

JOHNSON, MOORE, HENDERSON & KONSTEN (503) 226-3313

1 BE IT REMEMBERED THAT the deposition of LINDA L.
2 GREEN was taken before KERI M. TRANSUE-EVANS, CSR 90-0146,
3 on November 29, 1999, commencing at the hour of 8:00 a.m.,
4 the proceedings being reported at the court reporter's
5 offices of Johnson, Moore, Henderson & Konsten, 621 SW
6 Morrison, Suite 1145, Portland, Oregon.

7 * * *

8 APPEARANCES:

9 TREON, STRICK, LUCIA & AGUIRRE

10 Attorneys at Law

11 By Mr. Thomas M. Ryan, appearing telephonically

12 Counsel for the Plaintiffs

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14 BASS, BERRY & SIMS, PLC

15 Attorneys at Law

16 By Mr. John S. Bryant, appearing telephonically

17 Counsel for the Defendants

18

19 Also Present: Videographer Dano Capristo

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1 LINDA L. GREEN,
2 was then called as a witness on behalf of the Defendants
3 and, after having been first duly sworn under oath by the
4 CSR No. 90-0146, was examined and testified as follows:

5

6 EXAMINATION

7 BY MR. BRYANT:

8 Q Ms. Green?

9 A Yes. Hello.

10 Q My name is John Bryant. I am a lawyer for the
11 defendants in this case, and I'm going to begin today by
12 asking you a series of questions, and I'd like to ask you
13 that if I ask anything that you don't understand that you
14 will let me know that, and I'll do my best to clarify my
15 questions for you.

16 Is that okay with you?

17 A Yes, sir.

18 Q And you also need to answer the questions audibly.
19 Obviously Mr. Ryan and I aren't present, and, you know, we
20 won't be able to see a shake of the head or a nod of the
21 head, and for the purposes of the record, we request that
22 you respond with a "yes" or a "no" as appropriate rather
23 than a uh-huh or huh-uh, because we want a clear record when
24 we finish today.

25

Can you do that for us, please, ma'am?

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1 A Yes. I understand.

2 Q All right. Ms. Green, where do you live? What's
3 your home address?

4 A 633 Historic River Highway, Troutdale, Oregon
5 97060.

6 Q Okay. How long have you lived there, please,
7 ma'am?

8 A About four months.

9 Q Do you have any present plans to move from that
10 address?

11 A I'll be moving in April.

12 Q And do you know where you're going to be moving in
13 April?

14 A No, I don't.

15 Q How is it that you know you're going to be moving
16 in April?

17 A Because I'm doing travel nursing.

18 Q I see. Are you working through a particular
19 company or organization that you do this travel nursing
20 with?

21 A Currently I'm with Stat Medical Services here in
22 Portland.

23 Q Do you have any present plans to cease working for
24 them and work elsewhere?

25

A My plans are indefinite at the time. I will look

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1 into different options, but I may continue with Stat if I go
2 to Seattle.

3 Q Okay. I'm just trying to have a place where we can
4 locate you at a later time if you should move from your
5 current address there.

6 Is there a good address you could give us where we
7 could locate you or reach you perhaps --

8 A Yes, sir.

9 Q -- if you move from your present address?

10 A Yes, sir. I have e-mail, as well as I have a
11 permanent mail forwarding service, and I also have relatives
12 in Nashville.

13 Q Okay. What relatives do you have in Nashville?

14 A My sister.

15 Q I'm sorry?

16 A My sister.

17 Q What is your sister's name, please?

18 A Kelley Nelson.

19 Q K E L L Y?

20 A E Y.

21 Q E Y. And where does Kelley Nelson live, please?

22 A She lives at 1036 Cedar Creek Village Road in
23 Mt. Juliet --

24 Q Okay.

25 A -- 37122. Her phone number is (615) 754-7559. And

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1 she owns her own home and has been there for several years.

2 Q Okay. Thank you very much for that information.

3 What is your telephone number where you live
4 presently?

5 A I'm currently at (503) 674-2521.

6 Q What is your date of birth, Ms. Green?

7 A 2-14-48.

8 Q And where did you attend school, beginning with
9 college?

10 A Umm, I went to Jefferson State Community College in
11 Birmingham, Alabama.

12 Q Are you a native of Alabama?

13 A No, sir.

14 Q Where did you grow up?

15 A I was an Army brat.

16 Q (Laughing.)

17 A I have no roots, honestly. I've never lived
18 anywhere more than about three or four years.

19 Q Okay. When did you finish -- Is the Jefferson
20 State Community College in Birmingham a four-year degree or
21 is that a two-year degree?

22 A It's a two-year degree.

23 Q And what -- When did you get your degree? What
24 year, please?

25 A In 1984.

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1 Q What was your degree in?

2 A In nursing. Associate's Degree of Nursing.

3 Q All right. Have you ever gone back and finished a
4 bachelor's degree?

5 A No, I have not.

6 Q Do you have any other formal education beyond your
7 1984 Associate's Degree in Nursing?

8 A Just different certifications, et cetera. No
9 college.

10 Q Okay. And what types of certifications have you
11 obtained, please?

12 A I have my ACLS, my -- which is Advanced Cardiac
13 Life Support; I have PALS, which is Pediatric Advanced Life
14 Support; and I have my NRP, which is Neonatal Resuscitation
15 something.

16 Q I take it that you began working in nursing after
17 you finished your associate's degree in 1984; is that
18 correct?

19 A Yes. I went directly into a neonatal intensive
20 care unit from nursing school.

21 Q All right. And where did you work? What hospitals
22 have you worked at as a nurse since you finished your
23 degree, please?

24 A I started out at Memorial Medical Center in

25 Savanna, Georgia; then I went to the University of Alabama

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1 at Birmingham. Umm, then I went to Tallahassee, Florida. I
2 don't remember the name of the hospital. Then I went to
3 Memorial -- No. Then I went to the University of
4 Columbia -- University of Missouri in Columbia, Missouri;
5 then I went to Orlando Regional Medical Center in Orlando,
6 Florida. I was a traveler at these -- during this time,
7 most of it --

8 Q All right.

9 A -- also. Then I went to -- then I did home health
10 care nursing for a year, then I worked at Central Florida
11 Regional Hospital in Sanford, which is just outside of
12 Orlando. Umm, then I went to Parish Medical Center in
13 Titusville, Florida.

14 Q Okay.

15 A Umm -- should have brought my resume.

16 Q (Laughing.)

17 A (Laughing.) Okay. From there I went to -- I don't
18 recall all the names of the hospitals, I'm sorry. I was
19 doing three-month contracts. I went to Corpus Christi; then
20 I went to Popka, Florida; then I went to New York somewhere
21 up in the Catskills; then I went to Myrtle Beach, South
22 Carolina; then to Wyattville, North Carolina; then to
23 Pinehurst, North Carolina; then Charlotte, North Carolina;
24 then to Vanderbilt in Nashville. And while in Nashville, I

25 also worked at St. Thomas; then I came to Oregon and have

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1 worked at -- No. I work at Emanuel first for three months,
2 and then I've been at Doernbecher Children's Hospital for a
3 year.

4 Q Okay. Is that pretty much a complete list?

5 A Yes, sir, to the best of my knowledge, without my
6 resume in front of me. I may have left out one or two.

7 Q Well, you did well. I can understand it's hard to
8 have all this committed to memory, so unless you can think
9 of any more, that will be fine. I understand there may be
10 one or two that you couldn't presently recall.

11 A I -- I couldn't, not without taking more time to
12 write them all down and make sure.

13 Q All right.

14 A That's to the best of my knowledge at this point.

15 Q Ms. Green, explain to me why it is you traveled
16 around so much.

17 What -- What caused you to work at all these
18 different hospitals?

19 A Well, when I first got out of school, after
20 graduating from Birmingham, which is where I had lived for
21 several -- a few years -- like I said, growing up I had
22 traveled with my family. My parents were gypsies, and I
23 just traveled with them. Umm, I was widowed at the age of
24 25 and kind of went where I wanted to and got in the habit

25 of continuing to travel.

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1 Umm, after I got out of school, there were no
2 nursing jobs in Nashville. The market was real slow at the
3 time. And a friend of mine, who graduated with me, we went
4 to Savanna. A year later, I went back to Nash -- back to
5 Birmingham; stayed there, then, for a while. Then that's
6 when I -- After those first two jobs, that's when I actually
7 started doing travel nursing for three or four assignments,
8 and then I settled in Orlando for a few years.

9 Then I married. I married a man who's retired from
10 the Army, who, after 20 years, enjoys traveling, also. So
11 we bought an RV, and we just enjoy seeing different parts of
12 the country. I only work three days a week, and we -- We
13 play a lot.

14 Q Okay. And as you worked at these various
15 hospitals, is that what you call -- refer to as travel
16 nursing?

17 A Correct.

18 Q And tell me how that -- how that works. How that
19 is --

20 A How that works is there are different companies
21 around the country. The one I worked mostly with was called
22 Olston Flying Nurses. They're based out of Dallas, Texas.
23 I did work for two or three other companies for one or two
24 contracts, but I mostly stayed with Olston at the time.

25

They -- You contact them, and, umm, they ask you

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1 where you -- basically ask you where you want -- where you
2 would like to go, and you agree on a place and the pay, and
3 they tell you where to go pick up a key and move into a
4 furnished apartment and work for three months on a contract
5 in hospitals that are very short staffed.

6 Umm, having our own RV, however, right now we just,
7 you know, we just provide our own housing, and if you work
8 with a company that provides housing, then they give you a
9 subsidy in lieu of, umm, housing. Right now I'm with Stat.
10 It's a large registry here in Portland, and I'm working on,
11 umm, contracts through them.

