

OCT 28 2011

L. RYANT-DAVIS

IN THE COURT OF COMMON PLEAS
PHILADELPHIA COUNTY, PENNSYLVANIA

LOUDELL LEVENSON, Administratrix of the Estate of
LOUISE EMMA KNOWLING, deceased
300 West Sedgwick
Philadelphia, Pennsylvania 19119
Plaintiff,

v.

GERMANTOWN HOME
6950 Germantown Avenue
Philadelphia, Pennsylvania 19119

and

COURTLAND HEALTH-CARE, INC., d/b/a
NEW COURTLAND, INC.
1845 Walnut Street
Philadelphia, Pennsylvania 19103

and

NEWCOURTLAND ELDER SERVICES
1845 Walnut Street
Philadelphia, Pennsylvania 19103
Defendants.

NOVEMBER TERM, 2010

NO. 4447

Levenson Vs Germantown Home Etal-ORDER



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ORDER

AND NOW, this *24th* day of *October*, 2011, upon consideration of plaintiff's motion to compel discovery against Germantown Home, the response of the defendant, and the recommendation of the Discovery Master after a discovery conference and in camera inspection of documents, it is hereby ORDERED:

1. The motion is granted as to disciplinary actions in personnel files of primary caregivers that the parties have agreed will be produced, for the period December 1, 2008 through March 21, 2010, limited to the following issues:

- a. Incidents involving the decedent;

- b. Falls related to Hoyer lifts or Hoyer lift malfunctions;
- c. Understaffing and failure to answer call lights;
- d. Failure to train on the use of Hoyer lifts;
- e. Pressure ulcers.

2. Germantown Home shall also produce disciplinary actions for April 1, 2008 through March 31, 2009 for Tonya Robinson, Shameeka Taylor, Taneva Lineberger, Gloria Kirby, and Michelle Chester related to:

- a. Incidents involving the decedent;
- b. Failure to attend to or notify doctors of residents' complaints or changes of condition;
- c. Understaffing.

3. The motion is denied as to disciplinary actions regarding attendance, without prejudice to renew if plaintiff can make an initial showing that attendance issues may have caused or contributed to the injuries claimed.

4. The motion is denied as to the PB-22 for the January 21, 2010 incident, because the information contained in the form duplicates information in other documents that are being produced.

5. Germantown Home shall produce documents related to Ms. Mariamma Abraham and Ms. Simone Houston by October 21, 2011 and the remaining documents by October 26, 2011.

BY THE COURT:

