July 30, 2007

Page 1 of 1

news releases

D. 6

March 20, 2007

\$19.5 Million Settlement in Medical Negligence Case

News Releases

A former Global Controller for Chicago-based Citadel Hedge Funds has agreed to a \$19,500,000 settlement of his medical negligence claim against Evanston Northwestern Healthcare Corporation.

Newsletters

Articles

4Bock

Ted Baxter, 41, alleged that Evanston Hospital failed to treat him with the clot busting drug, tPA, after he presented to its Emergency Department on April 21, 2005, with symptoms suggestive of stroke. He further alleged that after being admitted to the hospital, nurses failed to respond to his wife's repeated requests for him to be re-evaluated. Baxter's stroke went undiagnosed and evolved throughout the next 12 hours, resulting in significant expressive and receptive aphasia. He is permanently disabled from his job at Citadel.

According to David R. Barry of Corboy & Demetrio, who represents the Baxters:

This case is a great example of how our civil justice system can work. Evanston did its investigation, realized that mistakes were made and immediately indicated an interest in trying to get the case resolved through mediation. Former Presiding Judge of the Circuit Court Donald O'Connell did his usual extraordinary job

"I give Evanston a great deal of credit for doing the right thing and allowing the Baxters to move forward with their lives. Evanston prides itself on being an outstanding stroke center, and the level of care here was clearly not up to its standards," said Barry.

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Law Offices of Corboy & Demetrio, A Professional Corporation 33 N Dearborn Street • Chicago, IL 60602 • ph. 312 346 3191 • fax. 312.346 5562

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Firm Histo	ory Corboy &	Demetrio				Page 3	of 3
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O	Return To Sender	☐ Other☐ Police / Accident Report	o Other New Claim
ø	Not At This Address	☐ Proof of Age	Documents Partial Claim Package
ø	Insufficient Address	Surveillance Surveillance Bill	Sun Advisor
0	Forwarding Order Expired	Unassigned Doc Type (Personal Profiles)	□ Telephonic □ Transitional Claim Form
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		General Worksheet	Rehab Docs
		□ Telephone Template	Rehab Bills
			☐ External Vendor Corresp☐ FCE Report☐ Other☐ Rehab Correspondence☐ TSA / LMS



CLAIMS BUREAU USA, INC.

P.O. Box 1100, Burlington, MA 01803

(800) 651-0460 • WWW.CLAIMSBUREAU.COM • FAX (800) 651-0496

DATE 10/3/2007
INVOICE# 0 32256
AGENT DN

INVOICE

Sun Life Financial Robert Goodall One Sun Life Executive Park Wellesley Hills, MA 02481

1	
; FILE NO	230605-00981-00
ASSURED	Ted Baxter
SUBJECT	Ted Baxter
D/A	4/22/05
SERVICE DATES	

QUANTITY	DESCRIPTION	RATE	TOTAL
	HOURS - INVESTIGATION	65.00	877.50
270	AUTO-MILEAGE	0.45	121.50
	1		

IRS# 300220189

Total

\$999.00

Personal	ly Prepped By: _Jeanette C	Adju	stments 2	Legal	Docs 7
This Do	cument Was Received With: Original Death Certificate Raised Seal Present On: Certified Document:	0000 0000	COLA FICA General Cal Worksheet Other (Activities/Financial Check/Bill) Overpayment Worksheet Partial Cal Worksheet Pension Personal Check Rehab Earnings	Medi	Appeal Court Order Court Order Demand Full and Final Release Other POA / Guardianship Subrogation cal Docs 1 APS Behavioral Health
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Updated: September 24, 2007

□ TSA/LMS



October 10, 2007

Sun Life Assurance Company of Canada SC 3208 One Sun Life Executive Park Wellesley Hills, MA 02481-5699

1-800-247-6875

Mark D. DeBofsky Law Offices of Daley, DeBofsky & Bryant 55 W Monroe St., Ste 2440 Chicago, IL 60601

Re:

Policy No. 067534-GD-Long Term Disability

Control # 230605-00981-00

Claimant: Ted Baxter

Dear Mr. DeBofsky:

This is in follow up to our conversation today concerning Mr. Baxter's continuing claim of Total Disability under the above referenced Long Term Disability Contract.

Mr. Baxter's policy contains the following terms and provisions:

Total Disability Benefit

If an Employee is Totally Disabled, the Net Monthly Benefit will be calculated based on the Total Disability Benefit formula. An Employee qualifies for this benefit if:

- the Employee is not working or is earning less than 20% of his Indexed Total Monthly Earnings; and
- during the Elimination Period and the next 36 months, the Employee, because of Injury or Sickness, is unable to perform the Material and Substantial Duties of his Own Occupation.

After Total or Partial Disability benefits combined have been paid for 36 months, the Employee will continue to qualify for this benefit if he is unable to perform with reasonable continuity any Gainful Occupation for which he is, or becomes, reasonably qualified for by education, training or experience.

To determine the Total Disability Benefit:

- 1. Take the lesser of:
- a. the Employee's Total Monthly Earnings multiplied by the Benefit Percentage (shown in Section I, Schedule of Benefits); or
- b. the Maximum Monthly Benefit (shown in Section I, Schedule of Benefits); then
- 2. Subtract Other Income Benefits from the amount determined in Step 1.

Page 2 Ted Baxter

Other Income Benefits

Other Income Benefits are those benefits provided or available to the Employee while a Long

Term Disability Benefit is payable. These Other Income Benefits, other than retirement benefits, must be provided as a result of the same Total or Partial Disability payable under this Policy. Other Income Benefits include:

9. Any amount due to income replacement or lost wages the Employee receives by compromise, settlement or other method as a result of a claim for any Other Income Benefit.

Lump Sum Payment

If an Employee receives a lump sum payment for any Other Income Benefits, Sun Life will prorate the lump sum on a monthly basis over the time period specified for the lump sum payment. If no time period is stated, the lump sum payment will be prorated on a monthly basis over a reasonable period of time as determined by Sun Life.

Adjustment of Benefits

The Employee must notify Sun Life in writing, within 31 days of receipt of notice, of the amount of Other Income Benefits when it is approved or if the amount is adjusted (other than for cost of living increases). Sun Life will make an adjustment to the Net Monthly Benefit payment when Sun Life receives written notice of the amount of the Other Income Benefit.

If after Sun Life makes an adjustment to the Net Monthly Benefit the Employee has been underpaid, Sun Life will immediately make a lump sum refund of the amount that has been underpaid to the Employee.

If after Sun Life makes an adjustment to the Net Monthly Benefit the Employee has been overpaid, the Employee must reimburse Sun Life the amount of the overpayment within 31 days of the award. Sun Life has the right to reduce or eliminate future LTD benefit payments until the amount of the overpayment has been repaid. During the overpayment reimbursement period, the Minimum Monthly Benefit will not apply.

As discussed, we received the report of the September 26, 2007 visit with Mr. Baxter. In follow up, we are requesting that Mr. Baxter provide us with a complete copy of the March 2007 Settlement Agreement with Evanston Hospital. We are requesting this documentation to determine whether the additional income received, as a result of the settlement, would fall under the above referenced Other Income Benefit provision.

Page 3 Ted Baxter

Additionally, we are still awaiting the Authorization forms and Attending Physician's Statement as previously requested and forwarded to Mrs. Baxter on August 28, 2007.

Should you have any questions regarding this matter, please feel free to call me at 1-877-260-9778, extension 7107.

