf	PMC 614
		Medical Center	
259.	3/17/08	Pathology Report (Aerobic Culture). Portneuf	PMC 615-616
		Medical Center	
260.	1/01/08	Admit Face Sheet. Portneuf Medical Center	PMC 433
261.	3/17/08	Consent. Portneuf Medical Center	PMC 428-429
262.	3/17/08	Radiology Report (L Foot, 3 Views). Portneuf	PMC 430-431
		Medical Center - Allen Eng, M.D.	
263.	3/17/08	Radiology Report (MRI L Foot). Portneuf Medical	PMC 432, 422, 617
:		Center -Matthew Williamson, D.O.	
264.	3/17/08	Admit Face Sheet. Portneuf Medical Center	PMC 427
265.	3/20/08	Consents & Rights to Treatment Decisions. Portneuf	PMC 366-367, 377,
		Medical Center	390
266.	3/20/08	Medication Reconciliation Admission Form. Portneuf	PMC 394
		Medical Center	
267.	3/20/08	History & Physical. Portneuf Medical Center -	PMC 383-385
		Yolanda Rodriguez, M.D., attended by Jack	
		Routson, M.D.	
268.	3/21/08	Physical Therapy Wound Evaluation. Portneuf	PMC 408-411
		Medical Center - Yolanda Rodriguez, M.D. and	
		Michael Baker, M.D.	
269.	3/21/08	Discharge Summary. Portneuf Medical Center -	PMC 368-370
		Yolanda Rodriguez, M.D., attended by Jack	
		Routson, M.D.	
270.	3/20/08 -	Discharge Planning Notes. Portneuf Medical Center	PMC 404-405, 406-
	3/24/08	- Richard Gibson	407
271.	3/21/08	Discharge Instructions (Doctor's Signature). Portneuf	PMC 374-376
		Medical Center	
272.	3/24/08	Discharge Instructions (RN Signature). Portneuf	PMC 371-373
		Medical Center	
273.	3/17/08	Pathology Reports. Portneuf Medical Center	PMC 415-418
274.	3/13/08	Laboratory Report. LabCorp	PMC 419-420
275.	3/20/08-	Laboratory Cumulative Summary Report. Portneuf	PMC 388-389
	3/24/08	Medical Center	
276.	3/20/08	Labs Report (Hematology / Chemistry). Portneuf	PMC 261
		Medical Center	
277.	3/20/08	Radiology Report (Chest, 1 View). Portneuf Medical	PMC 391, 426
		Center – Steven Larsen, M.D.	
278.	3/20/08 –	Physician's Orders. Portneuf Medical Center - Jack	PMC 395-399
	3/21/08	Routson, M.D. and Michael Baker, M.D.	
279.	3/20/08	ISU Student Ed Worksheet – Faculty Admit/Progress	PMC 386-387
		Note. Portneuf Medical Center –	
280.	3/20/08	Inpatient Vaccination Order. Portneuf Medical	PMC 392-393
		Center – M. Jenkins, RN	

NO	DATE	DESCRIPTION	SOURCE CODES
281.	3/21/08	Interdisciplinary Progress Notes. Portneuf Medical	PMC 400-403
		Center	
282.	3/20/08 —	All Timed/ Untimed Notes and Flowsheets. Portneuf	PMC 262-364
	3/24/08	Medical Center	
283.	3/20/08	Medicare Inpatient / Discharge Rights. Department of	PMC 378-379
		Health & Human Services	
284.	3/24/08	Transfer Documents (to Promise Hospital – Dr. Wendy	PMC 380-382
		Taylor). Portneuf Medical Center - Yolanda	
285.	3/20/08	Rodriguez, M.D.	PMC 412
203.	3/20/08	Patient Valuables Envelope. Portneuf Medical Center – accepted by Audrey Chandler	PIVIC 412
286.	3/20/08	Admit Face Sheet (left foot infection). Portneuf	PMC 365
200.	3/20/00	Medical Center	1 WC 303
287.	Undated	Wound Guide, Assessment and Plan of Treatment.	PMC 383-385
		Admit Face Sheet. Portneuf Medical Center	
288.	3/18/08	Office Visit. Portneuf Wound Care & Hyperbarics	PMC 421, 423
		Center	,
289.	3/13/08	Care Plan and Nursing Note. Creekside Home Health	PMC 424-425
290.	3/13/08	Laboratory Report sent to Hyperbarics from	PMC 418
		Creekside Home Health (LabCorp)	
291.	3/21/08	Fax Cover Sheet to Promise Hospital from Portneuf	PMC 413-414
		Medical Center	
292.	4/09/09	Paramedic Record. Bannock County Ambulance -	PMC 24-25
	1/00/00	Leon Holmes, Primary EMT	D) (C) 00 00
293.	4/09/09	Emergency Department Report. Portneuf Medical	PMC 28-29
204	4/00/00	Center Description A Prince A	DMC 21 20 200
294.	4/09/09 — 4/15/09	Emergency Department Records (Patient Primary,	PMC 31-38, 200- 206
	4/13/09	Consult, Medication Reconciliation. Portneuf Medical Center – Ken Ryan, M.D., Bambi Fowler,	200
		Primary RN	
295.	4/09/09	Emergency Flow Sheet Record. Portneuf Medical	PMC 30
275.	11 0 51 0 5	Center	1110 30
296.	4/09/09	Emergency Department Admission Holding Orders.	PMC 219
		Portneuf Medical Center	
297.	4/09/09	Adult DVT/VTE Prophylaxis Screening and Orders.	PMC 220-221
		Portneuf Medical Center	
298.	4/10/09	Medication Reconciliation Form. Portneuf Medical	PMC 216
		Center	
299.	4/09/09 –	Consents and Right to Treatment Decisions. Portneuf	PMC 21-22, 182-
	4/13/09	Medical Center	183, 192, 213
300.	4/09/09	History & Physical. Portneuf Medical Center –	PMC 178-180
	4400465	Steven Coker, M.D.	D) (O 154 155
301.	4/09/09	Consultation. Portneuf Medical Center – Lida J.	PMC 174-177
200	4/2 4/00	Ogden, M.D. and Dr. Sandra Hoffman	DN 60 052 054
302.	4/14/09	Physical Therapy Wound Evaluation. Portneuf	PMC 253-254
		Medical Center – Stephen Coker, M.D.	

NO	DATE	DESCRIPTION	SOURCE CODES
303.	4/15/09	Discharge Summary. Portneuf Medical Center -	PMC 15-18
		Lida J. Ogden, M.D.	
304.	4/09/09 -	Discharge Planning Notes. Portneuf Medical Center	PMC 251-252
	4/15/09	- Vivian Street, RN	
305.	Undated	Discharge Instructions (Unsigned). Portneuf Medical	PMC 164-167
		Center	
306.	4/15/09	Discharge Instructions (Doctor's Signature). Portneuf	PMC 184-187
		Medical Center – Lida Ogden, M.D.	
307.	4/15/09	Discharge Instructions (Nurse's Signature). Portneuf	PMC 188-191
		Medical Center – Brittany Ward, RN	
308.	4/09/09 -	Laboratory Cumulative Summary Report. Portneuf	PMC 207-212
200	4/15/09	Medical Center	D) (G o c o 5
309.	4/09/09	Radiology Report (X-Ray Pelvis, 1-2 Views).	PMC 26-27
210	4/12/00	Portneuf Medical Center – Chris Bachman, M.D.	D) (C 10
310.	4/13/09	Radiology Report (X-Ray Chest, 1 View). Portneuf	PMC 19
211	4/00/00	Medical Center – Allen Eng, M.D.	D) (C 02 014 015
311.	4/09/09	ECG Strip. Portneuf Medical Center – Reviewed by Dr. Routson	PMC 23, 214-215
312.	4/09/09 –	Physician's Orders. Portneuf Medical Center –	PMC 222, 225,
312.	4/09/09 – 4/15/09	Steven Coker, M.D. and Lida J. Ogden, M.D.	228, 233-234, 238-
	4/13/09	Steven Corer, M.D. and Lida J. Ogden, M.D.	240
313.	4/09/09 -	Physician's Orders – Adult Diabetes Management.	PMC 223-224, 226-
515.	4/13/09	Portneuf Medical Center	227, 229-232, 235-
	1/13/07	1 of the at two areas contest	236
314.	4/13/09	Physician's Orders - Infusion Therapy. Portneuf	PMC 237
		Medical Center -	
315.	4/10/09	Inpatient Vaccination Order. Portneuf Medical	PMC 217-218
		Center – J. Buck, RN	
316.	4/09/09 -	Interdisciplinary Progress Notes. Portneuf Medical	PMC 241-250
	4/15/09	Center	
317.	4/09/09	ISU Student Ed Worksheet – Faculty Admit/Progress	PMC 196-197
		Note. Portneuf Medical Center – Dr. Hoffman	
318.	4/13/09	Diabetes Education Referral (Nurse to Nurse Report).	PMC 255
		Portneuf Medical Center – J. Briggs, RN	
319.	4/09/09	Patient Event Logs (Image Notes, Vitals Graph, All	PMC 39-163, 168-
	4/15/09	Untimed Notes, Medications, and All Flowsheets.	173
		Portneuf Medical Center	
320.	4/09/09	Medicare Inpatient / Discharge Rights. Department of	PMC 193-194
		Health & Human Services	
321.	4/15/09	Bannock County Ambulance District Medicare	PMC 198-199
		Documents. Portneuf Medical Center/ Bannock	
	4/4 5/00	County Ambulance District	D1 (C 105
322.	4/15/09	Nursing Patient Transfer Communication. Portneuf	PMC 195
202	4/00/00	Medical Center – Brittany Ward, RN	DMC 20, 101
323.	4/09/09	ER and Inpatient Admit Face Sheet. Portneuf	PMC 20, 181
		Medical Center	

