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IN THE DISTRICT COURT OF TULSA COUNTY
STATE OF OKLAHOMA
DISTRICT COURT
FILED

SEP 20 2013

ROBERT MARK MURRELL,

Plaintiff,

vs.

**STEVEN ANAGNOST, M.D.; THE
ORTHOPAEDIC CENTER, INC.,
ARDENT HEALTH SERVICES
HILLCREST MEDICAL CENTER, LLC,
HILLCREST HEALTHCARE SYSTEM DBA
HILLCREST MEDICAL CENTER**

Defendants.

SALLY HOWE SMITH, COURT CLERK
STATE OF OKLA. TULSA COUNTY

Case No. CJ-2008-357

JEFFERSON D. SELLERS

**DEFENDANT THE ORTHOPAEDIC CENTER'S MOTION TO SEAL ONLINE
ACCESS TO CERTAIN CASES ON THE OKLAHOMA SUPREME COURT
NETWORK.**

Defendant The Orthopaedic Center ("TOC"), appears specially and hereby respectfully moves this Court to seal public access to cases on the Oklahoma Supreme Court Network ("OSCN") in which it is listed as a Defendant. In support of its Motion, Defendant would show the Court as follows:

1. As a byproduct of its business of practicing medicine, Defendant has been named in several suits.

2. Over the course of his practice, Defendant has been named in numerous suits, including cases that were filed, dismissed without any action and then refilled and also cases which have been filed and where there has been no action, but there was no a subsequent refile.

See OSCN Printout, attached hereto as Exhibit A.

3. Based on the prejudice that would result should a potential juror review the OSCN docket sheet, Defendant respectfully requests the Court issue an Order sealing public access to all cases in which it is named as a party defendant until such time as the above-styled matter is concluded.

ARGUMENT AND AUTHORITIES

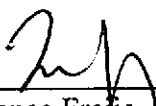
It is recognized that “[a]ll courts have supervisory powers over their own records and files. Thus a court, in its discretion, may seal documents if the public's right of access is outweighed by competing interests.” *Id.* (internal citations and quotation marks omitted). The party seeking to overcome the presumption of public access will prevail upon a showing of “some significant interest that outweighs the presumption.” *Id.* (Internal citations and quotation marks omitted). Upon such a showing, it is up to the sound discretion of the trial court. *Id.*

In the case at bar, Defendant asserts that his interest in a fair and impartial trial far outweighs the public's right to access of court files on OSCN. Though prohibited by the courts, it is not unheard of for jurors to research cases on the internet. *See Thompson v. Krantz*, 2006 OK CIV APP 60, 137 P.3d 693, 697-98 (juror acknowledged she found a case on the internet similar to plaintiffs' case.). In order to prevent unfair prejudice or bias against Defendants, this Defendant respectfully requests an Order from the Court removing all files from OSCN identified in Exhibit A until the close of proceedings in this matter.

“It is the duty of the trial court to safeguard the rights of litigants to a fair trial...” *Id.* (Internal citations and quotation marks omitted). In order to receive a fair trial, Defendant asserts that it is necessary to remove the cases identified herein from OSCN so that the general public is without access to the number of cases in which Defendant has been identified as a party.

WHEREFORE, premises considered, Defendant The Orthopaedic Center, respectfully requests an Order temporarily removing all cases from OSCN in which he is identified as a party Defendant, and for any such other relief as this Court deems just and proper.

Respectfully submitted,



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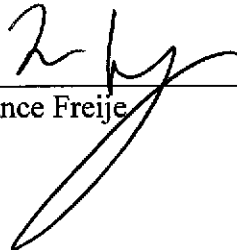
Attorneys for Defendant Orthopaedic Center, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on the 20 day of September, 2013 I mailed a true and complete copy of the above and foregoing instrument, postage fully prepaid thereon, to:

Richard Shallcross
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Attorneys for Plaintiff

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Lance Freije



Search Results

Tulsa County District Courts Search Results 49 Records Found.