12 Q When you say "working on contracts," I presume that
13 when you are referred to a particular hospital, you enter
14 into some kind of agreement with them stating the terms and
15 conditions of your employment there.

16 Is that how it works?

17 A Correct.

18 Q Okay.

19 A For example, I work -- you know, I work six shifts
20 in a two-week period at X amount of dollars per hour for a
21 period of three months or sometimes four months.

22 Q Okay. You told me that you apparently had done
23 this somewhat intermittently. I believe you mentioned you
24 did some of this, and then you settled for a while, I

25 believe you said in Orlando?

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1 A Yes, sir.

2 Q And then you began doing this again.

3 Have there been any other cities other than in
4 Orlando where you have settled for, you know, more than a --
5 say three- to six-month period during this time?

6 A Umm, for the short while that I moved over to
7 Titusville, umm, before we -- before we started traveling,
8 umm, there was a church over there that my husband and I
9 were attending that was a 50-mile drive, and we wanted to
10 stay -- we wanted to be closer to the church, and so we
11 moved over there for, umm, think it's about nine months.

12 Q Okay. But for the other cities you've listed, you
13 were there for typically three months; is that right?

14 A Sometimes six. And in Wyattville, North Carolina,
15 I renewed my contract every three months for a year like
16 I've done here at Doernbecher's.

17 Q Okay. Now, how long were you at Vanderbilt?

18 A Three years.

19 Q And when did that time period begin, please?

20 A I started as a traveler -- Umm, I'm -- I'm
21 thinking, sir.

22 Q That's fine. Take your time.

23 A I believe it was February of '95. Somewhere in
24 there.

25

Q Okay. Do the best you can.

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1 A And I took a contract working in the open heart
2 unit. Umm, we did heart transplants and post-op open hearts
3 on children and adults, and I renewed there, also, stayed
4 for a year. Then after a year at that particular unit, the
5 management of the hospital decided to close the unit.

6 They integrated the adults into the adult surgical
7 ICU and moved the infant hearts, but -- children hearts up
8 to the pediatric ICU, and that's when I started working up
9 through the registry, through Vanderbilt's registry, not as
10 a traveler -- through a travel company at that time. I
11 signed up with Vanderbilt's own in-house registry, but I did
12 work on contracts, also.

13 Q All right. Did you say, as best as you can recall
14 today, you began with the Vanderbilt registry sometime
15 around February or so of 1996? Is that about right?

16 MR. RYAN: No, I think --

17 A '95.

18 Q I'm sorry?

19 A '96 -- '96-'97, '97-'98 -- I believe it was '95.

20 Q Okay. I understood you to say earlier that you
21 thought you began with the open heart unit in February of
22 '95 and that you worked there about a year until that unit
23 closed.

24 A Correct. And then what was your question? I may

25 have misunderstood you.

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1 Q When did you begin working for -- I understood you
2 began working for the Vanderbilt registry after the open
3 heart unit.

4 A Correct. I'm sorry. I misunderstood your
5 question.

6 Q Okay. Now, the question is: when did you begin,
7 as best you can recall, working for the Vanderbilt registry?

8 A It would have been early in '96.

9 Q Okay. Now, when you began doing that work, what
10 was the typical term of your employment? In other words,
11 you told me earlier that you typically worked three days a
12 week while you were traveling, and what I'm looking for now
13 is what your arrangement was when you were working for the
14 Vanderbilt registry?

15 A It was still three days a week. That's considered
16 full time in an intensive care when you do 12-hour shifts.

17 Q Okay. And was that your -- your typical work shift
18 for the entire time you worked in the pediatric intensive
19 care unit at Vanderbilt?

20 A No. There were times when I picked up overtimes;
21 would sometimes work four days a week.

22 Q Okay. But you worked at least three days a week
23 for the entire period that you worked for the Vanderbilt
24 Pediatric Intensive Care Unit; is that correct?

25

A Yes, sir. And I believe I did that for about a

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1 year before I started floating to -- then I would, umm, also
2 work in other parts of the hospital when they needed me to.
3 I would work in the Adult CCU, the Adult ICU, Neurotrauma --
4 umm, I worked in some of the other ICUs, also. I didn't
5 stay -- I stayed with -- I stayed with Pediatric ICU, I
6 believe, for about a year before I started doing other units
7 in the hospital.

8 Q Okay. So you began at the Pediatric Intensive Care
9 Unit sometime around February 1996?

10 A Correct.

11 Q And you would have presumably worked there until
12 about February of '97? Is that accurate?

13 A My months may be a little off, sir. I'm not -- I
14 don't recall exactly. All that information would be with
15 with the registry at Vanderbilt.

16 Q Okay. When you ceased working for the Pediatric
17 Intensive Care Unit at Vanderbilt, where did you work after
18 that?

19 A Umm, well, I told you I also worked some of the
20 other units in the hospital.

21 Q Right. And you worked those units after you ceased
22 working for the PICU, correct?

23 A Well, also while I was with the PICU, sometimes I
24 would work in other units during that time, too.

25

Q I understand that, but, I mean, did you -- once you

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1 ceased working in the PICU, you continued to work in other
2 nursing units at Vanderbilt; is that correct?

3 A That's correct. I also did a -- I worked for about
4 nine months with the Department of Neurology during -- doing
5 research as a staff person. I forgot.

6 Q Was there any particular reason why you ceased
7 working in the Pediatric Intensive Care Unit sometime early
8 in 1997?

9 A Umm, why I stopped working -- Yes, there was a
10 reason. I had my -- one of my con -- the contract I was
11 working on was over, and I had an opportunity to work, umm,
12 at St. Thomas, umm, on a travel assignment through Olston,
13 the company out of Dallas. So I went -- instead of working
14 on contract with obligated shifts, I dropped down to part
15 time in the PICU while I worked full time over in -- at
16 St. Thomas.

17 During that three-month period, I had -- I
18 developed, for the first time in my life, some hypertension,
19 and I was on different types of medication trying to get it
20 regulated and, umm, for that period of time, had some health
21 problems; was able to maintain my contract at Vanderbilt --
22 I mean, at St. Thomas, but at Vanderbilt I had called -- I
23 had cancelled some of my shifts.

24 I think I had signed up for like one extra shift a

25 week -- maybe one one week, two another, one the next, two

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1 another, something like that. And I know I'd cancelled
2 about half of them; gave them the appropriate time that we
3 were allowed to have to cancel the shifts.

4 The nurse manager was not happy about that and
5 asked the registry not to send me back into that unit for a
6 period of three months. And that's when I took the staff
7 position with the Department of Neurology.

8 Q Okay. Who was the nurse manager who requested that
9 you not be sent back to the PICU for a period?

10 A Pat Chenger.

11 Q Okay. Did you generally get along well with --
12 with Ms. Chenger, Pat Chenger?

13 A Yes. I had no problems with Pat Chenger up until
14 that time, and when I had -- I had a meeting with her and
15 the director of the -- Judy -- the director of the registry.
16 Her name is Judy something. Umm, the three of us had a
17 meeting, and Judy, umm, felt like -- I mean, I felt like
18 Judy told me she was -- what's -- what's the term? -- in my
19 corner, trying to get -- trying to get Pat to see that I had
20 been a good employee.

21 She pulled all the records of the times that I had
22 worked, how I'd worked overtime, how I'd gone in when I was
23 called extra. She pulled the hours worked, which were above
24 and beyond what were required and asked for and showed her,

25 you know, that, hey, except for this three-month period,

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1 when I had the documented health problems, trying to get my
2 blood pressure medication regulated, that I was a good
3 employee. And Pat agreed. But she said her staff was upset
4 that I had cancelled those -- think it was eight shifts in
5 the three-month period. And she said that her staff was
6 upset. I don't know who on the staff, because I really got
7 along well with everybody in the staff, too.

8 Q So you never had any personal problems of any kind,
9 that you're aware of, with anybody on the staff in the PICU?

10 A None, whatsoever.

11 Q Okay. Umm, Ms. Green, I know from my review of the
12 records at Vanderbilt that you took care of Philip Patrick
13 while he was a patient at the Vanderbilt PICU.

14 Do you recall that?

15 A Yes, sir.

16 Q Tell me what, if anything, you have reviewed in
17 preparation for giving this deposition today.

18 A Nothing.

19 Q Okay.

20 A Ms. Patrick sent me -- about a year ago, she sent
21 me a -- I don't know -- I don't recall if it was a
22 deposition or a court proceedings of when the doctors
23 testified before Child Protective Services. She sent that
24 to me. It was a legal document. And then I think attached

25 to it was the -- the lawsuit, umm, that they had filed, the

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1 brief. And, umm, I read through it at that time.

2 Then when we bought our new RV, even though it's
3 quite a large one, and I moved into it, and I went through
4 everything I owned, and I believe I did not keep that. At
5 the time I thought, well, if I ever need it, I can get it
6 again. But I didn't have it to review, so I've had nothing
7 to review for this today.

8 Q Okay. Have you spoken with anyone about this
9 deposition?

10 A No, sir, I have not.

11 Q All right. When was the last time you had any
12 communication with Ms. Patrick?

13 A It's probably been six months except for a -- an
14 e-mail that was not a personal e-mail. It looked like it
15 was sent out to many people just informing us of the 20/20
16 show that was going to be shown.

17 Q Just informing you of when the segment on Philip
18 was going to air on television?

19 A Correct.

20 Q All right. Umm, do you remember, Ms. Green, how
21 many occasions you took care of Philip Patrick while he was
22 a patient at Vanderbilt?

