

**DOCKET**

THOMAS SHAY as next friend of  
Kristen Flanagan (as amended)

vs. JEFFREY BERRY ET AL

No. 90-5286

Plaintiffs

Defendants

Action Tort (B99)  
(F)

Ber-Giam, Inc.  
Louis Giammarco Trustee of Ber Giam  
Realty Trust (as amended) (over)

Ad damnum

Jury

SUFFOLK, ss.  
SUPERIOR COURT  
DEPARTMENT OF THE  
TRIAL COURT FOR  
CIVIL BUSINESS

Plaintiffs Counsel

Alan J. Pransky BBO #405360  
DeVito, Pransky & Stavros, P.A.  
133 East Street, suite 304  
Dedham, 02026  
McNamara, DeSimone & Flynn, P.A.  
F. Jay Flynn, Jr. BBO#172280 (7/24/91)  
131 State St., Suite 525  
Boston, Ma. 02109 523-4666

Defendants Counsel  
Gallagher & Gallagher, P.C.  
John D. Curran  
Richard A. Zucker BBO#541200  
One Constitution Plaza  
02129 241-8800

Thomas J. Freedman (9/4/91) (Jeffrey Berry & Louis  
BBO#178840 Giammarco, Tr. & Ber  
18 Tremont St., Suite 614 Giam, Inc.)  
Boston, Ma. 02108 523-5352  
(OVER)

Trustees

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Trustee's Counsel

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FORM CIV. P40

1990 Date	No.	Entered	1991 Date	No.	
Sept. 4	1	Complaint. Jury demand on Complaint.	Feb. 7	9A	Application of defts. to inspect Carney Hospital records of plff.
Sept. 4	2	Civil Action Cover Sheet-re: Complaint.			
Sept. 28	3	Summons returned re: Jeffrey Berry.	*Feb. 7	9B	Order on application of defts. to inspect Carney Hospital records of plff. (Rouse, J.).
Nov. 15	4	App. of defts. for an order to inspect St. Elizabeth's Hospital records of plff.	Apr. 29	12	Motion of plff. to Amend Complaint.
Nov. 15	5	Order on app. of defts. to inspect St. Elizabeth's Hospital records of plff. (Rouse, J.).	May 5	13	Motion to amend & allowed (Zobel, J.)
Nov. 15	6	App. of defts. for an order to inspect The Faulkner Hospital records of plff.	May 5	14	Amended complaint
Nov. 15	7	Order on app. of defts. to inspect The Faulkner Hospital records of plff. (Rouse, J.).	May 6	15	Affidavit & return receipt in compliance with G.L. 233, Sec.79G re: Itemized Medical Bills.
Nov. 15	8	Order on app. of defts. to inspect The Faulkner Hospital records of plff. (Rouse, J.).	May 23	-	Motion (P#12) Denied (Flannery, J.). No. Sent 6-3-91.
Nov. 15	8	App. of defts. for an order to inspect St. Elizabeth's Hospital records of plff.	May 24	16	Summons returned re: Jeffrey S. Berry.
Nov. 15	9	Order on app. of defts. to inspect St. Elizabeth's Hospital records of plff. (Rouse, J.).	May 24	17	Summons returned re: Ber-Giam, Inc.
Nov. 15	9	Order on app. of defts. to inspect St. Elizabeth's Hospital records of plff. (Rouse, J.).	June 3	18	Affidavit & return receipt in compliance with G.L. Chap. 233, Sec.79 G re: Med. Bills.
1991 Feb. 11	10	Notice of Default as to deft.-S.O. 1-88(Rouse, J.) No. sent 2/13/91	June 18	19	Summons returned re: Anthony Giammarco.
Feb. 19	11	Motion of defts. to remove default & assented to.	Aug. 28	20	Affidavit & return receipt in compliance with G.L. Chapter 233, Sec.79G re: Itemized Medical Bills.
			Sept. 12	21	ANSWER of deft. Jeffrey Berry & Ber-Giam, Inc. to

No.

(Entries Continued)

vs.

1991

Date	No.		Additional Plaintiffs	Additional Defendants
Sept. 30	22	Amended Complaint. ANSWER & Jury Demand of defts. Louis R. Giammarco & Jeffrey S. Berry as Trustees of Ber-Giam Realty Trust to Amended Complaint. (All Issues).		Jeffrey S. Berry Trustee of Ber Giam Realty Trust (as amended) Anthony Giammarco (as amended)
Oct. 31	23	Motion of plffs. for order to impound & Protective Order & Denied. (Zobel, J.). Notice sent 11/5/91.	Additional Trustees	<del>Trustee's Counsel</del> Deft's counsel
Oct. 31	24	Affidavit of Jay Flynn, Jr., (Zobel, J.).	5	5
Dec. 16	25	ANSWER of deft. Anthony Giammarco to Amended Complaint.	6	6 Anthony Giammarco (9/4/91) (pro se)
			7	7 698-6027
			8	8 Thomas J. Freedman (A. Giammarco)
			9	18 Tremont St. Suite 614 BBO#178840
			10	9 Boston 02108 523-5352
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