Case Number	Date Filed	Style	Found Party
<u>CJ-2001-3323</u>	06/20/2001	<u>DENNY KROUT D.O. v. G. RAYMOND DENNY D.O.</u>	ORTHOPAEDIC CENTER PC (Defendant)
<u>CJ-2002-3684</u>	06/28/2002	<u>COLBERT, HELEN v. DENNY, G RAYMOND DO</u>	ORTHOPAEDIC CENTER PC (Defendant)
<u>CJ-2002-5619</u>	09/30/2002	<u>BRYANT, FRED v. ORTHOPAEDIC CENTER PC</u>	ORTHOPAEDIC CENTER PC (Defendant)
<u>CJ-2004-1971</u>	03/24/2004	<u>MID CENTURY INSURANCE CO INC v. WEST, BETTY J</u>	ORTHOPAEDIC CENTER (Defendant)
<u>CJ-2005-2783</u>	05/10/2005	<u>PIPKINS, VALERIE v. HILLCREST MEDICAL CENTER</u>	ORTHOPAEDIC CENTER PC (Defendant)
<u>CJ-2006-4433</u>	07/18/2006	<u>MYERS, BILLY J v. EMSA</u>	ORTHOPAEDIC CENTER PC (Defendant)
<u>CJ-2006-4512</u>	07/20/2006	<u>CHRIS KNIGHT PC v. ORTHOPAEDIC CENTER</u>	ORTHOPAEDIC CENTER (Defendant)
<u>CJ-2006-7687</u>	12/08/2006	<u>FARMERS INSURANCE COMPANY INC v. BRIDWELL, VICTOR</u>	ORTHOPAEDIC CENTER (Defendant)
<u>CJ-2007-3734</u>	06/07/2007	<u>WALLACE, LEE v. ANAGNOST, STEVEN C MD</u>	ORTHOPAEDIC CENTER (Defendant)
<u>CJ-2008-752</u>	01/28/2008	<u>SANDOVAL, GUADALUPE v. EMSA</u>	ORTHOPAEDIC CENTER PC (Defendant)
<u>CJ-2008-2056</u>	03/17/2008	<u>PARKMAN, BRENT ALLEN v. ROBINSON, WESLEY</u>	ORTHOPAEDIC CENTER (Claimant)
<u>CJ-2008-2676</u>	04/11/2008	<u>WALKER, ANDREW v. OAKES, MICHAEL C</u>	ORTHOPAEDIC CENTER (Claimant)
<u>CJ-2008-3039</u>	04/25/2008	<u>CITIBANK (SOUTH DAKOTA) v. WARMAN, DEBRA W</u>	ORTHOPAEDIC CENTER (Defendant)
<u>CJ-2008-8796</u>	12/16/2008	<u>MCCARTHY, MITCHELL v. HUNGERBEELE, AUDREA</u>	ORTHOPAEDIC CENTER (Claimant)
<u>CJ-2009-727</u>	01/30/2009	<u>LASALLE BANK NA v. CAMPBELL, CHARLES R II</u>	ORTHOPAEDIC CENTER (Defendant)
<u>CJ-2009-3270</u>	04/30/2009	<u>MOLINARD, LINDA v. ANAGNOST, STEVEN C MD</u>	ORTHOPAEDIC CENTER (Defendant)
<u>CJ-2009-3952</u>	05/27/2009	<u>EMILY STOVALL v. MATTHEW SCONYERS</u>	ORTHOPAEDIC CENTER (Claimant)
<u>CJ-2009-5105</u>	07/13/2009	<u>HORTON, JAMI v. BLACKMON, DARNELL</u>	ORTHOPAEDIC CENTER PC (Defendant)
<u>CJ-2009-5384</u>	07/22/2009	<u>MAGUIRE, TERESA v. WILLIAMS, ESTELLE</u>	ORTHOPAEDIC CENTER (Defendant)
<u>CJ-2009-5636</u>	07/31/2009	<u>PATRICK, RISE JORAE v. LEWSAW, KOLTEN</u>	ORTHOPAEDIC CENTER (Defendant)
<u>CJ-2009-5656</u>	08/03/2009	<u>LEWIS, VERONICA v. REYNOLDS, JOSHUA RYAN</u>	ORTHOPAEDIC CENTER (Claimant)
<u>CJ-2009-6287</u>	08/24/2009	<u>SOBERAL, LAURALIS v. ST FRANCIS HOSPITAL SOUTH</u>	ORTHOPAEDIC CENTER (Defendant)
<u>CJ-2009-7821</u>	10/19/2009	<u>COWAN, BRYAN v. SIMMONS, WILLIAM</u>	ORTHOPAEDIC CENTER PC (Claimant)