23 A No, sir, I don't recall how many times.

24 Q What is your best estimate?

25

A Sir, I really don't know how to answer that. It's

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1 been, umm -- I really can't recall -- 10, 15 times. It may
2 have been less; it may have been more. I'm sorry, but I
3 just don't recall.

4 Q Well, you don't have the records there in front of
5 you, but I will tell you that I have reviewed the nursing
6 records, and it appears to me from those records that you
7 took care of him on six shifts --

8 A Six?

9 Q -- dated September 3, September 5, September 6,
10 September 15, September 16 and October 5, 1996.

11 Are you able today to say one way or another
12 whether that -- those dates are accurate?

13 MR. RYAN: Object to the form.

14 A No more other than to take your word for it.

15 Q All right. That's fine.

16 A I mean, I --

17 Q BY MR. BRYANT: I just wanted to know whether you
18 had any recall of anything more or less than that.

19 A No, it may have seemed more in my -- it may seem
20 more to me because of the fact that Vanderbilt's Pediatric
21 ICU is built in a semicircle with no walls between the
22 patients. It's an open unit.

23 And if I didn't have the actual care of him, I'm
24 sure I was -- you know, I mean, we would hear about him and

25 report every day. We would go over and see how he was doing

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1 if I was taking care of the child next to him. So like I
2 said, like I told you in my first answer, I can't -- I
3 couldn't tell you how many times I took care of him.

4 Q Okay. That's fine. Umm, you would not have taken
5 care of Philip other than while he was a patient in the
6 Intensive Care Unit; is that correct?

7 A Correct.

8 Q So you did not care for him when he was out on the
9 floor, pediatric floor?

10 A That's correct.

11 Q Okay. Umm, do you remember anything as you sit
12 there today about what Philip's condition was when you first
13 took care of him as his primary nurse?

14 A Umm, the first day I took care of Philip, he was
15 having problems with his stools. I believe that was the
16 main issue. He was having constant watery liquid stools,
17 and he was having to work real hard to release the stools.

18 Q Do you recall any particular interventions that you
19 or others did to deal with the problem of his stools?

20 A I don't believe anybody was doing anything at that
21 time, other than just, umm, comfort measures and trying to
22 calm him and soothe him.

23 Q Do you recall any other problems -- and I'm talking
24 about medical problems -- that Philip experienced during the

25 time when you were caring for him?

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1 A Well, he had a lot of just normal ICU problems,
2 sometimes needing oxygen, umm, his feedings, umm, there's --
3 there's just so much involved with an intensive care child,
4 but, no, sir, I can't recall anything right off the top of
5 my head without going over notes.

6 Q Okay. When did you first meet Ms. Patrick?

7 A The first morning I took care of Philip.

8 Q Okay. Describe her as you found her to be as you
9 got to know her through taking care of Philip as a patient.

10 A Well, I do distinctly remember in report that
11 morning, I had been off for a few days, and so I wasn't
12 aware -- I didn't know Philip, and when we were saying who
13 would take who -- 'cause we just kind of speak up, and
14 nobody chose Philip. And I said, "Well, I'll take him."

15 And somebody made the comment, "Well," to the
16 effect of, "Better you than me."

17 And I said, "Why? What's the problem?"

18 And they said, "Well," umm, "He's got a" -- "His
19 mother is a problem."

20 And I said, "What do you mean?"

21 And they said, "Well, she's one of those mothers
22 who's -- who watches over you and makes sure you do
23 everything right." And this particular nurse said, "Don't
24 get in a hurry and give an IV without swabbing the IV with

25 the alcohol prep, 'cause she notices those things." And I

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1 remember that -- that conversation.

2 Q Was that --

3 A So when I met -- When I walked out, then, and
4 she -- I don't believe she was at the bedside the first few
5 minutes, but she came into the room, and I just, umm, took
6 care of Philip like I would take care of any intensive care
7 child, and Julie and I talked about his care and his
8 problems. And I didn't have any problems with Julie that
9 day.

10 Q Okay. Now, the statement that you have related to
11 us, as I understood, was made during report the first
12 morning you cared for Philip; is that right?

13 A Kind of like after report, like we're gathering up
14 our belongings and getting ready to go out into the unit to
15 get report. We get a room report, like we sit around a
16 conference table and the charge nurse passes report onto the
17 other -- to the oncoming charge nurse and the new nurses are
18 sitting around, they go -- they give like a one-minute
19 synopsis of who's in the unit and what's going on, and then
20 the new charge nurse will say, "Okay. Who was here
21 yesterday? Who wants bed four and five?"

22 And so and so will say, "Well, I had six and
23 seven." So it was kind of like a group thing. And then it
24 was -- after we took our assignments, then we're getting

25 ready to go out and get actual bedside report from the

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1 nurses that -- I have no idea who it was. It was just one
2 of the nurses who evidently was there and aware of some
3 problems who told me what I just related.

4 Q And she said, essentially, "Better you than me
5 because his mother is a problem, and she watches you closely
6 and criticizes if you don't do things correctly?"

7 Is that essentially what was said?

8 A That's essentially what was said, that -- that
9 she's very particular and wants you to do things right. And
10 she gave me the example of, "Don't get in a hurry and give
11 an IV med without using alcohol on the -- the ports."

12 Q All right. Ms. Green, do you remember anything
13 else that was said on this occasion about Philip or
14 Ms. Patrick beyond what you just told us about?

15 A There may have been other things that I was told at
16 the time that I may have -- at this particular moment, I
17 can't recall.

18 Q Okay. And you told us that on that first day you
19 and Ms. Patrick got along fine; had no problem, correct?

20 A Correct.

21 Q How did things go after that between you and
22 Ms. Patrick?

23 A I feel like, umm -- Well, I just get along with all
24 my parents. I -- I don't have a problem dealing with

25 parents. I guess I've done ICU nursing for a long time, and

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1 I -- I can get along well with them. I never have
2 complaints from parents. And so I didn't think it unusual
3 that Julie and I got along well. We did. We got along
4 well.

5 Q As far as you know, did Ms. Patrick ever complain
6 to anyone about any care that you rendered to Philip?

7 A Not that I know of.

8 Q All right. Did Ms. Patrick ever complain to you
9 about the care rendered by any of the other nurses in the --
10 at Vanderbilt?

11 A She may have.

12 Q Do you recall any complaints that Ms. Patrick made
13 to you or in your presence about any of the nursing care
14 that Philip received at Vanderbilt?

15 A She probably did, but I can't recall what they
16 would have been.

17 Q Okay.

18 A Minor things, if anything.

19 Q Well, if you cannot recall any, I mean, what is it
20 that causes you to say she probably did complain?

21 A You're right. Umm, I can't think of anything
22 specific. That doesn't mean it -- I don't know. I can't
23 think of anything specific.

24 Q All right. Were you ever present, Ms. Green, when

25 Ms. Patrick had any disagreement with or, for lack of a

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1 better word, I'll use the word "run-in," with any of the
2 other nurses at Vanderbilt?

3 A Was I present when she had a disagreement with the
4 other nurses?

5 Q Yes, ma'am, of any kind.

6 A Not that I can recall.

7 Q Okay. Were you ever present when the doctors who
8 were caring for Philip were present with -- with
9 Ms. Patrick?

10 A Yes.

11 Q Okay. And who do you remember taking care of
12 Philip in terms of the physicians?

13 A I don't remember their names.

14 Q Okay. What is it that you remember about
15 discussions between the doctors and Ms. Patrick where you
16 were involved or you were there?

17 A Well, one was the very first day that I took care
18 of Philip when Philip had a -- a central line in his groin.
19 I believe that it was his left groin, but I'm not sure.
20 Umm, and she was concerned that because of all of this
21 liquid runny stools, that his central line was going to get
22 contaminated; that she didn't think it was -- Okay. Now --
23 and I remember her saying this, and it's not like it was
24 directed at a particular nurse, but she didn't feel like it

25 was being protected enough from the stool; that she wanted

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1 it out of -- you know, how could she protect that? And,
2 umm -- and I know she talked to the doctor about that.

3 Q Do you remember which doctor she talked to about
4 this subject?

5 A I don't remember his name.

6 Q Okay. But it was a male doctor, as you remember?

7 A Yes.

8 Q And tell me as much, as best you can, exactly what
9 that conversation was. You may not be able to remember the
10 exact words, but if you could give me the substance of it as
11 you recall it, I'd appreciate it.

12 A Well, earlier that morning when we were -- Julie
13 was filling me in on his stool problems, I asked her had --
14 and -- and trying to protect this central catheter from
15 getting soiled every time he had a stool, umm, I asked
16 Julie, "Had they ever tried a rectal catheter?"

17 And she said, "Well, what" --

18 "A rectal Foley."

19 And she said, "Well, what's a rectal Foley?"

20 And I said, "Well, it's like a catheter, but it
21 goes up into the rectum, and it can stay there, and it's got
22 holes that let the liquid stool come out, and that way he
23 wouldn't -- maybe it would relieve" -- I was just telling
24 her some maybes; that, you know, maybe it would relief the

25 hurting that he hurt so bad when he would stool.

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1 Umm, and she was asking me questions about it, and
2 I was telling her about it. And so when this particular
3 doctor came by, she asked him, "What about a -- a rectal
4 catheter?" And, umm -- umm, I cannot recall exactly what
5 his response was. I don't know if I walked away from the
6 bed at that time or just got preoccupied with what I was
7 doing. I don't remember what his response was.

8 Q Ms. Green, can you remember anything else of that
9 conversation beyond what you have told us about?

10 A Only that Julie appeared to me to be concerned on
11 trying to relieve pain in her child and not wanting his
12 catheter to get -- I mean, not wanting his central line to
13 get contaminated.

