

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
WESTERN DIVISION

PLATTE RIVER INSURANCE
COMPANY,

Plaintiff,

vs.

No. 4:07cv0036 SWW

BAPTIST HEALTH, and as interested
parties, DR. BRUCE E. MURPHY and
BRUCE E. MURPHY, M.D., P.A., DR.
SCOTT L. BEAU and SCOTT L. BEAU,
M.D., P.A., DR. DAVID C. BAUMAN and
DAVID C. BAUMAN, M.D., P.A., DR. D.
ANDREW HENRY and D. ANDREW
HENRY, M.D., P.A., DR. DAVID M.
MEGO and DAVID M. MEGO, M.D.,
P.A., DR. WILLIAM A. ROLLEFSON and
WILLIAM A. ROLLEFSON, M.D., P.A.,
DR. PAULO RIBEIRO and PAULO
RIBEIRO, M.D., P.A., LITTLE ROCK
CARDIOLOGY CLINIC, P.A. and DR.
JANET R. CATHEY,

Defendants.

JUDGMENT

Pursuant to the Memorandum and Order entered in this matter on this date, it is
Considered, Ordered, and Adjudged that Platte River Insurance Company’s motion for summary
judgment [doc.#33] be and it hereby is granted and that Baptist Health’s motion for summary
judgment [doc.#36] be and it hereby is denied; Platte River Insurance Company is entitled to
recover the amount of defense expenses advanced to Baptist Health under the Policy for the
Underlying Actions and Baptist Health is entitled to a refund of the premiums tendered to and

received by Platte River Insurance Company.

IT IS SO ORDERED this 17th day of April 2009.

/s/Susan Webber Wright
UNITED STATES DISTRICT JUDGE