JONES VS. MERIDIA HURON

Multi-Page[™]

RAVI CHARI, M.D., 3-31-97

State of Ohio,)	DOC 10
County of Cuyahoga.)	
IN THE COURT OF	COMMON PLEAS
DEWEY GLEN JONES, et al.,)	
Plaintiffs,	
v.)	Case No. 306012 Judge Lillian Greene
MERIDIA HURON HOSPITAL,) et al.,)	5
Defendants.)	

THE DEPOSITION OF RAVI CHARI, M.D.

MONDAY, MARCH 31, 1997

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The deposition of RAVI CHARI, M.D., a Defendant herein, called for examination by the Plaintiffs, under the Ohio Rules of Civil Procedure, taken before me, Lauren I. Zigmont-Miller, Registered Professional Reporter and Notary Public in and for the State of Ohio, pursuant to notice, at Meridia Huron Hospital, 13951 Terrace Road, East Cleveland, Ohio, commencing at 9:45 a.m., the day and date above set forth.

$\mathbf{\nabla}$	NES VS. MERIDIA HURON	Multi-Page [™]	RAVI CHARI, M.D., 3-31-
		Page 2	Page
	APPEARANCES:	1	MR. CASEY: Put on the
	On behalf of the Plaintiffs:	2	record that this is the deposition of
3	JACK LANDSKRONER, ESQ. PAUL GRIECC, ESQ.	3	Dr. Chari and then following that we will
ļ	Landskroner & Phillips Co., L.P.A. 55 Public Square, Suite 1040	4	have the deposition of Dr. Caracioni.
5	Cleveland, Ohio 44113-1904	5	Everyone was notified for the
5		6	deposition. Missing from the deposition
	On behalf of the Defendant Meridia Huron Hospital:	7	is someone from Susan Reinker's office for
}	JAMES S. CASEY, ESQ. Reminger 6 Reminger	8	Dr. Adamek and someone from Mark Jones'
Ð	The 113 St. Clair Building Cleveland, Ohio 44114	9	office for Dr. Badri. I think that's the
)		10	only people that are missing, but they
	On behalf of the Defendant Beverly O'Neill, M.D:	11	have been notified.
	WILLIAM MEADOWS, ESQ.	12	
	Reminger & Reminger The 113 St. Clair Building	113	V CHART V D
	Cleveland, Ohio 44114		~ V CHARI, M.D.,
			lant herein, called for examination by the
	On behalf of the Defendant Winston Ho, M.D., and Lakeland Medical Group:		fs, under the Rules, having been first duly
	STEPHEN WALTERS, ESQ.		s hereinafter certified, deposed and said as
;	Reminger & Reminger The 113 St. Clair Building	17 follows:	
	Cleveland, Ohio 44114	18	
		19	MR. LANDSKRONER: In
		220	addition, before we start with the doctor,
	ALSO PRESENT:	21	you might want to put on the record that
		22	we made a phone call to Jacobson,
	Keith E. McGregor - Videographics	:23	Maynard's law office to Mr. Jones and to
5		24	Mr. Kwarciany concerning the scheduling of
		25	the depositions and they notified us that
		Page 3	Pag
1	INDEX		there was a scheduling mix-up and that
2	PAGES	2	they will not be attending.
3		3	
	CROSS-EMINATION BY	4	CROSS-EXAMINATION
5	MR. LANDSKRONER 5	5 BY MR	. LANDSKRONER:
6	MR. WALTERS 72		Doctor, if you'll state your name for the
-	MR. WALLERS 12	7 record	• •
8		200700000000000000000000000000000000000	Dr. Ravi Chari.
-			Dr. Chari, my name is Jack Landskroner.
)		-	be of the attorneys representing Dewey Jones and
)		1	nily. I'm going to ask you some questions toda
1			
	OBJECTIONS BY	1	that you make your responses verbal so the reporter can take everything down that we say.
		110 00000000000000000000000000000000000	EDUTEL CALLARE EVELVITIED TOWN THAT WE SAV
	MR. CASEY 29		
3	MR. MEADOWS 35	14 If I as	k a question you don't understand, please ask m
3		14 If I as 15 to repl	k a question you don't understand, please ask m nrase it, stop me. I don't want you to answer
3 4 5	MR. MEADOWS 35	14 If I as 15 to repl 16 any qu	k a question you don't understand, please ask m prase it, stop me. I don't want you to answer prestions that you do not understand. Okay?
3 1 5	MR. MEADOWS 35	14 If I as 15 to repl 16 any qu 17 A	k a question you don't understand, please ask marase it, stop me. I don't want you to answer testions that you do not understand. Okay? Okay.
3 1 5	MR. MEADOWS 35	14 If I as 15 to repl 16 any qu 17 A 18 Q	k a question you don't understand, please ask m mase it, stop me. I don't want you to answer estions that you do not understand. Okay? Okay. If you need a break at any time, let me
3 1 5 7 8	MR. MEADOWS 35	14 If I as 15 to repl 16 any qu 17 A 18 Q 19 know,	k a question you don't understand, please ask marase it, stop me. I don't want you to answer sestions that you do not understand. Okay? Okay. If you need a break at any time, let me for a cup of coffee or to run up to the bathroon
3 4 5 6 7 8 9	MR. MEADOWS 35	14 If I as 15 to repl 16 any qu 17 A 18 Q	k a question you don't understand, please ask marase it, stop me. I don't want you to answer sestions that you do not understand. Okay? Okay. If you need a break at any time, let me for a cup of coffee or to run up to the bathroon
3 4 5 6 7 8 9 0	MR. MEADOWS 35	14 If I as 15 to repl 16 any qu 17 A 18 Q 19 know,	k a question you don't understand, please ask marase it, stop me. I don't want you to answer sestions that you do not understand. Okay? Okay. If you need a break at any time, let me for a cup of coffee or to run up to the bathroon
3 4 5 6 7 7 8 9 0	MR. MEADOWS 35	14 If I as 15 to reph 16 any qu 17 A. 18 Q. 19 know, 20 no pro	k a question you don't understand, please ask m mase it, stop me. I don't want you to answer testions that you do not understand. Okay? Okay. If you need a break at any time, let me for a cup of coffee or to run up to the bathroon blem.
2 3 4 5 6 7 8 9 0 1 2 3	MR. MEADOWS 35	14 If I as 15 to repl 16 any qu 17 A 18 Q 19 know, 20 no pro 21	k a question you don't understand, please ask m mase it, stop me. I don't want you to answer estions that you do not understand. Okay? Okay. If you need a break at any time, let me for a cup of coffee or to run up to the bathroom blem. If you can
3 4 5 6 7 8 9 0 1 2	MR. MEADOWS 35	14 If I as 15 to repl 16 any qu 17 A. 18 Q. 19 know, 20 no pro 21 22	k a question you don't understand, please ask marase it, stop me. I don't want you to answer sestions that you do not understand. Okay? Okay. If you need a break at any time, let me for a cup of coffee or to run up to the bathroom blem. If you can MR. LANDSKRONER: Is there a CV,

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	Page 6	Page 8
1 BY MR. LANDSKRONER:		
2 Q. Doctor, where were you born?	555555555555555555555555555555555555555	Is all the time that you spent in the
A. I'm sorry, where?	4 Meridia	of learning the residency program been at
4 Q. Where were you born?	000000000000000000000000000000000000000	
5 A. India.	5 A. Y	
6 Q. When did you come to the United St		Have you worked at any of the other
7 A. 1980.	7 Meridia	*
8 Q. How old were you when you came to		Hillcrest; we rotate at Hillcrest also.
9 States?	xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx	When did you do your Hillcrest rotation?
0 A. Fourteen.		Well, it's part of our program. It's
Q. Can you take me through your medi		Huron Hillcrest actually. The first time I was
2 educational background starting from colleg	, , , , , , , , , , , , , , , , , , , ,	is as a first year. I don't recall the dates.
3 then		And then through the rest of the program
4 A. I went to college at Case Western		be back there at different times?
5 graduated 1987, and did a year at Clevel	201000000000000000000000000000000000000	(eah. I'm actually there right now.
6 started medical school in 1988, Universi	xxx20000000000000000000000000000000000	Who's your supervisor in terms of your
7 Cincinnati, graduated in '92, and did on	destruction destruction and the second s	
8 Chicago, Rush Presbyterian, a year of family	22002000000000000000000000000000000000	Dr. Chung is the chairman of the
9 and since '93 I've been a resident at Mer	•	
Q. Graduated, again, from med school i		That's the surgery department?
21 199	10000000000000000000000000000000000000	reah, Department of Surgery.
22 A. 2.		s he based at what hospital?
23 Q. 1992.		Here.
24 A. May '92.	ารระดารระดารระดารระดารระดารระดารระดารระ	Iuron Road?
Q. Right from there you went to what p	rogram? 25 A. N	(cah.
	Page 7	Page 9
A. The family practice program at R	ush 1 Q. I	Did you train under D1. Badri?
2 Presbyterian-St. Lukes.	2 A. 1	ťes.
3 Q. What did that entail?	3 Q. I	Doctor, outside of this case and your
4 A. It was a residency, first year residency	dency 4 involven	nent in this case, have you ever been named as a
5 in family practice.	0.07763000000000000000000000000000000000	or a defendant in any lawsuit?
6 Q. Your area of specialty is what?	6 A. 1	No.
7 A. General surgery.	7 Q. I	Have you ever testified in court?
8 Q. Okay, How was it that you came for	or that 8 A. 1	No.
9 one-year residency program? Is that normal	llya 9 Q. H	Have you ever had your deposition taken
10 three-year program?	10 before?	
A. Yes. I actually changed program	s. I 11 A. I	No.
12 changed fields from family practice to genera	al surgery. 12 Q. I	n the process of preparing for this
13 Q. Why did you do that?	ti	did happen t get : t to k t
A. It wasn't you know, I didn't fe	el 14 any docu	ments?
15 family practice was for me and I wanted to d		Documents?
16 surgery.		Ic li : al d anything that.
17 Q. All right. You started your residence		MR. CASEY: He's asking you
Meridia Huron the following year?	·	
A. Yeah, '93.		
20 Q. And you are at what status right nov	v? 20 Q. I	Did you review the chart?
21 A. I'm a third year.	20 Q. 2 21 A. 1	
Q. And it's a three-year program?		
A. Five.		
24 Q. Do you get any sort of credit toward	ls your 24 I	MR. CASEY: we went through
25 residency for the year you did in family pra	-	he chart together and I sent him
25 residency for the year you the in family pla	iciice: [23]	and chart together and I bent 11111

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		Page 10		age 1
1	Dr. Badri's deposition?		1	A. Same as opposed to?
2	THE WITNESS: yes.		2	O. As opposed to you said categorical.
3	MR. CASEY: And Dr. Ho's		3	A. It's the same level, you have the same
4	deposition?		4	clinical responsibilities, same everything, it's the
5	THE WITNESS: Dr. Ho's		5	same thing.
6	deposition.		6	Q. I'm not familiar with how it works. So
7	BY MR. LANDSKRONER:		7	why bother to do the year of internship if it's the
8	Q. So you had a chance to read both of thos	e	8	same thing?
9	depositions?		9	A. Well, I matched you know , we go through
10	A. Yes.			the match for residency for five-year programs and I
11	Q. Did you have a chance to look at the		11	didn't match in the five-year slots, so I got a
	expert reports that were rendered in this case?	1		preliminary year here.
13	A. No.		.13	Q. So that's just to fill time, in essence,
14	Q. Did you do any form of literature search		14	until you can get into your regular program?
	or anything on the issues involved in this case?		15	
16	A. No.		16	Q. As a resident at Meridia Huron and your
17	Q. In reviewing the chart was there anything			division or your discipline, is there protocols or
	that you noticed as absent that you would expect	- 1		guidelines that you have to adhere to that are set
	inthechart?			forth in writing someplace?
20	A. No.		20	A. Yes.
20 21	Q. Any documents, reports, anything like		21	0. What are those called, if you know?
	that?		22	A. Just guidelines for residents. We do have
23	A. No.	200000000000000000000		something on it, I don't recall the exact title of it.
24	Q. Does the chart accurately, to the best of	1	24	Q. You know what they cover, the areas that
	your recollection, reflect the care that Mr. Jones	1		they cover?
	your reconcention, remeet the cure that with somes		.25	
	received from you and from the other physicians	Page 11		A. Basically, you know, patient care
1	received from you and from the other physicians	a	2	responsibilities, attending responsibility things, you
1 - Š	least to your knowledge? A. Yes.			know, conduct, like that.
3			3	Q. E they cover areas like charting, your
4	Q. Doctor, have your hospital privileges in	hoon in	4 5	bligations t t?
	terms of your residency or any program you've l	been m		MR. CASEY: If you know.
33	ever been diminished, revoked or suspended'.		6 7	A. I don't know if that's in there
7	A. No.		18	
8	Q. Have you ever been treated for substance	÷		specifically.
- 8	abuse or alcohol abuse?		9	Q. Was that given to you in the form of a
10	A. No.	1		handbook?
11	Q. 1994 you were in your second year of	1	11	A. Yes.
- 33	residency?	000000000000000000000000000000000000000	12	Q. Do you have any sort of training or
13	A. No, I was first year.	1		initiation training program that you come into as you
14	Q. In October of 1994 how long had you be	1		first come to the hospital that tells you what your
	at Meridia Huron Hospital?	***************************************		obligations are to the patients and to the physicians
16	A. I'd been there for over a year, a year a		- 52	in addition to that?
	three months roughly.		17	
18	Q. Didn't that put you in your second year	1	18	Q. Like when you come in is there like an
	residency?			introduction program that you go through?
20	A. Well, I did a preliminary year in '93-		20	A. Yeah. There's an orientation.
203	In surgery you get categorical or preliminary		21	Q. Is that where you get your materials as
- 30	Categorical means you match for five years			far as the protocols and the guidelines that you're
L 00	preliminary means you get one year internship an			supposed to adhere to?
	they, you know, give you a spot after that.		24	<u> </u>
25	Q. What do you do in your year of internsh	ip?	25	Q. Is there any written material you received

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I in terms of your introduction to the hospital?		bu have any recollection of ever	
2 A. Besides I don't recall. I mean, w	-	one in his family or speaking to anyon	ne in
3 where to go for lunch, dinner, that kind of			
4 That's all I remember.	4 A. I did		
5 Q. You trained under one of the doctor		you tell me what was your first	
6 you trained under was Dr. Badri?		or how you came to become involved	d in the
7 A. Correct.	7 care of Mr. J		
8 Q. Have you socialized with Dr. Badri or		s the resident on call and we were	
9 of the hospital at all?		e emergency room with his compla	aints.
A. No. I just we see him at hospital	-	oing to ask you some questions that	
11 functions, dinners, that sort of thing, but t		chart. Please, feel free to look at the	
12 Q. Do you work at all with Dr. Ho?		need t I don t know anypl	
A. No. He's a medical person, but I d	lo work 13 specifically to	o send you yet bu $j = s(r + kn + s)$, if
14 with him as a you know, he's a consultant g	enerally 14 you have 1	questions il it, make re you ca	an
15 or we act as consultants to him on different oc	casions. 15 refer t the pa	ages you need t refer t and answer	tl
2. ou're famili v k Dr. Senchyshak?	16 questions app	ropiately.	
17 A. Yes.	17 A. Okay	ç.	
18 Q. I you il vith Jr Scnchyshak	at 18 Q Y	first involvement tl Mr. Je wa	ıs
19 all?	19 on the day of	his admission?	
A. No, I don't socialize with him.	20 A. Corre	ect.	
21 Q. And Dr. Zelis?	21 Q. Can y	you tell me when it was that you were	e
A. I know him. He's a friend of mine		is care and how you were assigned to	
23 Q. Have you talked to any of the physicia			
24 involved in this case about the case itself?		vere called by the emergency room	a, you
15 A. No.	coscos contractor (0.000) // 0.0000000000000000000000000000	patient who had specific complain	0.000 ^{.7} .022700.00
	Page 15		Page 17
1 Q. Is there a board certification that you'		Dr. Badri, so I went down and eva	a daga 📆 gaga da sa sa sa
2 preparing for in your surgical field?		the usual way.	uana
		adri was the admitting physician?	
3 A. Yeah. At the end of five years we 4 our boards.	in his second of the second	't know I'll have to check and	
5 Q. Is there I understand boards have tw	005700000000000000000000000000000000000		
6 sections to it both written and orals?			00000000000000
	6077699592000056990000000	was your understanding of the the patient that you were to see?	
	565666666666666666666666666666666666666	mean when I was called in?	
8 Q. Can you take the written section prior			
9 taking the orals?		when you were called.	
10 A. I think you have to.		ASEY: would you have	
11 Q. When are you eligible to do that.		the ER record?	
12 A. I'm eligible when I finish my resid		's generally what we do, look at th	ne
13 take the written part, and then contingent			
14 the written part you take the oral.	•	information the what I'	
15 Q. Aside from what you've reviewed in t	_	What information was given to you v	
16 medical records, do you have any recollection	1 -	a call saying you had to go down and	d see a
17 independently of the records, of Mr. Jones? I		an a Tanan an Eastain an	neerin een e
18 remember what he looked like; do you remember,	•	't remember.	
19 have conversations with him?	The second se	. Did you eventually go down to the	e
A. It's been three years. I mean, I don		oom to see Mr. Jones?	
21 have much recollection outside of what's	21 A. Yes.		
22 Q. I understand. I'm just looking if there	-	you tell me what you did when you sa	aw
23 anything that's not in the chart that you recall	about 23 Mr. Jones?		
24 Mr. Jones.	24 A. I obt	ained a history of Mr. Jones,	
25 A. No.	25 performed a p	physical exam, reviewed his laborator	ry data
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1 and discussed the case with my senior res	Page 18 ident and 1 graduated.	F age 20
2 Dr. Badri.		at time what year was he in his
3 Q. What did you so you had a convers		at time what year was ne in ms
4 with the patient at that time?	0.0000000000000000000000000000000000000	ieve he was a fourth year. I'm
5 A. Correct.		add also that part of my history is
ξ 2 Tell mc what y ir mistory $\xi > 3$.		t medical problems. He was noted to be
7 A. That he was a 32-year-old male, pr		e, had a history of congestive heart
8 with onset of pain in the epigastrium after eati		he was shot in the past, had gunshot
9 some nausea, no vomiting. That was my basic		nts in the neck and the right arm. He was
0 Q. How severe was his pain at that time?	T 000000000000000000000000000000000000	tiple medications for his blood pressure.
A. I don't recall, and I don't see it	222222020000000000000000000000000000000	ing at the 10-17 note, surgery admit,
2 specifically addressed here.		t the top, which handwriting is yours on
 3 Q. Would you categorize his condition as 		t the top, which handwriting is yours on
4 emergency condition?	1 4 -	of it except for the signature of
	15 Dr. Badri or	
2		may have you've sort of just gone
6 answer. 7 A. Well, I mean, I don't know what y	NO 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	it if you can, just so I make sure I'm
A. Well, I mean, I don't know what y 8 you mean when he presented to the emergency	\sim	he handwriting, can you just run through
9 think he had an emergency?	19 your note and	••••
		7. I have the date there, 10-17.
	(c) c c c c c c c c c c c c c c c c c c	it, H&P. CC is chief complaint, headache
A. Just based on what I've written her 2 well, I no, based on what I've written h		c pain. HPI stands for history or present
		ear-old black male noted subacute onset
Q. Just incidentally, where are you looking right now?		c pain after dinner Saturday with mild
5 A. Just at my history and physical. P		omiting. Pain is nonradiating, alleviated
A. Just at my instory and physical. I	Page 19	
1 MR. CASEY: It would be the	1 with postura	Page 21 al changes.
2 first progress note.	2 PM	H stands for past medical history.
3 A 188.	3 Number one	is hypertension; number two is CHF,
4 Q. Dated?	4 congestive l	eart failure; number three is status post
5 MR. CASEY: 10-17	5 multiple guns	shot wounds with remaining fragments in
6 A. Those are the orders.	6 neck and righ	t upper extremity. Past surgical history,
7 THE WITNESS: They're not	7 none .	
8 indexed the same?	8 Me	dications: Procardia, 90 milligrams,
9 MR. CASEY: Everybody	9 XL; Capoten,	50 milligrams t.i.d.; Lasix, 60 milligrams
0 indexes their charts differently.	10 q. day; Nitr	o patch, .4 milligrams q. day; K-Dur, 40
1 MR. LANDSKRONER: Yes, they m	Received and the second secon second second sec	Digoxin, .25 milligrams.
2 or may not be.		der physical exam, his vital signs.
3 BY MR. LANDSKRONER:		was 36 degrees centigrade; pulse of 90;
		rate of 24; blood pressure of it's not
4 Q. You completed your history. What d	 Interference interference interference interference 	
	? 15 completely c	· · · · · · · · · · · · · · · · · · ·
 Q. You completed your history. What dia and what did you do for him? A. My physical revealed that he had j 		lear here. I believe it's 189/129. Obese in no acute distress.
and what did you do for him?	aundice 16 black male	lear here. I believe it's 189/129. Obese in no acute distress.
and what did you do for him? 6 A. My physical revealed that he had j	aundice 16 black male ht upper 17 On	lear here. I believe it's 189/129. Obese
and what did you do for him? A. My physical revealed that he had j and that he was very obese and he had rig quadrant tenderness and that he had some swe	aundice16black maleht upper17Onlling of18exam he had	lear here. I believe it's 189/129. Obese in no acute distress. head, ear, eyes, nose and throat
and what did you do for him? A. My physical revealed that he had j and that he was very obese and he had rig	aundice16black maleht upper17Onlling of18exam he hadositives19extraocular n	lear here. I believe it's 189/129. Obese in no acute distress. head, ear, eyes, nose and throat l positive scleral icterus and his notions were intact. His neck was supple.
and what did you do for him? A. My physical revealed that he had j and that he was very obese and he had rig quadrant tenderness and that he had some swel the extremities, and those were the pertinent per on my exam.	aundice16black maleht upper17Onlling of18exam he hadositives19extraocular n20His chest wa	lear here. I believe it's 189/129. Obese in no acute distress. head, ear, eyes, nose and throat l positive scleral icterus and his notions were intact. His neck was supple. s clear. His heart had a regular rate and
and what did you do for him? A. My physical revealed that he had j and that he was very obese and he had rig quadrant tenderness and that he had some swel the extremities, and those were the pertinent po on my exam.	aundice16black maleht upper17Onlling of18exam he hadositives19extraocular n20His chest waour21rhythm.	lear here. I believe it's 189/129. Obese in no acute distress. head, ear, eyes, nose and throat l positive scleral icterus and his notions were intact. His neck was supple. s clear. His heart had a regular rate and nose are just abbreviations.
and what did you do for him? A. My physical revealed that he had j and that he was very obese and he had rig quadrant tenderness and that he had some swel the extremities, and those were the pertinent per on my exam. Q. You mentioned that you spoke with y	aundice16black maleht upper17Onlling of18exam he hadositives19extraocular n20His chest waour21rhythm. Tl22Ab	lear here. I believe it's 189/129. Obese in no acute distress. head, ear, eyes, nose and throat l positive scleral icterus and his notions were intact. His neck was supple. s clear. His heart had a regular rate and nose are just abbreviations. dominal exam: He was very obese.
and what did you do for him? A. My physical revealed that he had j and that he was very obese and he had rig quadrant tenderness and that he had some swe the extremities, and those were the pertinent per on my exam. Q. You mentioned that you spoke with y senior resident?	aundice16black maleht upper17Onlling of18exam he hadositives19extraocular n20His chest waour21rhythm. Tl22Ab23Had positive	lear here. I believe it's 189/129. Obese in no acute distress. head, ear, eyes, nose and throat l positive scleral icterus and his notions were intact. His neck was supple. s clear. His heart had a regular rate and nose are just abbreviations.