Sincerely,

Robert Goodall

Claim Consultant Group Long Term Disability SC 3208 To: medical records Fix: 1-3129227449

From: Incksonville Telepro Team

Date: 08/31/07 12:33FM Page 2 of 4



CASE#: P825482-01

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TEAN: 8504

DESK: 6 ; DATE: 8/31/2007

RETURN FAX#: (800)365-1962

NAME: SSN:

DOB:

PH#:

STATE!

FACTLITY:

TED BAXTER XXX-XX-3725

11, ri INSURANCE BENEFITS PENDING COMPANY: SUN LIFE FINANCIAL

ACCT4: 005766

POLICY#:

230805-00981

RECORDS REQUEST

MICHIGAN AVENUE INTERNISTS. LLC 200 S. MICHIGAN STE #805

ADDRESS: 200 S. NICHIGAN STE M CITY/ST: CHICAGO, IL 60604

(312) 922 - 3815 (312) 922 - 7449 REQUESTER: OTIS GOODA

U/N TEAM:

FAMA: (312)922-7449 SPECIAL INSTRUCTIONS: PLEASE RETURN THIS FORM WITH RECORDS

Dr: TERENCE SULLIVAN MD

AGENT: GOODALL 9727909902, AGENCY: AL
L TREATMENT NOTES, CONSULTS, LAB/TEST RESULTS AND CORRESPONDENCE SINCE 11/05-CUR
RENT DATE.

****PLEASE RETURN THIS COVERSHEET WITH RECORDS****

RETURN TO: P.O. Box 2729

TEAM: 8504

Jacksonville FL 32203-2729 PHONE: (800)456-6921

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SUN BAXTER 000927



SPECIMEN INFORMATION

REQUISITION: 0001994

LAP REF NO: CC0912

SCECIMEN:

OFEST DIAGNOSTICS INCORPORATED

Quest on Demand™

DOB: 11

GENDER: M

ID: BAXTEOOO

PATIENT INFORMATION BAXTER, TED

Age: 41

ORDERING PHYSICIAN

REPORT STATUS Finel

SULLIVAN, TERENCE

CLIENT INFORMATION 22440685

TERENCE P. SULLIVAN, MD 200 S MICHIGAN AVE STE 830

CHICAGO, IL 60604-2402

COLLECTED: 09/12/2005 15:05 RECEIVED: 09/12/2005 21:39 REPORTED: 09/13/2005 00:20

WX203317K

Test Name	In Range Out of Range	Reference Range	Lab
LIPID PANEL TRIGLYCERIDES	80	<150 MG/DL	СВ
CHOLESTEROL, TOTAL	125	<200 MG/DL	СВ
HOL CHOLESTEROL	62	> OR = 40 MG/DL	CB
LDL-CHOLESTEROL	47	<130 MG/DL (CALC)	CB
CHOL/HDLC RATIO	2.0	<5.0 (CALC)	СВ
— COMPREHENSIVE METABOLIC		or 15/4 or spring may 1/dp resistanting, entered	СВ
GLUCOSE	97	65-99 MG/DL	
	FASTING REFE	RENCE INTERVAL	
UREA NITROGEN (BUN)	18	7-25 MG/DL	

GLUCOSE	97	65-99 MG/DL
		FASTING REFERENCE INTERVAL
UREA NITROGEN (BUN)	18	7-25 MG/DL
CREATININE	1.2	0.5-1.4 MG/DL
BUN/CREATININE RATIO	15	6-25 (CALC)
SODIUM	140	135-146 MMOL/L
POTASSIUM	4.3	3.5-5.3 MMOL/L
CHLORIDE	104	98-11.0 MMOL/L
CARBON DIOXIDE	26	21-33 MMOL/L
CALCIUM	9.4	8.5-10.4 MG/DL
PROTEIN, TOTAL	7.2	6.0-8.3 G/DL
ALBUMIN	4.3	3.5-4.9 G/DL
GLOBULIN	2.9	2.2-4.2 G/DL (CALC)
ALBUMIN/GLOBULIN RATIO	1.5	0.8-2.0 (CALC)
BILIRUBIN, TOTAL	0.6	0.2-1.5 MG/DI
ALKALINE PHOSPHATASE	48	20-125 U/L
AST	20	2-50 U/L
ALT	20	2-60 U/L

#### Performing Laboratory Information:

CR - 1993T DIAGNOSTICS WOOD DALE 1355 HITTEL SOULEVARD WOOD DALE IL 60191 Laboratory Director: ANTHONY V. TROMAS, M.D.

Chest AP

BAXTER, TED - 000102324522

* Final Report *

Result Typo:

Chest AP

Result Date:

19 March 2007 0:20

Result Status:

Authenticated

Result Title:

Chest AP (portable)

Performed By: Verified By: SHAH, SAUMIL on 19 March 2007 0:10 STRIMLING, ARNOLD on 20 March 2007 8:44

Encounter info:

000090779216, NMH, Observation, 3/18/2007 - 3/19/2007

* Final Report *

Reason For Exam

Report

REASON FOR EXAM: 43-year-old male with chest pain.

COMPARISON: None.

TECHNIQUE: Portable semierect AP radiograph of the chest was obtained.

FINDINGS: The heart size is normal. The mediastinal and hilar contours are normal. The lungs and pleural spaces are clear. The thoracic musculoskeletal structures and upper abdomen are normal.

Impression

NORMAL PORTABLE CHEST.

Signature Line

***Final Report***

THE ATTENDING RADIOLOGIST INTERPRETED THIS STUDY WITH THE RESIDENT WHOSE NAME APPEARS BELOW, AND FULLY AGREES WITH THE REPORT AND HAS AMENDED THE REPORT WHEN NECESSARY:

Attending Radiologist: STRIMLING, ARNOLD Radiology Resident: SHAH, SAUMIL SS

Date Signed Off: 03/20/2007 08:44 Transc. by: KW 03/19/2007 03:24

Printed by:

SULLIVAN, TERENCE P.

Printed on:

3/21/2007 12:03

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Page 1 of 2 (Continued)

.MRA Head WWO Contrast

BAXTER, TED - 000102324522

* Final Report *

Impression

COMBINED IMPRESSION:

UNREMARKABLE NECK MRA.

NO SIGNIFICANT CHANGE IN MILD ATTENUATION OF LEFT MIDDLE CEREBRAL ARTERY SINCE 06-28-05.

NO ANEÙRYSM.

Signature Line

***Final Report***

THE ATTENDING RADIOLOGIST INTERPRETED THIS STUDY WITH THE RESIDENT WHOSE NAME APPEARS BELOW, AND FULLY AGREES WITH THE REPORT AND HAS AMENDED THE REPORT WHEN NECESSARY:

Attending Radiologist: BARTLETT, ERIC S. Radiology Resident: KAAKAJI, RAMI Date Signed Off: 03/19/2007 12:47
Transc. by: SC 03/19/2007 11:46
Dictated by: BARTLETT, ERIC S.

Completed Action List:

- * Order by Emergency-Room, Dept on 19 March 2007 0:54
- * Perform by Vinci, Judith on 19 March 2007 4:25
- * VERIFY by BARTLETT, ERIC S. on 19 March 2007 12:47

Printed by:

SULLIVAN, TERENCE P.

