

JOOTHILLS PEDIATRICS

SICK VISIT

ME Haire, Nolan HISTORIAN Mother DOB 7.12.00 DATE FEB. 22, 2013
 AGE 12yr WEIGHT 87- TEMP 98.7 NURSE FA FRONT None
 MEDICATIONS 0 ALLERGIES NKDA
 CC: Hx of Bronchiol Stenosis, Trouble Breathing, Short of Br

Fever	N	Y		
URI	N	Y		
Cough	N	Y		
Vomiting	N	Y		
Diarrhea	N	Y		
Constip.	N	Y		
Pain	N	Y		
Rash	N	Y		
PO	Normal		Abn: ↑	↓
UOP	Normal		Abn: ↑	↓

would like albuterol inhaler,

PMHx: _____ PSHx: _____ HOSPITALIZATIONS _____
 FMHx: _____ (allergies) SxHx: daycare (Y N) smoke (Y N) pets (Y N)
 OBJECTIVE 11 years and older: drink (Y N) smoke (Y N)
 Gen: AA NAD other: _____

OBJECTIVE

Gen: AA NAD
Skin: clear well perfused
HEENT: TM's nl
Conjunctiva: nl
Nose: nl
Oropharynx: MMM
Tonsils: nl
Neck: supple
Chest: symm.
Lungs: CTA no W/R/R
CVS: RRR - no murmur
Abd: soft, NT/ND BS+ no mass
GU: NA nl
Rectal: NA nl
Extrem: MAE, FROM
Neuro: no focal findings or change

Exanthem:

[illegible]

ASSESSMENT: _____

PLAN: all of MOT HQ

RTC: _____

PROCEDURE: _____

Pulse Ox: 92

Anticipatory Guidance/Behavior/Safety Discussed ☒

Doctor Signature

Urine Strip

Edmund Faro, MD

FOOTHILLS PEDIATRICS

WELL VISIT

NAME Haim Nolan Doctor Edmund Faro, MD Front Office Nat
 CC WC Historian MOM Nurse JT
 DOB 7.12.2000 Date FEB 07 2013

Medications vitamins Allergies NKDA

Age 12yr HT 59 1/2 45% WT 87 35% HC Birth to 2yrs. 1 % Temp 98.5
 Birth WT 11 % BP 3 yrs. & older 92/50 BMI 2 yrs. & older 17 30%
 Visual Screen: R 1 L 1 HGB: 1

SUBJECTIVE: _____ PMHx _____
 Feeds: _____ PSHx _____
 Stools: _____ 11 years and older: _____
 Voids: _____ Smoke (Y N) _____
 Sleeps: _____ Drink (Y N) _____
 Dev: _____ Other: _____
 Safety: _____
 Behavior: _____ Females: LMP _____
 Imm: _____
 Concerns: _____
 Objective: _____

	N	AB
GEN	<input type="checkbox"/>	<input type="checkbox"/>
in	<input type="checkbox"/>	<input type="checkbox"/>
Recent	<input type="checkbox"/>	<input type="checkbox"/>
Dental	<input type="checkbox"/>	<input type="checkbox"/>
Neck	<input type="checkbox"/>	<input type="checkbox"/>
Chest	<input type="checkbox"/>	<input type="checkbox"/>
Lungs	<input type="checkbox"/>	<input type="checkbox"/>
CVS	<input type="checkbox"/>	<input type="checkbox"/>
Abd	<input type="checkbox"/>	<input type="checkbox"/>
GU	<input type="checkbox"/>	<input type="checkbox"/>
Rectal	<input type="checkbox"/>	<input type="checkbox"/>
Extrem	<input type="checkbox"/>	<input type="checkbox"/>
Back	<input type="checkbox"/>	<input type="checkbox"/>
Neuro	<input type="checkbox"/>	<input type="checkbox"/>

Assessment: Well Plan: Well / 1

Tdap Dtap HIB IPV HBV MMR Varicella Meningitis Safety: ☒
 PreV Hep A ROTA HPV PPD Dip-UA Hgb GLU Audiopath / Vision Screen ☒
 uride Flu Flu Mist Anticipatory Guidance/Behavior ☒
 Follow up schedule: _____

Doctor Signature: [Signature]

Urine Strip

Edmund Faro, M.D.

FOOTHILLS PEDIATRICS

WELL VISIT

Front Office

MH

Nurse

EP

NAME Hairr, Nolan Doctor EDMUND FARO Historian Mom DOB 7/12/2000 Date SEP 22 2011

CC Well Medications NO Allergies NKDA Reactions

Age 11 YR HT 56 1/2 SD 50 % WT 76 / 50 % HC Birth to 2yrs. / % Temp 98.3
 Birth WT / Visual Screen: R / L / HGB: % BP 3 yrs. & older 98/60 BMI 2 yrs. & older / %

SUBJECTIVE:

Feeds: AFG PMHx
 Stools: (P) PSHx
 Voids: 8 11 years and older:
 Sleeps: 8 Smoke (Y N)
 Dev: 8 or. VT Drink (Y N)
 Safety: LI Other:
 Behavior: to Females: LMP
 Imm:
 Concerns: none
 Objective:

002305

	N	AB
GEN	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Skin	<input type="checkbox"/>	<input type="checkbox"/>
Heart	<input type="checkbox"/>	<input type="checkbox"/>
tal	<input type="checkbox"/>	<input type="checkbox"/>
Neck	<input type="checkbox"/>	<input type="checkbox"/>
Chest	<input type="checkbox"/>	<input type="checkbox"/>
Lungs	<input type="checkbox"/>	<input type="checkbox"/>
CVS	<input type="checkbox"/>	<input type="checkbox"/>
Abd	<input type="checkbox"/>	<input type="checkbox"/>
GU	<input type="checkbox"/>	<input type="checkbox"/>
Rectal	<input type="checkbox"/>	<input type="checkbox"/>
Extrem	<input type="checkbox"/>	<input type="checkbox"/>
Back	<input type="checkbox"/>	<input type="checkbox"/>
Neuro	<input type="checkbox"/>	<input type="checkbox"/>

Assessment: Well Plan: Well / 1

Tdap (X) Dtap HIB IPV HBV MMR Varicella (X) Meningitis (X)
 Prev Hep A ROTA HPV PPD Dip-UA Hgb GLU
 Fluoride Flu Flu Mist

Safety:

discussed

Audiopath / Vision Screen

Anticipatory Guidance/Behavior

Follow up schedule:

Doctor Signature:

EF

Urine Strip

EDMUND FARO, M.D.

FOOTHILLS PEDIATRICS

WELL VISIT

NAME HAIRR Doctor FARO Front Office [Signature]
 cc WC Historian [Signature] Nurse [Signature]
 DOB 7-12-00 Date OCT 11 2010
 Medications [Signature] Allergies NKDA

Age 10 Yr HT 55; 55 % WT 71-850 % HC Birth to 2yrs. 1 % Temp 99.5
 Birth WT [Signature]
 Visual Screen: R 1 / 1 L 1 / 1 HGB: 98 % BP 3 yrs. & older 52 BMI 2 yrs. & older [Signature]

SUBJECTIVE:

Feeds: AFB
 Stools: [Signature]
 Voids: [Signature]
 Sleeps: [Signature]
 Dev: [Signature]
 Safety: [Signature]
 Behavior: [Signature]
 Imm: [Signature]
 Concerns: [Signature]
 Objective: [Signature]

	N	AB
GEN	<input type="checkbox"/>	<input type="checkbox"/>
Heart	<input type="checkbox"/>	<input type="checkbox"/>
Dental	<input type="checkbox"/>	<input type="checkbox"/>
Neck	<input type="checkbox"/>	<input type="checkbox"/>
Chest	<input type="checkbox"/>	<input type="checkbox"/>
Lungs	<input type="checkbox"/>	<input type="checkbox"/>
CVS	<input type="checkbox"/>	<input type="checkbox"/>
Abd	<input type="checkbox"/>	<input type="checkbox"/>
GU	<input type="checkbox"/>	<input type="checkbox"/>
Rectal	<input type="checkbox"/>	<input type="checkbox"/>
Extrem	<input type="checkbox"/>	<input type="checkbox"/>
Back	<input type="checkbox"/>	<input type="checkbox"/>
Neuro	<input type="checkbox"/>	<input type="checkbox"/>

Assessment: well Plan: well / y

Dtap Dtap Hib IPV HBV MMR Varivax Menactra

rev Hep A ROTA HPV PPD Dip-UA Hgb GLU

side FLU 0.5 ML

Safety: discussed

Audiopath / Vision Screen [Signature]

Anticipatory Guidance/Behavior [Signature]

Follow up schedule: [Signature]

Doctor Signature: [Signature]

Urine Strip

U3585CA (E) 30 JUN 11
 Influenza Virus Vaccine
 No Preservative
 US Dept. Lic 91725
 Mfg by: SmithKline Beecham Inc.
 Philadelphia PA 19101 USA

0.5 mL

2010-2011 Formula
 Rx only
 5000

1 Indicated 6/12/09

mvp



SUNRISE HEALTH

SUNRISE | MOUNTAINVIEW | SOUTHERN HILLS | SUNRISE CHILDREN'S

Dear Physician/Provider,

Your patient HAIRR, NOLAN, account number D00109490879, visited the Sunrise Hospital Emergency Department on 9/3/2014 for the reason of SINUS INFECTION.

If you would like more information regarding this admission, please contact Medical Records at 702-731-8077 or log in remotely to Meditech.

You may obtain a copy of the patient's medical record by faxing a request on letterhead to the Medical Records Department at 702-892-3686.

FOOTHILLS PEDIATRICS

TELEPHONE CONSULTATION

082412

Date: _____

Time: 9:54 am pm

Patient Name: Hain NolanAge: _____ DOB: 7-12-00

Drug Allergies: _____

Current Medication: _____

Calling Party Name: Aimee

Relationship: _____

Phone: 353-1364 Work: _____

Pharmacy Phone: _____

Dispositions

- ☐ NSG
☐ Medical Records
☐ Doctor
☐ Referrals
☐ Lab Results
☐ Pharmacy

Chief Complaint

update on shot
TDap
APPI on Monday.