324. 4/13/09	NO	DATE	DESCRIPTION	SOURCE CODES
325. 4/09/09 Patient Information. Pocatello Family Medicine - Ryan Zimmerman PMC 259-260				
Ryan Zimmerman Clinical Lab Requisition. Portneuf Medical Center PMC 8	324.		rax cover sneets. Fortheur Medical Center	PMC 230-238
Michael Baker, M.D. Laboratory Report (Therapeutic Drug Monitoring) PMC 620	325.	4/09/09		PMC 259-260
328. 6/16/09 Laboratory Report (Therapeutic Drug Monitoring) PMC 620	326.	6/19/09		PMC 8
Center Clinical Lab Requisition. Portneuf Medical Center - Michael Baker, M.D. Admit Face Sheet (Lab Slip). Portneuf Medical Center - Michael Baker, M.D. Admit Face Sheet (Lab Slip). Portneuf Medical Center PMC 3	327.	6/16/09	Laboratory Report (Therapeutic Drug Monitoring)	PMC 620
Michael Baker, M.D. Laboratory Report (including Therapeutic Drug Monitoring) Portneuf Medical Center PMC 9-10	328.	6/16/09		PMC 7, 11
Monitoring Portneuf Medical Center	329.	6/19/09		PMC 12
Monitoring Portneuf Medical Center Admit Face Sheet Portneuf Medical Center PMC 5	330.	6/20/09	Laboratory Report (including Therapeutic Drug	PMC 9-10
332. 7/01/09 Admit Face Sheet. Portneuf Medical Center Michael Baker, M.D. PMC 6 333. 7/03/09 Clinical Lab Requisition. Portneuf Medical Center Michael Baker, M.D. PMC 621-622 334. 7/03/09 Laboratory Report (including Therapeutic Drug Monitoring) Portneuf Medical Center PMC 3 335. 7/03/09 Admit Face Sheet (Lab Slip). Portneuf Medical Center Michael Baker, M.D. PMC 4 337. 7/17/09 Clinical Lab Requisition. Portneuf Medical Center Monitoring) Portneuf Medical Center PMC 623-624 338. 8/07/09 Clinical Lab Requisition. Portneuf Medical Center Michael Baker, M.D. PMC 2 339. 8/08/09 Laboratory Report (including Cholesterol testing) Portneuf Medical Center Medical Center PMC 625-627 340. 8/07/09 Admit Face Sheet (Lab Slip). Portneuf Medical PMC 1 PMC 1 Center Correspondence to PMC from Cooper Larson (requesting records) PMC 628-629 341. Undated Blank Document. PMC 638 343. 02/23/09 ER Outpatient Record. Bingham Mem Hosp. BM 2 344. 02/23/09 Request for Out Patient Services. Bingham Mem Hosp. BM 4	331.	6/27/09	Laboratory Report (including Therapeutic Drug	PMC 13-14
333. 7/03/09 Clinical Lab Requisition. Portneuf Medical Center - Michael Baker, M.D.	332.	7/01/09		PMC 5
Monitoring Portneuf Medical Center	333.	7/03/09		PMC 6
Center Clinical Lab Requisition. Portneuf Medical Center - Michael Baker, M.D.	334.	7/03/09		PMC 621-622
Michael Baker, M.D. 337. 7/17/09 Laboratory Report (including Therapeutic Drug Monitoring) Portneuf Medical Center 338. 8/07/09 Clinical Lab Requisition. Portneuf Medical Center Michael Baker, M.D. PMC 623-624 339. 8/08/09 Laboratory Report (including Cholesterol testing) PMC 625-627 340. 8/07/09 Admit Face Sheet (Lab Slip). Portneuf Medical Center 341. Undated Correspondence to PMC from Cooper Larson (requesting records) 342. Undated Blank Document. PMC 638 343. 02/23/09 ER Outpatient Record. Bingham Mem Hosp. BM 2 344. 02/23/09 Request for Out Patient Services. Bingham Mem Hosp. 345. 02/23/09 Radiology Report (Pelvis, L Hip, L Knee) Bingham Mem Hosp. 346. 01/23/09 Intake/Referral Form AHC 1-2 347. 01/29/09- Patient Data Sheets & Insurance Cards ACH 24, 598, 1226, 2267	335.	7/03/09		PMC 3
337. 7/17/09 Laboratory Report (including Therapeutic Drug Monitoring) Portneuf Medical Center PMC 623-624	336.	7/17/09		PMC 4
Michael Baker, M.D. Laboratory Report (including Cholesterol testing) PMC 625-627	337.	7/17/09		PMC 623-624
Portneuf Medical Center 340. 8/07/09 Admit Face Sheet (Lab Slip). Portneuf Medical PMC 1	338.	8/07/09		PMC 2
Center	339.	8/08/09		PMC 625-627
(requesting records) 342. Undated Blank Document. PMC 638	340.	8/07/09		PMC 1
BINGHAM MEMORIAL 343. 02/23/09 ER Outpatient Record. Bingham Mem Hosp. BM 2 344. 02/23/09 Request for Out Patient Services. Bingham Mem Hosp. BM 3 BM 3 BM 4 BM 4	341.	Undated		PMC 628-629
343.	342.	Undated	Blank Document.	PMC 638
Request for Out Patient Services. Bingham Mem BM 3			l	
Hosp. Radiology Report (Pelvis, L Hip, L Knee) Bingham BM 4	343.	02/23/09	ER Outpatient Record. Bingham Mem Hosp.	BM 2
Mem Hosp D.J. Marc Cardinal, M.D. ACCESS HOME CARE 346. 01/23/09 Intake/Referral Form AHC 1-2 347. 01/29/09- Patient Data Sheets & Insurance Cards 10/07/09 Patient Data Sheets & Insurance Cards 2267 2267 2267 347. 2267 348. 349.	344.	02/23/09		BM 3
346. 01/23/09 Intake/Referral Form AHC 1-2 347. 01/29/09- 10/07/09 Patient Data Sheets & Insurance Cards 2267 ACH 24, 598, 1226, 2267	345.	02/23/09		BM 4
347. 01/29/09- 10/07/09 Patient Data Sheets & Insurance Cards 2267			ACCESS HOME CARE	
10/07/09 2267	346.	01/23/09	Intake/Referral Form	<u> </u>
348. Consents. Access Home Health AHC 3-10	347.	1	Patient Data Sheets & Insurance Cards	2267
	348.		Consents. Access Home Health	AHC 3-10

1 370		THE CONTRACTOR OF THE PROPERTY	
NO	DATE	DESCRIPTION	SOURCE CODES
349.	01/21/09-	Physicians Orders. Access Home Health	AHC 43-46, 50-51,
	02/25/10		604-611, 613, 617,
		^	627-635, 638-639,
			1229-1234, 1236-
			1240, 1242, 1245-
			1247, 1779, 1783-
			1793, 1983, 2275-
			2276, 2279-2289,
			2294.
350.	01/23/09,	Start of Care/Resumption of Care/ Follow-up	AHC 60-67, 109-
	03/20/09,	Recertification	124, 463-471, 589-
	05/20/09,		596, 1106-1121,
	04/15/09,		1127-1128, 1635-
	07/21/09,		1642, 1929-1936,
	09/17/09,		2068-2075
	11/18/09,		
	01/15/10		
351.	01/23/09-	Home Health Contification Access Home Health	AHC 47-49, 636-
331.	1	Home Health Certification. Access Home Health	637, 1243-1244,
	01/18/10		1248, 1780-1781,
			2277-2278, 2290-
			2291, 2292-2293
352.	03/20/09-	Recert Worksheets. Access Home Health	AHC 602-603, 1227-
332.	03/20/09-	Receit Worksheets. Access frome freatm	1228, 1776-1777,
	01/13/10		2268-2273
353.	02/04/09-	Case Conference Progress Reports. Access Home	AHC 83, 97, 911,
JJJ.	02/04/09-	Health	1123, 1511, 1608,
	03/23/03	neam	1924, 2039, 2076
	1		1747, 2007, 2010

NO	DATE	DESCRIPTION	SOURCE CODES
354.	01/26/09-	Skilled Nursing Notes. Access Home Health	AHC 57-58, 68-69,
	02/20/10		71-76, 78-79, 81-82,
		,	84-89, 91-92, 94-95,
			105, 107-108, 396-
			451, 453-462, 472-
			584, 587-588, 648-
			653, 655-672, 719-
			910, 912-932, 934-
		·	996, 1013-1076,
			1078-1080, 1082-
			1105, 1136-1139,
			1249-1382, 1384-
			1419, 1422-1430,
			1433-1450, 1452-
			1457, 1459-1479,
1			1481-1510, 1512-
			1596, 1599-1607,
			1609-1611, 1613-
			1624, 1626-1634,
			1643-1648, 1802-
			1923, 1925-1928,
			1937-1980, 1984-
			2011, 2013-2038,
			2040-2067, 2077-
			2078
355.	01/23/09-	Certified Aide Care Plan/Record. Access Home	AHC 127-141, 143-
	02/24/10	Health	205, 298-303, 306-
			310, 312-395, 1143-
			1196, 1650-1710,
			2081-2200
356.	05/28/09-	VAC Therapy Docs. Access Home Health	AHC 618-621, 1420-
	08/05/09		1421, 1431-1432,
			1612, 1794
357.	02/14/09-	<u>Laboratory Reports</u>	AHC 239-241, 1235,
	09/26/09		1760-1774, 2263
358.	01/23/09-	Medication Records. Access Home Health	AHC 53-556, 640-
	05/22/09		646, 1782, 1798-
			1800
359.		<u>Diabetes Information</u>	AHC 644-645, 997-
			1001, 1002-1012
360.	Blank	Blood Sugar Log	AHC 1124
361.	02/23/09-	Missed Visit Reports. Access Home Health	AHC 80, 279, 304,
	01/01/10		305, 311, 2080, 2246,
			2251
362.	01/24/09-	Physical Therapy Records. Access Home Health	AHC 207-232-237,
	01/27/10		257-278, 280-297,
			1197-1224, 1712-
			1747, 2202-2245,
	1		2247-2250, 2252-
			2261

NO	DATE	DESCRIPTION	SOURCE CODES
363.	01/24/09-	Communication Forms. Access Home Health	AHC 59, 70, 77, 90,
	01/21/10		93, 96, 106, 142, 452,
		-	585, 586, 654, 718,
			933, 1077, 1081,
			1122, 1125, 1126,
			1129-1135, 1140-
			1141, 1241, 1383,
			1458, 1480, 1597-
2			1598, 1625, 1981- 1982, 2012
364.	01/23/09	Hospitalization Risk Assessment	AHC 125
365.	01/23/09	Fall Risk Assessment	AHC 126
366.	04/29/09-	Misc Fax Cover Sheets from Access Home Health –	AHC 612, 614, 2295
500.	02/03/10	Jen, RN	1110 012, 01 1, 2273
367.	04/15/09	Correspondence to Access Home Health from Cooper	AHC 600-601
		& Larsen	
368.	08/05/09	Facsimile to Access Home Health – Jen, RN from KCI	AHC 1795
		USA – Lisa Rios	
369.		Various Authorizations for Release of Information	AHC 256, 599, 2274
370.	01/21/09-	Chart Summaries. Pocatello Family Medicine	AHC 18-19, 26-33
	04/30/09	•	
371.	04/23/09-	General Notes. Pocatello Family Medicine	AHC 622, 1796-
	01/18/10		1797, 2296-2301
372.	04/23/09	Note re: medications. Pocatello Family Medicine	AHC 615-616
373.	01/21/09	Medications Reports. Pocatello Family Medicine	AHC 20-23, 25
374.	02/10/09-	Test Forms. Pocatello Family Medicine	AHC 34, 242-243,*
	08/04/09	•	1778
375.	04/09/09	ER Report. Portneuf Medical Center – Kenneth	AHC 16-17
		Ryan, M.D.	
376.	04/09/09	Consultation. Portneuf Medical Center - Lida	AHC 623-626
		Ogden, M.D.	
377.	04/09/09	History & Physical. Portneuf Medical Center -	AHC 39-41
		Steven Coker, M.D.	
378.	04/09/09	Nursing Patient Transfer. Portneuf Medical Center	AHC 11
379.	04/15/09	Discharge Summary. Portneuf Medical Center –	AHC 35-38
		Lida Ogden, M.D.	
380.	04/15/09	Discharge Instructions. Portneuf Medical Center –	AHC 12-15
		Lida Ogden, M.D.	
381.	06/19/09-	Laboratory Reports. Portneuf Medical Center	AHC 244-245, 1749-
	02/09/10	<u> </u>	1750, 1754-1759,
	02/03/10		2264-2266
382.	07/11/09-	Laboratory Report. Quest Diagnostics	AHC 246-255, 1751-
	01/27/10		1753
		PROMISE HOSPITAL	
383.	03/24/08	Patient Registration Form. Promise Hosp.	PH 15
384.	03/24/08	Pre-Admission Screening – Medical Record Review.	PH 24-30
- 1	1	Promise Hosp.	

NO	DATE	DESCRIPTION	SOURCE CODES
385.	03/24/08	Select Admit Orders. Promise Hosp. – Robert Taylor, M.D.	PH 37
386.	03/24/08	Admit/Discharge Medication Reconciliation & Order. Promise Hosp. – Wendy Rusin, NP	PH 38
387.		Consents	PH 17-22
388.	03/24/08	History & Physical. Promise Hosp. – Wendy Rusin, N.P.	PH 31-33
389.	03/28/08	Consultation. Promise Hosp David Howe, M.D.	PH 70-72
390.	04/11/08	<u>Discharge Summary</u> . Promise Hosp. – Nwanyidirim Ahanonu-Acord, N.P.	PH 34-36
391.	04/11/08	Final Discharge Order. Promise Hosp Nwanyidirim Ahanonu-Acord, N.P.	PH 63
392.	03/24/08	Patient Transfer Form. Portneuf Medical Center	PH 436
393.	03/25/08-	Laboratory Reports. Salt Lake Reg Med Center	PH 125-177
	04/11/08		
394.	03/28/08	Radiology Report (chest). Salt Lake Reg Med Center – W. R. Brinton, M.D.	PH 178-179
395.	03/28/08	Radiology Report (bilat knees). Salt Lake Reg Med Center – Richard B. Holt, M.D.	PH 180-181
396.	04/07/08	Radiology Report (hips). Salt Lake Reg Med Center – Jonathan Naatz, M.D.	PH 182-183
397.	03/24/08-	Physicians Orders. Promise Hosp.	PH 40-48, 55-62
	04/11/08		
398.	03/25/08- 04/04/08	Physician Progress Notes. Promise Hosp. – David Howe, M.D.	PH 69, 89, 92, 120
399.	03/31/08- 04/11/08	Notes. Promise Hosp.	PH 100, 121, 197
400.	03/25/08- 04/21/08	Progress Notes. Promise Hosp.	PH 195-196
401.	03/24/08-	Chart Notes. Promise Hosp.	PH 64-68, 73-75,
	04/11/08		78-79, 91, 94-97,
			99, 102-104
402.	03/25/08	Wound Care Evaluations. Promise Hosp.	PH 105-119
403.	03/25/08- 04/11/08	<u>Dressing Change Documentation</u> . Promise Hosp.	PH 122-123
404.		Braden Scale for Predicting Pressure Sore Risk. Promise Hosp.	PH 124
405.	03/25/08-	Primary Treatment Program: Wound/Skin. Promise	PH 198-201
	04/10/08	Hosp.	
406.	03/24/08	ECG. Promise Hosp.	PH 184
407.	03/24/08	Interdisciplinary Nursing Admission Assessment. Promise Hosp.	PH 316-321
408.	03/24/08- 04/11/08	24 Hour Care Record. Promise Hosp.	PH 322-435
409.	03/25/08	Subcutaneous Insulin Orders and Glucose Management Protocol. Promise Hosp. – Wendy Rusin, NP	PH 39

