

IN THE STATE COURT OF ROCKDALE COUNTY
STATE OF GEORGIA

ERIC L. MORRIS,)
)
 Plaintiff,)
)
 v.)
)
 TURNKEY MEDICAL ENGINEERING,)
 INC., ATLANTIC DIAGNOSTIC)
 CENTER, P.A., (INC.); ALLIANCE)
 IMAGING, INC.; and ALLIANCE)
 MEDICAL IMAGING SOLUTIONS,)
 LLC;)
)
 Defendants,)

Civil Action File No.:
2008-SV-3351

FILED IN OFFICE
this 16 day of June 2010
Rockdale State Court
Clerk

QUALIFIED PROTECTIVE ORDER

WHEREAS this matter comes before this Court on Defendants' Joint Motion For Reconsideration of Motion for a Qualified Protective Order;

WHEREAS this Court has considered Defendants' motion, all responsive pleadings, and all matters of record;

WHEREAS this Court has considered the Georgia Supreme Court's recent decision in Baker v. Wellstar Health Systems, Inc., S10A0994 (June 1, 2010), which specifically addresses *ex parte* communications with medical providers by defendants' attorneys;

IT IS HEREBY ORDERED that Defendants and Defendants' counsel, including counsel for Defendant Turnkey Medical Engineering, Inc., are hereby permitted to engage in *ex parte* communications with Eric L. Morris' treating physicians and other healthcare providers. This Court notes, however, that Plaintiff's treating physicians and other healthcare providers are not required to engage in *ex parte* communications with Defendants and Defendants' counsel, but they may do so at their own choosing. Plaintiff's treating physicians and other healthcare

providers may discuss ONLY Plaintiff's medical conditions and treatment related to injuries allegedly sustained in the explosion of the MRI that occurred on December 7, 2006, including any past, present, or future care and treatment with Defendants and Defendants' counsel.

IT IS FURTHER ORDERED that Defendants and Defendants' counsel are forbidden from using or disclosing Eric L. Morris' protected health information for any purpose other than this litigation.

IT IS FURTHER ORDERED that Defendants and Defendants' counsel shall return any protected health information to the physicians and other healthcare providers or destroy the protected health information, including all copies made, at the end of this litigation.

SO ORDERED this 16 day of June, 2010.

Nancy H. Bills
Honorable Nancy Bills
Judge, State Court of Rockdale County

DISTRIBUTION:

David Schaeffer
Assunta Fiorini
Thomas E. Lavender III

FILED IN OFFICE
16 day of June 2010
Rockdale State Court
CLERK

cc: TPA
Via email
6/17/10
T.E.L.