

SHORT FORM ORDER
To commence the statutory
time period for appeals as
of right (CPLR 5513 (a)),
you are advised to serve a
copy of this order, with
notice of entry upon all parties.

FILED
AND
ENTERED
ON Nov 10, 2009
WESTCHESTER
COUNTY CLERK

SUPREME COURT : STATE OF NEW YORK
COUNTY OF WESTCHESTER
PRESENT: HON. NICHOLAS COLABELLA
J.S.C.

-----X
SHANIA-GAY FFRENCH,

Plaintiff,

- against -

GUURLANE AGNANT, M.D., MOUNT VERNON
OB/GYN ASSOCIATES, KEITH SA. EDWARDS,
M.D., GARY C. GUERRINO, M.D. and THE
MOUNT VERNON HOSPITAL,

Defendants.

DECISION/ORDER

INDEX NO.
14401/02

FILED

MOTION DATE NOV 10 2009
10/30/09

TIMOTHY C. IDONI
COUNTY CLERK
COUNTY OF WESTCHESTER

HEARING

-----X
The following papers numbered 1-18 were read on this motion by defendant Edwards to set
aside verdict and for collateral sources hearing.

Papers Numbered

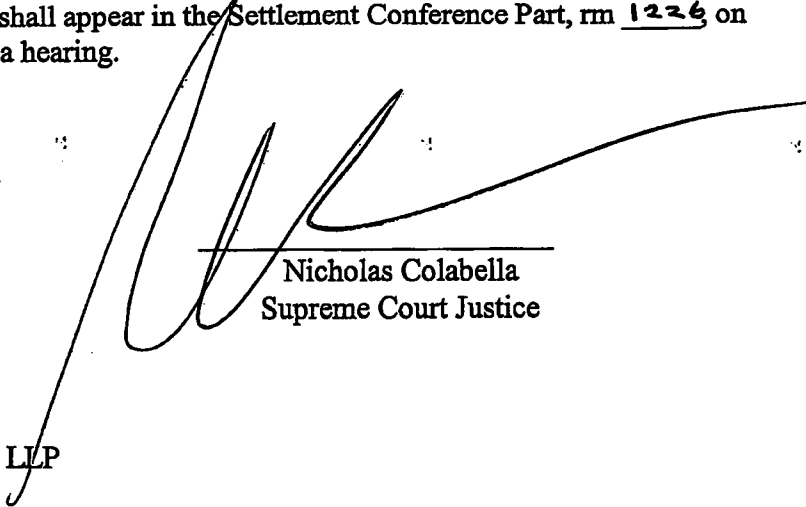
Notice of Motion, Affidavit, Exhibits, Memorandum	<u>1-12</u>
Answering Affidavit, Exhibits	<u>13-17</u>
Reply Affidavit	<u>18</u>

Motion insofar as it seeks to set aside the verdict is denied. There was a rational basis for the jury's verdict and the damages awarded did not deviate materially from what might be considered reasonable compensation.

Motion insofar as it seeks a hearing to determine collateral source reductions pursuant to CPLR section 4545 (a) and entry of a structured judgment according to CPLR Article 50-A is granted without opposition. Counsel shall appear in the Settlement Conference Part, rm 1226 on 12/1/09 at 9:30 to schedule a hearing.

Dated: White Plains, New York

11-10-09



Nicholas Colabella
Supreme Court Justice

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