NO	DATE	DESCRIPTION	SOURCE CODES
410.	03/24/08-	Medication Administration Records	PH 49-54, 208-315
	04/11/08		, 200 510
411.	04/01/08	Physical Medicine and Rehab Consultation. Promise	PH 76-77
		Hosp. – Dr. Alan Davis	
412.	04/03/08-	Physical Medicine & Rehab Progress Notes. Promise	PH 90, 93, 98, 101
	04/09/08	Hosp.	
413.	03/25/08-	Physical Therapy Records. Promise Hosp.	PH 191-194
	04/08/08		
414.	03/25/08-	Occupational Therapy Records. Promise Hosp.	PH 185-190, 206-
	04/10/08		207
415.	03/26/08-	Nutrition Assessment. Promise Hosp.	PH 202-205
	04/02/0/8		
416.		Patient Belongings List. Promise Hosp.	PH 23
417.		Signature Page. Promise Hosp.	PH 16
418.	04/02/08	Operative Report (L below knee amputation). Salt	PH 80-81
		Lake Reg Med Center – David Howe, M.D.	
419.	04/02/08	Pre-Operative Physician Notes. Salt Lake Reg Med	PH 85
		Center –	
420.	04/02/08	OR ECG. Salt Lake Reg Med Center	PH 82
421.	04/02/08	Anesthesia Records. Salt Lake Reg Med Center	PH 83-84
422.	04/02/08	Progress Notes. Salt Lake Reg Med Center	PH 86
423.	04/02/08	Admitting Face Sheet. Salt Lake Reg Med Center	PH 88
424.	04/02/08	Consent. Salt Lake Reg Med Center	PH 87
		RT OF PLAINTIFF'S SID GERBER, LNFA, MBA, GO	CM, CSA
425.	8/31/09	Report of Plaintiff's Expert Sid Gerber, LNFA, MBA,	* '\
		GCHM, CSA	
		LAINTIFF'S EXPERT SUZANNE FREDRICK RN-B	C, MSN, CWCN
426.	4/19/10	Report of Plaintiff's Expert Suzanne Fredrick, RN-BC,	
		MSN, CWCN	
		ORTS OF PLAINTIFF'S EXPERT HUGH SELZNICE	K, M.D.
427.	9/17/09	Selznick Record Review Report	
428.	11/25/09	Selznick Supplemental Report	
429.	Undated	Selznick Additional Record Review 01	
430.	Undated	Selznick Additional Record Review 02	
431.	Undated	Selznick Additional Record Review 03	
432.	Undated	Selznick Summary – Medical Record Review	
		HEALTH & WELFARE	
433.	1/24/08	Department of Health & Human Services Centers for	JN 1016-1115
		Medicare & Medicaid Services Survey Report	
434.	2/19/08	IDH&W Letter from Lorene Kayser, LSW to Derrick	JN 1146-1153
		Glum, Administrator at PC&RC	D1.1082.100
435.	7/14/09	IDH&W Letter from Loretta Todd, RN to Mr. Ruchti	JN 1275-1287
		DEPOSITIONS	
436.		Deposition transcript of Judith Nield, taken 02/24/10	

EXHIBIT I

Dennis R. McGee, M.D.

Intermountain Orthopaedics 600 N. Robbins Rd., Suite 100

Boise, Idaho 83702 (208) 383-0201 (208) 489-4287 fax Intermountain Orthopaedics 520 S. Eagle Rd., Suite 2209

Meridian, ID 83642 (208) 383-0201

Intermountain Research Center 600 N. Robbins Rd., Suite 402

Boise, Idaho 83702 (208) 489-4350 (208) 489-4287 fax Intermountain Orthopaedics 1109 West Myrtle, Suite 200

Boise, ID 83702 (208) 383-0201 (208) 489-4287 fax

Education

Fellowship: Joint Reconstruction Fellowship

Division of Orthopaedic Surgery University of Utah Medical Center

Salt Lake City, Utah 1989 through 1990

Residency: Department of Orthopaedic Surgery

Wayne State University

Detroit, Michigan

1987

Internship: Department of Surgery

Wayne State University

Detroit, Michigan

1983

Medical School: Medical Doctor Degree

Indiana University School of Medicine

1100 East Michigan Indianapolis, Indiana

1982

Undergraduate: Murray State University

Murray, Kentucky Bachelor of Science

1978

Certification

ABOS, July 1989

Member of Academy, February 1993



Licensure

State of Idaho, M-5249

Professional Experience

Intermountain Orthopaedics, PA 600 N. Robbins Road, Suite 100 Boise, Idaho 1990 through Present

Intermountain Research Center 600 N. Robbins Road, Suite 402 Boise, Idaho 2000 through Present

Eastern Idaho Regional Medical Center Idaho Falls, Idaho 1987 through 1989

Hospital Affiliations

St. Luke's Regional Medical Center 190 East Bannock Boise, Idaho

St. Alphonsus Regional Medical Center 1055 North Curtis Road Boise, Idaho

Idaho Elks Rehabilitation Hospital 204 Fort Place Boise, Idaho

Intermountain Surgery Center 600 N. Robbins Road, Suite 400 Boise, Idaho 83702

Continuing Medical Education

Rheumatology 1995 Ada County Medical Consortium, Sept. 1995, 4 CME's

Baptist Medical Center Learning Center The Learning Center Arkansas Medical Society, July 1995, 3 CME's

Idaho Orthopaedic Society Meeting Ada County Medical Education Consortium, December 1996, 5 CME's

Continuing Medical Education cont.

WOA 61st Annual Meeting Western Orthopaedic Association, August 1996, 19.5 CME's

Clinical Management of the Arthritic Hip and Knee Education Design, November 1996, 13 CME's

Controversies and Clinical Management in Hip & Knee Reconstruction Education Design, March 1996, 12 CME's

Cementless Revision, Total Hip Arthroplasty, An Interactive Surgical Satellite Conf.

Education Design, May 1997, 8 CME's

Management Strategies in Primary and Revision Total Hip & Knee Arthroplasty Education Design, November 1997, 8 CME's

Controversies and Clinical Management in Hip and Knee Reconstruction Education Design, February 1998, 12 CME's

Excellence in Joint Replacement Northwestern University Medical School Education and Training Center, May 1998, 16.5 CME's

Current Controversies in the Management of Orthopaedic Trauma American Academy of Orthopaedic Surgeons May 1998, 26 CME's

Polished, Cemented, total Hip Arthroplasty Education Design, October 1998, 14 CME's

Idaho Orthopedic Society Meeting November 1999, 5.5 CME's

State of the Art in Orthopaedics, 2000 Education Design, February 2000, 26 CME's

Hip and Knee Reconstruction – An Advanced Course University of British Columbia & University of Western Ontario March 2000, 12.75 CME's Current Concepts in Joint Replacement Cleveland Clinic Center for Continuing Education May 2004, 24.75 CME's

Thromboprophylaxis in Arthroscopic Surgery Elsevier Continuing Medical Education June 2006, 1 CME

Ada County Medical Education Consortium 2003-2006, 12 CME's

Current and Evolving Techniques in Fracture Management Seattle, Washington; July 2005, 18.5 CME's

Clinical Research Experience

Principal Investigator

Protocol G030265: CORMET Large Diameter Metal-on-Metal Total Hip System (LDMOM) (Corin USA, 2004)

Sub-Investigator

Protocol No. PR99-19-019: Phase IV, "Clinical Evaluation of Perioperative Hemoglobin and the Relationship to Postoperative Vigor in Patients Undergoing Total Joint Replacement" (Ortho-Biotech)

Dennis R. McGee, M.D.

Page four

Clinical Research Experience (con't)

Sub-Investigator

Protocol No. 236: Phase III, "A Randomized, Double-Blind, Comparative Study of XXXX and XXXX for the Prevention of Venous Thromboembolism Following Total Hip Arthroplasty" (AstraZeneca) 2000

Protocol No. 237: Phase III, "A Randomized, Double-Blind, Comparative Study of XXXX and XXXX for the Prevention of Venous Thromboembolism Following Total Knee Arthroplasty" (AstraZeneca) 2000

Protocol No. 290A: Phase III, "Optimization of Dose (Study A) and Confirmation of Safety & Efficacy of XXXX Compared to XXXX for the Prevention of Venous Thromboembolism following Total Knee Arthroplasty (TKA)" (AstraZeneca) 2001

Protocol No. 290B: False III, "Optimization of Dose and Carirmation of Safety & Efficacy (Study B) of XXXX Compared to XXXX for the Prevention of Venous Thromboembolism following Total Knee Arthroplasty (TKA)" (AstraZeneca) 2001

Protocol 20000198: Phase II "A Multicenter, Double-blind, Randomized Study to Evaluate the Efficacy and Safety of Combination Treatment with XXXX and XXXX in Subjects with Rheumatoid Arthritis receiving Methotrexate" (Amgen) 2001

Protocol No. COXA-0508-249: Phase IV, "Clinical Protocol for a Double-Blind, Randomized Three Arm, Two Period, Crossover Study to Compare XXXX, XXXX and XXXX in Patients with Osteoarthritis of the Hip or Knee" (Pharmacia) 2002

Protocol No. 061-00: Phase III "A Randomized, Double-Blind, Multicenter Study to Evaluate the Tolerability and Effectiveness of XXXX 90 mg QD Versus XXXX 50 mg TID in Patients with Osteoarthritis" (Merck & Co.) 2002

Protocol No. BUP3018: "A Randomized, Double – Blind-Study Evaluating the Dose Conversion From Vicodin to Buprenorphine Transdermal System (BTDS) in Subjects with Osteoarthritis (OA) Pain" (Purdue Pharma) 2003

Protocol No. BAY 59-7939-11355 entitled "Regulation of Coagulation in Orthopedic Surgery to Prevent DVT and PE; a controlled, double-binded, randomized study of XXXX in the prevention of VTE in subjects undergoing elective total knee replacement". 2006

Dennis R. McGee, M.D.

Page five

Clinical Research Experience (con't)

Protocol No. 11355: RECORD 4 study: regulation of XXX in Orthopedic surgery to prevent DVT and PE; a controlled, double-blind randomized study of XXXX in the prevention of VTE in subjects undergoing elective total knee replacement. (Bayer/Kendle) 2006

Protocol No. CV185-034: "A phase 3 randomized, double-blind, active-controlled (XXXX), parallel group, multi-center study to evaluate the safety and efficacy of oral XXX in subjects undergoing elective total knee replacement surgery." (Bristol-Myers Squibb) 2007

Protocol No. TAK-442: "A Phase 2, Randomized, Active Comparator-Controlled, Dose-Ranging Study to Evaluate the Efficacy and Safety of XXX-XXX in Subjects Undergoing Total Knee Replacement." (Takeda DVT) 2007

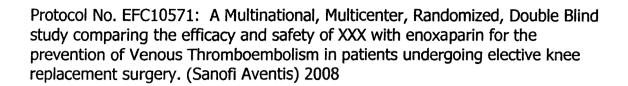


EXHIBIT J



Rheumatology James E. Lovefess, ALD.

FAC B

W. Patrick Knibbe, vt.D.

FACE.

GUIDELINES FOR FEES-LETTERS TO LAWYERS/ WC INSURANCE #1307

These fees can be charged for Non WC cases

Hand & Upper Ex remity Steven B. Care, M. J.

A.B.O.S. A.S.O.:

Louis E. Murdock, vt.D.

\$75.00

A.B.O.S., A.A.O.S.