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1 margin. Extremities: Two plus pitting edema 2 Neurologic exam was nonfocal. On rectal exam, it	a. 1 I believe, 20 percent above the ideal body weight.	
3 normal sphincter tone with a smooth prostate. He		
4 hem negative yellow stool.	4 correct?	
5 Laboratory data: White blood cell	5 A. I believe so.	
6 count was 5.8,000; hemoglobin was 12.8 gran	ns; 6 Q. And he was approximately five-eight, I	
7 hematocrit was 40 percent; platelet count was 246,		
8 his sodium level was 140; potassium was 3.8	3.6, 8 A. He's obese.	
9 excuse me; chloride was 106; CO2 was 25; blood u		
10 nitrogen was 11; his creatinine level was .7; h		
11 glucose was 128; his urinalysis showed mode 12 bacteria; and his creatine kinase level was 20		
12 bacterna, and his creatine kinase rever was 20	13 I don't know.	
4 His total bilirubin was 2.1; alkaline		
15 phosphatase was 133; his SGOT was 40; his SGPT w	A 2. Your primary diagnosis of the condition ras 17; 15 was biliary colic. Why was that?	
6 his alcohol level was zero; his digoxin level was .3		
17 his lipase was 11. His acute abdominal series show		
8 cardiomegaly, but no evidence of congestive l		
9 failure.	19 Q. What is biliary colic?	
In sum, my assessment was biliary	20 A. It's just pain from obstruction in the	
1 colic, rule out cholecystitis; number two,	21 biliary system.	
22 hypertension; number three, CHF. The plan wa	as to 22 Q. You said rule out cholecystitis?	
23 admit, make him NPO, give him IV fluids and	23 A. Yes, because of his physical exam.	
24 antibiotics, an ultrasound of the abdomen in t	the 24 Q. How did you go about ruling out	
25 morning, and my signature is below that. Also, dis	scuss 25 cholecystitis?	
	Page 23 Page	2:
1 with Drs. Lacata and Badri.	A. We obtained well, it's mainly a	
2 Q. Dr. Badri was at that point the attending?3 A. Attending physician, yes.	2 clinical diagnosis, but an ultrasound, I believe, w3 obtained.	as
4 Q. Did you, in fact, have a chance to talk to	4 MR. CASEY: you'd probably	
5 both Dr. Badri and Dr. Lacata?	5 need to look to the orders for that.	
6 A. Yes, I did.	6 BY MR. LANDSKRONER:	
7 Q. Did Dr. Lacata have any active involveme	ent 7 Q. An ultrasound was obtained?	
8 in the care of Mr. Jones at that time?	8 A. Yes, and he was also placed on IV	
9 A. I don't recall.	9 antibiotics.	
Q. Do you recall a discussion you had with	10 Q. Okay. You are now looking at the orders	
11 Dr. Badri about this patient?	11 dated 10-17?	
12 A. No, I don't.	12 A. 10-17, correct, the admission orders.	
MR. CASEY: YOU can only	13 Q. Is that the 6:30 p.m. note?	2568
answer what you remember. I know this		
15 your first time.	15 Q. Again, is that your handwriting?	
16 THE WITNESS: Right.	16 A. Yes, it is.	
17 BY MR. LANDSKRONER:	17 Q. The complete page?	98
Q. Do you recall if Dr. Badri was present	18 A. Correct.	
19 when you did the exam of the patient?	19 Q. Is there anything on there that's not your	
A. He was not present.	20 handwriting?	
Q. Do you know at what point in time you d		
 22 speak with Dr. Badri about Mr. Jones' condition? 23 A. No, I don't remember the specific time 		
 A. No, I don't remember the specific time Q. Was Mr. Jones morbidly obese? 	23 A. Just the numbers by my orders and the 24 nurse's signature and the unit assistant's signature at	
 24 Q. Was With Jones morbidity obese? 25 A. Well, the definition of morbidly obese 		
2.5 A. mon, the domination of morotally U0CSC	25 mc oonom.	2008

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 3 note. 4 A. Okay. 5 MR. CASEY: He wants you to 6 read it. 7 A. Okay. Number one, admit to 4 Ma 8 Badri. Diagnosis: Biliary colic, hyperten 9 obesity. Allergies: No known drug allerg 0 Condition: Stable. Vitals q. shift. Activ 1 tolerated. 2 Number seven, nursing, call for 3 temperature greater than 38.5, systolic blood p 4 greater than 180, less than 100, diastolic H 5 pressure greater than 120, less than 60, pu 6 than 100, urine output less than 250 cc's j 7 Diet: NPO except meds. IV fluids: D5 lace 8 Ringer's with 20 milliequivalents of potassium 9 per liter at 100 cc's an hour. Input and ou 10 strict. 	Q. By ye A. No. 3 Q. Why 4 A. That 5 consulted. 6 Q. In that 5 consulted. 6 Q. In that 7 A. Yes. 8 Q. Do y 9 to call in for 10 A. No. 11 Q. What 12 consults that 13 A. Consults 14 after discus 14 after discus 15 attending. 16 Q. Okay 17 the consults 18 A. I dor 19 Q. Well.	ou. not obtain a cardiology consult? 's done by the medical doctor that we at case would that be Dr. Ho?
 strict. Medications: Number one, Unas grams IV q. six hours; number two, Digox milligrams p.o. q. day; number three, Proc milligrams, XL, p.o. q. day; number four, Capo milligrams p.o. t.i.d.; number five, Lasix, 	yn, 3.021A. Yes.in, 2522Q. Wascardia, 9023oten, 5024A. Yes.6025Q. At ar	it Dr. Badri's decision in conjunction get the medical consult from D1. Ho? ny time did you discuss obtaining a
 milligrams p.o. q. day; number six, Nitro milligrams topical q. day; number seven, Procession milligrams sublingual every four hours as need systolic blood pressure greater than 170. Laboratories: CBC, Chem 18 in a. 10-18. Ultrasound of gallbladder in a.m. of 100 rule out stones. Consult Dr. Winston Ho for m management. May see in a.m. My signature and m number is below that. Q. The medications at number 11 I gue the easier way to ask it is, which of those medications? A. Are not cardiac-related? Q. Yes. A. Medication number one, Unasyn. Q. All the others are related to Mr. Joness a. Palated to his blood pressure yeas 	ardia, 102A. I dorled for3Q. Based4Mr. Jones, w5consult or a0-18 to6in his care?nedical77MR. 010A. The11appropriate12Q. To ol13Mr. Jones in14MR. V15A. No,16Q. You17A. I car18obtain cons	Page 29 onsult with Dr. Badri? n't remember. d on the medical history provided by yould it be appropriate to obtain a medical consult from a cardiologist in this case CASEY: Objection. You can answer that question as a year resident, you can answer it. question is do I think it was to btain a cardiology consult for view of his history at that time? WALTERS: Objection. I can't say. can't say one way of the other? n't say. As I stated, you know, we ults only after discussing with our
 A. Related to his blood pressure, yes. Q. Consult with Dr. Ho, was that done? A. Yes, as far as Q. Did you speak with Dr. Ho at all? A. I don't recall. Q. Was a cardiology consult requested? A. By me? 	21 the notes of22 of the page.23 that's yours?	e can switch over to the next page, 10-17. I think 11:00 p.m. is at the top Is there any handwriting on that page hat whole page?