Printed on:

3/21/2007 12:02

Page 2 of 2 (End of Report)

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## MRA Head WWO Contrast

BAXTER, TED - 000102324522

* Final Report *

Result Type:

MRA Head WWO Contrast

Result Date:

19 March 2007 4:25

Result Status:

**Authenticated** 

Verified By:

BARTLETT, ERIC S. on 19 March 2007 12:47

Encounter info:

000090779216, NMH, Observation, 3/18/2007 - 3/19/2007

## * Final Report *

Reason For Exam APHASIA, BED-4

Report

MRA HEAD WITH AND WITHOUT CONTRAST AND MRA NECK WITH CONTRAST

CLINICAL HISTORY: 43-year-old man with history of old left MCA territory infarct presents with seizure:

TECHNIQUE: Head MRA was performed using time of flight technique. Neck MRA was performed using phase contrast technique.

COMPARISON: Concurrent brain MRI and head MRA on 06-28-05.

#### FINDINGS:

NECK MRA: The origins of the vertebral and common carotid arteries are patent bilaterally. The —subclavian arteries are unremarkable. The common carotid arteries are unremarkable. The carotid bulbs—are within normal limits. The visualized internal carotid arteries are unremarkable. There is no significant stenosis, flow gap, or aneurysm.

HEAD MRA: There is no significant change in mild attenuation of the left MCA. The right middle cerebral and bilateral anterior cerebral arteries are unremarkable. The petrous and cavernous internal carotid arteries are unremarkable bilaterally. Bilateral posterior communicating arteries are present. There is no flow gap or aneurysm. The left vertebral artery is dominant. At the vertebrobasilar junction, there is either abutting of the distal V4 segment or there is an area of nonunion of the proximal basilar artery. The posterior cerebral arteries are unremarkable bilaterally. There is no flow gap or aneurysm.

Printed by:

SULLIVAN, TERENCE P.

Printed on:

3/21/2007 12:02

Page 1 of 2 (Continued)

## MRA Neck W Contrast

BAXTER, TED - 000102324522

* Final Report *

Impression

COMBINED IMPRESSION:

UNREMARKABLE NECK MRA.

NO SIGNIFICANT CHANGE IN MILD ATTENUATION OF LEFT MIDDLE CEREBRAL ARTERY SINCE 06-28-05.

NO ANEURYSM.

Signature Line

***Final Report***

THE ATTENDING RADIOLOGIST INTERPRETED THIS STUDY WITH THE RESIDENT WHOSE NAME APPEARS BELOW, AND FULLY AGREES WITH THE REPORT AND HAS AMENDED THE REPORT WHEN NECESSARY:

Attending Radiologist: BARTLETT, ERIC S. Radiology Resident: KAAKAJI, RAMI Date Signed Off: 03/19/2007 12:47 Transc. by: SC 03/19/2007 11:46 Dictated by: BARTLETT, ERIC S.

Completed Action List:

* Order by GISONDI, MICHAEL A. on 19 March 2007 4:15

* Perform by Vinci, Judith on 19 March 2007 5:10

* VERIFY by BARTLETT, ERIC S. on 19 March 2007 12:47

Printed by:

SULLIVAN, TERENCE P.

Printed on:

3/21/2007 12:02

Page 2 of 2 (End of Report)

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#### .MRA Neck W Contrast

BAXTER, TED - 000102324522

"Final Report "

Result Type:

MRA Neck W Contrast

Result Date:

19 March 2007 5:10

Result Status: Verified By: **Authenticated** 

Encounter info:

BARTLETT, ERIC S. on 19 March 2007 12:47

000090779216, NMH, Observation, 3/18/2007 - 3/19/2007

* Final Report *

Reason For Exam stroke/seizure

Report

MRA HEAD WITH AND WITHOUT CONTRAST AND MRA NECK WITH CONTRAST

CLINICAL HISTORY: 43-year-old man with history of old left MCA territory infarct presents with seizure.

TECHNIQUE: Head MRA was performed using time of flight technique. Neck MRA was performed using phase contrast technique.

COMPARISON: Concurrent brain MRI and head MRA on 06-28-05.

#### FINDINGS:

NECK MRA: The origins of the vertebral and common carotid arteries are patent bilaterally. The subclavian arteries are unremarkable. The common carotid arteries are unremarkable. The carotid bulbs are within normal limits. The visualized internal carotid arteries are unremarkable. There is no significant stenosis, flow gap, or ancurysm.

HEAD MRA: There is no significant change in mild attenuation of the left MCA. The right middle cerebral and bilateral anterior cerebral arteries are unremarkable. The petrous and cavernous internal carotid arteries are unremarkable bilaterally. Bilateral posterior communicating arteries are present. There is no flow gap or aneurysm. The left vertebral artery is dominant. At the vertebrobasilar junction, there is either abutting of the distal V4 segment or there is an area of nonunion of the proximal basilar artery. The posterior cerebral arteries are unremarkable bilaterally. There is no flow gap or aneurysm.

Printed by:

SULLIVAN, TERENCE P.

Printed on:

3/21/2007 12:02

Page 1 of 2 (Continued)

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MR Brain WWO Contrast

BAXTER, TED - 000102324522

* Final Report *

NO SIGNIFICANT INTERVAL CHANGE SINCE 06/28/05.

Signature Line

***Final Report***

THE ATTENDING RADIOLOGIST INTERPRETED THIS STUDY WITH THE RESIDENT WHOSE NAME APPEARS BELOW, AND FULLY AGREES WITH THE REPORT AND HAS AMENDED THE REPORT WHEN NECESSARY:

Attending Radiologist: BARTLETT, ERIC S. Radiology Resident: KAAKAJI, RAMI Date Signed Off: 03/19/2007 12:47 Transc. by: DA 03/19/2007 11:26 Dictated by: BARTLETT, ERIC S.

**Completed Action List:** 

- * Order by GISONDI, MICHAEL A. on 19 March 2007 4:15 Perform by Vinci, Judith on 19 March 2007 5:10 VERIFY by BARTLETT, ERIC S. on 19 March 2007 12:47

Printed by:

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SULLIVAN, TERENCE P.

Printed on: 3/21/2007 12:02

Page 2 of 2 (End of Report)

#### MR Brain WWO Contrast

BAXTER, TED - 000102324522

* Final Report *

Result Type:

MR Brein WWO Contrast

Result Date:

19 March 2007 5:10

Rosult Status:

**Authenticated** 

Verified By:

BARTLETT, ERIC S. on 19 March 2007 12:47

Encounter info:

000090779216, NMH, Observation, 3/18/2007 - 3/19/2007

* Final Report *

Reason For Exam stroke/seizure

Report

ELINICAL HISTORY: 43-year-old man with history of left MCA territory infarct presents with seizure.

TECHNIQUE: Brain MRI was performed. Sagittal T1, axial T1, T2, FLAIR, diffusion, diffusion ADC, GRE, as well as coronal GRE, T2, FLAIR, and axial and coronal postcontrast T1 images were obtained.

COMPARISON: Concurrent head MRA and brain MRI on 06/28/05.

FINDINGS: The ventricles, sulci, and basal cisterns are stable. There is no hydrocephalus, mass effect, midline shift, or pathologic extra-axial collections.

Again identified is a left MCA territory old infarct with encephalomalacia predominantly in the left temporal lobe and also in the posterior left frontal, anterior left parietal, and left corona radiata. There is associated left cortical spinal tract wallerian degeneration and ex vacuo dilatation of the left lateral ventricle. Hemosiderin deposition is identified along areas of prior infarct. There is no acute infarct. No new areas of abnormal enhancement are present. The major intracranial vascular flow voids are present.

Coronal images demonstrate symmetric mesial temporal lobe structures without focal abnormal signal intensity characteristics.

**Impression** 

OLD LEFT MCA TERRITORY INFARCT.

NO ACUTE STROKE.

Printed by:

SULLIVAN, TERENCE P.