Foot & Ankle Steven E. Roser, M.D.

A.B.O.S., A.A.O.S.

Joint Replacement

Denais R. McGee, M.D. AROS. AAOS

Colin E. Poole, M.).

ABO5, AAO5

Pediatrics, Scalicsis & Sports Medici as

Kevin G. Shea, M.D. ABOS, AAOS

Jurz Showalter, (A.D. ABOS. AAGS

Spine & Scoffasi:

Howard A. King, V.D. ABCO, «ACO.

Sports Medicine

Michael J. Curtin M.D.

ABDS, NAOS Erik Heggland, N.D.

AROS. SAOS

Alex Homaecherarria, M.D.

Revin G. Shea, N. D.

A.B.Q.S., A.A.O.S.

Physician Assist ints Nicole Fernino, : A-C

Amy J. Waselchi k, PA-C

\$50.00

\$135,00

\$350.00

\$25.00

\$325,00

\$500,00

\$150.00 - \$500.00

Quick notes - a paragraph concerning the patient.

One page letter concerning the patient.

Letter requiring an opinion by the physician concerning the

patient.

Review of the chart with a two page letter, no rating, what care

was given to the patient. Chart review for depositions and

reviews.

Send chart information with a decision about long-term disability

and rating of long-term disability for the patient.

These fees can be charged for WC cases - Lawyers and Insurance

Insurance job site evaluation

\$00.00 Idaho Industrial Commission

Insurance impairment rating: Dictated letter it's \$325.00 Fill in

blank response is \$200.00

Review of chart with dictated response.

Depositions

out of court in court

\$1000.00/hr.

\$1000.00hr. with a four hr minimum.

IME's (negotiable)

\$960.00-\$1500

David F. Kirk, M.H.A.

Addrenistrator

foll free (800) 253-6652

Fax (200) 489-4010

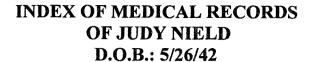
www.lutermountainOrtho.com

600 N. Robbins Road, Ste. 401

520 S. Cagle Road, Suite 2209

Our Mission: We strive to be the hest musculoskeletzl group in the country.

EXHIBIT K



NO	DATE	DESCRIPTION	SOURCE
Dward		CHIDODDACTIC CLINIC	CODES
	12/06/02-	CHIROPRACTIC CLINIC	DI 200 201
1.	05/28/04,	Progress Notes. West Chiropractic Clinic - Grant D.	JN 289 – 301
	08/02/05 -	Finn, D.C.	
	03/31/06		
Provi	<u> </u>	ΓELLO ORTHOPAEDIC & SPORTS CLINIC	
2.	10/11/95	Initial Consultation. Pocatello Orthopaedic & Sports	JN 208 – 209
۷.	10/11/93	Clinic – Hugh S. Selznick, M.D.	JIN 200 – 209
3.	10/11/95-	Office Notes. Pocatello Orthopaedic & Sports Clinic	JN 199 – 207, 210
J.	04/14/99	OTTO THOUSE I COMMON OF MADPING OF SPOTES CHIMIC	207, 210
4.	11/17/05	Initial Consultation. Pocatello Orthopaedic & Sports	JN 196
		Clinic – Benjamin Blair, M.D.	
5.	12/28/95	Operative Report. Bannock Regional Medical	JN 221 – 222
		Center	
6.	02/08/96	Electrodiagnostic Evaluation. Bannock Regional	JN 230 – 231
		Medical Center - R. M. Kennedy, M.D.	
7.	11/22/05	Radiology Report (MRI Cervical Spine w/o Contrast).	JN 226 – 227
		Portneuf – Chris Bachman, M.D.	
8.	11/22/05	Radiology Report (MRU Lumbar Spine No Contrast).	JN 228 – 229
		Portneuf - Chris Bachman, M.D.	
9.	02/05/96-	Doctor's Correspondence. Pocatello Orthopaedic &	JN 213 – 220
	02/09/00	Sports Clinic – Hugh S. Selznick, M.D.	
10.	11/17/05-	Doctor's Correspondence. Pocatello Orthopaedic &	JN 211 – 212
	12/01/05	Sports Clinic – Benjamin Blair	
Provid	der: PORT	NEUF MEDICAL CENTER	. *
11.	08/21/07	Emergency Record. Portneuf Medical Center - Eric	JN 6465-6469,
		Whiteside, RN, Triage Nurse	6588-6594
12.	08/21/07	History & Physical. Portneuf Medical Center -	JN 6454-6457
		Brandon Mickelson, D.O., attended by Jonathon	
		Cree, M.D.	
13.	08/23/07	Consultation. Portneuf Medical Center - Kenneth	JN 6460-6462
		E. Newhouse, M.D.	
14.	08/25/07	Discharge Summary. Portneuf Medical Center -	JN 6446-6448
		Ryan Zimmerman, M.D., attended by Jonathon	
		Cree, M.D. and Dan Jones, M.D.	
15.	08/21/07-	Laboratory Reports. Portneuf Medical Center	JN 6406-6412,
	08/23/07		6574-6576

NO	DATE	DESCRIPTION	SOURCE CODES
16.	03/17/08	Radiology Report (L Foot, 3 Views). Portneuf Medical Center – Allen Eng, M.D.	JN 6681
17.	03/17/08	Radiology Report (MRI L Foot). Portneuf Medical Center -Matthew Williamson, D.O.	JN 6680
18.	04/09/09	Emergency Department Report. Portneuf Medical Center	JN 6849-6850
19.	04/09/09	History & Physical. Portneuf Medical Center – Steven Coker, M.D.	JN 6762-6764
20.	04/09/09	Consultation. Portneuf Medical Center – Lida J. Ogden, M.D. and Dr. Sandra Hoffman	JN 6769-6772
21.	04/09/09	Radiology Report (X-Ray Pelvis, 1-2 Views). Portneuf Medical Center – Chris Bachman, M.D.	JN 6838-6839
Provi	der: IDAH(O ORTHOPAEDIC & SPORTS CLINIC, P.A.	
22.	03/27/06	Consultation Report. Portneuf Medical Center – Kenneth Newhouse, M.D.	JN 241 – 243
23.	09/20/07- 10/31/08	Progress / Office Notes. Idaho Orthopaedic & Sports Clinic – Kenneth Newhouse, M.D. and Aaron Altenburg, M.D.	JN 244 – 246
Provid	der: PAGE	FAMILY CHIROPRACTIC	1
24.	12/16/06	Patient Registration & Health Questionnaire. Page Family Chiropractic	JN 172 – 174
25./	12/18/06- 08/23/07	Progress Notes. Page Family Chiropractic	JN 175 – 190
26.	04/04/07	Correspondence. Timothy Page, D.C. – Page Family Chiropractic to Jesse C. Robison	JN 191 – 192
27.	02/09/07, 08/13/07	Patient Order. Page Family Chiropractic	JN 171
Provid	der: POCAT	TELLO RADIOLOGY	
28.	08/22/07	Radiology Report (AP Pelvis and Lateral Right Hip).	JN 6276-6277
		Pocatello Radiology - David M. Cameron, M.D.	
29.	03/17/08	Radiology Report (Left Foot, Three Views). Pocatello Radiology – Allen Eng, M.D.	JN 6281
30.	03/17/08	Radiology Report (MRI Left Foot Without and With Contrast). Pocatello Radiology – Matthew Williamson, D.O.	JN 6282
31.	04/09/09	Radiology Report (X-ray Pelvis, One to Two Views). Pocatello Radiology – Chris Bachman, M.D.	JN 6284-6286
Provid	ler: PROM	ISE HOSPITAL	
32.	03/24/08	History & Physical. Promise Hosp. – Wendy Rusin, N.P.	JN 7276-7278
33.	03/28/08	Radiology Report (bilat knees). Salt Lake Reg Med Center – Richard B. Holt, M.D.	JN 7422-7423
34.	04/07/08	Radiology Report (hips). Salt Lake Reg Med Center – Jonathan Naatz, M.D.	JN 7424-7425
35.	03/28/08	Physician Progress Notes. Promise Hosp. – David Howe, M.D.	JN 7313, 7333, 7336, 7364
36.	03/25/08	Physical Therapy Records. Promise Hosp.	JN 7432-7433

NO	DATE	DESCRIPTION:	SOURCE CODES
37.	03/25/08-04/10/08	Occupational Therapy Records. Promise Hosp.	JN 7427-7431
38.	04/02/08	Operative Report (L below knee amputation). Salt Lake Reg Med Center – David Howe, M.D.	JN 7324-7325
Provi	der: SALT I	AKE REGIONAL MEDICAL CENTER	
39.	04/02/08	Operative Report. Salt Lake Regional Medical Center	JN 6201-6202
Provi	der: THE O	RTHOPEDIC SPECIALTY CLINIC	
40.	5/09/08- 07/09/08	Office Visits. The Orthopedic Specialty Clinic – Nathan Momberger, M.D.	OSC 2-8
41.	05/12/08	Operative Report (R Hip) Intermountain Medical Center – Nathan G. Momberger, M.D.	OSC 15-18
42.	06/23/08	Operative Report (R Knee, R Hip) Intermountain Medical Center – Nathan G. Momberger, M.D.	OSC 9-14
Provid	ler: INTER	MOUNTAIN MEDICAL CENTER	
43.	05/02/08	Radiology Report (R. and L. Hip Aspiration Under Fluoroscopic Guidance). Intermountain Medical Center – Peggy Ensign, M.D.	JN 5978-5979
14.	05/12/08	Plan / Intervention / Outcome/ Evaluation. Intermountain Medical Center	JN 6118
45.	05/12/08	Operative Report (Right Ex-Plant and Placement of Spacer). Intermountain Medical Center – Nathan Momberger, M.D.	JN 6119-6121
46.	05/13/08	Infectious Disease Consultation. Intermountain Medical Center – Marquam R. Oliver, M.D.	JN 6112-6113, 6144
1 7.	05/19/08	Discharge Summary. Intermountain Medical Center – Nathan Momberger, M.D.	JN 6109-6110
18.	05/22/08	Emergency Department Report. Intermountain Medical Center – Robert J. Bryant, M.D.	JN 6003-6004
19.	06/23/08	History and Physical Intermountain Medical Center	JN 6013
50.	06/23/08	Physicians Orders for 2 Total Hip Arthroplasty and R. <u>TKA</u> . Intermountain Medical Center – Nathan Momberger, M.D.	JN 6067
51.	06/23/08	Patient History. Intermountain Medical Center	JN 6077-6078
52.	06/23/08	Plan / Intervention / Outcome/ Evaluation. Intermountain Medical Center	JN 6024, 6029
53.	06/23/08	Operative Report. Intermountain Medical Center	JN 6025-6028
54.	06/24/08	Consultation Report. Intermountain Medical Center – Joel D. Trachtenberg, M.D.	JN 6014-6015
5.	06/27/08	<u>Discharge Summary.</u> Intermountain Medical Center – Nathan Momberger, M.D.	JN 6012
6.	06/23/08	Operative Notes. Intermountain Medical Center – Nathan Momberger, M.D.	JN 6059
57.	06/23/08	Interdisciplinary Plan of Care. Intermountain Medical Center	JN 6082

NO	DATE	DESCRIPTION	SOURCE CODES
58.	06/24/08-	Case Management Notes. Intermountain Medical	JN 6034, 6045,
	06/27/08	Center - Vicki Lou Valentine and Jollee White	6051
		Lloyd	
59.	06/23/08-	Surgery Progress Notes. Intermountain Medical	JN 6036-6038,
	06/27/08	Center - Nathan Momberger, M.D.	6048-6050
Provi	der: IDAHO	PROSTHETICS & ORTHOTICS	
60.	08/06/08,	Progress Note. Idaho Prosthetics & Orthotics	JN 5938
	10/18/08		
Provi	der: ACCE	SS HOME CARE	
61.	01/24/09-	Physical Therapy Records. Access Home Health	JN 4874-4904,
	03/27/09,		5472-5475, 5477-
	05/21/09-		5480, 5482-5527
	08/31/09		·
Provi	ler: BINGH	IAM MEMORIAL HOSPITAL	
62.	02/23/09	Radiology Report (L Hip). Bingham Mem Hosp	JN 7677
		D.J. Marc Cardinal, M.D.	
Provid	ler: IDAHO	PHYSICIANS CLINIC	
63.	02/23/09-	Clinic Notes. Idaho Physicians Clinic - Hugh S.	HS 1-6
	01/11/10	Selznick, M.D.	
64.	02/23/09	Radiology Report (Pelvis, L Hip, L Knee). Bingham	HS 7
		Memorial Hospital & Extended Care Facility – D.J.	
	/	Marc Cardinal, M.D.	
		DEPOSITIONS	
65.		Deposition transcript of Judith Nield, taken 02/24/10	

Keely E. Duke

ISB #6044; ked@hallfarley.com

Chris D. Comstock

ISB #6581; cdc@hallfarley@om

HALL, FARLEY, OBERRECHT

702 West Idaho, Suite 700

Post Office Box 1271

Boise, Idaho 83701

Telephone:

(208) 395-8500

Facsimile:

(208) 395-8585 W:\4\4-568.1\Pleadings\MSJ-HFOB Mtn.doc

Attorneys for Defendant Pocatello Health Services, Inc. d/b/a Pocatello Care and Rehab

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BANNOCK

JUDY NIELD,

Plaintiff.

VS.

POCATELLO HEALTH SERVICES, INC., a Nevada corporation, d/b/a POCATELLO CARE AND REHAB, and JOHN DOES I-X, acting as agents and employees of POCATELLO HEALTH SERVICES, INC., d/b/a Pocatello Care and Rehab.

Defendants.

Case No. CV 09 3869 PI

DEFENDANT POCATELLO HEALTH SERVICES, INC. D/B/A POCATELLO CARE AND REHABILITATION CENTER'S **MOTION FOR SUMMARY JUDGMENT**

ORIGINAL

COMES NOW, defendant Pocatello Health Services, Inc., d/b/a Pocatello Care and Rehab ("Pocatello Care and Rehab"), by and through its counsel of record, and pursuant to Idaho Rule of Civil Procedure 56, move this Court for an order granting summary judgment in its favor as to all plaintiff's claims against them.

This motion is supported by the Memorandum in Support of Motion for Summary Judgment and the affidavits of Thomas Coffman, M.D. and Keely E. Duke, filed contemporaneously herewith.

Oral argument is requested.

DATED this 2^{n} day of October, 2010.

HALL, FARLEY, OBERRECHT & BLANTON, P.A.

Keely E. Duke – Of the Firm

Chris D. Comstock – Of the Firm

Attorneys for Defendant Pocatello Health Services, Inc. d/b/a Pocatello Care and Rehab

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 70 day of October, 2010, I caused to be served a true copy of the foregoing DEFENDANT POCATELLO HEALTH SERVICES, INC. D/B/A POCATELLO CARE AND REHABILITATION CENTER'S MOTION FOR SUMMARY JUDGMENT, by the method indicated below, and addressed to each of the following:

Reed W. Larsen
COOPER & LARSEN, CHARTERED
151 North 3rd Avenue, 2nd Floor
P.O. Box 4229
Pocatello, ID 83205-4229
Fax: (208) 235-1182
Attorneys for Plaintiff

U.S. Mail, Postage Prepaid
Hand Delivered
Overnight Mail
Telecopy

DEFENDANT POCATELLO HEALTH SERVICES, INC. D/B/A POCATELLO CARE AND REHABILITATION CENTER'S MOTION FOR SUMMARY JUDGMENT - 2

Keely E. Duke

ISB #6044; ked@hallfarley.com

Chris D. Comstock

ISB #6581; cdc@hallfarley.com

HALL, FARLEY, OBERRECHT & BLANTON, P.A

702 West Idaho, Suite 700

Post Office Box 1271

Boise, Idaho 83701

Telephone:

(208) 395-8500

Facsimile: W:\4\4-568.I\MSJ-HFOB Memo.doc

(208) 395-8585

Attorneys for Defendant Pocatello Health Services, Inc. d/b/a Pocatello Care and Rehab

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BANNOCK

JUDY NIELD,

Plaintiff,

VS.

POCATELLO HEALTH SERVICES, INC., a Nevada corporation, d/b/a POCATELLO CARE AND REHAB, and JOHN DOES I-X, acting as agents and employees of POCATELLO HEALTH SERVICES, INC., d/b/a Pocatello Care and Rehab,

Defendants.

Case No. CV 09 3869 PI

MEMORANDUM IN SUPPORT OF **DEFENDANT POCATELLO** HEALTH SERVICES, INC. D/B/A POCATELLO CARE AND REHABILITATION CENTER'S **MOTION FOR SUMMARY JUDGMENT**

ORIGINAL

COMES NOW, defendant Pocatello Health Services, Inc., d/b/a Pocatello Care and Rehab ("Pocatello Care and Rehab"), by and through its counsel of record, and submits the following in support of its Motion for Summary Judgment.

I. INTRODUCTION

This is a medical negligence action filed by Judy Nield against Pocatello Care and Rehab relating to her stay at its facility from August 25, 2007 through December 3, 2007. Ms. Nield alleges that due to Pocatello Care and Rehab's negligence, she contracted methicillin-resistant staphylococcus aureus ("MRSA") and pseudomonas infections, which resulted in her having to undergo a below knee amputation, additional hip surgeries and other medical care she would not have needed but for the infections.

Summary judgment is appropriate in this matter because Ms. Nield is unable to establish, as a matter of law, the necessary causation between anything Pocatello Care and Rehab did or did not do and her development of MRSA and pseudomonas. As explained below, at the time of Ms. Nield's admission to Pocatello Care and Rehab, Ms. Nield could have been a carrier of MRSA and pseudomonas because she had not been previously tested to rule her out as a carrier. In addition, even if Ms. Nield had such testing before her admission to Pocatello Care and Rehab — which she did not — she is unable to establish with reasonable medical certainty how she was exposed to MRSA and pseudomonas because she could have been exposed to them through a number of various sources due to the prevalence of these bacteria in clinical and social settings. Further, even if Ms. Nield could establish she contracted the infections while she was at Pocatello Care and Rehab, she cannot establish she contracted them due to any negligence on behalf of Pocatello Care and Rehab.

Ms. Nield is unable to establish the necessary element of causation and summary judgment is appropriate on all claims.

II. STATEMENT OF UNDISPUTED FACTS

For purposes of summary judgment only, Pocatello Care and Rehab presents the

following undisputed facts:

Pre-Pocatello Care and Rehab (August 21, 2007 through August 25, 2007)

- 1. As of August 21, 2007, Ms. Nield had numerous open wounds on her left lower extremities that had been present for three months and had been receiving dressing changes at her home by a Home Health Care Nurse during the previous week. *See* Affidavit of Keely E. Duke in Support of Motion for Summary Judgment ("Duke Aff."), Ex. 1.
- 2. On August 21, 2007, Ms. Nield was taken by ambulance to Portneuf Medical Center Emergency Room after she was observed at her home with worsening wounds, refusing to get out of her bed that was soaked with urine. *See* Duke Aff., Ex. 2. On that day, she was diagnosed with a fractured left hip requiring surgical intervention. *See* Complaint at ¶ 12. *See* Duke Aff., Ex. 4.
- 3. On August 21, 2007, a wound culture was taken at Portneuf Medical Center from one of Ms. Nield's open wounds on her left leg. *See* Duke Aff., Ex. 3. A wound culture is a method used to determine if a person is infected with MRSA. *See* Affidavit of Thomas J. Coffman, M.D. in Support of Defendant Pocatello Health Services, Inc. d/b/a/ Pocatello Care and Rehabilitation Center's Motion for Summary Judgment ("Coffman Aff."), ¶ 12. The wound culture revealed moderate gram positive cocci, moderate coag-neg staph species, moderate beta hemolytic streptococci, not Group A, B or D, and light klebsiella pneumoniae. *See* Duke Aff., Ex. 3. Ms. Nield was admitted to Portneuf Medical Center and placed on intravenous antibiotics. *See* Duke Aff., Ex. 2. On August 23, 2007, Ms. Nield's right hip was aspirated and a fluid culture was taken due to complaints of right hip pain and suspicion of an infectious process in her artificial right hip. The right hip fluid culture did not reveal any organisms. *See* Duke Aff., Ex. 5.

- 4. Different from a wound or fluid culture, which are done to determine whether the patient is infected with MRSA, a person may be screened to determine whether he/she is MRSA colonized; meaning they may have the organism present somewhere in their body but they are not infected with it. *See* Coffman Aff., ¶¶ 12 and 13. These screenings are accomplished through nares (nostrils), perineal, or rectal culturing. *Id.*, ¶13. These screenings were not common practice in August 2007 in Idaho and were not part of the standard of care. *Id.* There is no documentation regarding any screening of Ms. Nield being done prior to her admission to Pocatello Care and Rehab and, therefore, there is no way to know whether she was MRSA colonized at the time of her admission. *Id.* at ¶ 14. Most people who are colonized with MRSA do not develop a MRSA infection and therefore never exhibit signs of MRSA. *Id.*, ¶ 10.
- 5. Ms. Nield stayed at Portneuf Medical Center from August 21, 2007 until she was discharged on August 25, 2007, for admission to Pocatello Care and Rehab. *See* Complaint at ¶ 12.

Ms. Nield's Stay at Pocatello Care and Rehab (August 25, 2007 through December 3, 2007)

- 6. Ms. Nield was admitted to Pocatello Care and Rehab on August 25, 2007 and remained there as a resident until December 3, 2007. *See* Complaint at ¶ 3.
- 7. At the time she was admitted to Pocatello Care and Rehab on August 25, 2007, Ms. Nield's known health conditions included:
 - A history of recurrent ulcerations of her left leg dating back to late 2003 and chronic edema ulcerations. *See* Duke Aff., Ex. 1.
 - Stasis ulcers on her left lower leg for the previous three months. See Duke Aff., Ex. 1.
 - Chronic swelling of her left leg following a deep vein thrombosis diagnosed on March 27, 2006. *See* Duke Aff., Ex. 1, Ex. 6.
 - Undiagnosed diabetes. See Duke Aff., Ex. 7.

- Poor venous and arterial function. See Duke Aff., Ex. 8.
- Significant decrease in her mobility dating to a fall in November 2005 and marked by confinement to a wheel chair for the previous three months. *See* Duke Aff., Ex. 4.
- Numbness of her left leg dating back to a bilateral total hip replacement performed in 1993; with total lack of sensation from her left knee down. See Duke Aff., Ex. 4, Ex.1.
- Charcot disease of her left leg; See Duke Aff., Ex. 4.
- Dislocation fracture of her artificial left hip requiring surgical Intervention. See Duke Aff., Ex. 4.
- Loosening of her artificial right hip. See Duke Aff., Ex. 4.
- Hypothyroidism. See Duke Aff., Ex. 7.
- Hypertension. See Duke Aff., Ex. 7.
- Bilateral valgus deformities of both knees with lateral compartment disease. See Duke Aff., Ex. 9., and
- Degenerative arthritis of both knees. See Duke Aff., Ex. 9.
- 8. Ms. Nield was admitted to Pocatello Care and Rehab for the purpose of healing her four open stasis ulcers on her left leg to allow her to undergo needed left hip replacement. Ms. Nield was placed in a private room in the rehab section of Pocatello Care and Rehab. *See* Duke Aff., Ex. 10, p. 118, ll. 13-24.
- 9. During her admission at Pocatello Care and Rehab, she left the facility on various occasions, which included the following:
 - a. Ms. Nield was taken to Portneuf Medical Center on August 27, 2007 to have a PICC line inserted. *See* Duke Aff., Ex. 11.
 - b. Ms. Nield left the facility to have dental work done on October 12, 2007. See Duke Aff., Ex. 12.