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A. Yes. The top two lines are my ha		Page 32 rect, I don't remember.
2 and the bottom.		you have a chance to review any rhis admission at any time prior to the
3 Q. Let's run through the top lines. Plea	-	bber, did you have a chance to review any of
4 read me the top lines. 5 A. 10-18, 11:00 p.m., number one		previous medical records from other care
t 10 17 - 10 100	6 at he recei	
 A. I'm <i>sorry</i>, 10-17. 11:00 p.m., add 		v at entiter mendia urbit i otter
8 ampule of multi-vitamins to each IV fluid lite		n't remember.
9 two, Vitamin K, 10 milligrams subcut. q		bu had re vel any other records.
10 dose now. And at the bottom, 10-18, 2-D ech	-	-
11 as possible to evaluate left ventricular fu		eneral ves
12 Q. What's 2-D echo, what does that mea		you tell me, was the echocardiogram
13 A. It's ultrasound of the heart to dete	00000000000000000000000000000000000000	ed on the 18th done in conjunction with
14 the function.		consultation; did you ask Dr. Badri about
15 Q. A test that's given to evaluate the		cho done on this patient?
16 function of the heart?		n't remember.
17 A. Correct.	17 Q. To p	erform I'm sorry?
18 Q. That's an echocardiogram?	18 A. I do	n't remember talking to him.
19 A. Yes.	19 Q. To p	erform an echocardiogram, do you have
20 Q. What's the 2-D mean?	20 to have as a	resident at the time, first-year resident
21 A. Two-dimensional.	21 at the time,	do you have to have the consent of your
22 Q. Had Mr. Jones had an echocardiogram	m before 22 attending ph	ysician?
23 the one that you ordered on the 18th?	23 A. To (order this specific test?
24 A. I don't know.	24 Q. Yeal	
25 Q. Was that something that you would h	have 25 A. Gen	erally, yes, we'd talk. It's generally
	Page 31	Page 33
1 discussed with him in his history, whether he	-	vith an attending.
2 prior tests for cardiac function?		an, do you have the authorization to
3 A. Did I ask him specifically, is that	S7	ocardiogram without discussing with your
4 question?		e testing before ordering it?
5 Q. Yes.		erally not. Generally we discuss it
6 A. I don't remember.	6 with an att	-
7 Q. Did you have a discussion as part of	•	t was the purpose again of ordering the
8 history, if you can recall, about Mr. Jones' p	000000000000000000000000000000000000000	
9 medical care?	000000000000000000000000000000000000000	valuate his left ventricular function.
10 A. I don't remember.		was there a concern as to Mr. Jones'
11 MR. CASEY: Go back to you		
12 note.		ed on his based on his history.
13 A. In terms of who saw him in the pa	C+C+C+C+C+C+C+C+C+C+C+C+C+C+C+C+C+C+C+	y. At that point in time was there a eatment that was being prescribed for
14 I have is his medical history, yes.		
15 Q. In discussing his medical history wit		terms of his abdominal pain? . He was given he was not fed,
16 him, did you inquire as to whether or not he 17 received any care for his cardiac condition in		ual. He was given he was not led,
17 received any care for his cardiac condition in 18 past?	18 fluids.	and the mas given it antibiotics and iv
19 A. I don't remember. I have his med		note in the progress note from the
20 history and the medications he was on.		O meds. What's NPO?
21 that, I can't remember.		hing to cat.
22 Q. So other than what's in your note, yo		you continued his medication?
23 have no recollection of discussing any other		•
24 care he received from any other physicians f		at something you would expect would
25 cardiac condition?		d throughout his hospital stay?
		a unoughout ins nospital stay?

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A. I can't answer that.	Page 34 1 cardiologist who performed this or interpreted this, 2 there is significant left contributed dusfunction
2 Q. Was the second echo performed or, I'm	2 there is significant left ventricular dysfunction.
3 sorry, was the echo ordered on the 18th performed?	
4 MR. CASEY: Go to the	4 chamber was not operating properly?
 5 report. 6 A. There's an echo report here. I'm not sur 	5A. According to this.6Q. Okay. What does that mean to you in terms
6 A. There's an echo report here. I'm not sur 7 what day that is from.	7 of as a surgical resident?
8 Q. What day it was done?	8 A. Nothing in itself. It's a medical test
9 A. I believe it was done on the 22nd.	9 and it's generally read by the medical doctors.
10 MR. CASEY what does this	10 Q. In addition, this report, I believe,
in mean (indicating)?	11 indicates that the right atrial chamber is enlarged,
12 THE WITNESS: D is for	12 correct?
dictated, I believe, T is for transcribed.	13 A. Under number two, yes.
11MR. CASEY:So do you know	14 Q. When did you review this report, if at
15 when it was done?	15 all?
16 THE WITNESS: No.	16 A. I don't remember.
17 MR. CASEY: That was the	17 Q. Obviously do you know if you saw it on
18 question.	18 the 18th?
19 BY MR. LANDSKRONER:	19 A. I don't remember.
20 Q. Are these reports generally dictated and	20 Q. Would you have charted if you had seen
21 transcribed after the day of the procedure is done?	21 this report and reviewed it?
22 MR. CASEY: If you know.	22 A. Would I have charted it if the results
23 A. I don't know.	23 were available?
24 Q. Are you competent it read echocardiograms	? 24 Q. M-hm.
25 A.	25 A. Yes, generally I do.
Pa	nge 35 Page 37
I Q. <i>Take</i> a second, if you will, to review the	1 Q. Do you know if Dr. Badri had the
2 echo and tell me what the results of the echo were.	! opportunity to review this echocardiogram?
3 A. You want me to read the whole thing?	3 A. I don't know.
4 Q. Just to yourself. I don't need you to	4 Q. At any point in time do you recall
5 read it into the record, I just want you to be familia	r 5 discussing with Dr. Badri and again strike the
6 with it.	6 question.
7 A. Okay.	7 Do you know for a fact whether you
8 Q. Can you tell me, are these normal findings	8 reviewed this echocardiogram at any time during
9 for an echocardiogram?	9 Mr. Jones' treatment?
10 MR. WALTERS: objection.	10 MR. CASEY: If you recall.
11 Normal for him?	11 A. I don't recall.
12 MR. LANDSKRONER: Normal for a	12 Q. Is this echocardiogram important for the
13 healthy patient.	13 evaluation of Mr. Jones' cardiac condition?
4 MR. MEADOWS: Objection.	14 MR. CASEY: Are you asking
15 A. I'm not qualified.	15 from a surgical standpoint?
16 Q. You ordered the echo?	16 MR. LANDSKRONER: Yes, from a
17 A. Correct.	17 surgical standpoint.
18 Q. And you ordered it on the 18th?	18 MR. WALTERS: I'm going to
19 A. Correct.	19 object because I don't understand the
20 Q. Reviewing this, you ordered it to evaluate	20 question. Go ahead.
21 left ventricular function, correct?	21 BY MR. LANDSKRONER:
22 A. Correct.	22 Q. You can answer it if you understand the
23 Q. What does this report reveal to you about 24 Mr. Jones' left ventricular function?	23 question.
	24 A. Well, it's a medical condition. Only
25 A. According to the conclusion by the	25 inasmuch as a medical condition affects a surgical

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1 patient. We don't again, we rely on the		1 hours.	
2 doctors to interpret these tests and tell u	s about	2 Q.	There's a signature there. Do you know
3 them.		 All Alexandra Contractor Contractor 	signature that is?
4 Q. I understand that Dr. James Lang is	1		That's mine.
5 doctor that signed the echocardiogram as ha	ving read	5 Q.	On the left side I see on the right
6 it. What I want to know is who you rely or	n in terms of	6 side yo	our signature.
7 the surgical department to evaluate Mr. Jon	es' cardiac	7 A.	Which one are you referring to?
8 stability.		8 Q.	Above 10-18 to the left.
9 A. We rely on the medical consult.		9 A .	That is the nurse's signature or the unit
Q. Again, in this case it was who?		10 assista	ant's.
11 A. Dr. Ho.		11 Q.	Okay. Keep going, 10-18.
12 Q. So if I'm following you right, from	the		10-18, 9:15 a.m., number one, CBC with
13 standpoint of surgery, the cardiac stability of	1		ential, Chem 18 in a.m.
14 patient in terms of what the status of the	1		Two signatures there. Do you know who the
15 stability of a patient is, you rely completely	1		ignature is?
16 medical department?	on the	100000000000000000000000000000000000000	No, I don't. It looks like a nurse.
17 A. In general, yes.			Anything else on that page?
 18 Q. And in this case was that how it wo 	rbed?	~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~	No.
	INCU:	18 <i>p</i> .	MR. CASEY: Doctor, uncover
-	izo in		
Q. who <i>are</i> the cardiologists speciality		20	your mouth. She won't be able to take
21 treatment of the heart, correct?		21	things down.
22 A. Correct.		22	THE WITNESS: I'm sorry.
23 Q. At this point or at any point in time			No, there's no other signatures by me on
24 Mr. Jones' care prior to the 20th of October	-	24 10-18	
25 or Dr. Badri discuss bringing in a cardiolog	sist at all	25 Q.	Go to the next page.
	Page 39		Page 4
I to evaluate Mr. Jones?			On towards the bottom, 10-19, DC above
2 A. I don't remember.		2009000000000000	. Number two, regular diet as tolerated. NPO
3 Q. Cardiologists are qualified to read the	ne	3 after r	nidnight. D5 lactated Ringer's at 75 cc's an
4 echocardiograms?		4 hour.	Potassium chloride, 40 milliequivalents p.o.
5 A. That's my understanding.		5 times o	one now and repeat in four hours. Number six,
6 Q. If we can just run through the progr	ess	6 bilate	ral lower extremity sequential TED's on lower
7 notes, if we can, where you were at before,	the 10	7 extren	nities. Type in screen potassium level in a.m.
8 the last one we discussed was 10-18.		000000000000000000000000000000000000000	. 3.0 Unasyn IV on call to OR. Don't start
9 A. Progress orders or progress notes	?	00000000000000000	on, just hang bag. Anesthesia to pre-op. My
10 Q. Progress notes, I believe.		10 signat	
11 MR. CASEY: I think you're		-	ABG's done, what are ABG's?
12 in the orders. If you want to know	what	101000000000000000000000000000000000000	Arterial blood gases.
13 the next order is.			And why did you request those?
14 BY MR. LANDSKRONER:		Constrainty (Configuration of Contract	I did not.
15 Q. The orders after the 18th. I just wa	nt to		Someone else did, but you just noted that
16 run through and just see if you can pull out			vere completed?
	anyunng		Correct.
17 that has your handwriting on it.			
18 A. Starting when?	-		Did you review the ABG's?
19 Q. On the 18th, right after the echo was			I don't remember.
20 ordere ⁻¹			Are you qualified to review ABG's?
A. At top page,	25		No.
22 That is a verbal order from me countersigned	255		Number nine on that page it says, what's
23 that is NPO after midnight. Below that i		23 that?	
24 Chem 18, CBC with differential in a.m.	85		Anesthesia to pre-op.
25 milliequivalents of KCL p.o. times one now a	and in four	25 Q.	'what's that mean?

