

STATE OF INDIANA)
)SS:
COUNTY OF MONROE)

IN MONROE CIRCUIT COURT I

CAUSE NO: 53C01-1902-CT-000315

MATTHEW STOUT, BY SURVIVING)
SPOUSE, DANELL STOUT,)
Plaintiff,)

VS)

DR. STEVEN CAM GABRIELSEN and)
MONROE HOSPITAL WITH PRIME)
HEALTHCARE SERVICES – MONROE,)
LLC d/b/a MONROE HOSPITAL,)
Defendants.)

ORDER

June 27, 2022

Plaintiff, Danell Stout, appears in person and with counsel, John Boren and Kristopher Fuller. Defendant, Dr. Steven Cam Gabrielsen, appears in person and with counsel, Patrick Healy.

Outside the presence of venire, the Court addresses the *Combined Motions in Limine for Defendants Stephen “Cam” Gabrielsen M.D. and Monroe Hospital*. Regarding Number 1, the Court grants the same. Regarding Number 2, the Court grants the same. Regarding Number 3, the Court grants the same. Regarding Number 4, the Court grants the same. Regarding Number 5, the Court grants the same. Regarding Number 6, the Court grants in part and limits in part. Regarding Number 7, the Court grants the same. Regarding Number 8, the Court grants the same. Regarding Number 9, the Court denies the same. Regarding Number 10, the Court grants the same.

Venire appears; Voir Dire held and recorded, and the following jurors are duly impaneled and sworn to try this cause, to-wiz: SS, MH, MM, AL, CD, VB and JA as alternate juror. Court instructs the Jury by reading Court’s Preliminary Instructions numbered one to twenty, inclusive. Opening statements presented by respective counsel. Plaintiff presents evidence. Trial continued to June 28, 2019 at 8:30 a.m. The Jury is recessed under admonishment of the Court until such time.

June 28, 2022

Plaintiff, Danell Stout, appears in person and with counsel, John Boren and Kristopher Fuller.. Defendant, Dr. Steven Cam Gabrielsen, appears with counsel, Patrick Healy. Jury appears. Plaintiff presents evidence. Trial continued to June 29, 2022 at 8:30 a.m. The jury is recessed under admonishment of the Court until such time.

June 29, 2022

Plaintiff, Danell Stout, appears in person and with counsel, John Boren and Kristopher Fuller.. Defendant, Dr. Steven Cam Gabrielsen, appears with counsel, Patrick Healy. Jury appears. Plaintiff presents evidence Plaintiff rests his case in chief. Defendant presents evidence. Trial continued to June 30, 2022 at 8:30 a.m. The jury is recessed under admonishment of the Court until such time.

June 30, 2022

Plaintiff, Danell Stout, appears in person and with counsel, John Boren and Kristopher Fuller.. Defendant, Dr. Steven Cam Gabrielsen, appears with counsel, Patrick Healy. Jury appears. Defendant presents evidence and rests. Plaintiff re-opens their case in chief and presents evidence.

Outside presence of the Jury, Court reviews the Plaintiff's and Defendant's proposed Final Instructions. Court uses Plaintiff's proposed Final Instructions #1, 2, 3, 4, 5, 6, 7, 8 as modified, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 as modified, and 20. Court uses Defendant's proposed Final Instructions #1, 2, 3, 4, 5, 6, 7, 8 as modified, 9, 10, 11, 12, 13, 14, and 15 as modified. Court tenders proposed Final Instructions one to twenty. Plaintiff and Defendant indicate no objections to proposed Final Instructions.

Final arguments presented by respective counsel. Court instructs the Jury by reading Court's Final Instructions numbered one to twenty, inclusive, being all the instructions given at the trial of this cause. The Jury retires for deliberations in charge of the sworn Bailiff at 3:37 p.m. this date and returns to open Court at 7:33 p.m. with the following verdict, to wit:

(Omitting caption)

VERDICT

We, the jury, find for the Defendants, Dr. Gabrielsen and Monroe Hospital and against the Plaintiff, Danell Stout, as Personal Representative of the Estate of Matthew Stout.

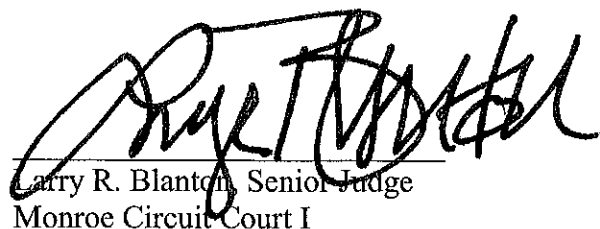
We, the jury, though we find for the defendants, wish to express our concern for the execution and lack of holistic patient care in the instance. We recommend Monroe Hospital review their practices and procedures regarding patient documentation and in providing directions upon patient discharge.

Date: June 30, 2022

/s/ Mark McConahay
Presiding Juror

The Jury is polled and discharged with the Court's appreciation.

DATED: 30 June 2022
Nunc Pro Tunc
5 July 2022


Larry R. Blanton, Senior Judge
Monroe Circuit Court I

Copies: John Boren
Kristopher Fuller
Patrick Healy