- c. Ms. Nield left the facility to visit the Portneuf Medical Center's Gift shop prior to the date her wound culture indicated she had MRSA or pseudomonas. *See* Duke Aff., Ex. 10, p. 178-179.
- 10. During her admission at Pocatello Care and Rehab, Ms. Nield also had numerous family members and friends visit her including Barbie Girard, Karen Morasko, Gary and Julie Toupe, Kenny and Diane Balls, Mannie Perez, Milt Escobal, Vic and Joan Adams, Janna Leo, Laurie Bills and Jay Cunningham. *See* Duke Aff., Ex. 10, pp. 142-147.
- 11. Ms. Nield was also seen and treated by numerous medical professionals while she was at Pocatello Care and Rehab, that were not employed by Pocatello Care and Rehab, including Dr. Routson, Dr. Hoff, Dr. Jones, and Nurse Practitioner Diana B. Krawtz. *See* Duke Aff., Ex. 13.
- 12. From her admission to November 9, 2007, Ms. Nield's wounds made significant improvement. See Duke Aff., Ex. 14.
- 13. On November 9, 2007, Ms. Nield was seen at the Portneuf Wound Care and Hyperbaric Center. A wound culture was taken from her left leg. The wound culture was positive for moderate coag-positive staphylococcus, MRSA, moderate pseudomonas aeruginosa and light klebsiella pneumoniae. *See* Duke Aff., Ex. 15.
- 14. Ms. Nield was placed on IV antibiotics following her MRSA diagnosis as ordered by Dr. Michael Baker from the Portneuf Wound and Hyperbaric Center. *See* Duke Aff., Ex. 16. Pocatello Care and Rehab was ordered to resume a dressing change routine Monday through Friday. *See* Duke Aff., Ex. 13, p. PCRC 101.
- 15. On November 25, 2007, Ms. Nield completed her antibiotic treatment ordered by Dr. Baker. See Duke Aff., Ex. 17.

- 16. On November 27, 2007, another wound culture was taken at Portneuf Medical Center. The pathology report identified light MRSA. *See* Duke Aff., Ex. 18. The pathology report <u>did not</u> indicate the presence of pseudomonas. *Id.* Ms. Nield was placed on another course of antibiotics to treat her MRSA infection. *See* Duke Aff., Ex. 19.
- 17. On December 3, 2007, Ms. Nield left Pocatello Care and Rehab because her Medicare coverage was expiring, and she was concerned about losing her assets if she remained at the facility. *See* Duke Aff., Ex. 10, p. 181, ll. 11-25; *see also* Complaint at ¶ III.

After Pocatello Care and Rehab (December 3, 2007 to June 2009)

- 18. Ms. Nield returned to her home, where she was cared for by Milt Escobar and Creekside Home Health and her wound care was performed by the Wound Care and Hyperbaric Center. *See* Duke Aff., Ex. 19, Ex. 10, p. 156.
- 19. On January 18, 2008, Ms. Nield's wounds were re-cultured, and the accompanying pathology report identified heavy MRSA. *See* Duke Aff., Ex. 20. The report <u>did</u> not identify the presence of pseudomonas. *See* Duke Aff., Ex. 20.
- 20. On February 12, 2008, Ms. Nield was seen by Dr. Michael Baker from the Portneuf Wound Care and Hyperbaric Center. Dr. Baker noted no evidence of significant infection. See Duke Aff., Ex. 21.
- 21. On February 25, 2008, it was noted Ms. Nield was wrapping stones and other items into her wounds in an attempt to heal them. *See* Duke Aff., Ex. 22.
- 22. On March 17, 2008, another wound culture was taken from Ms. Nield's left leg. See Duke Aff., Ex. 23. The culture showed moderate gram positive cocci; moderate coagpositive staphylococcus, moderate MRSA, moderate Group D enterococcus and moderate enterococcus faeccalis. See Duke Aff., Ex. 23.

- 23. On March 20, 2008, Ms. Nield was admitted to Portneuf Medical Center for treatment of Osteomyelitis and other conditions including diarrhea. *See* Duke Aff., Ex. 24. Osteomyelitis is an infection of the bone or bone marrow. *See* Coffman Aff., ¶ 6. Ms. Nield was discharged from Portneuf Medical Center on March 23, 2008, and was transferred to Promise Hospital in Salt Lake City, Utah. *See* Duke Aff., Ex. 25.
- 24. On April 2, 2008, Ms. Nield underwent a left leg below knee amputation at Salt Lake Regional Medical Center as a result of the Osteomyelitis of her left foot and ankle and ulcers on her lower left leg. *See* Duke Aff., Ex. 26.
- 25. On May 2, 2008, Ms. Nield's right hip was aspirated and cultured. The culture grew out pseudomonas aeruginosa. *See* Duke Aff., Ex. 27.
- 26. On May 12, 2008, Ms. Nield underwent a right total hip explant with placement of an antibiotic spacer at Intermountain Medical Center. *See* Duke Aff., Ex. 28. Ms. Nield was discharged from Intermountain Medical Center on May 19, 2008.
- 27. On June 23, 2008, Ms. Nield underwent the second stage of her right hip replacement at Intermountain Medical Center. *See* Duke Aff., Ex. 29.
- 28. On June 27, 2008, Ms. Nield was transferred from Intermountain Medical Center to HealthSouth Rehab Hospital in Salt Lake City, Utah. *See* Duke Aff., Ex. 30. She was there from June 27, 2008 through July 11, 2008. *Id*.
- 29. Once discharged from Healthsouth Rehab Hospital, Ms. Nield returned home to Pocatello and continued her home health care with Creekside Home Health on July 11, 2008. *See* Duke Aff., Ex. 31.
- 30. On April 9, 2009, Ms. Nield presented to the Portneuf Medical Center Emergency Room complaining of right hip pain for the previous two weeks. *See* Duke Aff., Ex. 32. A

wound culture taken from her right hip grew out heavy enterococcus faeccalis. *See* Duke Aff., Ex. 33. Ms. Nield had her right hip incision opened, drained and debrided. *See* Duke Aff., Ex. 34. Ms. Nield was admitted to Portneuf Medical Center and started on another course of IV antibiotics. *Id.* Ms. Nield was discharged on April 15, 2009. *See* Duke Aff. Ex. 35.

- 31. On April 21, 2009, Ms. Nield saw Dr. Baker from the Portneuf Wound Care and Hyperbaric Center, and her right hip was described as septic.
- 32. On May 19, 2009, Ms. Nield's right hip was reassessed by Dr. Baker who noted her recent wound culture was positive for pseudomonas, enterococcus and E-coli. *See* Duke Aff., Ex. 37.

MRSA

- 33. Methicillin-resistant Staphylococcus aureus is a strain of staphylococcus aureus bacteria that is resistant to certain types of antibiotics. *See* Dr. Coffman Aff., \P 4. MRSA is not more virulent than other strains of staphylococcus, but is instead, resistant to treatment with certain types of antibiotics. *Id*.
- 34. As stated above, a person may have MRSA but not show signs or symptoms of infection. See Dr. Coffman Aff., ¶ 5. A person who has MRSA but is not showing signs of infection is MRSA colonized or a carrier. See Dr. Coffman Aff., ¶ 5. A common location for MRSA colonization is in a person's nostrils. See Dr. Coffman Aff., ¶ 5. However, MRSA can also colonize in a person's respiratory tract, urinary tract, rectal or perineal area, intravenous catheters and open wounds. See Dr. Coffman Aff., ¶ 5 and 13.
- 35. MRSA may be transmitted through numerous means, including contact with someone who has an active infection, contact with someone who is a carrier, and contact with an object that has been contaminated with MRSA. *See* Dr. Coffman Aff., ¶ 8.

- 36. Contact can include actual physical touching, or being in such close proximity to a carrier that a person breathes in the tiny droplets expelled by the carrier while breathing, coughing or sneezing. See Dr. Coffman Aff., ¶ 8. Contact with a contaminated object may include touching a surface or object that was touched by someone who is MRSA infected or MRSA colonized. See Dr. Coffman Aff., ¶ 8.
- 37. MRSA is ubiquitous in health care facilities, including skilled nursing. In fact, some studies indicate that 25% of patients at long term care facilities are colonized with MRSA. See Dr. Coffman Aff., ¶ 7.
- 38. Most people who are colonized with MRSA do not end up with MRSA infections and, therefore show no signs of being colonized with MRSA. See Dr. Coffman Aff., ¶ 10. Risk factors associated with susceptibility to MRSA infection include compromised immune system, compromised venous and arterial function, chronic wet wounds, older than 60 years of age, diabetes, and a history of admissions to medical facilities. See Dr. Coffman Aff., ¶ 10.
- 39. Testing to determine whether a person is a MRSA carrier (i.e. not exhibiting any infection symptoms) involves screening a patient's nares, rectal or perineal areas for MRSA colonization or other methods to determine whether a person who is asymptomatic may still be MRSA colonized. *See* Dr. Coffman Aff., ¶ 13.
- 40. MRSA screening is not a foolproof measure to identify carriers of MRSA. Nares screenings only identify 60-70% of MRSA colonized individuals, while rectal and perineal screening may identify an additional 10-15% of MRSA carriers. *See* Coffman Aff., ¶ 13.
- 41. Testing to determine whether a person has a MRSA infection includes taking a wound culture from the suspected infection via a swab, and placing the collected material in a sterile container. See Coffman Aff., ¶ 12. The different micro-organisms within the culture are

then separated. *Id.* The two or three most dominant micro-organisms are then spread over the surface of different types of culture plates, placed in an incubator and grown out for a period of time. *Id.* The lab technician does not grow out every micro-organism from the culture, which may include dozens and dozens. *See* Coffman Aff., ¶ 12 and 23. Instead, a technician will separate two or three of the most dominant micro-organisms for purposes of growing them out and identifying them. *Id.* As such, MRSA and other infections can be present in a culture but not be identified because not all microorganisms are grown out, tested and identified, which is a false negative. *See* Coffman Aff., ¶ 12, 23.

42. A resident of a skilled nursing facility such as Pocatello Care and Rehab can become MRSA colonized or infected in the absence of any negligence on behalf of the facility. See Dr. Coffman Aff., ¶ 11.

Pseudomonas Aeruginosa

- 43. Pseudomonas Aeruginosa is a common aerobic, gram-negative bacterium of relatively low virulence. *See* Dr. Coffman Aff., ¶ 15. Pseudomonas is found in plants, soil, water and animals. Pseudomonas is resistant to various forms of antibiotics. *See* Dr. Coffman Aff., ¶ 17.
- 44. Pseudomonas is found in the colon of approximately 10% of the at large population. Pseudomonas is ubiquitous in hospital and long term care facilities. See Dr. Coffman Aff., ¶ 16.
- 45. Like MRSA, people can carry pseudomonas without showing any signs or symptoms of infection. Generally healthy people do not normally become infected with pseudomonas. Risk factors associated with susceptibility to pseudomonas infection include, compromised immune system, compromised venous and arterial function, chronic wet wounds,

older than 60 years of age, and diabetes. See Dr. Coffman Aff., ¶ 16.

- 46. Testing to determine whether a person has a pseudomonas infection includes taking a wound culture from the suspected infection via a swab, and placing the collected material in a sterile container. See Coffman Aff., ¶ 12. The different micro-organisms within the culture are then separated. Id. The micro-organisms are then spread over the surface of different types of culture plates, placed in an incubator and grown out for a period of time. Id. However, the lab technician does not grow out every micro-organism from the culture, which may include dozens and dozens, if not hundreds. See Coffman Aff., ¶ 12 and 23. Instead, a technician will separate two or three of the most dominant micro-organisms for purposes of growing them out and identifying them. Id. As such, pseudomonas and other infections can be present in a culture but not be identified because not all microorganisms are grown out, tested and identified, which is a false negative. See Coffman Aff., ¶ 12, 23.
- 47. Pseudomonas can be transmitted through direct contact with water that has been exposed to the bacteria, inhalation of pseudomonas aerosols, eating raw vegetables that are infected with pseudomonas and direct contact with pseudomonas infected individuals or contaminated surfaces. *See* Dr. Coffman Aff., ¶¶ 19-20.
- 48. A resident of a skilled nursing facility such as Pocatello Care and Rehab can become infected with pseudomonas in the absence of any negligence on behalf of the facility.

 See Dr. Coffman Aff., ¶ 21.

III. STANDARD

Rule 56 of the Idaho Rules of Civil Procedure governs motions for summary judgment.

Rule 56(c) provides in relevant part:

The judgment sought shall be rendered forthwith if the pleadings, depositions, and admissions on file, together with the affidavits, if any, show that there is no

genuine issue as to any material fact and that the moving party is entitled to judgment as a matter of law.

I.R.C.P. 56(c).

When a defendant moves for summary judgment, the plaintiff cannot rest on mere speculation or a mere scintilla of evidence. *See* Anderson v. Hollingsworth, 136 Idaho 800, 803, 41 P.3d 228, 231 (2001). Rather, the plaintiff must offer affidavits or other admissible evidentiary materials which demonstrate that an issue of fact remains. *Id*.