Printed on:

3/21/2007 12:02

Page 1 of 2 (Continued)

Persona	ally Prepped By: _Carol C	Adjustments	Legal Docs
This Do	ocument Was Received With:	D COLA D FICA	☐ Appeal (d)☐ Court Order
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0	Raised Scal Present On:	(Activities/Financial Check/Bill)  Doverpayment Worksheet	☐ Other 🗓 ☐ POA / Guardianship
۰ ،	Certified Document:	<ul> <li>□ Partial Cal Worksheet</li> <li>□ Pension</li> <li>□ Personal Check</li> <li>□ Rehab Earnings</li> </ul>	Medical Docs
0	No Raised Scals	<ul> <li>□ Salary Adjustment</li> <li>□ SLF Check</li> <li>□ SLF Check Undeliverable</li> </ul>	Condition APS Supplementary Clinical Notes
°/	No Certified Documents	<ul><li>Social Security</li><li>SS Award</li></ul>	FCE IME
	EMSI Best Copy available (Please Index)	□ SS Calc Worksheet □ SS Reimbursement □ WCB	Internal Medical Opinion Internal Psychiatric Opinion
0	Original Policy	General Docs	☐ List of Providers
0	Prepaid Envelope For:	☐ Authorizations☐ Change of Address	Other Medical     Surveillance
0	Referenced Enclosure Was Not Found:	☐ Complaints ☐ Correspondence ☐ EFT Forms ☐ E-Mail	New Claim Docs   Attending Physician
Return	ed Post Office Mail:	☐ FML☐ Job Description☐ Notice of Return to Work	Statement  Complete Claim Package  Employee Statement  Enrollment Card
0	Not Deliverable	□ Notice of Death □ Other Adjustments	c Employer Statement  D Notice of Claim
0	Return To Sender	<ul><li>Other</li><li>Police / Accident Report</li></ul>	Other New Claim Documents
٥	Not At This Address Insufficient Address	☐ Proof of Age☐ Surveillance	o Partial Claim Package
0	Forwarding Order Expired	☐ Surveillance Bill☐ Unassigned Doc Type	<ul> <li>Sun Advisor</li> <li>Telephonic</li> <li>Transitional Claim Form</li> </ul>
Notes	:	(Personal Profiles)	Unassigned Doc Type
**************************************		General Worksheet	Rehab Docs
		☐ Telephone Template	□ Rehab Bills □ External Vendor Corresp □ FCE Report □ Other □ Rehab Correspondence □ TSA / LMS

Updated: September 24, 2007

## DALEY DEBOFSKY & BRYANT

TO:		FROM:					
Robert Goodall		Marvet M. Sweis, Paralegal for Mark D. DeBofsky, Esq.					
COMPANY: SunLife	·	DATE:	CTOBER 11, 2007				
fax number: <b>781-304-5537</b>		total no. of pages including cover: 7					
PHONE NUMBER:							
RE: Ted Bax	ter	GC:					
□ urgent □ F	OR REVIEW	☐ PLEASE COMMENT	☐ please reply	☐ PLEASE RECYCLE			
NOTES/COMMENTS:							

### **CONFIDENTIAL**

This communication may contain privileged and confidential information. It is intended only for the use of the recipient named above. If you are not the intended recipient of this communication, or the employee or agent responsible for delivering it to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by collect telephone call and return the original message to us at the address above via United States Postal Service.

LAW OFFICES

Daley, DeBofsky & Bryant

October 11, 2007

Robert Goodall SunLife P.O. Box 81830 Wellesley Hills, MA 02481 By Facsimile: 781.304.5537

RE: Ted Baxter

Dear Mr. Goodall:

55 W Monroe St Ste 2440 Chicago, Illinois 60603

VOICE (312) 372-5200 FAX (312) 372-2778 WEB ddbchicago.com

Frederick J. Daley Jr. Mark D. DeBofsky David A. Bryant Marcie E. Goldbloom James R. Comerford Violet H. Borowski Sandra M. Dye Gregory A. Benker

Of Counsel Heather F. Aloe

With respect to our client, Ted Baxter, as we discussed yesterday, we take the position that Sun Life has no right to offset against Mr. Baxter's benefits any sums he received on account of his medical malpractice settlement. The "Other Income Benefits" provisions of the policy do not encompass the medical malpractice lawsuit. Nor do we believe that the provision you cited, which states that Other Income Benefits includes "any amount you receive due to income replacement or lost wages paid to you by compromise, settlement or other method as a result of a claim for any Other Income Benefit," is applicable. Particularly since the attached release does not specify payment of lost income, we do not see how that provision is applicable.

According to In re Unisys Corp. Long-Term Disability Plan ERISA Litig., 97 F.3d 710 (3d Cir. 1996), where an offset provision in a disability insurance policy is ambiguous, the insurer may not claim a greater right than what is indicated. Clearly, Social Security and workers' compensation fall within the Other Income Benefits provisions, and you are already offsetting the Social Security benefits. As we have indicated, the workers' compensation claim is contested and is unlikely to result in any recovery or, at best, a nominal recovery. Consequently, in view of the general language in the policy, there is no basis whatsoever to claim an offset in relation to the third party recovery Mr. Baxter has obtained.

Therefore, we anticipate the Mr. Baxter's benefits will be continuing at the present scheduled amount. Should there be any development with respect to the workers' compensation claim, we will promptly notify you.

If you have any questions, please contact us. Thank you for your attention to this matter.

Very truly yours,

Mark D. DeBofsky

MDD/ms

Enclosure

cc: Kelly/Ted Baxter

. ロムチョナモノキガキしんじ

r. 001/0**04** 

# IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT, LAW DIVISION

TED BAXTER and KELLY BAXTER	)
Plaintiffs,	(
v,	) No. 06 L 12259 X
EVANSTON NORTHWESTERN HEALTHCARE CORPORATION d/b/s EVANSTON HOSPITAL; THE MCGAW MEDICAL CENTER OF NORTHWESTERN UNIVERSITY; ENH MEDICAL GROUP, INC.; DANIEL HOMER, M.D.; JENNIFER STERN, M.D. and SIVARAIA KUPPUSWAMI, M.D.	) ) ) )
. Defendants	5

#### RELEASE OF ALL CLAIMS

In consideration of the payment of Nineteen Million Five Hundred Thousand Dollars (\$19,500,000.00), does hereby release Defandant, EVANSTON NORTHWESTERN

HEALTHCARE CORPORATION d/b/a EVANSTON HOSPITAL, its heirs, executors, administrators, successors, assigns, agents, employees, insurance carriers, and all other persons and corporations of and from any causes of action and claims for personal injuries, demands, costs, loss of services, expenses, compensation, damages, and any other claims or causes of action whether or not presently known, pending or threatened, which we now have or may have hereafter on account of, arising out of or relating to any of the matters alleged or which could have been alleged in the lawsuit entitled Ted Baxter and Kelly Baxter v. Evanston Northwestern Healthcare Corporation d/b/a Evanston Hospital, filed in the Circuit Court of Cook County, Illinois, as Case No. 06 L 12259, including without limitation any demand, claim or cause of action on account of, arising out of or relating to the injuries and medical care and treatment rendered to plaintiffs, Ted

1

liens will be satisfied out of the proceeds of this settlement.

This release contains the ENTIRE AGREEMENT between the parties hereto, and the terms of this release are contractual and not a mere recital. The undersigned have CAREFULLY READ this release, fully understand it, and sign this as the free and voluntary act of the understand.