Message Taken By: EH

Assessment

<input type="checkbox"/>	Fever
<input type="checkbox"/>	Rash
<input type="checkbox"/>	Cough
<input type="checkbox"/>	Congestion
<input type="checkbox"/>	Sore Throat
<input type="checkbox"/>	Ear Ache
<input type="checkbox"/>	Body Aches
<input type="checkbox"/>	Headache

<input type="checkbox"/>	Abdominal Pain
<input type="checkbox"/>	Nausea
<input type="checkbox"/>	Vomiting
<input type="checkbox"/>	Urination
<input type="checkbox"/>	Diarrhea
<input type="checkbox"/>	Constipation
<input type="checkbox"/>	Appetite
<input type="checkbox"/>	Activity Level

Call Back Time: 10:43 PM Advice _____ Call Back Date: 8-24-12

SPE MOM & advised pt is up to date (EH)

Call Back Attempts

DATE	TIME	DESCRIPTION

TCB - To call back

NANM - No answer / no machine

LMOM - Left message on machine

BC - Blocked call

Back Office Signature: _____

children's
urology associates

George S. Ganesan, M.D., FAAP, FACS
J. Chadwick Plaire, M.D., FAAP, FACS
Waldo C. Feng, M.D., PhD, FAAP, FACS

MTV

March 7, 2012

Edmund Faro, M.D.
Foothills Pediatrics
10001 S. Eastern #103
Henderson, Nevada 89052

RE: NOLAN HAIRR

Dear Edmund:

I had the pleasure of seeing Nolan in my office today. He is an 11-year-old Caucasian male who underwent a circumcision and a penile torsion repair last April. He did well from the procedure. Several months ago, a boy accidentally stuck him, in the groin, with a pencil. Although it did not penetrate the clothes, it caused some discomfort and pain. Nolan did not tell his parents about this. He complains of extreme sensitivity since then. My examination today was unremarkable. There was no tenderness. He has a well-healed penis from his circumcision. I reassured the mother that all is well. I do not see the need for any further follow up.

Thank you very much for allowing me to participate in this patient's care.

Sincerely,

George S. Ganesan, M.D.

GSG/bjs
Signed but not edited.
Conf#: 0307-400

E27ano, M.D.

3-26-12

child's
associates

George S. Ganesan, M.D., FAAP, FACS
J. Chadwick Plaire, M.D., FAAP, FACS
Waldo C. Feng, M.D., PhD, FAAP, FACS

March 2, 2011

Edmund Faro, M.D.
Foothills Pediatrics
10001 S. Eastern #103
Henderson, Nevada 89052

RE: HAIRR, NOLAN

Dear Edmund:

I had the pleasure of seeing Nolan in my office today. He is a 10-year-old Caucasian male who was initially seen in April of 2009 for bedwetting. He was toilet trained at two years, was dry about a year, and then had nocturnal enuresis ever since. He followed up one time in my office and then was lost to follow up until now. He still wets his bed but uses a bedwetting alarm and seems to be doing well with this. He quit using the alarm since he was dry and then the enuresis recurred. I have advised him to continue using the alarm because he is motivated to be dry.

Nolan also has phimosis and a history of balanitis. My examination confirmed that he has a partially retractile foreskin. I have suggested circumcision and the family is in agreement.

Thank you very much for allowing me to participate in Nolan's care.

Sincerely,

George S. Ganesan, M.D.