14 Q Do you recall any more about discussions she had
15 with this doctor that she talked with about a rectal
16 catheter?

17 A I just remember him -- her asking him, but I don't
18 remember what his response was.

19 Q Do you remember anything else about that
20 conversation that you haven't already related to us today?

21 A Not at this time.

22 Q Ms. Green, do you remember any other discussions
23 for which you were present between Ms. Patrick and any of
24 the doctors at Vanderbilt?

25

A There was a conversation with her and

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1 Dr. Desponde (Ph), umm, much later. She was --

2 Q Excuse me. When you say "much later," you mean in
3 terms of hours or days or --

4 A Well, I believe it was the last --

5 Q -- what are you referring to there, please?

6 A -- I believe it was the last day that she was
7 allowed into the ICU.

8 Q Okay. And tell me, if you would, please, ma'am,
9 what do you remember about this conversation between
10 Ms. Patrick and Dr. Desponde?

11 A Well, she had been over to the library, and she
12 came back, and she told me that she had been looking up
13 something, and when Dr. Desponde came -- and I didn't even
14 know what she was talking about. Some of the stuff she was
15 talking about was even over my head. And I told her, "Well,
16 I really didn't know." I said, you know, "You just need to
17 talk to one of the doctors about that."

18 And so when Dr. Desponde came by, she asked him
19 just a slew of questions. I mean, she was saying, "Well" --
20 and I'm sorry that I can't recall what she was saying, but I
21 just -- I could see her in my mind saying, well, what about
22 this, and if you did this, and how about such and such, and
23 why this?

24 And he appeared to get, umm, frustrated, and he

25 made the remark that -- He said, "Ms. Patrick, for you to

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1 know -- For me" -- How did he put it? Just a minute. I'll
2 tell you, 'cause I remember that comment. "For you to
3 understand all the decisions that we make, you would have to
4 go to nursing school. I can't explain all of that to you."

5 Q And you say you don't remember what the subject
6 matter was?

7 A Umm, no, sir, I don't.

8 Q Okay. Do you recall anything more about that
9 conversation, Ms. Green, other than what you told us?

10 A Not at this time, I don't.

11 Q Would you say that Dr. Desponde was rude to
12 Ms. Patrick on this occasion?

13 A No, I wouldn't say he was rude. I would say he was
14 maybe frustrated.

15 Q Okay. What causes you to say you think that maybe
16 he was frustrated?

17 A Umm, the way he just kind of had an exasperation
18 before that remark.

19 Q Okay. And what do you --

20 A Meaning a (indicating).

21 Q Sort of a sigh?

22 A Sort of a sigh. And not really rolling his eyes,
23 but looking away while he was thinking, "How can I say what
24 I want to say?," and --

25

Q Okay.

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1 A Not -- but not that he was rude, no.

2 Q All right. Can you tell us any more about this
3 conversation, Ms. Patrick -- I'm sorry -- Ms. Green, other
4 than what you've already told us here today, the one between
5 Dr. Desponde and Ms. Patrick that you were relating to us?

6 A I can't think of anything right now.

7 Q Do you remember any other discussions, when you
8 were present, discussions between any of the Vanderbilt
9 physicians and Ms. Patrick?

10 A No, sir.

11 Q Did you ever witness an occasion when you thought
12 any of the Vanderbilt physicians were rude to Ms. Patrick?

13 A No, sir.

14 Q Did you ever attend any care conferences relating
15 to Philip's care?

16 A Yes, sir.

17 Q And how many occasions of those did you do?

18 A One for sure and maybe another.

19 Q Which one do you remember when you say you attended
20 one for sure?

21 A Well, it was -- the one I remember for sure was not
22 really a care conference. It was when all of us that were
23 involved with his care were invited into a conference room
24 to tell us about why they had taken custody of Philip away

25 from Ms. Patrick.

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1 Q Okay. And that was after the fact, as you
2 understand it?

3 A Correct.

4 Q After custody had been taken?

5 A Correct.

6 Q Do you know what the date of that conference was,
7 ma'am?

8 A It was the same day that Dr. Desponde made that
9 remark, and that was the same day -- Oh, the day of the
10 conference. When was the conference? Umm, maybe one or two
11 days later.

12 Q One or two days after the Department of Human
13 Services had taken custody of Philip?

14 A Correct.

15 Q Now, who attended the care conference that you're
16 describing, the one you remember?

17 A I don't remember the name of the physician, but
18 there -- and I don't know names. I'm sorry. I know there
19 was somebody there from, umm, social work, somebody there
20 from administration, I believe, and then there was just
21 several of us nurses.

22 Q Were there any doctors there?

23 A Yes, there was.

24 Q Okay. How many doctors were present, as best you

25 recall?

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1 A One, that I know of, and I just don't know if any
2 of the others were doctors or not.

3 Q Okay. And when you say there was someone from
4 social work present, do you mean someone employed at the
5 hospital or someone from the Department of Human Services?

6 A Employed at the hospital.

7 Q Okay. And do you recall who that person was or
8 those persons were?

9 A No, I don't.

10 Q And you say there was someone there from
11 administration?

12 A I said it could have been. I -- you know, they
13 introduced -- there were about four or five people in there.
14 I knew the doctor; I did not know the others. They were
15 introduced to us, but I don't recall who they were or
16 exactly where they were from, other than one from social
17 work.

18 Q Okay. Umm, do you have any memory of -- if you
19 don't know their names -- what their titles or jobs were?

20 A No, sir.

21 Q Okay. You said there were four or five people
22 present?

23 A Beside us nurses.

24 Q How many nurses were there?

25 A Probably six or eight.

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1 Q Okay. And where did the meeting take place?

2 A In a -- in a conference room in the unit.

3 Q Okay. Now, you say you -- you knew the doctor, but
4 you don't recall the doctor's name; is that right?

5 A That's correct.

6 Q If I were to give you some names, would you be able
7 to recall?

8 A No. If I saw him, I would be able to recall.

9 Q Okay.

10 A I may. I don't know.

11 Q It's a man, then?

12 A Correct.

13 Q All right. And how -- How would you describe this
14 person, if you can recall his appearance?

15 A Oh, I am not good at that. Sort of an olive skin
16 and dark hair; 45. I may know -- I may -- I may recognize
17 his name. I don't know.

18 Q Okay. Well, let me ask you this.

19 Other than Dr. Desponde and the other doctor that
20 you mentioned earlier who had the conversation with
21 Ms. Patrick about a rectal catheter, what doctors do you
22 remember having conversations with about Philip Patrick?

23 A I don't remember their names.

24 Q Okay. Do you remember ever having any

25 conversations with Dr. John Barnard about Philip Patrick?

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1 A Actually, that name sounds awfully familiar and may
2 be the person I'm talking about.

3 Q Okay. Well --

4 MR. RYAN: I don't mean to interrupt, but why
5 don't you go through the list of the names and see if that
6 helps. They just may be familiar to her or she may be able
7 to identify him.

8 MR. BRYANT: That's what I'm going to try to
9 do here.

10 MR. RYAN: I apologize.

11 MR. BRYANT: -- to a certain extent.

12 Can you tell me, Ms. Green, whether you remember
13 ever having any conversations with Dr. John Barnard about
14 Philip Patrick?

15 A I had conversations with almost all of his doctors
16 on a daily basis that I took care of Philip as they would
17 come to the bedside and ask me how he was doing, but I can't
18 recall what was said in those conversations or who exactly I
19 said them to.

20 Q Okay. So to be sure you and I are communicating,
21 you don't recall any specific conversations with Dr. John
22 Barnard about Philip; is that right?

23 A Not specific -- I may have, but not that I can
24 remember that it was with him specifically.

25

Q That's fine. What about Dr. Gerald Hickson?

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1 Did you ever talk to Dr. Hickson about Philip
2 Patrick?

3 A I may have, but that name doesn't sound familiar.

4 Q Okay. What about Dr. Brent Polk? Did you ever
5 talk to Dr. Polk about Philip Patrick?

6 A Polk. I believe Dr. Polk's the one that was --
7 took us in that room and talked to us with the book.

8 Q Okay. Do you recall any conversations you had
9 with --

10 A -- with Dr. Polk? Yes, sir. I believe he's the
11 gentleman I was describing.

12 Q All right.

13 A Umm -- I believe. But I still could be wrong.
14 It's -- But I believe that was him. And, yes, sir, I would
15 talk to him on -- when I took care of Philip when he would
16 come by the bedside.

17 Q Other than this meeting that you now think Dr. Polk
18 attended, the care conference we've talked about a minute,
19 do you recall any other conversations with Dr. Brent Polk
20 about Philip Patrick?

21 A Nothing in particular, without reviewing my notes
22 or something, no, sir.

23 Q Now, what notes do you have beyond the hospital
24 record about this case?

25 A Oh, I have none.

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1 Q You have no personal notes at all?

2 A None, whatsoever.

3 Q Okay. So without reviewing your notes, as I
4 understand it, you don't have any memory of any discussions
5 with Dr. Brent Polk about Philip Patrick?

6 A No. I remember discussing Pat -- Philip with
7 Dr. Polk, but I don't remember specifics, other than
8 Philip's care about how his -- I was told in a report how
9 his night went; for example, the doctors would come by in
10 the mornings and sit there and go over the notes and over
11 the nursing notes from the night before and ask, "Were there
12 any problems?" and if there was a problem, I would relay to
13 him, "Well, the night nurse said she had problems with such
14 and such." And that's pretty much the way it's done.

15 Q Okay. But to be sure you and I are communicating,
16 as I understand it, you don't remember any of the specifics
17 of any of these conversations with Dr. Polk about Philip,
18 correct?