The moving party is entitled to judgment as a matter of law when the non-moving party "fails to make a showing sufficient to establish the existence of an element essential to the party's case on which that party will bear the burden of proof at trial." <u>Badell v. Beeks</u>, 115 Idaho 101, 765 P.2d 126, 127 (1988); *see also* <u>Celotex v. Catrett</u>, 477 U.S. 317 (1986); <u>Cantwell v. City of Boise</u>, 146 Idaho 127, 133, 191 P.3d 205, 211 (2008); <u>Ruffing v. Ada County Paramedics</u>, 145 Idaho 943, 188 P.3d 885 (2008).

IV. ARGUMENT

A. Ms. Nield Cannot Establish What Caused Her to Become Infected with MRSA or Pseudomonas Resulting in Her Damages.

To prevail on a medical negligence claim, a plaintiff must establish the following elements of proof:

- (a) The existence of a relationship to the plaintiff/patient;
- (b) A duty of care, recognized by law requiring the hospital to conform to a certain standard of conduct:
- (c) A breach of that duty by conduct which fails to meet the applicable standard of care;
- (d) Proximate cause, and;
- (e) Actual loss or damage.

See generally, Anderson v. Hollingsworth, 136 Idaho 800, 41 P.3d 228 (2001); Swallow v. Emergency Medicine of Idaho, P.A., 138 Idaho 589, 67 P.3d 68 (2003); Fuller v. Studer, 122 Idaho 251, 833 P.2d 109 (1992); Johnson v. Jones, 103 Idaho 702, 652 P.2d 650 (1982); Alegria v. Payonk, 101 Idaho 617, 619 P.2d 135 (1980).

Ms. Nield is unable to meet her burden as a matter of law, because she is unable to establish causation in this case. Specifically, she is unable to establish on a more probable than not basis that she contracted MRSA or pseudomonas at Pocatello Care and Rehab or even if she did, that she contracted MRSA or pseudomonas due to any negligent actions on behalf of Pocatello Care and Rehab.

1. Ms. Nield Cannot Establish on a More Probably Than Not Basis She Did Not Have MRSA or Pseudomonas at the Time of her Admission to Pocatello Care and Rehab.

Ms. Nield had a wound culture done on her left leg on August 21, 2007, that grew out numerous organisms, but did not show MRSA or pseudomonas. However, as established below based upon Dr. Coffman's testimony, a negative wound culture on August 21, 2007 does not rule out Ms. Nield was a carrier of MRSA or pseudomonas as of August 21, 2007, or that she was not infected with MRSA or pseudomonas between August 21 and her admission to Pocatello Care and Rehab four days later on August 25, 2007.

a. Ms. Nield Could Have Been a Carrier of MRSA and/or Pseudomonas as of August 25, 2007.

Ms. Nield could have been a carrier of MRSA and/or pseudomonas as of August 25, 2007 without exhibiting any symptoms. *See* Dr. Coffman Aff., ¶¶ 5 and 16. People who are carriers of MRSA and/or pseudomonas do not show any signs or symptoms of infection and are referred to as being colonized. *Id*.

Often times, a person who is MRSA colonized has the organism in their nostrils or

respiratory system, as opposed to in an open wound that is being cultured. Screening a person for MRSA colonization often times includes testing of the nares (nostrils). As of August 2007, it was not common practice for hospitals or rehabilitation centers to conduct MRSA screening for incoming patients. *See* Dr. Coffman Aff., ¶ 13.

Ms. Nield has not produced any nares test done on her prior to her stay at Pocatello Care and Rehab to determine if she was MRSA colonized and, therefore, she is unable to establish she was not MRSA colonized at the time of her admission to Pocatello care and Rehab. *See* Coffman Aff., ¶ 14. This is significant because a person who is MRSA colonized may later develop a MRSA infection based upon their own transmission of the bacteria from their nose to their hand to an open wound. *See* Dr. Coffman Aff., ¶ 14. Even if a MRSA nares screen had been done, such screens are only successful in identifying 60-70% of MRSA colonized individuals. *Id*.

Similarly, there was no testing done to determine whether Ms. Nield was a carrier of pseudomonas. Pseudomonas is a commonly found bacteria that is present in the colon of 10% of the at large population. The vast majority of these people do not show symptoms of infection, and are asymptomatic carriers. Without having done any type of screening, it is not possible to determine whether Ms. Nield was a carrier of pseudomonas at the time of her admission to Pocatello Care and Rehab. *See* Dr. Coffman Aff., ¶ 22.

Based upon the medical records available, it is not possible to determine to a reasonable degree of medical certainty, whether Ms. Nield was a carrier of MRSA or pseudomonas as of the time she was admitted to Pocatello Care and Rehab on August 25, 2007. *See* Dr. Coffman Aff., ¶ 14, 22 and 28. As such, Ms. Nield is unable, as a matter of law, to prove that she contracted MRSA or pseudomonas at Pocatello Care and Rehab.

b. The August 21, 2007 Wound Culture Result Does Not Rule Out Ms. Nield had MRSA and/or Pseudomonas in her Leg Wounds.

As shown above, it is impossible to determine if Ms. Nield was MRSA or pseudomonas colonized at the time she was admitted to Pocatello Care and Rehab because she was not screened for these bacteria. Further, it is also possible Ms. Nield had MRSA or pseudomonas in her cultured leg wounds, despite the fact the wound cultures did not show such bacteria, based upon the potential of false negative wound culture results.

First, the wound culture taken on August 21, 2007 fails to identify from which of the four wounds the culture was taken. *See* Duke Aff., Ex. 3. Rather, it merely states that the source of the culture was the left leg. *Id.* Upon her admission to Portneuf and Pocatello Care and Rehab, Ms. Nield had four open wounds on her left lower extremity. Based upon the records available, it is impossible to determine from which of the four wounds the culture was taken.

It is possible Ms. Nield had MRSA and pseudomonas organisms present in one but not all of her open wounds as of August 21, 2007. As such, a negative wound culture taken from one wound has no bearing on whether any of the other three wounds contained MRSA or pseudomonas organisms. *See* Coffman Aff., ¶ 23. It would be necessary to take wound cultures from each of Ms. Nield's four open wounds as of August 21, 2007, to try and rule out if Ms. Nield had MRSA or pseudomonas organisms present in her open sores. *See* Dr. Coffman Aff., ¶ 23.

The records in the instant matter indicate only that a single wound culture was taken from Ms. Nield's left leg. As such, it is not possible to determine whether or not Ms. Nield's open stasis ulcers did or did not contain MRSA organisms on August 21, 2007 or at the time she was admitted to Pocatello Care and Rehab. *See* Dr. Coffman Aff., ¶ 23.

c. The August 21, 2007 Wound Culture Result Does Not Rule Out Ms. Nield had MRSA and/or Pseudomonas in her Leg Wounds Because there is No Evidence the Lab Technician Performing the Culture Tested Each Micro-Organism in the Wound Culture.

Based on the standard procedure for culturing wounds, it is possible MRSA and pseudomonas organisms were present in the wound culture taken on August 21, 2007, but were not identified and grown out by the technician performing the culture resulting in a false negative.

Upon receiving a wound culture, lab technicians separate micro-organisms found in the sample, and then culture (or grow out) the two or three most dominant micro-organisms. *See* Dr. Coffman Aff., ¶ 12. In the instant matter, Ms. Nield had four chronic open stasis ulcers, had recently been refusing to get out of a urine soaked bed, and had several significant factors for increased risk of infection, including poor venous and arterial function, diabetes and increased age. Further, Ms. Nield had not been on antibiotics, which would have eliminated many of the micro-organisms. Based upon her condition, Ms. Nield would be expected to have dozens and dozens of micro-organisms in her open wounds. *See* Dr. Coffman Aff., ¶ 12, 23 and 24.

Because Ms. Nield's wet wounds likely contained dozens of micro-organisms, the lab technician would not have grown out each identified micro-organism, and instead, would have only grown out the two or three most dominant micro-organisms. *See* Dr. Coffman Aff., ¶ 12, 23 and 24. As such, it is possible Ms. Nield had unidentified MRSA and pseudomonas micro-organisms within her cultured wound on August 21, 2007, that were not the dominant bacterium and were not grown out for identification. *See* Dr. Coffman Aff., ¶ 12, 23, and 24.

Based upon Ms. Nield's condition as of August 21, 2007 and the possibility of a false negative wound culture test, it is not possible to state with medical certainty, that Ms. Nield's leg wounds were not colonized or infected with MRSA and/or pseudomonas. *See* Dr. Coffman Aff.,

¶ 23 and 24.

d. Ms. Nield Could Have Contracted MRSA at Portneuf Medical Center After Her August 21, 2007 Wound Culture was Taken.

Ms. Nield was admitted to Portneuf Medical Center on August 21, 2007, and a wound culture was taken that same day. As discussed above, it is entirely possible Ms. Nield's wound culture was a false-negative. It is also possible Ms. Nield was exposed to MRSA or pseudomonas at Portneuf Medical Center after her wound culture was taken on August 21, 2007 and before her discharge on August 25, 2007. MRSA and pseudomonas are commonly found in hospitals, and a recent stay at a medical facility is a risk factor for MRSA and/or pseudomonas infections.

Based on the records available, and the timing of when her wound culture was taken and when she was admitted to Pocatello Care and Rehab, it is impossible for Ms. Nield to prove she did not have MRSA or pseudomonas prior to her admission. *See* Coffman Aff., ¶ 28. MRSA and pseudomonas are common infections and can be found both in and outside of medical care facilities. Due to the fact Ms. Nield's immune system was compromised prior to her August 21, 2007 wound culture, it is likely her wound culture included dozens of micro-organisms, which increase the likelihood of a false-negative result. As such, Ms. Nield cannot prove she did not already have MRSA and/or pseudomonas when she was admitted to Pocatello Care and Rehab, and cannot prove any Pocatello Care and Rehab conduct, negligent or otherwise, caused her to contract MRSA and/or pseudomonas. *See* Coffman Aff., ¶ 28

B. Ms. Nield Cannot Establish on a More Probably Than Not Basis That She did Not Contract MRSA and/or Pseudomonas through a Source Other than Pocatello Care and Rehab.

Ms. Nield was exposed to different individuals and locations, other than Pocatello Care and Rehab and its employees, during the course of her stay at Pocatello Care and Rehab, and

could have contracted MRSA or pseudomonas through any of these contacts.

Ms. Nield left the Pocatello Care and Rehab facility on several occasions between her August 25, 2007 admission and her November 9, 2007 wound culture. Specifically, Ms. Nield left Pocatello Care and Rehab on August 27, 2007 for insertion of a PICC line at Portneuf Medical Center, Ms. Nield left Pocatello Care and Rehab on October 12, 2007 for a dental appointment, and Ms. Nield left Pocatello Care and Rehab in early November to visit the Portneuf Medical Center Gift Shop. Each of these visits outside of Pocatello Care and Rehab presented a potential for MRSA and/or pseudomonas exposure. *See* Dr. Coffman Aff., ¶ 26.

Further, in addition to having left the Pocatello Care and Rehab facility on at least three occasions, Ms. Nield was visited by numerous friends and family members. Each of these visitors was a potential carrier for MRSA and/or pseudomonas. *See* Dr. Coffman Aff., ¶ 26.

Finally, Ms. Nield was treated by physicians who were not employed by Pocatello Care and Rehab during the course of her stay at Pocatello Care and Rehab, and it is possible she was exposed to MRSA and/or pseudomonas by one of these providers. *See* Dr. Coffman Aff., ¶ 26.

Again, based upon the prevalence of MRSA and pseudomonas, it is entirely possible Ms. Nield contracted them during her admission to Pocatello Care and Rehab, during any of her excursions outside of Pocatello Care and Rehab or from contact with non Pocatello Care and Rehab staff. As such, it is impossible for Ms. Nield to establish on a more probably than not basis that she contracted MRSA and/or pseudomonas while at Pocatello Care and Rehab or due to any negligence on the part of Pocatello Care and Rehab staff.

C. Ms. Nield Cannot Establish on a More Probable Than Not Basis That She Contracted MRSA or Pseudomonas as a Result of a Breach of the Applicable Standard of Care by Pocatello Care and Rehab.

Even if Ms. Nield was able to establish she contracted MRSA while she was a resident of

Pocatello Care and Rehab, and not from one of her visits outside of the facility or a visitor, she is unable to establish she contracted MRSA or pseudomonas as a result of Pocatello Care and Rehab's failure to meet the applicable standard of care. A patient can contract MRSA or pseudomonas in spite of a facility's strict adherence to an infection control standard of practice. See Dr. Coffman Aff., ¶¶ 11 and 21. Stated in other terms, a patient's contraction of MRSA and/or pseudomonas does not equate to a finding of a breach of the standard of care.