<u>CJ-2009-8297</u>	10/30/2009	<u>LARRY P LONG v. CLAREMORE REGIONAL HOSPITAL</u>	ORTHOPAEDIC CENTER (Defendant)
<u>CJ-2009-8364</u>	10/30/2009	<u>ROBEY, THERESA v. ANAGNOST, STEVEN C MD</u>	ORTHOPAEDIC CENTER (Defendant)
<u>CJ-2009-8365</u>	10/30/2009	<u>WILTSHIRE, MARK A v. ANAGNOST, STEVEN C MD</u>	ORTHOPAEDIC CENTER PC (Defendant)
<u>CJ-2009-8369</u>	10/30/2009	<u>HARLESS, LEROY RAYMOND v. ANAGNOST, STEVEN C MD</u>	ORTHOPAEDIC CENTER (Defendant)
<u>CJ-2009-8371</u>	10/30/2009	<u>FERGUSON, JOANNA v. SIDEBOTTOM, ROBERT A</u>	ORTHOPAEDIC CENTER (Claimant)
<u>CJ-2010-88</u>	01/07/2010	<u>DODD, MARISA J v. ANAGNOST, STEVEN C MD</u>	ORTHOPAEDIC CENTER (Defendant)
<u>CJ-2010-3128</u>	05/13/2010	<u>LUCKEY, LARRY v. GRANT, LORIE</u>	ORTHOPAEDIC CENTER PC (Claimant)
<u>CJ-2010-5508</u>	09/01/2010	<u>BROWN, DEBORAH v. ANAGNOST, STEVEN C MD</u>	ORTHOPAEDIC CENTER (Defendant)
<u>CJ-2010-6174</u>	09/29/2010	<u>PLUNKETT, CASEY v. WESTERFIELD, APRIL</u>	ORTHOPAEDIC CENTER PC (Claimant)
<u>CJ-2010-6619</u>	10/18/2010	<u>MAYES, ELMER v. TELA, MARIE</u>	ORTHOPAEDIC CENTER PC (Defendant)
<u>CJ-2010-6783</u>	10/22/2010	<u>JOHNSON, ROXIE B v. GRIZZLE, KRYSTAL</u>	ORTHOPAEDIC CENTER PC (Defendant)
<u>CJ-2011-1247</u>	03/03/2011	<u>PALMER, PHYLLISA G v. AI ADVANCED IMAGING OF TULSA</u>	ORTHOPAEDIC CENTER PC (Defendant)
<u>CJ-2011-1599</u>	03/22/2011	<u>SMITH, RICHARD v. ANAGNOST, STEVEN C MD</u>	ORTHOPAEDIC CENTER (Deceased)
<u>CJ-2011-2937</u>	05/23/2011	<u>ALFARO REYES, PEDRO v. WEST, JEAN MARPLE</u>	ORTHOPAEDIC CENTER PC (Interested Party)
<u>CJ-2011-5193</u>	09/20/2011	<u>TAYLOR, ERMERLENE G v. GUEVARA, DULCE</u>	ORTHOPAEDIC CENTER (Claimant)
<u>CJ-2011-6189</u>	10/27/2011	<u>PATTERSON, RAYMOND H v. DEWINE, STACY</u>	ORTHOPAEDIC CENTER PC (Interested Party)
<u>CJ-2012-170</u>	01/11/2012	<u>MCCLARY, DAVID W v. ANAGNOST, STEVEN C MD</u>	ORTHOPAEDIC CENTER (Defendant)
<u>CJ-2012-971</u>	02/23/2012	<u>LANCASTER, RONI M v. AHS HILLCREST MEDICAL CENTER</u>	ORTHOPAEDIC CENTER PC (Defendant)
<u>CJ-2012-1616</u>	03/28/2012	<u>TALMAGE, ROBERT v. CATE CHIRPRACTIC CENTER</u>	ORTHOPAEDIC CENTER (Defendant)
<u>CJ-2012-1644</u>	03/29/2012	<u>FALLEUR, ANDREA M v. ANAGNOST, STEVEN C MD</u>	ORTHOPAEDIC CENTER (Defendant)
<u>CJ-2012-2018</u>	04/19/2012	<u>BURGESS, MICHAEL v. JIMINEZ, RAFAEL</u>	ORTHOPAEDIC CENTER (Claimant)
<u>CJ-2012-2277</u>	05/02/2012	<u>SUTTLE, KAREN v. ORTHOPAEDIC CENTER</u>	ORTHOPAEDIC CENTER (Defendant)
<u>CJ-2012-3450</u>	07/02/2012	<u>SMITH, RICHARD v. ANAGNOST, STEVEN C MD</u>	ORTHOPAEDIC CENTER (Defendant)
<u>CJ-2012-4630</u>	09/04/2012	<u>TOPA INSURANCE COMPANY v. CARROLL, MELINDA</u>	ORTHOPAEDIC CENTER PC (Defendant)
<u>CJ-2013-1714</u>	04/03/2013	<u>HANSHAW, JOSEPH v. HILLCREST MEDICAL CENTER</u>	ORTHOPAEDIC CENTER (Defendant)
<u>CJ-2013-4372</u>	09/13/2013	<u>SMITH, HOWARD STEPHENS v. MITTAL, YOGESH MD</u>	ORTHOPAEDIC CENTER PC (Defendant)

End of Transmission.