19 A Not at this time, I don't.

20 Q Okay. Did you ever talk to Dr. Karen Crissinger
21 about Philip Patrick?

22 A I'm sure I have, but I don't remember any specifics
23 either.

24 Q Okay. Do you remember Dr. Crissinger?

25

A Yes, sir. I remember the name.

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1 Q Do you recall ever having any conversations with
2 Dr. Barr, Dr. Fredrick Barr, or he may go by Rick Barr,
3 about Philip?

4 A That name doesn't sound as familiar to me.

5 Q Okay. Now, let's go back a moment, Ms. Green, to
6 this conference that you were describing for us a few
7 moments ago where you say there were four or five people
8 there other than approximately six or eight other nurses,
9 and there was a physician there.

10 Tell me what you remember about that conference, if
11 you would, please.

12 A Umm, we were told that -- that the -- what we had
13 heard about the -- about Mrs. Patrick not being allowed back
14 in the unit because of Munchausen was indeed correct; that
15 they had taken custody away, and that she would not be back
16 in the unit. And, umm, it was -- and then, like I said, I
17 believe it was Dr. Polk had a book, umm, some medical book
18 of some kind that he read to us the criteria that is used
19 for diagnosis of Munchausen Syndrome by proxy.

20 And after reading the -- and as he read them -- and
21 I don't recall what they are exactly, but as he read them,
22 he gave examples of why he felt Ms. Patrick fit each
23 criteria. For example, I know -- I remember one of them
24 being a need for attention. And the excuse -- the reason

25 that he gave to us on her need for attention was he said,

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1 "Well, you know, she had all of that 20/20 exposure when her
2 last baby was born, and she just still needs that kind of
3 attention."

4 And I just -- I recall that one in particular. I
5 don't remember the other criterias (sic) and reasons, but I
6 know he went down the list. And then we were given an
7 opportunity to ask questions.

8 Q Okay. And what questions were asked, if any?

9 A There were some questions asked, but I don't
10 remember specifics on that.

11 Q Did you ask any, that you remember?

12 A I don't believe so.

13 Q Okay. Do you recall anything else, Ms. Green, that
14 was said during this meeting beyond what you have told me
15 about?

16 A Nothing other than just she -- Ms. Patrick would
17 not be coming into the unit. Umm -- Oh, and that we -- when
18 they called into the unit, that we weren't supposed to give
19 any information other than just basic information. Like one
20 of the girls asked, "Well, if Philip's on the vent, can we
21 tell her he's on the vent?" or whatever.

22 And they said, "Yes, you can -- you can say he's on
23 the ventilator, but you can't tell her -- if they ask, you
24 know, 'What percent oxygen is he on?' or 'have you,'" you

25 know, we couldn't give any specifics on information.

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1 Q Um-hum. Were there any other examples given, that
2 you remember, defining what was permissible basic
3 information as contrasted to specific information that was
4 not permitted?

5 A Umm, we couldn't tell whether we'd gone up or down
6 on his feeds or up and down on his oxygen or -- other than
7 just he -- he had a -- that he was stable and, yes, he's
8 still intubated, and that's about it.

9 Q Okay. Umm, now, have you told me everything now,
10 Ms. Green, that you can remember about what happened at this
11 conference that you say you attended that we've been
12 discussing today?

13 A There may have been other things said, but I can't
14 recall them right now.

15 Q Okay. I think when we got started on this, you
16 said that you had attended one conference that you remember
17 for sure, perhaps others.

18 Do you think there were others?

19 A Well, there was a -- I just remember a care
20 conference that I'm thinking of in particular, but it may
21 have even been on another child. I'm not sure. So I don't
22 think that's real -- I mean, I can't even say that's
23 relevant.

24 Q Well, I guess --

25

A Because I can't even -- I don't even think -- I'm

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1 not recalling enough of it right now to even know that we
2 were even talking about Philip, so, no.

3 Q Okay. So, as you sit here today, you cannot
4 remember any other conference other than this one that you
5 have described for us in which Philip's care was discussed;
6 is that correct?

7 A Correct.

8 Q Umm, were you present for any other discussions
9 among nurses or any Vanderbilt doctors about Ms. Patrick
10 other than what you've already described for us here today?

11 A Umm, well, I know after -- after she was not
12 allowed in the unit anymore, there were, among my --
13 including myself, two or three other nurses who didn't feel
14 comfortable in not being able to give a report to the family
15 when they would call in.

16 Q Okay.

17 A And we mentioned it to our -- we mentioned it to --
18 I don't know if it was the clinical nurse specialist there
19 or if it was Pat Chenger, but we -- two or three of us
20 mentioned it to them that, you know, any parent that would
21 call in, we would give a report. And even though she wasn't
22 allowed in, we couldn't give her a report over the phone.

23 And so we were told, then, "Well, okay. We won't
24 ask you nurses to do that. We will just not -- we'll -- you

25 just won't talk -- the nurses won't talk to them at all and

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1 refer all calls to the doctors."

2 And that's when then the unit secretaries when
3 they -- 'cause we didn't answer the phones. Rarely. The
4 unit secretaries answered the phones and would relay them to
5 us. And, umm, the unit secretaries would answer the phones
6 and would just say, "The nurses are busy -- The nurse is
7 busy right now. Can I have the doctor -- I'll have the
8 doctor call you back."

9 Q Okay. Now, you told me a moment ago that, at least
10 in the beginning, you were permitted to provide what you
11 described as basic information to Mr. and Mrs. Patrick when
12 they would call about Philip.

13 Did that ever change?

14 A Well, that changed when, like I said, we were told
15 that we would not give any information, that just the -- the
16 unit secretary would tell the Patricks that the nurse
17 couldn't come to the phone or was busy.

18 Q Okay. I understood you to say that you and two or
19 three other nurses weren't comfortable not being able to
20 give a report to Mr. and Ms. Patrick, and that was why the
21 change was made. Is that --

22 A Correct.

23 Q -- correct?

24 A Correct.

25

Q So --

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1 A Now, after that point, I don't -- I didn't talk to
2 Ms. Patrick anymore on the phone after that point.

3 Q All right.

4 A Because I do remember talking to her once when I
5 was taking care of him and wanting to give a report, but did
6 not, because I was doing what I was told.

7 Q All right. So when you say "give a report," you
8 mean give more information than the basic information?

9 A I wanted to answer her questions, but I couldn't.

10 Q Okay. So that's what you meant to say about giving
11 a report; is that correct?

12 A Correct. I wanted to answer her questions and tell
13 her how he was doing and what was going on, just as I would
14 if any parent called in the unit and asked me those
15 questions.

16 Q All right. Now, you say you remember this one
17 occasion when you talked with her.

18 Is that the only occasion you recall speaking to
19 Ms. Patrick by telephone after the Department of Human
20 Services took custody of him?

21 A At the hospital, yes.

22 Q Okay. And tell me what you recall about that
23 conversation.

24 A Well, I -- Are we talking about the conversation I

25 just told you, that I was asked questions, and I wouldn't

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1 answer -- I couldn't answer them.

2 Q Okay.

3 A Or I wouldn't answer them, because I'd been told
4 not to.

5 Q All right. And what -- Do you recall what
6 questions she asked that you didn't feel like you were
7 permitted to give answers to?

8 A They were, umm -- umm, general -- just general
9 questions on what percent oxygen is he on, umm, how's he
10 tolerating his feeds, stuff like that.

11 Q Do you recall anything else that you were not --
12 that you were asked that you were not --

13 A No, because I told her that -- I told her, I said,
14 "Julie, I can't tell you any more. I can't tell you more
15 than I've told you." And she just stopped asking me
16 questions and hung up.

17 Q And I presume you'd already given her the basic
18 information that you've told us earlier you were allowed to
19 give, correct?

20 A I gave -- I gave what I felt was general.

21 Q And what was the general basic information that you
22 would have been allowed to give on Philip?

23 A That he was stable and, yes, he was still
24 intubated.

25

Q Okay. Anything else you can recall? And I

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1 realize, without having the record in front of you and
2 knowing precisely what his condition was, you may not be
3 able to answer fully, but is there any other information of
4 a general type that you were -- that you felt like you were
5 allowed to give as basic information?

6 A No, I can't recall. It may -- I mean, I can't even
7 recall for sure that he was or was not intubated at that
8 particular time. I may have said even, "No, he's not
9 intubated right now," or I don't -- I just know that what I
10 did tell them was whatever was the clinical picture at that
11 moment without giving specifics. I just remember being
12 uncomfortable at not being able to answer her questions
13 fully.

14 Q Okay. And you spoke to the -- either the nurse
15 practitioner or the supervisor, and they made -- the change
16 was made where, from then on, the doctors accepted the calls
17 from Mr. and Ms. Patrick; is that correct?

18 A Correct.

19 Q Now, that is the only telephone call --
20 conversation you remember having with either Mr. or
21 Mrs. Patrick while Philip was a patient at Vanderbilt?

22 A Yes, sir. I talked to them after he -- after he
23 died.

24 Q Okay. And tell me about that.

25

When did you first speak with Mr. or Mrs. Patrick

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1 after Philip died?

2 MR. RYAN: Before you answer, John, we've been
3 going for a little more than an hour, and I need to take a
4 quick break.

5 MR. BRYANT: Okay.

6 MR. RYAN: Is it all right if we take about a
7 five-minute break?

8 THE WITNESS: Yes.

9 MR. BRYANT: That okay with you, Ms. Green?

10 THE WITNESS: Yes.

11 MR. BRYANT: Okay. Well, why don't -- I'll
12 just leash down the line here, and I've got about 11:32, or
13 thereabouts, Tom. I can stand a break myself. So let's
14 take about a five-minute break, and we'll be back on maybe
15 at about 11:37 or so.