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Page 42Page 422 to assess.1A. 1320.2 to assess.2Q. Does your department review FKG's at all?3 Q. Is that something that was already done and you just noted44 that something that was already done and you just noted95 It 756 A. I. don't remember.57 Q. In your general course of charting, how do78 you do it? Imean, do you do it after someone has done89 to could this be either, based on the way you610 normally chart?1011 A. When I write as an order generally it's12 done-13 Q. Alfer the fact, right?1014 A. No. a. If's written as norder because they see the15 anesthesia do only ever wishout an order because they see the16 come aroand ever wishout an order because they see the17 schedule of what y an isfor?18 wey come by and look at the aplicities are to be coparative do norder?19 Q. What is mat?21 Q. What is mat?22 A. Effective and the fact.23 Q. What is an isfor?24 A. Effective and and ond is an order on that note?25 Q. What is an isfor?26 Q. What is an isfor?27 Q. What is an isfor?28 Q. What was the general condition of the29 Q. What is an isfor?20 Q. Way was the general condition of the21 A. Effective and and main was one condition of the22 A. His fore general condition of the23 Q. What is an isfor?24 A. Effective and the fact?25 Q. What was the general conditi	JONES VS. MERIDIA HURON	Multi-	Page	RAVI CHARI, M.D., 3-31-97
2 0. Decay your department review BKG's at all? 3 Q. Is that something that was already done and you just noted 5 it and something that was already done and you just noted 6 A. I don't remember. 7 Q. In your general course of charting, how do 8 it or could this be either, based on the way you 9 it or could this be either, based on the way you 10 O. After the fact, right? 11 A. When I write as an order generally it's 12 A. More the fact, right? 13 O. After the fact, right? 14 A. No, no. It's written as an order so the 15 an order without an order beause days as the 16 O. After the fact, right? 17 O. What is that? 18 O. Number ten on tha note? 19 O. What is tha? 20 O. What is tha? 21 O. What is tha? 22 O. What is tha? 23 O. What is tha? 24 A. Electrocardiggram 25 O. What is tha? 26 A. Stok with pereneral teading on chart? 30		ere proce Treasure to the		\mathbb{T}
3 Q. Is that something that you requested or is 3 J. A. No. 4 that something that was already done and you just noted 4 Q. Does the medical department review EKG's 5 tr2 7 Q. In your general course of charing, how do 5 at all? 6 A. I don't memether. 6 A i don't know. 7 7 Q. In your general course of charing, how do 7 Q. There's a line drawn through that notation 8 word oil? Incernally chart? 7 Q. There's a line drawn through that notation 9 it or could this be either, based on the way you 9 Q. On the one on the 19th we were just talking 11 A. Which order? 13 Q. On the order for, the same order we'e 13 Q. After the fact, right? 14 looking at on the 19th we were just talking 14 on What you with a star to be operated on, soil 14 looking at on the 19th we were just talking 14 on What you with a notified. Also, they also ithe patients' it is anotified. Also, they also ithe patient's head. 14 looking at on the 19th we were just alking 15 op What yos it manor. 14 looking at on the stars with ABG's done, 15 16		vely		
4 that something that was already done and you just noted 4 Q. Does the medical department review EKG'S 5 it 7 5 at all? 7 Q. In your general course of charting, how do 6 8 you do it? In each, do you do it alter someone has done 9 it or could this be either, based on the way you 6 10 normally chart? 6 11 A. When I write as an order generally it's 11 about. 12 done- 12 13 Q. After the fact, right? 13 about. 14 No, no. It's writen as an order so/the 14 looking at on the 19th. It starts with ABG's done, 15 amethesia department is notified. Also, they also on the 19th. it starts with ABG's done, 15 amethesia department is notified. Also, they also on the 19th. it starts with ABG's done, 16 combored were the patients properative. 14 17 Q. What's an RG7 14 20 What is that? 20 21 A. File departs in mean ready on chart? 23 22 Q. What's an RG7 24 23 Q. What's an RG7 24 24 A. File departs in the patients for? 25 25 Q. What does that test for? 26 3 Q. What's an RG7 24			4.000404040404000000	
5 it 2 5 at 2 5 at 2 6 1 A. I don't remember. 5 at 312 7 Q. In your general course of charting, how do 7 Q. There's a line drawn through that notation 8 you do it? I mean, do you do it after someone has done 8 on your ofder. 9 it or could his be either, hased on the way you 9 A. Which orne? 10 normally chart? 10 Q. The one on the 19th we were just talking 11 A. Wohn? Write as an order generally it's 11 about. 12 done 12 A. Which order? 13 Q. After the fact, right? 13 Q. On the order for, the same order were 14 A. No, no. 'It's written as an order so the some order so the some order as the softeed of whist patients are to be operatively. 13 Q. On the order for, the same order were 14 bely come by and look at the patients preoperatively. 13 Q. On the order for, the same order were taken. 15 they come by and look at the patients preoperatively. 13 Q. O that's that mean, taken off? 21 A. Fills offer, 1 dicht' read that. 20 Q. What's an nEC? 22 Q. What is that? 21 A. This they general condition of the 23 Q. What's an nEC? 20 Q. Gay. The notry general the soft? 24 A. Electrocardiogram. 22 Q. Aryting on that page that's yours 25 Q. What's an nEC? 2 Q. Aryting on thap age that's yours				
6 A: I don't know: 7 Q. In your general course of charting, how do so you doi ?1 mean, do you do it after someone has don to normally course of charting, how do to normally course of charting. How do to after someone has don't was no order. 9: It or could this be either, based on the way you no normally chart? A. Which order? 10 Q. The one on the 19th we were just talking 11 A. Which order? 12 Gone - 13 Q. Of the off the fract, right? 14 A. No, no. If's written as an order so the ison the 19th. It starts with ABG's done, is ison end, what has instified. Also, they also ison what note? 15 ison bar order for, the same order we're 16 A. This order, that diagonal line? 17 S. Q. Number ten on that note? 20 Q. What is shar? 21 Q. What is shar? 22 Q. What is shar? 23 Q. What is shar? 24 A. Electrocardiogram. 25 Q. What does that test for? 26 Q. What is the arreard on chart? 34 A. Tot dow was? 35 Q. Okay. The nexts page, How about on that page, 6 anything on ther yours? 26 Q. What's a mEKG? <tr< td=""><td></td><td>st noted</td><td></td><td>Does the medical department review EKG's</td></tr<>		st noted		Does the medical department review EKG's
7 Q. In your general course of charting, how do 7 Q. There's a line drawn through that notation 8 you do it? I mean, do you do it after someone has done 9 A. Which one? 10 normally chart? 9 A. Which one? 11 A. Wor, D. H's written as an order generally it's 11 12 A. Muich order? 12 a. More, D. H's written as an order generally it's 13 Q. On the order for, the same order we'te 14 A. Nor, D. H's written as an order generally it's 13 Q. On the order for, the same order we'te 15 anesthesia department is notified. Also, they also 16 On what sub indicate? 15 sheed of what pattents are to be operated on, so 10 Q. What's thin theod? 16 A. Tiss offed, with properative read that. 20 Q. What's an usco? 20 21 A. What's an usco? 21 A. They are not. 22 22 computer or so forth. 22 Q. What's an usco? 22 Q. What's th mean ready on chart. 22 Q. Okay, Mhat's i mean ready on chart. 23 Q. What is that test for? 22 Q. The ore or they are not? 2 Q. Anything on that page. If you can.				1 4
8 you do it? I mean, do you do it after someone has done 9 it or could this be either, based on the way you normally chart? 8 on your order. 9 it or could this be either, based on the way you normally chart? 9 it A. Which.one? 11 A. When I write as an order generally it's 12 done: 10 Q. The one on the 19th we were just talking 11 about. 12 done: 11 about. 13 Q. After the fact, right? 11 about. 14 A. No, no. If's written as an order so the come around even without an order because they soch to come around even without an order because they soch to come around even without an order because they soch to come around even without an order because they soch to come around even without an order because they soch to come around even without an order because they soch to come around even without an order because they soch to come around even without an order because they soch to come around even without an order because they soch to soch with shart? 13 Q. On the order for, the same order we're 14 looking at on the 19th. It stars with ABC/s done, 15 international societs are mine here? 10 Q. Number ten on that note? 11 A. This order, that diagonal time? 12 Q. What is shart? 20 Q. What's that means take orders are mine here. 13 Q. Okay. What is it mean ready on chart? 21 A. That they were cither entered into the 22 computer or so forth. 2 Q. What's an mean ready on chart? 2 Q. Anything on that page that's yours 3 starting at 1450? 3 A. Or do what? 3 Q. Okay. What's it mean ready on chart?	-	10		
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 Q. Fo read the EKG's. A. Well, there's more than one person. My If a Next page. If a	9 this case that you were relying on?		9 Q.	Got it. Anything else on that page?
 12 A Well there's more than one person My 15 interpretation is put on the EKG: 1 Q. Those orders a ET tere I ieve 16 Q. Who was the cardiologist in this case? 16 after the surgical procedure was undertaken? 17 A. Dr. Michael S. Grimblatt, 18 G-R-I-M-B-L-A-T-T. 2 hen vas that donc? 20 A There was one done on the 17th of October 21 at 1449. 22 Q. Was there other ones done after that? 23 A. The next one that I see is dated October 24 20th. 	_10 A. To do what?	······,	10 A.	None that I can see.
15 interpretation is put on the EKG:1Q. Those orders a pi tere I ieve16Q. Who was the cardiologist in this case?16 after the surgical procedure was undertaken?17A. Dr. Michael S. Grimblatt,17A. Yes.18G-R-I-M-B-L-A-T-T.18Q. All right. We can jump over to the2hen /as that done?19 progress notes.20AOkay.21at 1449.21Q. We went through the first s, the i 112Q. Was there other ones done after that?22 page, 10-17.23A. The next one that I see is dated October23A. My admission, H&P?24Q. Yes. Go walk me through the next pages			11 Q.	Next page.
16Q. Who was the cardiologist in this case?16 after the surgical procedure was undertaken?17A. Dr. Michael S. Grimblatt,17A. Yes.18G-R-I-M-B-L-A-T-T.17A. Yes.2hen vas that done?18Q. All right. We can jump over to the2hen vas that done?19 progress notes.20A. There was one done on the 17th of October20A. Okay.21at 1449.21Q. We went through the first 2, the 12Q. Was there other ones done after that?22page, 10-17.23A. The next one that I see is dated October23A. My admission, H&P?24Q. Yes. Go walk me through the next pages	12 A Well there's more than one nerson N	Μv	1	
16Q. Who was the cardiologist in this case?16 after the surgical procedure was undertaken?17A. Dr. Michael S. Grimblatt,17A. Yes.18G-R-I-M-B-L-A-T-T.17A. Yes.2hen vas that done?18Q. All right. We can jump over to the2hen vas that done?19 progress notes.20A. There was one done on the 17th of October20A. Okay.21at 1449.21Q. We went through the first 2, the 12Q. Was there other ones done after that?22page, 10-17.23A. The next one that I see is dated October23A. My admission, H&P?24Q. Yes. Go walk me through the next pages			1	
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17A. Dr. Michael S. Grimblatt,17A. Yes.18G-R-I-M-B-L-A-T-T.18Q. All right. We can jump over to the2hen vas that done?19 progress notes.20AThere was one done on the 17th of October2021at 1449.21Q. We went through the first =, the i 112Q. Was there other ones done after that?22 page, 10-17.23A. The next one that I see is dated October23A. My admission, H&P?2420th.24Q. Yes. Go walk me through the next pages		I	-	
18 G-R-I-M-B-L-A-T-T. 18 Q. All right. We can jump over to the 2 hen vas that done? 19 progress notes. 20 A There was one done on the 17th of October 20 A Okay. 21 at 1449. 21 Q. We went through the first ext, the is 1 12 Q. Was there other ones done after that? 22 page, 10-17. 23 A. The next one that I see is dated October 23 A. My admission, H&P? 24 20th. 24 Q. Yes. Go walk me through the next pages				
Qhen vas that done?19 progress notes.20AThere was one done on the 17th of October20AOkay.21at 1449.21Q. We went through the first \Rightarrow , the \ddagger 112Q. Was there other ones done after that?22page, 10-17.23A. The next one that I see is dated October23A. My admission, H&P?2420th.24Q. Yes. Go walk me through the next pages				
20 A There was one done on the 17th of October 20 A Okay. 21 at 1449. 21 Q. We went through the first \Rightarrow , the \exists 1 12 Q. Was there other ones done after that? 22 page, 10-17. 23 A. The next one that I see is dated October 23 A. My admission, H&P? 24 20th. 24 Q. Yes. Go walk me through the next pages				
21 at 1449.21 Q. We went through the first s, the i 112 Q. Was there other ones done after that?21 Q. We went through the first s, the i 123 A. The next one that I see is dated October23 A. My admission, H&P?24 20th.24 Q. Yes. Go walk me through the next pages		0.00.002000000000000000		
12Q. Was there other ones done after that?22 page, 10-17.23A. The next one that I see is dated October23A. My admission, H&P?2420th.24Q. Yes. Go walk me through the next pages				-
23A. The next one that I see is dated October23A. My admission, H&P?2420th.24Q. Yes. Go walk me through the next pages			-	
24 20th. 24 Q. Yes. Go walk me through the next pages	\sim			
25 Q. What time? 25 and see if there's anything on there that has your	24 20th.			
	25 Q. What time?		25 and se	e if there's anything on there that has your