WITNESS our hand(s) and seal(s) this /BH day of April 2007.
READ BEFORE SIGNING

DET-10-2007(WED) 14:50 Corboy and Demetric

955494651E(XR7)

P. 002/004

Baxter and Kelly Baxter, at anytime, as more fully forth in the Complaint at Law. It shall be payable upon execution of the release and settlement agreement and entry of the appropriate dismissal order.

Ted Baxter and Kelly Baxter for the aforesaid consideration, does hereby expressly agree to indemnify and hold forever harmless Byanston Nurthwestern Healthcare d/b/a Evanston Hospital, and all other persons and corporations, from and against any loss from any further claims and demands, of whatsoever kind or nature, that may hereafter be made or brought by anyone for the purpose of enforcing a further claim for damages resulting or to result from the aforesaid occurrence.

It is further agreed that this Release expresses a full and complete SETILEMENT of a liability claimed and denied regardless of the adequacy of the aforesaid payment made, and that said payment and the acceptance of this Release shall not operate as an admission of liability on the part of anyone, nor as an estoppel, waiver, or bar with respect to any claim the parties released may have against the undersigned. No inducements or representations have been made by agents or attorneys of the parties hereby released as to the legal liability or other responsibility of any party claimed responsible, nor has any representation been made to us as to the nature or extent of injuries or disabilities. It is agreed that this Release applies to known injuries as well as to unknown and is intended to be a full and complete disposition of the entire claim or cause.

It is further understood and agreed that the above payment is made in the compromise of a doubtful and disputed claim, and that the payment is not to be construed as an admission of any liability therefore, such a liability baving been expressly decided.

All parties agree to participate fully and to execute any and all supplementary documents

Oct 10 07 11:10p Ted W. Baxter Lurpoy and Vemetrio

(FRX)3123464226

p.3 P. 003/004

and to take all additional actions which may be necessary or appropriate to give full force and effect to the basis terms and intent of this release and settlement agreement.

It is further agreed that Ted Baxter and Kelly Baxter will satisfy any and all liens of whatever nature which may have accrued as a result of medical care and treatment and that such liens will be satisfied out of the proceeds of this settlement,

This release contains the ENTIRE AGREEMENT between the parties hereto, and the terms of this release are contractual and not a mere recital. The undersigned have CAREFULLY READ this release, fully understand it, and sign this as the free and voluntary act of the undersigned.

WITNESS our hand(s) and seal(s) this /8 day of April 2007.

READ BEFORE SIGNING

State of Illinois

County of Cook

TAVARUS ADAMS Notary Public, State of Illinois Oct 10 07 11:10p Ted W. Baxter corpoy and uemetrio

13126549959 4554686516(xH1) p.2 P. 004/004



## BlueCross BlueShield of Illinois

#### RELEASE OF LIEN

WHEREAS, A LIEN HAS BEEN ASSERTED BY HEALTH CARE SERVICE CORPORATION, a Mutual Legal Reserve Company, d/b/a Blue Cross and Blue Shield of Illinois (hereafter "HCSC") against Ted Baxter (hereinafter "Insured") to the extent that HCSC has provided benefits for medical services rendered to Ted Baxter resulting from an injury or illness caused by the act or omission of another person. Case Number 05158H.0016030.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENT THAT HCSC for and in consideration of the sum of

Thirty-One Thousand One Hundred Eighty-Eight Dollars and fifty cents (\$31,188.50) paid to HCSC by Insured, the receipt of which is hereby acknowledged, for itself and its heirs, representatives, successors, and assigns, has removed, released, relinquished, satisfied and forever discharged Insured from any and all claims, debts, demands, rights and causes of action HCSC has or may have arising from and based upon Insured's Blue Cross and Blue Shield of Illinois case number 05158IL0016030 and contract pertaining thereto and arising from or relating to benefits provided by HCSC for medical services rendered to Ted Baxter resulting from an injury or illness caused by the act or omission of another person on 04/21/05.

WITNESS MY HAND AND SEAL this 29 day of May 200

Blue Cross and Blue Shield of Illinois Authorized Representative

Corporate Reimbursement/Subrogation

Subscribed and swom to

before me this 2

A-----

Notary Public

OFFICIAL SEAL LESA ALBERTS HOTARY PUBLIC, STATE OF ILLINO'S MY COUNTISSION EXPIRED NO.13-2010

2329 S. MacAruhur Bivd. • Springfield, Illinois 82704-4503 • www.bcbsil.com



RECORDS REQUEST 3rd

TEAM: 8504 DESK: DATE! 8/31/2007

CASE#:

P825482-01

RETURN FAX#:

(800)365-1962

NAME:

· TED BAXTER

SSN:

DOB: STATE: XXX-XX-3725

INSURANCE

COMPANY: SUN LIFE FINANCIAL

ACCT#: 005766

POLICY#:

230605-00981

UNKNOWN

PACILITY: ADDRESS: CITY/ST:

TERENCE SULLIVAN M.D. 200 S MICHIGAN AVE STE #830

IL

CHICAGO, IL

(312)922-3815

PH#: PAX#:

(312) 922-7449 SPECIAL INSTRUCTIONS:

REQUESTER: OTIS GOODA U/W TEAM:

PLEASE RETURN THIS FORM WITH RECORDS

AGENT: GOODALL 9727909902 , AGENCY: AL

L TREATMENT NOTES, CONSULTS, LAB/TEST RESULTS AND CORRESPONDENCE SINCE 11/05-CUR RENT DATE.

****PLEASE RETURN THIS COVERSHEET WITH RECORDS****

PENDING

PENDING

PENDING

RETURN TO: P.O. Box 2729

TEAM: 8504

Jacksonville FL 32203-2729

PHONE: (800) 456-6921

These documents may contain confidential health information that is privileged and legally protected from disclosure by federal law including the Health Insurance Portability and Accountability Act (HIPAA). This information is intended only for the use of the individual or entity named above. If you are not the intended recipient, you are hereby notified that reading, disseminating, disclosing, distributing, copying, acting upon or otherwise using the information contained in this correspondence is strictly prohibited. If you have received this information in error, please notify the sender immediately and destroy these documents.

69133 8504

9/24/2007

7:27:32

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SUN BAXTER 000944

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Hematocrit	(38.7-48.3)		39.4	ŀ	1	1	1	1	
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нсис	(53.4-35.2)	g/dī.	35.2	'}	}	1	1	1 1	
MOR	(11.8-15.6)		12.9	1	1	1	•	1 1	
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Chloride	(100-108)	#Bq/L	1 105	<i>}</i>	1	1	1	1	! <b>1</b>
COZ	(22-29)	aEq/L	•	<b>'</b>	1	!	1	1	<b>[</b>
B) nod urea Witrogon		•	16.9	!	!	1	1		 
d_ linine	(0.6-1.3)	mg/61	1.3	1	1	1	1	1	, ,
(Lucose (S)	(70-100)	ng/dL	•	•1		1	1	1	1
Anion Gap			] 13	 NICEOBIO	Ī	I	1	1	<b>‡</b>