16 MR. RYAN: Right. Nobody hang up their
17 phones. Everybody just run and do what they need to do and
18 be back within five minutes.

19 MR. BRYANT: That's fine.

20 MR. RYAN: Thanks.

21 MR. BRYANT: Thank you.

22 THE VIDEOGRAPHER: Off the record.

23 (Brief recess taken.)

24 Q BY MR. BRYANT: Ms. Green, before this brief break

25 we've taken here, you were telling us that after Philip

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1 died, you had some additional contact with Mr. and
2 Mrs. Patrick; is that correct?

3 A Yes, sir.

4 Q Could you tell me how that occurred, please?

5 A The day that custody was taken away from the
6 Patricks, umm, there was a -- a message from -- Well, it was
7 a written message from the secretary from a phone call that
8 needed to get -- that needed to get to Ms. Patrick, and I
9 said, "Well, I'll take it over to her."

10 She was at the Ronald McDonald house. I'd never
11 been over there, umm, but I said, "I'll take it to her."
12 And I was taking care of Philip that particular day. And,
13 umm, so when I got a break a few minutes later, I found my
14 way over there and walked in, and she was by herself, and
15 she was just crying and sobbing, in tears, and was shaking
16 and was extremely upset.

17 Umm, and I just -- I went over to her and just put
18 my arms around her, and my feelings and thoughts at that
19 particular moment were, right or wrong, she just needed a
20 hug. So I put my arms around her, and I just hugged her.
21 And -- And I believe that -- Well, we just -- we talked for
22 a few moments. I gave her the message, and then I wrote my
23 phone number down. And I said, "If you just want to talk,"
24 I said, "give me a call."

And in my 18 years of nursing, that's the first

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1 time I've ever -- ever done that. And having no idea where
2 it would lead, umm, I just felt sorry for her. And
3 sometimes people just, at a time like that, want to talk.
4 So I gave her my number. And then it was after Philip died,
5 I believe, that she called and asked could her and her
6 husband come over and visit. And, umm, so they came to my
7 house, and we sat around the kitchen table and had coffee
8 and, umm, we visited.

9 Q How long did they stay at your home that -- on that
10 occasion?

11 A Probably an hour.

12 Q What was the subject of the discussion during this
13 visit?

14 A Umm, over just everything that had happened about
15 the -- the allegations of the Munchausen and, umm, the
16 doctors and just -- just general talk. I just sat there and
17 listened.

18 Q And what was said during this visit at your house
19 about the doctors?

20 A Umm, I don't recall anything in specific, just
21 that, you know, their being upset over, umm, how things were
22 handled.

23 Q What, in particular, Ms. Green, did they say they
24 were upset about?

25

A Well, over being -- umm, over the allegation of

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1 Munchausen and, umm, Philip's death and their loss, their
2 grief -- umm, trying to find reasons.

3 Q Well, did they tell you they were looking for
4 reasons?

5 Is that what the -- what the gravamen or the thrust
6 of the conversation was?

7 A The -- The main thrust of their conversation was
8 their not being allowed in to be with Philip the last --
9 umm, during his last days.

10 Q Okay. And other than they were upset about that,
11 what did they tell you, if anything?

12 A Umm, we talked about the, umm -- I know we talked
13 about the catheter thing, about the rectal Foley thing and
14 his central line, and, umm, she was telling me some of the
15 other things about the allegations as far as the -- the
16 Chromium and, umm, other things. And she was trying to
17 explain all of that, and I didn't really understand it.
18 Umm --

19 Q When you say she was attempting to explain all of
20 that, what do you mean she was attempting to explain it all?

21 A What she had been accused of. She was explaining,
22 you know, she said -- 'cause I didn't realize that -- she
23 said -- She told me, "Can you believe they have accused me
24 of putting Chromium in his feeding tube?"

25

And I said, "No, I didn't know that," you know,

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1 just different things like that. But nothing -- I can't --
2 let's see if there's anything else.

3 Q In her discussions with you either in this meeting
4 or at any other time, Ms. Green, did Ms. Patrick ever
5 mention to you that she had been accused of Munchausen's at
6 other hospitals, other than Vanderbilt?

7 MR. RYAN: Object to the form of the question.

8 THE WITNESS: Sir?

9 MR. RYAN: I, from time to time, Ms. Green,
10 may make objections to Mr. Bryant's questions, but that's
11 for the record. You're --

12 THE WITNESS: Okay.

13 MR. RYAN: You're not to focus on my
14 objections, but to go ahead and answer his questions. Down
15 the road a judge will review the questions and my objections
16 and determine whether or not the objections are well taken
17 or not.

18 THE WITNESS: I understand.

19 MR. RYAN: And we don't have a judge on today
20 to do that, so your obligation is to go ahead and answer the
21 question.

22 A I can't remember if I heard that the first time
23 from Julie or from -- in that meeting we were in or if it
24 was just a rumor floating around the unit. I can't recall

25 when exactly I heard that first.

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1 Q BY MR. BRYANT: But is it your recollection that
2 you had heard at some time from someone that she had been
3 accused of Munchausen's at other hospitals before
4 Vanderbilt? Is that your memory?

5 A Yes. Yes.

6 Q But you don't recall whether that was from
7 Ms. Patrick, herself, or from others?

8 A No, I don't.

9 Q Okay. Do you recall anything other -- else about
10 this meeting with Mr. and Ms. Patrick when they came to your
11 home following Philip's death?

12 A Nothing specific, no.

13 Q Did they ask you to do anything?

14 A No, sir.

15 Q When they left that evening, I mean, how -- Were
16 you-all to meet again or was it good-bye or what was what
17 was the arrangement, if anything, between you-all when they
18 left your home that night?

19 A Umm, at that point, nothing.

20 Q All right.

21 A Nothing.

22 Q The way you answered that made me think perhaps
23 there was another time.

24 A At another time she called me, and I don't remember

25 if it was like a month later, two months later, or exactly

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1 when it was, and she just asked me, well, do you remember
2 this, or do you remember that, 'cause she was going over --
3 I don't know if she'd gotten the charts or what, and I would
4 tell her, well, I -- Yeah, I remember that; or, no, I don't
5 remember this, and -- and what little bit I did know, she
6 asked me, would I meet with an attorney, her attorney, and I
7 agreed. And so we got together one afternoon, and I told
8 him basically what I'm telling you today.

9 Q What was that attorney's name?

10 A I don't recall.

11 Q Where did the meeting with the attorney occur?

12 A At a restaurant.

13 Q In Nashville?

14 A In Nashville.

15 Q What was the name of the restaurant?

16 A It's just right down the street from Vanderbilt,
17 umm, Sports Page.

18 Q Who attended the meeting besides yourself and the
19 attorney?

20 A Ms. Patrick.

21 Q Anyone else?

22 A No.

23 Q And generally speaking, what was discussed at that
24 meeting?

25

A Almost identical to questions you've asked me today

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1 except for -- other than my resume.

2 Q Okay. So you provided a resume to them?

3 A No, I said other than that. (Laughing.)

4 Q Oh, okay. How long did the meeting last?

5 A About an hour.

6 Q And, again, how long after the meeting at your home
7 did the meeting with the attorney take place?

8 A Sir, it could have been a month -- I mean, it could
9 have been six months, it could have been nine months. I
10 don't -- I don't recall.

11 Q How long after Philip's death was the meeting at
12 your home when Mr. and Mrs. Patrick came to your home?

13 A My best guess is a couple of months.

14 Q Okay. Umm, was the telephone call that resulted in
15 the meeting with the attorney the next thing that occurred
16 after the meeting at your home?

17 A I believe so.

18 Q Okay. After you had this meeting with Ms. Patrick
19 and her attorney at the restaurant, when is the next time
20 that you were involved in this matter, in any respect?

21 A Again, I don't remember the time frame, but it was
22 when Julie contacted me and asked me would I -- would I
23 have -- would I go on -- would I be interviewed by 20/20, if
24 they did a segment with 20/20.

25

Q Okay. And what did you tell her when she asked you

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1 that?

2 A I told her -- I was very reluctant at first. I
3 told her I didn't think I had anything contributory to -- to
4 say and told her I would think about it. She contacted me
5 again, and at that point I contacted an attorney just to get
6 some advice. I was more or less advised on what I should or
7 shouldn't say, and -- and then I did the segment. I did the
8 interview.

9 Q Ms. Green, what was it about this that caused you
10 to think, at least initially, that you didn't really have
11 that much to add?

12 A Well, because I don't feel like I've -- Umm, any
13 more than I've told you so far today, unless there is some
14 other specifics that I remembered closer to the time that
15 was going on, umm, I just have -- didn't feel that anything
16 I had to say was significant.

17 Julie felt that what I had to say was significant.
18 Umm, and then -- I mean, I guess a couple of the things
19 maybe are, but whether they could really, umm, help or not,
20 I don't know.

21 Q All right. What is it, ma'am, that you think that
22 you know that may be significant or maybe perhaps are
23 significant?

24 A Well, the major two things that I feel were

25 significant in the whole thing was my observation in caring

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1 for -- While I was caring for Patrick, my observation -- I
2 mean, for Philip, my observation of Julie was always that
3 she was a caring -- caring parent and would not do anything
4 to hurt her child because of always wanting us nurses to be
5 careful with him, always wanting us to wash our hands, and,
6 "Is there anything we can do to make him more comfortable?"