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JONES VS. MERIDIA HURON	Multi-Page [™]	
	Page 46	Page 48
1 handwriting.		note in the plan to have your department look at
2 A. Yes, the next page has two of my no		r to have another departmen. 1 31. at that?
3 Do you want me to read them?		. Just to review the results that were
4 Q. Yeah. That's dated 10-18?	100000000000000000000000000000000000000	preted by the appropriate department.
5 A. Yeah. The hole went right through i	t, but 5 Q	. Who was to review those results?
6 I believe that's 10-18.	6 A	. Generally, as I said, cardiologist
7 Q. Okay.	7 inter	prets, performs and interprets the test and the
8 A. Surgery. Pain somewhat better. Afe	brile. 8 medi	cal consultant then reviews it and deems the
9 blood pressure 180/100, 160/120. Abdomen, mi		nt appropriate or inappropriate for they base
10 upper quadrant; epigastric tenderness. Labs pen		recommendations on that.
11 Assessment: Number one, rule out cholelit		At this point in time is surgery one of
12 number two, hypertension. Dr. Ho's consultation		otions that s being considered for M1. Jones?
		. According to the notes, yes.
13 appreciated.		
14 Plan: Ultrasound of the gallbladde		And to have that echo done, is that to
15 repeat labs, add minoxidil to blood pressure		· · ·
16 Check 2-D echo to assess LV function. At t		
17 the note, discussed with Dr. Ho patient needs to		. One of the things, yes.
18 antihypertensive drip preoperatively. My signat	ure and 18 Q	. Would impairment of the left ventricular
19 Dr. Badri's signature.	19 functi	ion be a surgical concern from your standpoint as
20 Q. Okay. Apparently after the first day of	20 to wh	ether or not Mr. Jones was going to be an
21 admission Mr. Jones was doing somewhat bette	er; is that 21 approx	priate candidate for surgery?
22 a fair statement?	22	MR. CASEY: He just
23 A. Per my notes his pain was somewhat		explained that to you, Jack. How many
24 Q. It says, echo to again, if you can read		times are you going to ask him?
25 that.		As I stated, we rely on the medical
	Page 47	
		Page 49
1 A. To assess LV 2 Q. Did you review the echo?		icians to tell us that. Okay. The 10-19 note, your handwriting
	3 again	
4 Q. Do you know why you didn't review th		
5 echo		. Can you go through that?
6 A. It was as I stated, we rely on the	000000000000000000000000000000000000000	. Surgery. Slight pain. Abdomen soft,
7 medical consultants.	2000000000	nally tender right upper quadrant. Blood pressure,
8 Q. Okay. This is cosigned by Dr. Badri?	Constant Con	c after that. Labs pending. Total bilirubin
9 A. Yes, it is.	9 increa	ased today. Echo pending. Assessment: Stable.
10 Q. And it says, Dr. Ho's consult much	201000000000000000000000000000000000000	Check labs. Will discuss with Dr. Badri
11 appreciated. Do you recall having a discussion	with 11 regar	ding surgery and its timing. My signature and
12 Dr. Ho about Mr. Jones' care at this time?		Sadri's signature.
13 A. I don't remember.		2. Again, patient appears to be getting
14 Q Do you recall wheth or not Dr. Ho, or		per your notes, pain is diminishing?
15 it charted anywhere the Lic see that Dr. H		Just from a pain perspective, yes;
16 reviewed the echo?	300000000	wer, his bilirubin did increase, which implies
17 A. I don't know.		ble progression of his inflammation of his
	50750000000	
18 (The notation is, it notes to review the	1	adder. That's just one of the things we look at.
19 ecl Is that t make s re that omeon else re		He minimally t der at the time An
20 the echo p to surgery?		ation what docs tenderness dicate your
21 A. I don't understand.		ı si t?
22 Q. The question is, it just notes in here	Sectore de la contraction de la contra Contraction de la contraction de la contra	. Tenderness is a physical, it's a sign and
23 A. Under the plan?	Accession (1) Accession (2) Acce	licited by examination by palpating the right
Q. Yes, under plan to see echo to assess	24 upper	quadrant and eliciting as opposed to a subjective
25 left ventricular t My ti is, was	that 25 sens:	ition.
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Page	50 Page 52
1 Q. What are you looking for in terms of	1 Q. Do you recall anythmg about that
2 tenderness? What does tenderness indicate, a sign of	2 conversation?
7 what?	3 A. I don't remember.
4 A. That there's an inflammation in that area	4 Q. Do you recall discussing any concerns with
5 generally.	5 Dr. Ho about Mr. Jones' high blood pressure or cardiac
6 Q. Had the tenderness that Mr. Jones been	6 function?
7 experiencing diminished, had that diminished as well a	
8 the pain?	8 Q. Is it your understanding at any point
9 A. I can only go by what my notes say, but	9 in time were you asked to clear Mr. Jones for surgery
10 the pain apparently did diminish.	10 from a surgical standpoint?
11 Q. Is tenderness something that the patient 12 feels, or is that a subjective I mean objective	12 Q. Do you know if Dr. Badri ever cleared
13 rather finding?	13 Mr. Jones for surgery?
14 A. It's really both. Obviously they feel the	14 A. I don't know.
15 pain when you palpate the affected area.	15 Q. What is your understanding of who was the
16 Q. Is tenderness tenderness is a	16 appropriate person that was going to clear Mr. Jones
17 A. Tenderness is a sign.	17 for surgery?
18 Q. Is it attached to pain or is it something	18 A. Dr. Ho.
19 in addition to pain that you 1e looking for?	19 Q. Do you know if he did that?
A. Well, patients complain of pain and, you	20 A. Per his note, yes.
21 know, on physical exam if you, you know, palpate the	21 Q. I you now if the L. had been
22 affected part, they are tender. That's basically how	v 22 reviewed prior t Cr. Ho aring Mr. one for
23 we see it.	23 surgery?
24 Q. Echo pending, what's that mean?	24 MR. STEPHENS: By who?
A. That the echo is, the results and/or the	25 MR, LANDSKRONER: By Dr. Ho.
Page	51 Page 53
1 performance of the test is pending.	1 A. I don't know.
2 Q. Does that mean the echo had been done and	2 Q. Had it been reviewed by your service?
3 you're just waiting on the results?	3 A. I don't know.
4 A. I don't know.	4 Q. Do you recall reviewing it?
5 Q. Next line, is that your handwriting?	5 A. No.
6 A. On the same page?	6 Q. And if you had reviewed it, would you have
7 Q. Yes. 10-19, date of the surgery.	7 charted it?
 8 A. No, that's Dr. Badri's handwriting. 9 Q. Your understanding, what was the procedure 	 8 A. If I had reviewed it, yes. 9 Q. Next page is 10-19, I believe.
9 Q. Your understanding, what was the procedure 10 that was going to be undertaken surgically for	10 A. Surgery preoperative note.
11 Mr. Jones?	11 Cholelithiasis, cholecystitis. Hypertension,
12 A. Cholecystectomy.	12 cardiomegaly, sleep apnea. General/prolap stands for
13 Q. How was that to proceed, either open or	13 laparoscopic, possible open cholecystectomy. White
14 laparoscopic?	14 blood cell count, 9,000; hemoglobin, 13 grams;
15 A. I don't remember.	15 hematocrit, 40.1 percent; platelet count, 275,000;
16 Q. Do you have any recollection of a	16 sodium, 141; potassium, 3.6; chloride, 105; CO2, 29;
17 discussion of what procedure should be undertaken for	
18 Mr. Jones with Dr. Badri?	18 Protime 14.6 seconds; partial
19 A. I don't remember. I don't recollect.	19 thromboplastin time, 32.8 seconds; urinalysis,
20 Q. The next page, anything on there yours?	20 negative; LDH, 200; EKG, chest x-ray, cardiomegaly,
21 A. No.	21 negative congestive heart failure; 7.43 pH; PCO2, 39.6;
22 Q. If you look on that page, there's a	22 P02, 82; bicarb level of 26; saturation, 96.2 percent
23 notation midway through the page. It says that Dr. Ho	
 24 discussed Mr. Jones' hypertension with you, correct'. 25 A. Yes, I see that. 	24 H&P consent on chart. My signature.25Q. What time was that note made?
25 A. Yes, I see that.	25 Q. What time was that note made?