No pending tests for this request

Ted BANTO

FROM : Baxter



SPECIMEN INFORMATION

CHEST DIAGNOSTICS INCORPORATED

SPECIMEN: WX203317K

REQUISITION: 0001994

LAB REF NO: CC0912

#### Quest on DemandTM

GENDER: M

ID: BAXTEODO

## PATIENT INFORMATION

BAXTER, TED

DOB: 11,

Age: 41

ORDERING PHYSICIAN SULLIVAN, TERENCE

REPORT STATUS Final

CLIENT INFORMATION 22440685

TERENCE P. SULLIVAN, MD 200 S MICHIGAN AVE STE 830

CHICAGO, IL 60604-2402

COLLECTED: 09/12/2005 15:05 21:39 09/12/2005 RECEIVED: 00:20 FEFORTED: 09/13/2005

Test Name	In Range	Out of Range	Reference Range	Lab
MITTO PANEL				
TRIGLYCERIDES	80		<150 MG/DL	CB
CHOLESTEROL, TOTAL	125		<200 MG/DL	СВ
HOL CHOLESTEROL	62	•	> OR = 40 MG/DL	CB
LDL-CHOLESTEROL	47		<130 MG/DL (CALC)	СВ
CHOL/HDLC RATIO	2.0		<5.0 (CALC)	СВ
COMPREHENSIVE METABOLIC				
PANEL				CB
GLUCOSE	97		65-99 MG/DL	
		FASTING REFER	<del>-</del> :	
UREA NITROGEN (BUN)	18		7-25 MG/DL	
CREATININE	1.2		0.5-1.4 MG/DL	
BUN/CREATININE RATIO	15		6-25 (CALC)	
SODIUM	140		135-146 MMOL/L 3.5-5.3 MMOL/L	
POTASSIUM	4.3 104		98-110 MMOL/L	
CHLORIDE	104 26		21-33 MMOL/L	
CARBON DIOXIDE CALCIUM	9.4		8.5-10.4 MG/DL	
PROTEIN, TOTAL	7.2		6.0-8.3 G/DL	
ALBUMIN	4.3		3.5-4.9 G/DL	
GLOBULIN	2.9	-1	2.2-4.2 G/DL (CALC)	
ALBUMIN/GLOBULIN RATIO	1.5	11.21	0.8-2.0 (CALC)	
BILIRUBIN, TOTAL	0.6	11.1363	0.2-1.5 MG/DL	
ALKALINE PHOSPHATASE	48	· v	20-125 U/L	
AST	20	llishs	2-50 U/L	
ALT	20	1, 1	2-60 U/L	

#### Performing Laboratory Information:

CB THEST DIAGNOSTICS WOOD DALE 1355 MITTEL BOULEVARD WOOD DALE IL 60191 Laboratory Director: ANTHONY V. THOMAS, M.D.

```
EPISODE REPORT
                      NORTHWESTERN MEMORIAL HOSPITAL
   06/23/2005
                                                                PAGE: 1
                          PATHOLOGY LABORATORIES
   00:49
                          CHICAGO, ILLINOIS 60611
                                             LOC: DIAGNOSTIC TESTING CENTER
   NAME: BAXTER, TED (M41Y)
   MRN : 102324522
                         DR: SULLIVAN, TERENCE P. (1557)
   ACCT: 75426361
                             200 S. MICHIGAN, 805
   SSN: 084-
                             CHICAGO, IL
                                                                  ÓDTC
                             606040000
M29716 COLL: 06/20/2005 09:18 REC: 06/20/2005 09:31 PHYS: BURKE, ALLAN M.
                                                                  \Theta
     ANA-8 PROFILE
                                NEGATIVE
                                             [NEG]
       ANTI-DHA ANTIBODY
                                                          UNITS
                                              [<20]
       Sm QUANTITATIVE
                                REFERENCE RANGE:
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                                    <20 UNITS
                                                 = WEAK POSITIVE
                                    20-39 UNITS
                                                = MODERATE POSITIVE
                                    40-80 UNITS
                                                = STRONG POSITIVE
                                    >80 UNITS
                                                         UNITS
                                              [<20]
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                                REFERENCE RANGE:
                                                 MEGATIVE
                                    <20 UNITS
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                                     <20 UNITS
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                                    >80 UNITS
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                                                       WEAK POSITIVE
                                    1.5-2.5 UNITS
                                                       MODERATE
                                 POSITIVE
                                                    STRONG POSITIVE
                                    >2.5 UNITS
```

Asterisk (*) = OUT OF NORMAL RANGE.

BAXTER, TED

CONTINUED

06/23/2005 00:49

SSN : 084-

NORTHWESTERN MEMORIAL HOSPITAL PATHOLOGY LABORATORIES CHICAGO, ILLINOIS 60611

EPISODE REPORT PAGE: 2

NAME: BAXTER, TED (M41Y)

MRN: 102324522 ACCT: 75426361

DR: SULLIVAN, TERENCE P. (1557)

200 S. MICHIGAN, 805

CHICAGO, IL 606040000

**DODTC** 

Ø

M29716 COLL: 06/20/2005 09:18 REC: 06/20/2005 09:31 PHYS: BURKE, ALLAN M.

ANA-8 PROFILE

Sc1-70 QUANTITATIVE

(CONTINUED)

[<20]

UNITS

LOC: DIAGNOSTIC TESTING CENTER

REFERENCE RANGE:

<20 UNITS NEGATIVE

= WEAK POSITIVE 20-39 UNITS - MODERATE POSITIVE 40-80 UNITS >80 UNITS = STRONG POSITIVE

[<20]

UNITS

Jo-1 QUANTITATIVE

REFERENCE RANGE:

NEGATIVE <20 UNITS

= WEAK POSITIVE 20-39 UNITS = MODERATE POSITIVE 40-80 UNITS >80 UNITS = STRONG POSITIVE

Asterisk (*) = OUT OF NORMAL RANGE.

BAXTER, TED

END OF REPORT

06/22/2005 00:49

NORTHWESTERN MEMORIAL HOSPITAL PATHOLOGY LABORATORIES CHICAGO, ILLINOIS 60611

EPISODE REPORT PAGE: 1

NAME: BAXTER, TED (M41Y)

LOC: DIAGNOSTIC TESTING CENTER

MRN: 102324522 ACCT: 75426361

DR: SULLIVAN, TERENCE P. (1557)

SSN : 084-

200 S. MICHIGAN, 805

CHICAGO, IL 606040000 

ODTC

0

M29716 COLL: 06/20/2005 09:18 REC: 06/20/2005 09:31 PHYS: BURKE, ALLAN M.

FACTOR V LEIDEN

Negative for the Factor V Leiden mutation.

ASSAY DESCRIPTION: After DNA isolation, the DNA is hybridized with probes specific for both the normal and abnormal Factor V (bp 1691) gene. When these probes bind to the appropriate DNA sequence the probe is digested and a fluorescent molecule is released. The fluorescence is read using a scanner to determine the presence of normal and abnormal genes.

This test was developed and its performance characteristics determined by the Northwestern Memorial Hospital Pathology Laboratory. It has not been cleared or approved by the U.S. Food and Drug Administration. Since reagents and or equipment that are not FDA approved are utilized for this testing, these results should only be used adjunctively for patient management.

Asterisk (*) = OUT OF NORMAL RANGE.

BAXTER, TED

END OF REPORT

06/22/2005 00:49

SSN : 356-

NORTHWESTERN MEMORIAL HOSPITAL PATHOLOGY LABORATORIES CHICAGO, ILLINOIS 60611

EPISODE REPORT PAGE: 1

NAME: BYRNE JR, RAYMOND (M39Y)

LOC: DIAGNOSTIC TESTING CENTER

MRN : 356686238

ACCT: 75483925

DR: SULLIVAN, TERENCE P. (1557)

200 S. MICHIGAN, 805

CHICAGO, IL 606040000

ODTC 

40

T67368 COLL: 06/21/2005 17:15 REC: 06/21/2005 17:37 PHYS: SULLIVAN, TERENCE

C-REACTIVE PROTEIN

8.0×

[<0.8]

MG/DL

SEDIMENTATION RATE

×0

[3-10]

MM/HR

PROTHROMBIN TIME

PT INR

[12.3-14.3] SEC ×18.3 [0.9-1.1]*1.6

INR should be used to monitor werfarin

therapy.