GSG/bjs
Signed but not edited.
Conf#: 0302-273

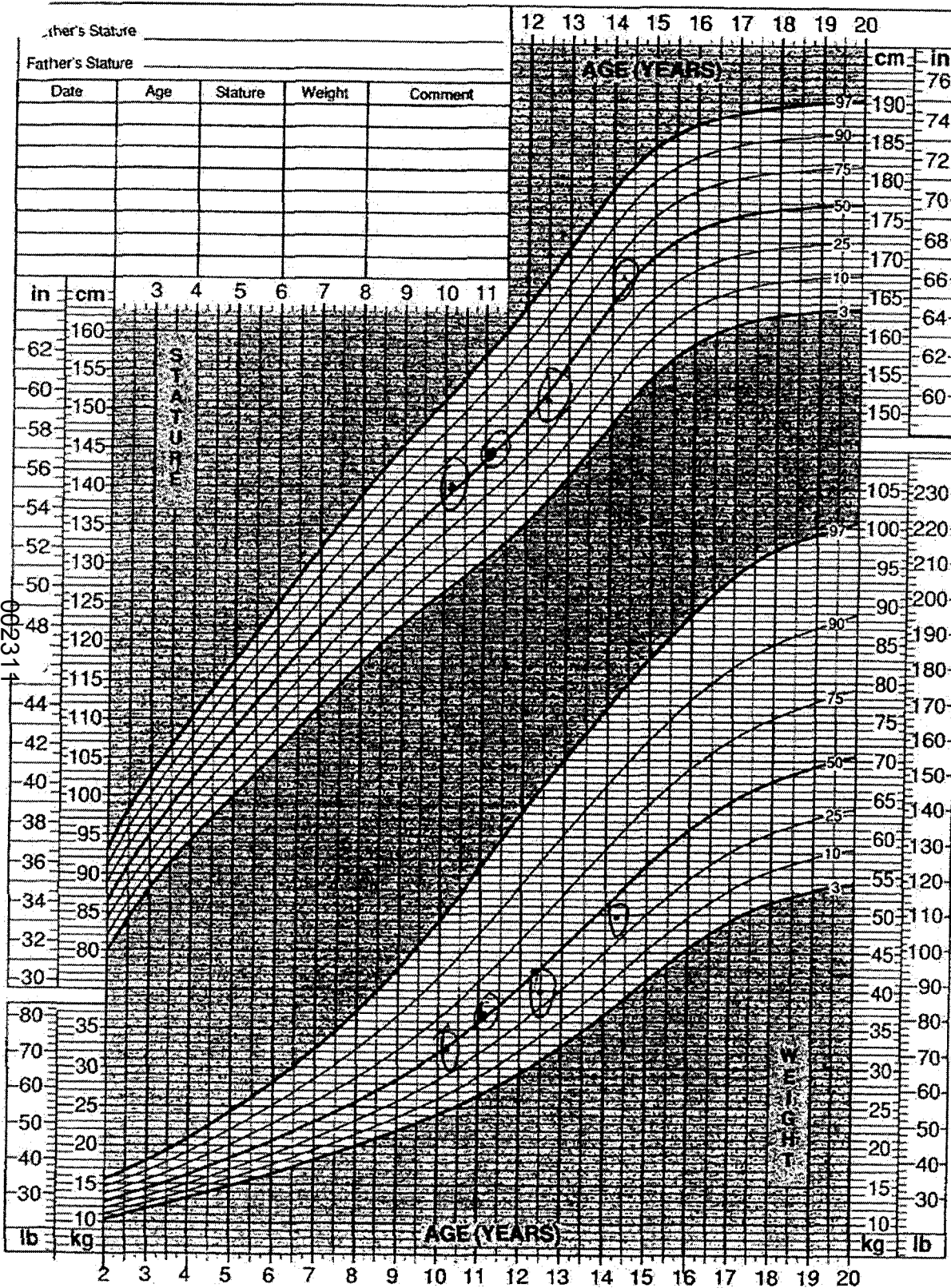
EGG, M.D.
3/10/11

2 to 20 Years: Boys Stature-for-age and Weight-for-age percentiles

Name

Hank, Nolan

Record #



Abbott Nutrition

www.abbottnutrition.com

PediaLyte

Oral electrolyte maintenance solution/freezer pops

PediaSure

Complete, Balanced Nutrition*

EleCare

Nutritionally complete amino acid-based medical food and infant formula with iron

*SOURCE: Developed by the National Center for Health statistics in collaboration with the National Center for Chronic Disease Prevention and Health Promotion (2000).

This chart is consistent with CDC growth data as of November 2007.

<http://www.cdc.gov/growthcharts>



Nevada Immunization Record
Official Document

Registro de Inmunización
Documento Oficial

Name/Nombre: **NOLAN HAIR**

Date of Birth/Fecha de Nacimiento: **07/12/2000**

Gender/Genero: **M**

Nevada WebIZ ID#: **2037877**

Date of Next Vaccination/Fecha de Proxima Vacuna: **08/24/2012**

Present this record at each medical visit.
Presente este documento durante sus visitas medicas.

Immunization Provider:

FOOTHILLS PEDS-MTNVISTA
6301 MOUNTAIN VISTA STREET #205
HENDERSON, NV 89014

702-614-5437

Allergies/Precautions/Contraindications
Alergias/Precauciones/Contraindicaciones:

Vaccine Reactions / Reacciones contra Vacunas:

Comments

Date	Note

	Vaccine/Vacuna	Date Given Dada en la Fecha MM/DD/YYYY	Age at Imm. Edad Cuando Imm.	Doctor or Clinic Doctor o Clínica
1	Influenza	10/19/2005	5Y 3M 7D	FHP-MTNVST
2	Influenza	11/13/2006	6Y 4M 1D	FHP-MTNVST
	Influenza	12/12/2007	7Y 5M 0D	FHP-MTNVST
	Influenza	10/11/2010	10Y 2M 29D	FHP-MTNVST