Both MRSA and pseudomonas bacteria are present throughout skilled nursing facilities such as Pocatello Care and Rehab, as well as other medical facilities, and are even commonly found outside of medical settings. It is not possible to entirely stop the spread of MRSA or pseudomonas in a skilled nursing facility. *See* Dr. Coffman Aff., ¶¶ 11 and 21.

Ms. Nield testified she observed times when Pocatello Care and Rehab staff would come into her room to change her wound dressings and would not wash their hands or put gloves on. *See* Duke Aff., Ex. 10, pp. 131-133. However, as explained above, Ms. Nield cannot establish she did not already have MRSA or pseudomonas prior to her admission to Pocatello Care and Rehab, or when she contracted either MRSA or pseudomonas. As such, although Ms. Nield has alleged Pocatello Care and Rehab staff failed to wash their hands or wear gloves while changing her wound dressings, she is unable to establish such alleged acts caused her to contract MRSA or pseudomonas.

D. <u>Ms. Nield Cannot Establish on a More Probably Than Not Basis That the Pseudomonas Infection Diagnosed on November 9, 2007 Resulted in her Right Prosthetic Hip Infection.</u>

Ms. Nield alleges that as a result of the negligence of Pocatello Care and Rehab, her left leg became infected with pseudomonas, and that such infection subsequently spread to her right prosthetic hip, and required a two stage hip revision surgery in May and June 2008. As

described above, it is not possible to determine the cause of Ms. Nield's pseudomonas infection in her left lower leg as shown by her November 9, 2007 wound culture. In addition to such arguments, Pocatello Care and Rehab is also able to show that wound cultures taken after her discharge from Pocatello Care and Rehab on January 18 and March 17, 2008 indicate pseudomonas was no longer present. *See* Coffman Aff., ¶ 26; *see also* Duke Aff., Exs. 18, 20 and 23. As such, it appears Ms. Nield's pseudomonas infection of her right prosthetic hip in May 2008 was not related to her pseudomonas infection identified on November 9, 2007. *See* Coffman Aff., ¶ 27.

The potential for a false negative on January 18 or March 17, 2008 was greatly reduced, due to the fact Ms. Nield was and had undergone significant IV antibiotic treatment, and only a few micro-organisms should have been present in her culture, as opposed to the culture taken on August 25, 2007, prior to antibiotic treatment. *See* Dr. Coffman Aff., ¶ 25.

The wound culture reports, in January 2008, over one month after Ms. Nield's discharge, indicate there were no signs of the pseudomonas infection. On May 2, 2008, a culture was taken from Ms. Nield's right artificial hip in preparation for a right hip surgery. This culture was taken five months after Ms. Nield had been discharged from Pocatello Care and Rehab, after she had been readmitted to Portneuf Medical Center in March 2008 and then transferred to Hope Medical Center in Salt Lake City in March 2008, and after she underwent her left leg below knee amputation. See Duke Aff., Exs. 25 and 26. Ms. Nield's right artificial hip could have become infected with pseudomonas at any of these facilities, or at her own home. See Dr. Coffman Aff., ¶¶ 26 and 27.

Based on the fact that Ms. Nield's pseudomonas infection in her left leg wounds appears to have resolved as of January 2008, it is not possible to establish causation for Ms. Nield's right

hip infection and any action or inaction on behalf of Pocatello Care and Rehab. See Dr. Coffman Aff., ¶ 27.

Further, Dr. Oliver's report dated May 12, 2008 states that the pseudomonas species that was grown from Ms. Nield's right hip was an extremely rare species susceptible only to Imipenem, Meropenem, Ceftazidime and Aztreonam antibiotics. *See* Duke Aff., Ex. 28. However, the species of pseudomonas that was grown out of Ms. Nield's November 9, 2007 culture was also susceptible to Ciprofloxacin, Gentamicin and Levofloxacin. *See* Duke Aff., Ex. 15. Therefore, it appears the strains of pseudomonas were different. *See* Dr. Coffman Aff., ¶ 26.

Ms. Nield claims that she contracted pseudomonas at Pocatello Care and Rehab in November 2007, and that such infection resulted in a right hip infection and need for subsequent care. However, as shown above, this claim fails, as Ms. Nield's November 2007 pseudomonas infection appears to have resolved while she was still at Pocatello Care and Rehab, and she did not test positive for pseudomonas again until well after she had left Pocatello Care and Rehab, which was after she had been in numerous other medical facilities and was exposed to other potential sources for the infection.

E. Expert Testimony is Required to Establish Causation in the Instant Matter.

Ms. Nield has failed to come forward with a qualified expert necessary to establish that the negligent action or inaction of Pocatello Care and Rehab proximately caused her to contract MRSA and pseudomonas, and Pocatello Care and Rehab is entitled to judgment as a matter of law. Specifically, Ms. Nield disclosed her expert witnesses on April 20, 2010 pursuant to the Court's Scheduling Order, Notice of Trial Setting and Initial Pre-Trial Order. Although Ms. Nield disclosed numerous experts, she did not disclose an infectious disease expert with experience relating to MRSA and pseudomonas and, therefore, is unable to come forward with

the required expert testimony to establish causation in this case.

Proximate cause is composed of two factors. Marias v. Marano, 120 Idaho 11, 13, 813 P.2d 350, 352 (1991); Henderson v. Comminco American, Inc., 95 Idaho 690, 695-96, 518 P.2d 873, 878- 79 (1974). The first factor of the proximate cause analysis is cause-in-fact (also referred to as "actual cause") and the second factor is scope of legal responsibility (also referred to as "foreseeability"). Marias, 120 Idaho at 13, 813 P.2d at 352.

The determination of the first factor, cause-in-fact, is a factual finding of whether defendant's action was an actual cause of plaintiff's harm, Ficarro v. McCoy, 126 Idaho 122, 126 -127, 879 P.2d 30, 34-35 (Ct. App. 1994), while the second factor, legal responsibility, is a legal determination of whether legal responsibility should attach to defendant as a result of defendant's conduct. Doe v. Garcia 131 Idaho 578, 961 P.2d 1181 (1998).

The cause-in-fact component of proximate cause has been widely discussed in Idaho cases. *See* <u>Doe v. Sisters of Holy Cross.</u> 126 Idaho 1036, 1039, 895 P.2d 1229, 1233 (Ct. App. 1995). To determine whether an event is a cause-in-fact (actual cause) of injury, the Idaho Supreme Court has applied two tests. The first test is known as the "but for" test, which is applied to single causation cases. The second test, known as the "substantial factor" test, is applied in multiple causation cases. In multiple causation cases where the substantial factor test is used, the jury must be instructed that proximate cause is only established in a medical malpractice action <u>if</u> the jury finds that the defendant's negligence was a "substantial factor" in causing the plaintiff's injury. <u>Newberry v. Martens</u>, 142 Idaho 284, 290, 127 P.3d 187, 193 (2005).

A plaintiff is required to establish causation by competent expert medical testimony because issues such as medical causation are typically outside the competency, knowledge or experience of the jury. Swallow v. Emergency Medicine of Idaho, P.A., 138 Idaho 589, 67 P.3d 68 (2003); Dodge-Farrar v. American Cleaning Services Co., Inc., 137 Idaho 838, 54 P.3d 954 (2002); Maxwell v. Women's Clinic, P.A., 102 Idaho 53, 625 P.2d 407 (1981); Hall v. Bacon, 93 Idaho 1, 453 P.2d 816 (1969); Scofield v. Idaho Falls Ladder Day Saints Hospital, 90 Idaho 186, 409 P.2d 107, 109 (1965). In Swallow, the court cited with approval Evans v. Twin Falls County, 118 Idaho 210, 214, 796 P.2d 87,91 (1990)(citing 31A Am. Jur.2d, Expert & Opinion Evidence, section 207) as follows:

Where the subject matter regarding the cause of disease, injury, or death of a person is wholly scientific or so far removed from the usual and ordinary experience of the average person that expert knowledge is essential to the formation of an intelligent opinion, only an expert can competently give opinion evidence as to the cause of death, disease or physical condition.

Swallow, 67 P.3d at 77.

In <u>Swallow</u>, the court held that a jury of lay people was not qualified to determine the cause of the plaintiff's heart attack without the assistance of expert testimony, upon the grounds that such causation was, "a matter of science that is far removed from the usual and ordinary experience of the average person." *Id.* For guidance, the <u>Swallow</u> court examined similar results reached by the court in <u>Bloching v. Albertson's</u>, <u>Inc.</u>, 129 Idaho 844, 934 P.23 17 (1997)(holding that a lay person was not qualified to testify as to the cause of plaintiff's seizure); <u>Evans</u>, *supra* (holding that a lay person was not qualified to testify as to the cause of his wife's cardiac arrest); and <u>Flowerdew v. Warner</u>, 90 Idaho 164, 409 P.2d 110 (1965)(holding that a lay person was not qualified to testify that his physician's treatment of him caused his injuries).

In the instant matter, the question of how and where Ms. Nield became infected with MRSA and pseudomonas is a matter of science that is not within the ordinary experience of the average person. Rather, a qualified expert witness is necessary to provide such testimony.

Specifically, the characteristics of MRSA and pseudomonas, including what the bacteria are, where they are found, how commonly they are found, how they are identified, how they are transmitted, how to treat them, how they can go undetected and how they affect the human body are all scientific in nature and require an expert to testify to each area.

As Dr. Coffman, an infectious disease physician in Boise, has opined, the simple fact that Ms. Nield first tested positive for MRSA and pseudomonas while a resident at Pocatello Care and Rehab does not establish causation. This is the case because Ms. Nield is unable to refute the following on a more probable than not basis:

- That she was not MRSA and/or pseudomonas colonized prior to her admission to
 Pocatello Care and Rehab;
- That the wound culture on August 21, 2007 was not a false negative due to the numerous bacteria present in her wounds;
- That she did not contract MRSA and/or pseudomonas after her August 21, 2007 wound culture but prior to her August 25, 2007 admission to Pocatello Care and Rehab;
- That she did not come into contact with MRSA or pseudomonas on occasions she left Pocatello Care and Rehab after her admission and prior to the positive wound culture;
- That she did not come into contact with MRSA or pseudomonas from people she came into contact with at Pocatello Care and Rehab who were not Pocatello Care and Rehab employees, including her friends and family and medical providers who saw her routinely from Portneuf Medical Center;
- That she did not transfer MRSA or pseudomonas herself to her wounds; and

That she did not contract the pseudomonas that infected her right hip after she had already left Pocatello Care and Rehab on December 3, 2007.

V. CONCLUSION

Ms. Nield is unable to establish how, when or where she contracted MRSA or pseudomonas, or that it was contracted as a result of a breach of the standard of care by Pocatello Care and Rehab. As such, Ms. Nield is unable to establish the required element of causation in her claims against Pocatello Care and Rehab and for the reasons stated above, Pocatello Care and Rehab respectfully requests the Court grant its motion for summary judgment and dismiss the instant action.

DATED this 2^{12} day of October, 2010.

HALL, FARLEY, OBERRECHT & BLANTON, P.A.

By:

Keely E Duke – Of the Firm

Chris D. Comstock – Of the Firm

Attorneys for Defendant Pocatello Health Services, Inc. d/b/a Pocatello Care and Rehab

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 22 day of October, 2010, I caused to be served a true copy of the foregoing MEMORANDUM IN SUPPORT OF DEFENDANT POCATELLO HEALTH SERVICES, INC. D/B/A POCATELLO CARE AND REHABILITATION CENTER'S MOTION FOR SUMMARY JUDGMENT, by the method indicated below, and addressed to each of the following:

Reed W. Larsen
COOPER & LARSEN, CHARTERED
151 North 3rd Avenue, 2nd Floor
P.O. Box 4229
Pocatello, ID 83205-4229
Fax: (208) 235-1182
Attorneys for Plaintiff

U.S. Mail, Postage Prepaid and Delivered
Overnight Mail
Telecopy

elg L. Calle y/E. Duke

MEMORANDUM IN SUPPORT OF DEFENDANT POCATELLO HEALTH SERVICES, INC. D/B/A POCATELLO CARE AND REHABILITATION CENTER'S MOTION FOR SUMMARY JUDGMENT - 27