7 Umm -- Umm -- And then when her rights as a parent
8 were taken away by CPS, umm, I just -- I just -- my own
9 personal feeling felt that she was not guilty. So -- but,
10 because it was just my own -- because it was my personal
11 feeling and what I observed in her, umm -- Well, at that
12 point when I'm asked to go on national TV, I'm not one of
13 these kind of people who -- who gloried in that and wanted
14 my 15 minutes of fame, so I was reluctant to do it.

15 Q Okay. And what caused you eventually to decide to
16 do that?

17 A Umm, because I feel Julie is innocent.

18 Q Okay. Anything else, Ms. Green, that caused you to
19 be willing to go on TV?

20 A No. No other reason.

21 Q Since the 20/20 interview, have you had additional
22 contact with Ms. Patrick or Mr. Patrick?

23 A I've had none.

24 Q Okay. Have you now told me about all the contact

25 you've had with Mr. or Mrs. Patrick about Philip or

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1 Vanderbilt or anything related to this?

2 A I believe so.

3 Q Have you had any conversations with anyone at
4 Vanderbilt since you left -- Well, since Philip's death,
5 let's say?

6 A No.

7 Q You haven't spoken with any of the doctors there
8 about him?

9 A No.

10 Q Nor any of the nurses there about him since he
11 died?

12 A No. No.

13 Q Who did you deal with at 20/20?

14 A Peggy Fleming.

15 Q Is she the only one?

16 A Umm, yes.

17 Q Tell me how that arose.

18 When was the first contact you had from anyone
19 identified with 20/20?

20 A I believe her name is Penny, not Peggy, I'm sorry.
21 Umm, she called me a few months back, and it was in the
22 spring, April or somewhere back in there this year and said
23 that she had been given my name by the Patricks, and she
24 more or less gave me -- just interviewed me over the phone

25 and then asked could she come out and interview me in

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1 person. And that -- Like I said, that's when I contacted an
2 attorney to get some advice and then agreed to do it.

3 Q Okay. And where did that interview with
4 Ms. Fleming take place?

5 A In my home.

6 Q In Oregon?

7 A Correct.

8 Q How long did that interview last?

9 A About an hour.

10 Q Did you ever see a videotape of your interview?

11 A No, sir.

12 Q Do you have one in your possession?

13 A Only what was on the 20/20 show itself.

14 Q Okay. But the -- the other --

15 A The full interview, no, sir, I do not.

16 Q And you've never had that?

17 A No, sir.

18 Q Okay. Ms. Green, did -- did you ever obtain any
19 information about Philip's care at the other hospitals where
20 he had been treated before he came to Vanderbilt?

21 A No, sir.

22 Q Not at all?

23 A None.

24 Q Okay. Tell you what. Let me look back over my

25 notes here, and I may be close to being done. Mr. Ryan

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1 perhaps has some questions he wants to ask as well, but let
2 me --

3 MR. RYAN: Why don't you go ahead and review
4 your notes. I'll be more than happy to allow you the time,
5 and then we'll take it from there.

6 MR. BRYANT: Okay. Look through here.

7 (Pause in proceedings.)

8 MR. BRYANT: Okay. Let me -- I've got a few
9 more I've thought up, Ms. Green. We can go back on the
10 record here and maybe I can finish.

11 Is the videographer ready? Let me know when we're
12 back on.

13 THE VIDEOGRAPHER: We're on record.

14 Q BY MR. BRYANT: All right. Ms. Green, you told us
15 a moment ago that at least one reason that you agreed to
16 appear on 20/20 was you didn't think that Ms. Patrick was
17 guilty; is that correct?

18 A Yes, sir.

19 Q Umm, tell me why that is your opinion in this case.

20 A I personally never saw Ms. Patrick do anything to
21 harm Philip. Umm, although I only took care of him, as you
22 said, six shifts, it doesn't mean I wasn't in the unit and
23 talked with her a lot.

24 Umm, what I did observe in her was always singing

25 to him, calming him, umm, comforting him, asking us, you

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1 know, if there was anything -- If there was anything that
2 was uncomfortable to him, she would ask us, "Can we -- Can
3 we try this, or try that, to make it a little better?"

4 Umm, I -- I perceived her only to be a caring
5 parent, and I -- although I've never worked with any parents
6 who were actually -- any other parents who were ever accused
7 of Munchausen Syndrome, so my experience in this is really
8 none, but I have seen other parents who've abused their
9 children through the years. I've seen some terrible cases.
10 And I just did not see that in Ms. Patrick.

11 I did not see her as a harmful parent. And
12 that's -- That was my only own personal perception, and
13 that's why I chose to help her or anything that I could do
14 that might help.

15 Q All right. Beyond your own personal perception
16 that you've just described to us, was there anything else,
17 Ms. Green, that caused you to believe that Ms. Patrick
18 didn't do anything to harm Philip?

19 A Beyond my own perceptions and observations?

20 Q Yes, ma'am.

21 A No. I base that solely on what I saw.

22 Q Okay. Now, a moment ago you mentioned, I believe,
23 that even on the days when you were not taking care of
24 Philip, you spoke with Ms. Patrick while she was in the

25 PICU, correct?

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1 A If I was working and would happen to be taking care
2 of a child two or three beds away, and Ms. Patrick was in
3 the room, I would always go up and talk to her, yes.

4 Q Okay. Would you say typically when you had
5 conversations with her, these were fairly lengthy
6 conversations or were they --

7 A At that time, no. It was basically just more or
8 less, "How are you guys doing? How are the kids at home?"
9 Umm, "I haven't taken care of Philip in a few days. How is
10 he doing?" Umm, I wouldn't say they were heavy
11 conversations at all.

12 Q Okay.

13 A Because, I mean, I did that -- I did that with any
14 parent.

15 Q Right.

16 A You know, just breeze through the room, "How are
17 you? What's going on?"

18 Q Would you say that you and Ms. Patrick became
19 friends during the time that Philip was in the unit and she
20 was present?

21 A I become friends -- Yeah. Yeah. Not -- Not beyond
22 the scope of -- of nurse and, umm, patient parent. Umm,
23 things that Julie and I discussed, I might or might not
24 discuss with any parent.

25

Q Okay. Ms. Green, I'm going to sort of wrap up here

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1 now. I'm about to be finished, and Mr. Ryan perhaps will
2 ask some questions of you as well, but before I do, I want
3 to be sure that you have told me about every conversation
4 that you remember with any doctor at Vanderbilt about
5 Philip.

6 You've told us some of those today, but is there
7 anything else that you have -- that has occurred to you
8 during the remainder of this deposition?

9 A Nothing that has occurred to me right now,
10 Mr. Bryant, but, you know, it's been a long time, and if I
11 were to get into a conversation with someone or if I were to
12 read something somewhere or if I were to be asked a certain
13 question that jogged my memory, I may think of something
14 else.

15 Q All right.

16 A But at this particular point, sir, I'm being as
17 honest with you as I can.

18 Q All right, ma'am. Now, I'll ask that same question
19 about any other nurses at Vanderbilt. You've described some
20 conversations with nurses about Philip or Ms. Patrick that
21 you remember today.

22 Is there anything else that may have occurred to
23 you that -- specific conversations about him or about
24 Ms. Patrick that you recall?

25

A Nothing specific right now.

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1 MR. BRYANT: Okay. Umm, thank you. I think
2 that's all I have. I appreciate your patience.

3 THE WITNESS: Thank you.

4 MR. BRYANT: Mr. Ryan may want to ask.

5

6 EXAMINATION

7 BY MR. RYAN:

8 Q I do. And Ms. Green, I'll be as brief as I
9 possibly can be. Just so that you know who I am, I'm an
10 attorney from Arizona. I travel around the country
11 assisting women falsely accused of Munchausen Syndrome by
12 proxy, and I've been asked to represent the Patricks in this
13 particular case, and I wanted to go back to some things that
14 you responded to and answered to Mr. Bryant's questions.

15 First off, there was something that occurred in '95
16 or '96 I wanted to talk to you about, and that was when Pat
17 Chengler had requested you to transfer out of the PICU.

18 Do you recall talking about that?

19 A Yes, sir.

20 Q All right. Tell me specifically what happened in
21 those set of circumstances. I understand that you had a
22 health problem, but tell me -- tell me in detail what had
23 happened, to the best of your recollection today.

24 A Umm, well, I was -- I was no longer working on

25 contract. The contract I'd been on was over, so I was just

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1 signing up and just working shifts, but they weren't
2 guaranteed shifts, and they weren't -- umm, I wasn't
3 obligated.

4 There was no -- it wasn't like I was obligated to X
5 amount of shifts per week, umm, and I had no guaranteed
6 shifts. But I'd sign up for shifts, and I -- I generally --
7 I generally worked them. But I had the opportunity to take
8 a guaranteed contract over at St. Thomas and I -- which I
9 did, and so I signed up for fewer shifts in the PI. And
10 then when I was at St. Thomas one night, I, umm -- I almost
11 passed out.

12 My blood pressure medicine that I'd just started
13 had caused my heart rate to drop down to the forties, and I
14 was at work --

15 Q Wow.

16 A -- had to go to the ER. And because I was
17 obligated to the contract, I -- I barely made it through the
18 three months, because I was on about five different
19 medications, trying to get my blood pressure regulated
20 correctly without all kinds of horrible side effects, like
21 passing out, umm, et cetera.

22 So, in that time, like I said, I cancelled -- Pat
23 said -- Instead of cancelling eight, I believe I had signed
24 up for a total of eight shifts in the three-month period,

25 and I cancelled four of them. That was it, I believe.