Asterisk (*) = OUT OF NORMAL RANGE.

BYRNE JR, RAYMOND

END OF REPORT

06/21/2005 00:49

SSN : 084-

NORTHWESTERN MEMORIAL HOSPITAL PATHOLOGY LABORATORIES CHICAGO, ILLINOIS 60611

EPISODE REPORT PAGE: 1

NAME: BAXTER, TED (M41Y)

LOC: DIAGNOSTIC TESTING CENTER

MRN: 102324522 ACCT: 75426361

DR: SULLIVAN, TERENCE P. (1557)

200 S. MICHIGAN, 805

CHICAGO, IL

606040000 

DTC

40

M29716 COLL: 06/20/2005 09:18 REC: 06/20/2005 09:31 PHYS: BURKE, ALLAN M.

C-REACTIVE PROTEIN

<0.5

[8.0>]

MG/DL

HOMOCYSTEINE

8,20

[4.5-12.5]

UMOL/L

Asterisk (*) = OUT OF NORMAL RANGE.

BAXTER, TED

END OF REPORT



٠.

QUEST DIAGNOSTICS INCORPORATED CLIENT SERVICE 880.323.5917

SPECIMEN INFORMATION SPECIMEN: WX918614H REQUISITION: 8986132

COLLECTED: 07/07/2805

RECEIVED: 07/07/2005 20:17 CT REPORTED: 07/08/2005 02:44 CT PATIENT INFORMATION BAXTER, TED

DOB: 11/ AGE: 41 GENDER: M FASTING: U

SSN: ID: PHONE: REPORT STATUS FINAL REPRINT

ORDERING PHYSICIAN . SULLIVAN, TERENCE

CLIENT INFORMATION

C22448685 1 2388888 TERENCE P. SULLIVAN; ND 288 S NICHIGAN AVE STE 838

280 S NICHIGAN AVE STE ( CHICAGO, IL 66684-2482

Test Name	In Range	Out of Range	Reference Range	Lab
LD		75 L VERIFIED BY RE	188-258 U/L Peat analysis	СВ
COMPREHENSIVE NETABOLIC				CB
PANEL GLUCOSE	76	Fe	65-99 MG/DL ASTING REFERENCE INTERVAL	
UREA NITROGEN (BUN)	13 1.2	• •	7-25 MG/DL 0.5-1.4 MG/DL	
CREATININE BUN/CREATININE RATIO	11		6-25 (CALC)	
SODIUM Potassium	140 3.7		135-146 NMOL/L 3.5-5.3 NMOL/L	
CHLORIDE	185		98-110 MNOL/L 21-33 MMOL/L	
CARBON DIOXIDE	24 9.4		8.5-10.4 MG/DL	
PROTEIN, TOTAL ALBUMIN	7.1 4.3		6.0-8.3 G/DL 3.5-4.9 G/DL	
GLOBULIN	2.8 1.5		2.2-4.2 G/DL (CALC) 0.8-2.0 (CALC)	
ALBUMIN/GLOBULIN RATIO BILIRUBIN, TOTAL	0.6		0.2-1.5 MG/DL	
alkaline Phosphatase Ast	<b>4</b> 6 28		28-125 U/L 2-59 U/L	
ALT	32		2-69 U/L	
CBC (INCLUDES DIFF/PLT)			7 0 40 0 99090/MOT	CB
WHITE BLOOD CELL COUNT RED BLOOD CELL COUNT	6.5 4.47		3.8-19.8 THOUS/MCL 4.28-5.80 MILL/MCL	
HEMOGLOBIN HEMATOCRIT	13.9 40.3		13.2-17.1 G/DL 38.5-50.0 %	
MCU	98.8	4	89.9-199.0 FL 27.8-33.0 PG	
MCH MCHC	31.0 34.5	11	32.0-36.0 G/DL	
rdw Platelet Count	13.8 172		11.0-15.0 % 140-400 THOUS/MCL	
ABSOLUTE NEUTROPHILS ABSOLUTE LYMPHOCYTES	2964 2516		1586-7888 CELLS/MCL 858-3988 CELLS/MCL	
HUNDRALD DIMINOSTRO				

BAXTER, TED - WX918614H

Page 1 - Continued on Page 2

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Test Name

PATIENT INFORMATION BAXTER, TED

REPORT STATUS FINAL REPRINT

ORDERING PHYSICIAN : ĺ

SULLIVAN, TERENCE

QUEST DIAGNOSTICS INCORPORATED

97/88/2895 REPORTED:

02:44 CT

AGE: 41 DOB: 11/

GENDER: H FASTING: U

Reference Range **Out of Range** In Bange

Lab

	222511	***	TOT FOLL
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ABSOLUTE MONOCYTES ABSOLUTE EOSINOPHILS ABSOLUTE BASOPHILS NEUTROPHILS LYMPHOCYTES	787 195 39 45.6 38.7 12.1	200-950 CELLS/MCL 15-500 CELLS/MCL 0-200 CELLS/MCL % % %
MONOCYTES EOSINOPHILS BASOPHILS	3.8 8.6	% %

PERFORMING LABORATORY INFORMATION

QUEST DIAGNOSTICS WOOD DALE, 1355 MITTEL BOULEVARD, WOOD DALE, IL 68191

Laboratory Birector: ANTHONY U. THOMAS, M.D., CLIA: 1400417852

#### Chest AP

* Final Report *

TED - 000102324522

Result Type:

Chest AP

Result Date:

19 March 2007 0:20

Result Status:

**Authenticated** 

Result Title:

Chest AP (portable)

Performed By:

SHAH, SAUMIL on 19 March 2007 0:10

Verified By:

STRIMLING, ARNOLD on 20 March 2007 8:44

Encounter info:

000090779216, NMH, Observation, 3/18/2007 - 3/19/2007

* Final Report *

Reason For Exam CHEST PAIN, BED-4

Report

REASON FOR EXAM: 43-year-old male with chest pain.

COMPARISON: None.

TECHNIQUE: Portable semierect AP radiograph of the chest was obtained.

FINDINGS: The heart size is normal. The mediastinal and hilar contours are normal The lungs and pleural spaces are clear. The thoracic musculoskeletal structures and upper abdomen are normal.

Impression

NORMAL PORTABLE CHEST.

Signature Line

***Final Report***

THE ATTENDING RADIOLOGIST INTERPRETED THIS STUDY WITH THE RESIDENT WHOSE NAME APPEARS BELOW, AND FULLY AGREES WITH THE REPORT AND HAS AMENDED THE REPORT WHEN NECESSARY:

Attending Radiologist: STRIMLING, ARNOLD

Radiology Resident: SHAH, SAUMIL SS

Date Signed Off: 03/20/2007 08:44 Transc. by: KW 03/19/2007 03:24

Printed by:

_ SULLIVAN, TERENCE.P.__...

Printed on:

3/21/2007 12:03

Page 1 of 2 (Continued)

#### .MRA Neck W Contrast

BAXTER, TED - 000102324522

* Final Report *

Result Type:

MRA Neck W Contrast

Result Date:

19 March 2007 5:10

Result Status:

Authenticated BARTLETT, ERIC \$. on 19 March 2007 12:47

Verified By: Encounter info:

000090779216, NMH, Observation, 3/18/2007 - 3/19/2007

* Final Report *

Reason For Exam stroke/seizure

"Report

MRA HEAD WITH AND WITHOUT CONTRAST AND MRA NECK WITH CONTRAST

CLINICAL HISTORY: 43-year-old man with history of old left MCA territory infarct presents with seizure.