	Vaccine/Vacuna	Date Given Dada en la Fecha MM/DD/YYYY	Age at Imm. Edad Cuando Imm.	Doctor or Clinic Doctor o Clínica
1	DTaP	04/27/2001	0Y 9M 15D	FHP-MTNVST
2	DTaP	06/08/2001	0Y 10M 27D	FHP-MTNVST
3	DTaP	09/28/2001	1Y 2M 16D	FHP-MTNVST
4	DTaP	11/30/2001	1Y 4M 18D	FHP-MTNVST
5	DTaP	05/03/2005	4Y 9M 21D	FHP-MTNVST
6	Tdap	09/22/2011	11Y 2M 10D	FHP-MTNVST
7				
1	IPV	04/27/2001	0Y 9M 15D	FHP-MTNVST
2	IPV	06/08/2001	0Y 10M 27D	FHP-MTNVST
3	IPV	09/28/2001	1Y 2M 16D	FHP-MTNVST
4	IPV	05/03/2005	4Y 9M 21D	FHP-MTNVST
1	MMR	09/28/2001	1Y 2M 16D	FHP-MTNVST
2	MMR	05/03/2005	4Y 9M 21D	FHP-MTNVST
1	Hib (PRP-T)	04/27/2001	0Y 9M 15D	FHP-MTNVST
2	Hib (PRP-T)	06/08/2001	0Y 10M 27D	FHP-MTNVST
3	Hib (PRP-T)	11/30/2001	1Y 4M 18D	FHP-MTNVST
4	Hib (PRP-T)	01/23/2002	1Y 6M 11D	FHP-MTNVST
1	Hep B, ped/adol	04/27/2001	0Y 9M 15D	FHP-MTNVST
2	Hep B, ped/adol	06/08/2001	0Y 10M 27D	FHP-MTNVST
3	Hep B, ped/adol	11/20/2001	1Y 4M 8D	FHP-MTNVST
4				
1	Hep A, ped/adol, UF	09/13/2002	2Y 2M 1D	FHP-MTNVST
2	Hep A, ped/adol, UF	05/03/2005	4Y 9M 21D	FHP-MTNVST
3				
1	PCV7	04/27/2001	0Y 9M 15D	FHP-MTNVST
2	PCV7	06/08/2001	0Y 10M 27D	FHP-MTNVST
3	PCV7	11/30/2001	1Y 4M 18D	FHP-MTNVST
4	PCV7	01/23/2002	1Y 6M 11D	FHP-MTNVST
5				
1				
2				
3				
1	CPOX (Varicella)	09/28/2001	1Y 2M 16D	FHP-MTNVST
2	CPOX (Varicella)	11/13/2005	6Y 4M 1D	FHP-MTNVST
1				
1	MCV4P (MENACTRA)	09/22/2011	11Y 2M 10D	FHP-MTNVST
2				
1				
2				
3				

Print Date: 03/03/2010

IMMUNIZATION REPORT
J COREY 20 BROWN MD FREMONT
1505 WIGWAM PKWY
STE 230
HENDERSON, NV 89074-8194
Main: (702) 870-2099 Fax:

Patient Name: NOLAN M HAIR
Birth Date: 07/12/2000 9 y
Patient Sex: MALE

This patient has received the following immunizations:

IMMUNIZATION NAME	IMMUNIZATION DATES				
Diphtheria, Tetanus Toxoids, acellular Pertussis	05/03/2005	11/30/2001	09/28/2001	06/08/2001	04/27/2001
HEP A	05/03/2005	09/13/2002			
Hepatitis B	11/20/2001	06/08/2001	04/27/2001		
Hib (Haemophilus Influenzae b) Conjugate Vaccine	01/23/2002	11/30/2001	06/08/2001	04/27/2001	
Inactivated Poliovirus Vaccine	05/03/2005	09/28/2001	06/08/2001	04/27/2001	
Influenza Vaccine	12/12/2007	11/13/2006	10/19/2005	09/28/2001	
Measles, Mumps, Rubella	05/03/2005	09/28/2001			
PENTACEL					
Pneumococcal Conjugate Vaccine	01/23/2002	11/30/2001	06/08/2001	04/27/2001	
Rotavirus Vaccine (live, oral)					
TETANUS AND DIPHTHERIA					
Varicella (Chicken Pox)	11/13/2006	09/28/2001			

ADDITIONAL INFORMATION:

Last PE: _____

Height: _____

Blood Pressure: _____

Weight: _____

Head Circumference: _____

Vaccine Administration Record for Children and Teens

Patient Name:

Nolan HAIR

Birthdate:

7-12-00

Web IZ #:

Vaccine	Type of Vaccine ¹ (generic abbreviation)	Date Given (mo/day/yr)	Source (F,S,P) ²	Site ³	Vaccine		Vaccine Information Statement		Signature/Initials of vaccinator
					Lot #	Mfr.	Date on VIS ⁴	Date given ⁵	
Hepatitis B ⁵ (eg., HepB, Hib-HepB, DTaP-HepB-IPV) Give IM.							7/18/2007		
							7/18/2007		
							7/18/2007		
Diphtheria, Tetanus, Pertussis ³ (eg., DTaP, Dtap-Hib, Dtap-HepB-IPV, DT, Tdap, Td) Give IM.							5/17/2007		
							5/17/2007		
							5/17/2007		
							5/17/2007		
	Tdap	9-22-11	S	LA	ACS2B072EA7		5/17/2007	9-22-11	EL
Haemophilus Influenzae type b ⁵ (eg., Hib, Hib-HepB, DTaP-Hib) Give IM.							11/18/2008		
							12/16/1998		
							12/16/1998		
							12/16/1998		
Polio ⁵ (eg., IPV, DTaP-HepB-IPV) Give IPV SC or IM. Give DTaP-HepB-IPV IM.							1/1/2000		
							1/1/2000		
							1/1/2000		
							1/1/2000		
Pneumococcal (eg., PCV, conjugate; PPV, polysaccharide) Give PCV IM. Give PPV SC or IM.							12/9/2008		
							12/9/2008		
							12/9/2008		
							12/9/2008		
Rotavirus (Rv) Give oral (po).							8/28/2008		
							8/28/2008		
							8/28/2008		
Measles, Mumps, Rubella ⁵ (eg., MMR, MMRV) Give SC.							3/13/2008		
							3/13/2008		
Varicella ⁵ (eg., Var., MMRV) Give SC.							3/13/2008		
							3/13/2008		
Hepatitis A (HepA) Give IM.							3/21/2006		
							3/21/2006		
Meningococcal (eg., MCV4/MPSV4) Give MCV4 IM and MPSV4 SC.	Menactra	9-22-11	S	RA	U4C02A143		9/28/2008	9-22-11	EL
Human papillomavirus (eg., HPV) Give IM.							3/30/2010		
							3/30/2010		
							3/30/2010		
Influenza ⁵ (eg., TIV, inactivated; LAV, live attenuated) Give TIV IM. Give LAV IN.	Flu .5	10-11-10	P	LA	U35650A	10/15/10	8-10-10	10-11-10	EL
	Flumist	2-7-13	S	IN	AL20333	2/7/13	7-2-12	2-7-13	JT
	Flu .5ml	1-24-14	P	RA	UH949AB	1/14/14	7-26-13	1-24-14	JT
Other	Flu .5ml	10-31-14	P	RA	UIB8AA	10/5/14	8-19-14	10-31-14	JT

1. Record the generic abbreviation for the type of vaccine give (e.g., DTaP-Hib, PCV, not the trade name).

2. Record the source of the vaccine given as either F (Federally-supported) S (State-supported) or P (supported by Private insurance or other Private funds).

3. Record the site where vaccine was administered as either RA (Right Arm), LA (Left Arm), RT (Right Thigh), LT (Left Thigh), IN (Intranasal), or D (Oral).

4. Record the publication date of each VIS as well as the date given to the patient.

5. For combination vaccines, fill in a row for each separate antigen in the combination.

MOUNTAIN VISTA PEDIATRICS

INFORMED DOCUMENT FOR INFLUENZA VACCINATION

NAME: Hairr, NolanDATE OF BIRTH: 7-12-00

WHAT IS THE FLU? INFLUENZA (THE "FLU") IS A HIGHLY CONTAGIOUS VIRUS USUALLY ABRED THROUGH COUGHING AND SNEEZING. SYMPTOMS OF THE FLU VARY. TYPICALLY THEY CAN INCLUDE AN ABRUPT ONSET OF FEVER, MUSCLE PAINS, HEADACHES, SORE THROAT AND COUGHING THAT CAN LAST FOR DAYS. EACH YEAR 10% TO 20% OF THE COMMUNITY MAY BECOME INFECTED BY THE FLU.

	YES	NO
1. ARE YOU ALLERGIC TO EGGS, CHICKEN FEATHERS OR ANY EGG PRODUCTS?		<input checked="" type="checkbox"/>
2. ARE YOU TAKING ANY MEDICATION FOR ASTHMA OR BRONCHITIS, BLOOD THINNIG AND/OR TO TREAT SEIZURES? (PLEASE CIRCLE)		<input checked="" type="checkbox"/>

AFTER YOUR FLU SHOT: THE FLU SHOT VACCINE IS GENERALLY WELL TOLERATED. LIKE ALL MEDICINES, VACCINES MAY HAVE SIDE EFFECTS. SOME REDNESS, TENDERNESS, DISCOMFORT OR SWELLING IS COMMON AT THE INJECTION SITE, BUT THIS USUALLY DISAPPEARS AFTER A FEW DAYS. SOME PEOPLE MAY HAVE MILD FEVER, MUSCLE PAINS AND GENERALLY FEEL A BIT UNWELL FOR A FEW DAYS AFTER VACCINATION. THERE "FLU LIKE SYMPTOMS" DO NOT MEAN YOU HAVE THE FLU.

I HAVE READ AND UNDERSTAND THE INFORMATION LISTED ABOVE. I CONSENT TO RECEIVING A FLU VACCINE INJECTION.