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1 And she said that that was a 50-percent
2 cancellation rate. And, umm, that, although she had
3 no problems with me -- with me professionally as a nurse and
4 my -- my work, it was just the fact that she didn't allow
5 her staff to cancel 50 percent of their shifts or we
6 couldn't run a hospital.

7 And I told her, "I understand that, but I" -- and
8 like I said, I had the director of the department, of the
9 registry, we are in a meeting, and I had had my medical
10 records there and everything, but Pat just said that she
11 felt it was best that I not work in the unit for two or
12 three months until I could be back at Vanderbilt and show
13 that I was -- so her staff could see that I was not going to
14 be cancelling all my shifts, which I did, I worked in the --
15 I worked in all the other units of the hospital after that
16 time and -- and then eventually took the staff position at
17 the Department of Neurology after I got my blood pressure
18 medication regulated.

19 Q Did you have any other problems with Pat -- Strike
20 that.

21 How did you and Pat Chenger get along after that
22 point?

23 A I don't believe I ever saw her after that point.

24 Q Did Pat Chenger, aside from asking that you leave

25 the Pediatric Intensive Care Unit, did she explore with you

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1 any alternatives short of asking you to leave the Pediatric
2 Intensive Care Unit?

3 A No.

4 Q Did you think Pat Chenger had handled the matter
5 fairly, in your way of thinking?

6 A No, I did not. I felt I had medical circumstances;
7 that it wasn't that I was just being blatantly not working.
8 And, like I said, Judy had pulled up on the computer to
9 remind Pat what an -- a good employee I had been in working
10 all of my shifts, plus more shifts; that I always worked.
11 And I don't have a problem working. That was just for
12 medical reasons in that short period of time.

13 Q Were you aware of any other nurses that may have
14 had difficulty with Pat Chenger?

15 Did anybody express anything to you?

16 A Not that I'm aware of.

17 Q Okay. Is any of your -- Strike that.

18 Did your difficulties with Pat Chenger provide you
19 any motivation in terms of going to 20/20?

20 A Oh, absolutely not.

21 Q Did your run-in with Pat Chenger provide you any
22 motivation in assisting Julie Patrick or talking to Julie
23 Patrick?

24 A Absolutely not, no. Absolutely not.

25

Q All right. Umm, going back to the time after

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1 Mrs. Patrick had been removed from the care, custody, and
2 control of her son Philip, you had expressed that you felt
3 uncomfortable because you were not allowed to fully answer
4 Mrs. Patrick's questions. And what I want to do is explore
5 with you why it is that you felt uncomfortable.

6 A Because we often give -- We always give reports to
7 family -- to parents who have to leave the -- the unit, for
8 whatever reason, and they call back in and they ask
9 questions. And as a nurse, I answer those questions to the
10 best of my ability.

11 I feel that every parent has that right to know
12 what's going on with their child. And in the one
13 conversation that I, myself, had with Ms. Patrick, like I
14 said, I just remember feeling uncomfortable because my --
15 It's -- It's like your loyalty's being torn, you know, I'm
16 doing what I was told in my place of employment, but yet the
17 professional nurse in me said -- told myself, you know, this
18 is not right. This parent has a right to know what's going
19 on with their child. Right or wrong, at that point, it
20 was -- right or wrong, she deserves to be given a legitimate
21 report on her child.

22 Q Did you feel that your ability to be honest with
23 the parents was compromised by your instructions to answer
24 the way you were told to answer?

25 A Yes.

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1 Q All right. And why did you feel that your ability
2 to be honest was compromised in that regard?

3 A Umm --

4 Q Because you couldn't give the complete picture?

5 A Well, because I couldn't give the complete picture.
6 Even though there was nobody standing there telling, you
7 know, even overhearing the conversation, it was just -- I'd
8 never been faced with that kind of a situation before.

9 Q Who -- Do you recall who gave you the instructions
10 to simply describe certain things but not tell the whole
11 picture?

12 A Umm, it was mentioned in the meeting that we had,
13 the two or three days after the -- but who actually said
14 that, I don't know.

15 Q Okay. When you -- Do you recall who the other
16 nurses were that went to speak to the nurse manager about
17 not being able to give the full information?

18 A No, I don't.

19 Q But there were approximately two other -- two to
20 three other nurses who felt similarly (inaudible) --

21 A Yeah, probably -- probably a couple more. I
22 remember we were just standing around talking about it.
23 Umm, I don't even know who they were, you know, ones who
24 were taking care of him. And I said, "Well" -- you know, I

25 was going to say something, and then one of them said,

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1 "Well, so and so felt the same way. She was going to say
2 something to Pat." So, you know, whether I was the only one
3 or somebody else did, too, 'cause I was told they were going
4 to. I don't know.

5 Q How was it that they decided not to -- Strike
6 that.

7 When you went to Pat and described that to her,
8 what was -- How did you interpret her reaction to your
9 request to be able to get more information or -- let me go
10 back and ask you a more basic question.

11 When you went to Pat Chenger and told her that you
12 felt uncomfortable about not giving a full report to the
13 family, what did she say to you?

14 A I don't even remember that it was Pat. It may have
15 been Jade --

16 Q Okay.

17 A -- that I talked to. And it was just like in
18 passing. I was standing at the bedside, and I remember them
19 coming by. I said, "Oh, by the way, you know, I had to talk
20 to Ms. Patrick, and I didn't give her a full report, because
21 we were told not to, and I just felt real uncomfortable
22 about that." And I left it at that. And I don't know that
23 it was -- was or was not responded to. I just told my
24 feelings on how I felt; that I felt uncomfortable not being

25 able to give a full report.

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1 Q When you say "Jade," are you referring to Jade
2 Floridez (Ph)?

3 A Yes.

4 Q How -- Do you know how the determination or
5 decision was made that the nurses would not be the ones to
6 talk to the family; that they would have the unit secretary
7 tell the family that the nurse was busy or could not come to
8 the phone?

9 A No, I don't know. I don't know if it's based on
10 what I said or the ones that they felt -- they were telling
11 me they felt the same way, too.

12 Q How was it that you learned that the secretary
13 would answer the phone and tell the family the nurse was
14 busy and could not answer the phone?

15 A That was just given to me in report or -- No, I
16 don't even know if it was -- it was either in report or just
17 going around the unit.

18 Q When you say, "given to you in report," what does
19 that mean?

20 A Meaning was when I assumed care of Philip one
21 morning that the night nurse would have told me that.

22 Q And told you that would have been the standing
23 order; that no one's to take the phone call from
24 Mrs. Patrick but the unit secretary, and she's just going to

25 tell them the nurse is --

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1 A Right. That they are -- would refer all calls to
2 the physician.

3 Q Okay. And when you say that that may have just
4 been going around the unit, what does that mean when you say
5 that?

6 A Umm --

7 Q Just what one nurse said to another nurse; passing
8 it around?

9 A Right. Right.

10 Q Did you ever hear a unit secretary answer the phone
11 for a Patrick call and say, "I'm sorry. The nurse is not --
12 busy or is not able to come to the phone"?

13 A Yes, I did.

14 Q And was the nurse available at the time that the
15 Patrick family was told that the nurse was busy, if you
16 know?

17 A No, I don't know.

18 Q Okay. Do you recall any of the nurses talking
19 about the Patrick family or Mrs. Patrick after the removal
20 of custody of Philip Patrick?

21 A Yeah. There was a lot of speculation in the unit.
22 There were nurses who would -- and I -- again, I don't
23 remember who or exact words, but just -- just typical gossip
24 stuff on, "Well, I don't think she did it," and another one

25 would say, "Well, you know, there was this particular time,"

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1 or somebody would say, "Yeah, but she couldn't have meant to
2 harm him." I mean, it was kind of like -- I would say, you
3 know, it was not 50/50, but --

4 Q There was a split in the nurses?

5 A There was a split, yeah.

6 MR. RYAN: Okay. I have no further questions
7 at this time.

8 MR. BRYANT: And I have none either,
9 Ms. Green. Thank you very much for your time.

10 THE WITNESS: You're welcome.

11 MR. BRYANT: Ms. Green, this reporter, who's
12 taking down the testimony today, will type this up in a few
13 days, and you will be given an opportunity to read the
14 transcribed testimony and make any corrections that you
15 think are appropriate in what's been said today.

16 THE WITNESS: Okay.

17 MR. BRYANT: And we ask that you do that.

18 Would you be willing to do that?

19 THE WITNESS: Yes, sir.

20 MR. BRYANT: The court reporter there will
21 make arrangements with you about getting the transcript to
22 you. And she, the reporter, will give you instructions on
23 how to make any corrections you think are appropriate and
24 how to conclude the deposition.

With that, I have nothing further.

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1 Tom, do you have anything further?

2 MR. RYAN: I have nothing further either. We
3 can go off the record and give instructions to the
4 stenographer.

5 (Deposition concluded at 10:05 a.m.)

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1 C E R T I F I C A T E

2 I, Keri M. Transue-Evans, CSR No. 90-0146, do
3 hereby certify that LINDA L. GREEN personally appeared
4 before me at the time and place mentioned in the caption
5 herein; that the witness was by me first duly sworn under
6 oath and examined upon oral interrogatories propounded by
7 counsel; that said examination, together with the testimony
8 of said witness, was taken down by me in stenotype and
9 thereafter reduced to typewriting; and, that the foregoing
10 transcript, pages 1 to 72, both inclusive constitutes a
11 full, true, and accurate record of said examination of and
12 testimony given by said witness, and of all other
13 proceedings had during the taking of said deposition, and of
14 the whole thereof, to the best of my ability.

15 Witness my hand and seal at Portland, Oregon, this
16 6th day of December, 1999.

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Keri M. Transue-Evans

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CSR No. 90-0146

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