JONES VS. MERIDIA HURON	Multi-Page [™]	RAVI CHARI, M.D.,	
	Page 54 1 ti vou see	the patient fter the 19th note? I	Page 56
1 A. I don't know.	-	*	
2 Q. From a surgical standpoint are there risks		s the 19th, it was the last note we	
3 associated with sleep apnea syndrome?	3 discussed.		
4 A. I don't know.		CASEY: could you have	
5 Q. From a surgical standpoint are there risks	-	en an order without a note?	
6 associated with cardiomegaly?		WITNESS: It's possible.	
7 MR. CASEY: He's asking		I't remember if I saw him or not.	
8 cardiomegaly alone.	8 BY MR. LANI		
9 A. I don't know. I'm not qualified to sa		you present for the gical	
0 Q. Do you know why this procedure was	10 procedure?		
1 scheduled for a laparoscopic possible open?	11 A. No,	l was not.	
2 A. I don't know.	12 Q. Did <u>y</u>	you have any consultation with any	of
3 Q. Next page. Anything on that page with	13 the physician	is after the note that you charted on	the
your 1.0tes?	14 19th?		
5 A. No.	15 A. I doi	i't remember. I don't recall.	
6 Q. Next page?	16 Q. Do y	ou recall strike that. You noted	
7 A. No.	17 on that note	sepsis, or questioned sepsis?	
8 Q. The next page?	18 A. M-h	m.	
9 MR. CASEY Do you want him	19 O. Why	would you do that?	
to flip until he gets to one that's his?		ggested to me by his temperature	e and
1 MR. LANDSKRONER: Okay.		white cell count.	
12 A. 10-21. Surgery POD one.	100010000000000000000000000000000000000	you, in fact, check for sepsis?	••••••••••••••••••••••••••••••••••••••
23 Q. Got it.	000000000000000000000000000000000000000	ave to look at the chart to see w	hat
	24 my orders v		uar
		<i>y</i> . If you can do that.	
<u>25</u> Q. Run that please read that for me.			
-	Page 55		Page 57
A. Sedated, paralyzed. Neuro, apparentl		only orders I have on 10-21 wer	
2 seized overnight on phenobarb. I can't read		subcut. q. day times three days,	
3 word. Cardiovascular, 114/54; pulse of 76;	Statistics and the second s	m 18, magnesium, portable chest x-	ray a.m.
4 pulmonary artery pressure, 48/30; cardiac output,		y only orders.	
5 pulmonary capillary wedge pressure, 18. Regular	rate 5 Q. Do y	ou know if sepsis was ever ruled o	ut?
6 and rhythm. CPK is negative. Under pulmonary,	diffuse 6 A. I doi	i't know. I don't remember.	
7 rhonchi. Chest x-ray, left greater than right	7 Q. You	next note jump back to your no	tes,
8 whiteout.	8 please. Sorr	y, I don't mean to bounce around h	ere.
9 Arterial blood gases: 7.489, 31.6,	9 Anoxic brair	injury and arrow to seizures, wha	t does
0 75.7, 24, 96 percent, 60 percent, 1,200. 16 s	SIMV, 10 that mean?		
.1 synchronized intermittent mandatory ventilation,	and 11 A. This	brings up the possibility of bra	n
2 Peep of 10. Renal, 1,230 cc's in, 4,225 cc's	out, 12 injury, and	I hypothesized that it was from	anoxia
3 1,595 cc's in, 740 cc's out. Nasogastric out			
4 cc's. Jackson-Pratt drain output 5 cc's.		t caused you to hypothesize that that	nt
.5 Electrolytes, sodium, 140; potassium			
.6 4.1; chloride, 107; CO2, 28; BUN of 18 and a creating		a't remember.	
7 of 1. ID infectious disease. Questioned seps		ou look at the chart now, can you t	e11
8 Temperature T max of 38.5, wBC count of 14,000		would have hypothesized that?	-11
.9 protime. Increase protime 17 seconds. Parti		cing at other people's notes, refe	tence
¹⁹ thromboplastin time I believe that says ok			0.0000000000000000000000000000000000000
	202002225566666666666666666666666666666	itient being attended or sedated. Pa	
Assessment: Questionable anoxic b		had a seizure. Dr. O'Neill's not	
¹² injury leading to seizures, question mark. Numbe	Revenues and a contraction of the contraction of th	w hypoxic on vent 100 percent	daagdaalaa waxaa adaga
13 pulmonary edema. Plan: Continue present manag		78, and exam shows focal seizures	
24 per cardiology. My signature and pager num	ber. 24 eyes and me	outh twitching, nonresponsivene	SS.
25 Q. This is on the 21st. This is the next	25 MR. 0	CASEY: I think you	

JONES VS. MERIDIA HURON Multi-Page RAVI CHARI, M.D., 3-31-97 Page 58 Page 60 answered his question. 1 therapy? 1 2 BY MR. LANDSKRONER: 2 A. I have not. Q. Have you ever been involved in the Q Doctor, do you know what may have caused 3 3 4 the anoxic brain injury? 4 treatment and care under an attending who has ordered A. I don't know. 5 that type of treatment? 5 Q. Doctor, turn to the x-rays, x-ray dated, A. I have not. 6 6 7 it looks like, 10-18-94 of your order. Q. Have you ever worked with -- I assume 7 A. Yes, I see it. 8 you've never worked with Dr. Badri when he's requested 8 Q. You ordered an x-ray, that was for what 9 that type of treatment? 9 A. No, I have not. 10 purpose? 10 A. I'm sorry, does it say ultrasound of the Q. Is the surgeon capable of ordering that 11 11 12 type of procedure? 12 gallbladder? A. I don't know. Q. Ultrasound of the gallbladder, correct. 13 13 MR. CASEY: That's not an 14 O. You don't know if that's in the realm of a 14 15 surgeon, to order shock wave therapy? 15 x-ray. Q. I'm sorry, ultrasound. A. I'm not familiar with that procedure in 16 16 What was the purpose of that? 17 any way. 17 A. As I stated before, to evaluate his Can I have a 18 18 THE WITNESS: 19 biliary system. 19 bathroom break? Q. And what did your evaluation reveal? 20 MR. LANDSKRONER: 20 sure. A. Per this report, patient had stones in the 21 21 (Thereupon, there was a brief recess.) 22 gallbladder. 22 BY MR. LANDSKRONER: Q. Do you know the size of the stones? Q. Doctor, did you ever discuss with 23 23 A. No, I do not. 24 Dr. Badri or anyone possible alternatives to surgery 24 25 for Mi. Jones? Q. Do you know how many stones? :25 Page 59 Page 61 1 A. I do not. 1 A. I don't remember. Q. Did you review this on the 18th? Q. What's an endoscopic sphincterotomy? 2 2 A. I don't remember. A. The gastroenterologist typically does an 3 3 4 endoscopy of the upper gastrointestinal tract and Q. Again, would that be something you would 4 5 performs a -- divides the sphincter for the stones to 5 chart? A. Generally, yes. 6 allow the stones to pass from the common bile duct into 6 Q. What are the treatments available for 7 the duodenum. 7 8 cholelithiasis? Q. Is that an invasive procedure? 8 9 A. Are you speaking in general? 9 A. I would say so. Q. Yes, just general. Q. I imagine it is. 10 10 MR. CASEY: Is that considered a surgical 11 Are you asking 11 12 procedure? 12 for surgical treatments? 13 MR. LANDSKRONER: Yes. 13 A. The gastroenterologist does this, it's not A. Removal of the gallbladder, surgical 14 performed by a surgeon, although surgeons can perform 14 15 removal of the gallbladder. 15 it. Q. Okay. Is there any other procedure that's Q. Have you ever been involved in one? 16 16 17 a surgical procedure that treats cholelithiasis? 17 A. No, I have not. A. There is shock wave therapy, but I have no Q. I'm a little uncomfortable in my seat 18 18 19 knowledge of that beyond the fact that it is a, that 19 right now. 20 it's been done. 20 That's an alternative treatment for 21 Q. You've never undertaken shock wave 21 cholelithiasis? 22 A. No, it's not. 22 therapy? Q. What's the distinction? 23 A. I have not. 23 Q. Have you ever undertaken any therapy or A. It's generally performed when there are 24 24 25 prescribed therapy in the realm of oral dissolution 25 stones in the common bile duct, and a sphincterotomy is

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Page 67 Page 67 2 does in conjunction with a cholczysteromy, a removal 1 indicate? 3 of the gallbladder, but it's not a primary treatment. 2 does inflammation. 4 Q. Was this procedure that was undertaken for 5 Mr. Jones an electric procedure? 4 Q. And as far as acute inflammation. 7 Q. Would you categorize it - It wasn't an 8 emergency procedure that was undertaken for 5 Mr. Jones an electric procedure? 5 Nr. It says little for no acute inflammation. 9 Q. Would you categorize it - It wasn't an 8 emergency procedure that be hat to have done at that 9 emergency procedure that be hat to have done at that 9 to dones oon. 2 There is a cholcangorate. What is that? 10 Q. Have you ever been involved in the 11 emetant and carc of a patient who has died from a 12 endersyntik. 1 to realls of that procedure that was under the original at the intermetation hor the 13 Q. Caray on tell me what the results of that 14 endersyntik. 11 wasne one of the diagnoses when they came in 2 diagnoses. 1 Q. Or Que tell me if Mr. Jones was at risk. 13 proop was he at risk for a cardiae dysrhythmia 19 postoperatively? 12 A. I don't frame. Page 63 1 12 A. No, I don't. Page 63 1 13 Q. Did they de from the cholecystiffs. 14 cholevestiffs. Page 63 1 15 A. No, I don't. Page 63 1 16 A. I haves a of det regregerative entry. 2 deing regregerative informating regregerative ent	JONES VS. MERIDIA HURON	Multi-Page TM	RAVI CHARI, M.D., 3-31-97
2 A. It indicates that he has milit to moderate. 3 of the gallbladder, but it's not a primary treatment. 4 O. Wask this procedure that was underaken for 5 M. That do you mean? 7 O. Would you catgorize it it wasn't an 8 emergency procedure that he had to have done at that 9 A. That do you mean? 10 A. At that moment, no. But it needed to be 112 O. Have you ever been involved in the 12 O. Have you ever been involved in the 13 treatment and care of a patient who has died from a 14 the locysitis, and had some other medical problem and 15 A. I have, not at this 16 A. It have, not at this 17 O. Can you tell me what the 't's' a' A convitient to the intermetation by the 18 A. It was a patient who care of it with itely died. 19 with dar? 20 D. Defy the mow of the diagnoses when they care form the cholecystitis? 21 D. Defy the mow of the diagnoses when they care form the cholecystitis was the prooperative? 2 A. Wast as pouldering the care of the diagnoses when they care form the cholecystitis? 2 Defy the mow of t		-	Page 64
 q. Was this procedure that was undertaken for 5 Mr. Jones an elective procedure? A. What ide your mean? Q. Would you categorize it - it wasn't an 5 emergency procedure that the had to have done at that 9 t, te? A. A that moment, no. But it needed to be 1 doneson. J. There is a character of the bid elucipaquid dye into the bid of shooting radiopaquid dye into the bid oneson. J. There is a character of a parient who has died from a 1 esuite 10 dua roreedure that with 6 0 s not n. Jo. 1s? J. There is a character of a parient who has died from a 1 esuite 10 dua roreedure that with 6 0 s not n. Jo. 1s? J. There is a character of a parient who has died from a 1 esuite 10 dua roreedure that with 6 0 s not n. Jo. 1s? J. There is a protein who came in with 10 observations in the first second of the diagnoses when the y came in. J. There is a collection of that 2 is proceent and the collecystitis? J. There is a collection of that 2 is proceent and the collecystitis? J. There is a collection of the diagnoses when the properatively? Q. Mr. to most inflammation and actif 1 epithologic from a subscript representation. J. And to 1 the pathology report. J. And to 1 the pathology report. J. Mr. the pathology report. J. Art diagonities and that done of the reparatively? J. K. Will gain, it's a medical condition. J. K. Will gain, it's a medical condition. J. Pathologie	2 done in conjunction with a cholecyskctomy, a re	moval 2 A. It	
5 M. Jones an elective procedure? 5 M. Heavy little of no acute inflammation. 6 M. What do you mean? 5 M. Heavy little of no acute inflammation. 7 Q. Would you categorie it - it wasn't an 5 mergency procedure that he had to have done at that 8 mergency procedure that he had to have done at that 7 M. Te's a cholangingeram. What is that? 10 A. At that moment, no. But it needed to be 10 Q. Did you have a chance to review the 11 Greatment and care of a patient who has died from a 11 results of that procedure that was is 0 or n. Mr. Je::s? 12 Q. Have you ever been involved in the 12 A. I date of. 13 restance and care of a patient who sadied from a 13 Q. Can you tell me what the results of that 14 cholecystitis. 11 test are? 15 A. I twas patient who came in with 17 Q. Can you tell me what the results of that 16 Q. Did twy dia from the cholecystitis? 17 Q. Can you tell me what the results of that 13 accumbed to that: 11 test are? 24 Q. But you don't have a recollection of that 29 you tely on the interformine? 25 A. No, I don't t: Page 63 14 colleys this was the prooperative - 17 3 W. K. Jones' condition at the time of the 25 Q. Mr. Jones' condition at the time of the 2 Q. Intrasperatively? 3 U colleys this was the proo		1	
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23 pathologic23 and it would be important to have a general idea of theQ.yinflammation versus25 acute inflammation, what does the pathology report25Q.Q.Q.Q.YQ.YQ.YQ.YQ.YQ.YQ.YQ.YQ.YQ.YQ.YQ.YQ.YQ.YYY<		and contraction and contraction and and	
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		port 25 Q. W	

