

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

SUPERIOR COURT
CIVIL NO. 02-01159

MARCIA RHODES et al.
Plaintiffs
VS.
CARL ZALEWSKI et al.
Defendants

ORDER

Defendant's motion to compel the production of all of plaintiff Rhodes' mental health records is denied. This Court orders that the defendant be allowed to discover a post-accident summary of mental health condition which alludes to her mental state prior to the accident if such exists. The Court may well require an in camera inspection of plaintiff's medical records.

Judge Paul A. Chernoff

Dated: June 11, 2004

Commonwealth of Massachusetts
County of Norfolk
The Superior Court

Civil Docket NOCV2002-01159

RE: Rhodes et al v Zalewski et al

TO: Grace C. Wu, Esquire
Nixon Peabody
101 Federal Street
Boston, MA 02110

CLERK'S NOTICE

This is to notify you that in the above referenced case the Court's
action on **06/16/2004**:

*RE: Defendant Building Materials corp. of America d/b/a's MOTION to
compel Marcia Rhodes's to produce mental health records*

is as follows:

**MOTION (P#52.0) DENIED: See Order (Paul A. Chernoff, Associate Justice)
6/11/04 Notices mailed June 16, 2004**

Dated at Dedham, Massachusetts this 16th day of June, 2004.

Walter F. Timilty,
Clerk of the Courts

BY:

Assistant Clerk