TECHNIQUE: Head MRA was performed using time of flight technique. Neck MRA was performed using phase contrast technique.

COMPARISON: Concurrent brain MRI and head MRA on 06-28-05.

#### FINDINGS:

NECK MRA: The origins of the vertebral and common carotid arteries are patent bilaterally. The subclavian arteries are unremarkable. The common carotid arteries are unremarkable. The carotid bulbs are within normal limits. The visualized internal carotid arteries are unremarkable. There is no significant stenosis, flow gap, or aneurysm.

HEAD MRA: There is no significant change in mild attenuation of the left MCA. The right middle cerebral and bilateral anterior cerebral arteries are unremarkable. The petrous and cavernous internal carotid arteries are unremarkable bilaterally. Bilateral posterior communicating arteries are present. There is no flow gap or aneurysm. The left vertebral artery is dominant. At the vertebrobasilar junction, there is either abutting of the distal V4 segment or there is an area of nonunion of the proximal basilar artery. The posterior cerebral arteries are unremarkable bilaterally. There is no flow gap or ancurysm.

Printed by: SULLIVAN, TERENCE, P. . . . . . .

Printed on:

3/21/2007 12:02

Page 1 of 2 (Continued)

## .MR Brain WWO Contrast

BAXTER, TED - 000102324522

* Final Report *

NO SIGNIFICANT INTERVAL CHANGE SINCE 06/28/05.

Signature Line

***Final Report***

THE ATTENDING RADIOLOGIST INTERPRETED THIS STUDY WITH THE RESIDENT WHOSE NAME APPEARS BELOW, AND FULLY AGREES WITH THE REPORT AND HAS AMENDED THE REPORT WHEN NECESSARY:

Attending Radiologist: BARTLETT, ERIC S. Radiology Resident: KAAKAJI, RAMI Date Signed Off: 03/19/2007 12:47 Transc. by: DA 03/19/2007 11:26 Dictated by: BARTLETT, ERIC S.

Completed Action List:

* Order by GISONDI, MICHAEL A. on 19 March 2007 4:15

* Perform by Vinci, Judith on 19 March 2007 5:10

* VERIFY by BARTLETT, ERIC S. on 19 March 2007 12:47

Printed by: ___ SULLIVAN, TERENCE P. _ Printed on: 3/21/2007 12:02

..Page 2 of 2 (End of Report)

### .MR Brain WWO Contras

TED - 000102324522

* Final Report *

Result Type:

MR Brain WWO Contrast

Result Date: Result Status: 19 March 2007 5:10 Authenticated

Verified By:

BARTLETT, ERIC S. on 19 March 2007 12:47

Encounter info:

000090779216, NMH, Observation, 3/18/2007 - 3/19/2007

* Final Report *

Reason For Exam stroke/seizure

Report

ELINICAL HISTORY: 43-year-old man with history of left MCA territory infarct presents with seizure.

TECHNIQUE: Brain MRI was performed. Sagittal T1, axial T1, T2, FLAIR, diffusion, diffusion ADC, GRE, as well as coronal GRE, T2, FLAIR, and axial and coronal postcontrast T1 images were obtained.

COMPARISON: Concurrent head MRA and brain MRI on 06/28/05.

FINDINGS: The ventricles, sulci, and basal cisterns are stable. There is no hydrocephalus, mass effect, midline shift, or pathologic extra-axial collections.

Again identified is a left MCA territory old infarct with encephalomalacia predominantly in the left temporal lobe and also in the posterior left frontal, anterior left parietal, and left corona radiata. There is associated left cortical spinal tract wallerian degeneration and ex vacuo dilatation of the left lateral ventricle. Hemosiderin deposition is identified along areas of prior infarct. There is no acute infarct. No new areas of abnormal enhancement are present. The major intracranial vascular flow voids are present.

Coronal images demonstrate symmetric mesial temporal lobe structures without focal abnormal signal intensity characteristics.

impression

OLD LEFT MCA TERRITORY INFARCT.

NO ACUTE STROKE.

Printed by:

SULLIVAN, TERENCE P.

Printed on:

3/21/2007 12:02

Page 1 of 2 (Continued)

Terence P. Sullivan, M.D., S.C. Patient Name: Tecl Baxter Date: Allergies: DOB: Weight: 169.2 P: ______ CC: ROS Note **Const** Medications: 19th Eyes 1245 chimi Pros ENT/mouth CV confunt i warm, settly Resp Vuley. Me products GI GU Abnormal Findings: Musc Skin NAMES adem his Neuro Ext Sec Clung Note PFSH Past Data: Family Social See Note Exam Eyes **ENT/mouth** Impression: Coupt - 2' 4 run Neck Breasts ÇV Chest Abdomen MINCINKS Plan: GU MUNCHAY MU'S Musc Skin all in 4. Even Ext Neuro Results/Communication:

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## Terence P. Sullivan, M.D., S.C.

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# Terence P. Sullivan, M.D., S.C.

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Terence P. Sullivan, M.D., S.C.	
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Note	s:		Unassigned Doc Type
		General Worksheet	Rehab Docs
		Telephone Template	Rehab Bills  External Vendor Corresp  FCE Report  Other  Rehab Correspondence  TSA / LMS

## Sun Life Assurance Company of Canada Long Term Disability Claim Packet – Attending Physician



### Attending Physician's Statement - Physical conditions only

1 Patient Information					
	The patient is responsible for any costs associated with the completion of this form.				
Please print clearly	Name of Patient (first, middle initial, last) Social Security number Date of birth (m/d/y				
	Ted W Baxter OF 1084- 111.				
	Do you believe this patient is competent to endorse checks?				
	3				
2 Diagnosis and History	ory				
Provide general	Diagnosis including any complications				
information about	DMCA Embolic CVA				
liagnosis and history					
n this section. Then,	Objective findings/investigative testing (i.e., x-rays, EKGs, MRIs, laboratory data, etc.)				
please elaborate in section(s) 3 – 6 as	Aphrsia				
appropriate.	Subjective findings				
	Achasia				
	Date symptoms first appeared or date of accident   If injury due to a motor vehicle accident, indica				
	in which state the accident occurred.				
	Patient's Height: 5'9 Patient's Weight: /by Blood Pressure: 100/60				
	Is condition due to injury/sickness arising out of patient's employment? Yes KNo Unknown				
•	Names and addresses of other treating physicians (if applicable)				
	Jesse Taber M.D. Evenster 1/150. Evenster I'L				
	If pregnancy, please provide the following information:				
	Expected delivery date:				
	Describe any complications that would extend this disability longer than a normal pregnancy				
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7 Tanadanané					
3 Treatment	Date of first visit				
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Continued on next page	2				

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Tax ID number.	Name of Attendi	TERENCE	ipshwichevaidu higan Avonue	MAD) SC	Degre	e/Specialty	
A stamp or signature of a person other than	Street address	Suite 830		City		State	Zip Code
the examining physician is not	Tax ID number	Chicago, I	17 (000	Telephone i	number	Fax number	
acceptable.	Attending Physic	cian <del>Signature</del>				Date	19/47

Please be sure to return the completed Attending Physician's Statement to:

Sun Life Assurance Company of Canada Group Long Term Disability Claims P.O. Box 81830 Wellesley Hills, MA 02481 Fax: (781) 304-5537