	VS. MERIDIA HURON Mult Page 6	t •Page™	RAVI CHARI, M.D., 3-31- Page
1 whatha	er a Swan-Ganz catheter would be used in		Is that an indication that Mr. Jones'
	nes' care?	-	tion is getting better from the 3.2 that was noted
000000000000000000000000000000000000000	I don't know in this case who made the	3 on the	e e
4 decisi	on or who would make the decision.	4 A	. I cannot draw any conclusions based on
to Electron of the	As a surgeon can you make that decision?	8	ab value.
100000000000000000000000000000000000000	Generally, no. We consult with the	6	. How come?
	priate services.	000000000000000000000000000000000000000	It's only part you're referring to his
สาราสาราสาราสาราสารา	Which would be what?	S1 2020000000	al condition. I can't comment on that based on a
and the second s	Anesthesia and medicine.	-	e lab value.
-	As a resident then, I assume, in the		You indicated at least earlier that his
	y department, would you have the opportunity to	-	was getting better on the 19th, I think on the
	s the use of a Swan-Ganz with the surgeon?	50k	and the 19th and the 17th, and I think you
202002000000000000000000000000000000000	In general, yes. In this case I don't	8	ated that there was a concern that his bilirubin
14 remen		**************************************	ncreased.
	In communicating with other physicians on	1	Correct.
000000000000000000000000000000000000000	e, what do you rely on to do that?	-	At least in this case on the 20th his
	Are you referring to this case		bin was down. Was his pain also down?
18 specif	-	18 A	. I would have to check my notes.
	In general how do you communicate with	.19	MR. CASEY: can we go off
1.000 C C C C C C C C C C C C C C C C C C	hysicians on a case?	20	the record for a second?
21 A.	Orally and verbally and through the chart.	21	(Thereupon, there was a brief recess.)
22 Q.	Did you in this case rely on the chart and	22 BY M	R. LANDSKRONER:
23 oral ar	nd verbal consultations to communicate with the	1	Doctor, are patients with hypertension at
	ohysicians?		r risk for myocardial infarction and cerebral
25 A .	I don't remember specifically in this	25 ische	mia from a surgical standpoint?
i case.	Page 6	25 335555555555555555555555555555555555	Page I don't know,
2 Q.	Do you know if you were at the hospital	2 Q	Do you know if Mr. Jones' obesity played a
	y the surgery was undertaken?	1	n the determination of what procedure would be
	I don't remember. I do not remember.		on Mr. Jones surgically?
	The surgery was moved up from an afternoon	00000000000000000	. I was not involved in that decision
_	a morning slot. Do you have any knowledge	6 maki	ng.
	I have no knowledge of that.		Does obesity play a role in the
8	MR. CASEY: It looks like		enation of a surgical patient?
9	you're almost done, Jack?	9	MR. WALTERS: Objection to
10	MR. LANDSKRONER: I'm getting	10	form.
11	there. You know when I slow down I'm	11 A	. I don't know.
12	getting close.		. Was Mr. Jones a high risk surgical patient
13	MR. CASEY: Do you want me		on his medical history?
14	to page the other person for like noon or	000000000000000000000000000000000000000	High risk in what sense?
15	11:45?		. High risk to make it through the
16	MR. LANDSKRONER why don't you	16 proce	
	say quarter after to be safe. Give me 15	200000000000000000000000000000000000000	. I don't know.
17	minutes just to reorganize.		2. As you sit here today, knowing what you
17 18	managed part to reorganize.		
18	• •	19 know	about his medical history, you can't fell me
18 19	MR. CASEY: Quarter after		about his medical history, you can't tell me her he would be a high risk patient for a surgical
18 19 20	MR. CASEY: Quarter after 12:00?	20 wheth	her he would be a high risk patient for a surgical
18 19 20 21	MR. CASEY: Quarter after 12:00? MR. LANDSKRONER Yes.	20 wheth 21 proce	her he would be a high risk patient for a surgical adure?
18 19 20 21 22 BY MR	MR. CASEY: Quarter after 12:00? MR. LANDSKRONER Yes. LANDSKRONER:	20 wheth21 proce22	her he would be a high risk patient for a surgical adure? MR. CASEY: Higher than
18 19 20 21 22 BY MR 23 Q.	MR. CASEY: Quarter after 12:00? MR. LANDSKRONER Yes.	20 wheth 21 proce	her he would be a high risk patient for a surgical adure?

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JONES VS. MERIDIA HURON	Multi-Page TM RAVI CWARI, M.D., 3-31-97
	ge 70 Page 72
1 Q. High risk for complications of surgery.	1 couple questions.
2 MR. CASEY: Higher than	2 MR. CASEY: Steve Walters
3 what? I think that's what he's having a	3 for Dr. Ho
4 problem with.	4
5 Q. Higher than someone who's healthy.	5 EXAMINATION
6 A. Specifically what complications? Are y	ou 6 BY MR, WALTERS:
7 just saying in general?	7 Q. When you made the order for the 2-D
8 Q. In general. His condition, based on his	8 echocardiogram on October 18th, what time was that
9 condition.	9 order made, do you know?
10 THE WITNESS: I'd like to	10 A. I don't know.
111 talk to you.	11 Q. Typically when you make an order, a
MR. CASEY: If you can	12 requisition would go down to whoever performs that test
answer his question the way it's phrased,	13 with your name on it; is that correct?
if you understand it, then answer it. If	14 A. I don't know exactly the sequence of
you don't understand it, then ask him to	15 events, but generally the requisition is taken to the
16 rephrase it.	16 department.
17 A. If I understand your question correctly,	17 Q. As a resident would it go down with your
18 based on all his medical problems if he is at hig	
19 risk, I would say yes.	19 A. It varies, but ideally it will go down
Q. Did you have any concerns at that time	20 with the attending's name on it, which would be
21 that Mr. Jones would have a problem getting throug	
22 surgical procedure?	22 Q. And if I understand your testimony
23 MR. WALTERS: At what time?	23 correctly, that order for the 2-D echo was made in
24 BY MR. LANDSKRONER:	24 conjunction with Dr. Badri, in other words, with his
25 Q. Back at the time of your treatment of	25 knowledge?
Pa	Page 71
1 Mr. Jones prior to surgery.	2 Q. Were you aware at the time you made that
2 A. No or I don't remember.	3 order that there had been a2-D echocardiogram done in
3 Q. I assume if you were concerned with his	4 August of 1994?
4 physical condition and his ability to get through	5 A. No. I was not aware of that.
5 surgery, you would have voiced that opinion and co	6 Q. If I understand correctly, you have no
6 to the other physicians in Jlved?	7 recollection of the conversation you had with Dr. Ho on
7 A. Your question is?	8 October 18th; is that correct?
8 Q. My question is, if at the time you thought	9 A. Correct, I have no recollection of that.
9 that he was going to have a problem getting through	10 MR. WALTERS: Inats and
10 surgery, would you have pointed that out to the other	r 11 have. Thanks,
11 doctors?	12 MR. CASEY Anything, Bill?
12 A. 1 don't remember 1 don't recall in this	13 MR. MEADOWS: Nothing.
13 specific instance.	14 MR. CASEY Doctor, you
14 Q. Okay. I'm asking you as you sit here now.	15 have a right to read the transcript. I'm
15 I mean, if that occurred, if you had concerns, would	going to that that you do roud hi
16 you go to the other physicians and say, I have conce	··· ··································
17 this guy is not going to make it through surgery?	18 MR. CASEY: We'll waive all
 A. Generally, yes. Q. Do you know what obesity hyperventilation 	19 the stuff you need to file the videotape.
Q. Do you know what obesity hyperventilationsyndrome is?	
21 MR. CASEY: Hyper or hypo?	21 (DEPOSITION CONCLUDED)
22 MR. LANDSKRONER: Hyper, sorry.	22
23 A. I'm not aware of that.	23 24
24 MR. LANDSKRONER: That's it.	24 RAVICHARI, M.D. (Date) 25
25 MR. WALTERS: I just have a	

JONES VS. MERIDIA HURON	Multi-Page TM	RAVI CHARI, M.D., 3-31-97
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¹ STATE OF OHIO,)		
2 COUNTY OF CUYAHOGA.) SS: CERTIFICATE 3 I, LAUREN I. ZIGMONT-MILLER, Registered		
4 Professional Reporter and Notary Public within and for		
5 the State of Ohio, duly commissioned and qualified, do		
6 hereby certify that the within-named witness, RAVI		
7 CHARI, M.D., was by me first duly sworn to tell the		
8 truth, the whole truth and nothing but the truth in the		
9 cause aforesaid; that the testimony then given by him		
10 was reduced to stenotypy in the presence of said		
11 witness, and afterwards transcribed by me through the		
12 process of computer-aided transcription, and that the		
13 foregoing is a true and correct transcript of the		
14 testimony so given by him as aforesaid.		
1.5 I do further certify that this deposition was		
16 taken at the time and place in the foregoing caption		
1'7 specified.		
1:3 I do further certify that I am not a relative,		
19 employee. or attorney of either party, or otherwise		
2 ¹ 3 interested in the event of this action.		
2 1 IN WITNESS WHEREOF, I have hereunto set my hand		
2.2 and affixed my sed of office at Cleveland, Ohio, on		
2.3 this 17th day of April 1997.		
2.4 Lauren I. Zigmont-Miller, RPR and Notary		
Lauren I. Zigmont-Miller, RPR and Notary 2.5 Notary Public in and for the State of Ohio.		
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admitting - bile

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