

WHEREAS, Petitioners are not seeking to “restrain the performance of statutory duties” of a public officer; and,

WHEREAS, Petitioner’s filing sufficiently demonstrates that Respondents’ actions, even after prior orders of this Court, demonstrate disregard for the Court’s orders and may interfere with protection of the status quo;

~~IT IS HEREBY~~

~~ORDERED~~ ^{LET} that Respondents ~~shall~~ show cause before this Court at 360 Adams Street,

→ Brooklyn, New York on the 25th day of July 2013 at 10:00 AM o’clock, or as soon thereafter as counsel can be heard, why an order should not be made and entered herein, preliminarily restraining the Respondents—and all other persons whomsoever, known or unknown, acting in their behalf or in concert with them, or any of them in any manner or by any means—from by taking any action, other than those based on existing medical standards of care, to (a) divert ambulances, (b) divert patients, (c) prevent or inhibit doctors or other medical professionals from using their best medical judgment in rendering patient care, (d) deprive doctors or other medical professionals of resources in rendering patient care, (e) restrain services or hours of operation, and/or (f) take any action concerning the provision of medical and emergency care of community members other than those required by existing medical standards of care at Long Island College Hospital, Brooklyn, New York (“LICH”);

[Handwritten signature/initials]

ORDERED that pending the hearing and determination by this Court, the Respondents are hereby, effective immediately, restrained from taking an action or issuing any order that would interrupt, hamper, or curtail medical professionals duly employed by or working within LICH from providing medical care, including emergency-medical services, to actual or prospective patients at LICH by taking any action, other than those based on existing medical standards of care, to (a) divert ambulances, (b) divert patients, (c) prevent or inhibit doctors or

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other medical professionals from using their best medical judgment in rendering patient care, (d) deprive doctors or other medical professionals of resources in rendering patient care, (e) restrain services or hours of operation, and/or (f) take any action concerning the provision of medical and emergency care of community members other than those required by existing medical standards of care at LICH;

HJ
SSC

IT IS FURTHER ORDERED THAT Respondents will post this Order on their web sites and post it in prominent public locations at LICH within 24 hours of service of this Order;

HJ
SSC

~~IT IS FURTHER ORDERED THAT Petitioner submit a Memorandum of Law in Support of its Order to Show Cause by Tuesday, July 23, 2013.~~

~~IT IS FURTHER ORDERED THAT opposing papers, if any, shall be filed by Respondents no later than the ___ day of July 2013 at ___ am/pm by hand delivery to counsel for Petitioner, Jim Walden, Gibson Dunn & Crutcher, 200 Park Avenue, 47th Floor, New York, New York,~~

~~IT IS FURTHER ORDERED THAT reply papers, if any, shall be filed by Petitioner no later than the ___ day of July 2013 at ___ am/pm by hand delivery to counsel for Respondents,~~

SUFFICIENT CAUSE BEING SHOWN, let service by ^{Personal} hand delivery of a copy of this Order to Show Cause and the papers on which it is based upon counsel for Respondents no later than ^{2nd} day of July 2013, be deemed good and sufficient service.

→
July 22, 2013

~~SO ORDERED THIS 19th day of July, 2013 at ___ EST~~

ENTER

J. Baynes
New York County Supreme Court Justice
KINGS