SIGNATURE: [Signature]DATE: 9/4/15

FOR OFFICE USE ONLY:

FLU VACCINE ADMINISTERED BY: JohnINJECTION SITE: RAIMLOT NUMBER: UI422AAEXPIRATION DAT: 6-30-16SIGNATURE: [Signature]DATE: 9-4-15

MOUNTAIN VISTA PEDIATRICS

INFORMED DOCUMENT FOR INFLUENZA VACCINATION

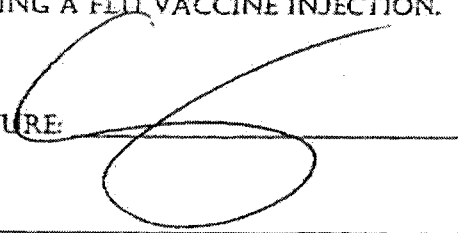
NAME: Hairr, NolanDATE OF BIRTH: 7-12-00

WHAT IS THE FLU? INFLUENZA (THE "FLU") IS A HIGHLY CONTAGIOUS VIRUS USUALLY ABRED THROUGH COUGHING AND SNEEZING. SYMPTOMS OF THE FLU VARY. TYPICALLY THEY CAN INCLUDE AN ABRUPT ONSET OF FEVER, MUSCLE PAINS, HEADACHES, SORE THROAT AND COUGHING THAT CAN LAST FOR DAYS. EACH YEAR 10% TO 20% OF THE COMMUNITY MAY BECOME INFECTED BY THE FLU.

	YES	NO
1. ARE YOU ALLERGIC TO EGGS, CHICKEN FEATHERS OR ANY EGG PRODUCTS?		<input checked="" type="checkbox"/>
2. ARE YOU TAKING ANY MEDICATION FOR ASTHMA OR BRONCHITIS, BLOOD THINNIG AND/OR TO TREAT SEIZURES? (PLEASE CIRCLE)		<input checked="" type="checkbox"/>

AFTER YOUR FLU SHOT: THE FLU SHOT VACCINE IS GENERALLY WELL TOLERATED. LIKE ALL MEDICINES, VACCINES MAY HAVE SIDE EFFECTS. SOME REDNESS, TENDERNESS, DISCOMFORT OR SWELLING IS COMMON AT THE INJECTION SITE, BUT THIS USUALLY DISAPPEARS AFTER A FEW DAYS. SOME PEOPLE MAY HAVE MILD FEVER, MUSCLE PAINS AND GENERALLY FEEL A BIT UNWELL FOR A FEW DAYS AFTER VACCINATION. THERE "FLU LIKE SYMPTOMS" DO NOT MEAN YOU HAVE THE FLU.

I HAVE READ AND UNDERSTAND THE INFORMATION LISTED ABOVE. I CONSENT TO RECEIVING A FLU VACCINE INJECTION.

SIGNATURE: DATE: 10/31/14

FOR OFFICE USE ONLY:

FLU VACCINE ADMINISTERED BY: JohnINJECTION SITE: RAIMLOT NUMBER: UI188AAEXPIRATION DATE: 6-30-15SIGNATURE: DATE: 10-31-14

MOUNTAIN VISTA PEDIATRICS

INFORMED DOCUMENT FOR INFLUENZA VACCINATION

NAME: Nolan Hair DATE OF BIRTH: 7-12-00

WHAT IS THE FLU? INFLUENZA (THE "FLU") IS A HIGHLY CONTAGIOUS VIRUS USUALLY ABRED THROUGH COUGHING AND SNEEZING. SYMPTOMS OF THE FLU VARY. TYPICALLY THEY CAN INCLUDE AN ABRUPT ONSET OF FEVER, MUSCLE PAINS, HEADACHES, SORE THROAT AND COUGHING THAT CAN LAST FOR DAYS. EACH YEAR 10% TO 20% OF THE COMMUNITY MAY BECOME INFECTED BY THE FLU.

	YES	NO
1. ARE YOU ALLERGIC TO EGGS, CHICKEN FEATHERS OR ANY EGG PRODUCTS?		<input checked="" type="checkbox"/>
2. ARE YOU TAKING ANY MEDICATION FOR ASTHMA OR BRONCHITIS, BLOOD THINNIG AND/OR TO TREAT SEIZURES? (PLEASE CIRCLE)		<input checked="" type="checkbox"/>

AFTER YOUR FLU SHOT: THE FLU SHOT VACCINE IS GENERALLY WELL TOLERATED. LIKE ALL MEDICINES, VACCINES MAY HAVE SIDE EFFECTS. SOME REDNESS, TENDERNESS, DISCOMFORT OR SWELLING IS COMMON AT THE INJECTION SITE, BUT THIS USUALLY DISAPPEARS AFTER A FEW DAYS. SOME PEOPLE MAY HAVE MILD FEVER, MUSCLE PAINS AND GENERALLY FEEL A BIT UNWELL FOR A FEW DAYS AFTER VACCINATION. THERE "FLU LIKE SYMPTOMS" DO NOT MEAN YOU HAVE THE FLU.

I HAVE READ AND UNDERSTAND THE INFORMATION LISTED ABOVE. I CONSENT TO RECEIVING A FLU VACCINE INJECTION.

SIGNATURE: 

DATE: 1-24-14

FOR OFFICE USE ONLY:

FLU VACCINE ADMINISTERED BY: John

INJECTION SITE: RAIM

LOT NUMBER: UH949AB

EXPIRATION DAT: 6-30-14

SIGNATURE: 

DATE: 1-24-14

Foothills Pediatrics

Informed Document for Flu Mist

Name: Hairr, Nolan DOB: 7-12-00

What is the flu? Influenza (the "flu") is a highly contagious virus usually spread through coughing and sneezing. Symptoms of the flu vary. Typically they can include an abrupt onset of fever, muscle pains, headaches, sore throat and coughing that can last for days. Each year 10% to 20% of the community may become infected by the flu.

Are you allergic to / Ever had any hypersensitivity to eggs, egg protein, gentamicin, gelatin, or arginine or life threatening reactions to previous influenza mist?	Yes	No <input checked="" type="checkbox"/>
Do you or your child have any asthma, wheezing, or breathing problems?		<input checked="" type="checkbox"/>
Are you pregnant or nursing?		<input checked="" type="checkbox"/>
Are you or your child receiving aspirin or aspirin-containing therapy?		<input checked="" type="checkbox"/>

After your flu mist: The Flu Mist vaccine is generally well tolerated. Like all medicines, Flu Mist may have side effects. Most common side effects were generally mild and included runny nose or nasal congestion, sore throat, and fever. A vaccine, like any medicine, could possibly cause serious problems, such as severe allergic reactions. However, the risk of a vaccine causing serious harm, or death, is extremely small.

I have read and understand the information listed above. I consent to receiving a flu mist vaccine.

SIGNATURE: 

DATE: 2-7-13

For Office Use Only:

Flu Mist administered by: John

Lot Number: AL2033

Expiration Date: 3-11-13

SIGNATURE: 

DATE: 2-7-13

FOOTHILLS PEDIATRICS

INFORMED DOCUMENT FOR INFLUENZA VACCINATION

Name: Hairr, Nolan

Date Of Birth: 7-12-00

What is the flu? Influenza (the "flu") is a highly contagious virus usually spread through coughing and sneezing. Symptoms of the flu vary. Typically they can include an abrupt onset of fever, muscle pains, headaches, sore throat and coughing that can last for days. Each year 10% to 20% of the community may become infected by the flu.

	YES	NO
1. Are you allergic to eggs, chicken feathers or any egg products?		<input checked="" type="checkbox"/>
2. Are you taking any medication for asthma or bronchitis, blood thinning and/or to treat seizures? (please circle)		<input checked="" type="checkbox"/>

After your flu shot: The flu shot vaccine is generally well tolerated. Like all medicines, vaccines may have side effects. Some redness, tenderness, discomfort or swelling is common at the injection site, but this usually disappears after a few days. Some people may have mild fever, muscle pains and generally feel a bit unwell for a few days after vaccination. There "flu like symptoms" do not mean you have the flu.

I have read and understand the information listed above. I consent to receiving a flu vaccine injection.

SIGNATURE: [Signature]

DATE: 10/11/10

For Office Use Only:

Flu vaccine administered by: EH

Injection Site: L

Lot Number: U3565CA

Expiration Date: 6-30-11

SIGNATURE: [Signature]

DATE: 10-11-10

Case Nos. 73856 & 74566

In the Supreme Court of Nevada

CLARK COUNTY SCHOOL DISTRICT,
Appellant,

vs.

MARY BRYAN, mother of ETHAN
BRYAN; and AIMEE HAIRR,
mother of NOLAN HAIRR,
Respondents.

Electronically Filed
Jan 07 2019 11:58 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

APPEAL

from the Eighth Judicial District Court, Clark County
The Honorable NANCY ALLF, District Judge
District Court Case No. A-14-700018-C

**APPELLANT'S SUPPLEMENTAL APPENDIX
VOLUME 10
PAGES 2249-2319**

DANIEL F. POLSENBERG (SBN 2376)
DAN R. WAITE (SBN 4078)
BRIAN D. BLAKLEY (SBN 13,074)
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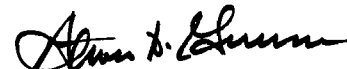
TABLE OF CONTENTS TO APPENDIX

Tab	Document	Date	Vol.	Pages
66	Defendant's Notice of Designation of Deposition Testimony for Trial	11/14/16	10	2249–2319

66

66

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11/14/2016 04:45:02 PM



CLERK OF THE COURT

NOTC

Daniel F. Polsenberg (State Bar No. 2376)
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**DISTRICT COURT
CLARK COUNTY, NEVADA**

MARY BRYAN, mother of ETHAN
BRYAN; AIMEE HAIRR, mother of
NOLAN HAIRR,

Plaintiffs,

vs.

CLARK COUNTY SCHOOL
DISTRICT (CCSD); *et al.*,

Defendants.

Case No. A-14-700018-C

Dept. No. XXVII

**DEFENDANT'S NOTICE OF
DESIGNATION OF
DEPOSITION TESTIMONY
FOR TRIAL**

Defendant Clark County School District ("CCSD") hereby submits its Designation of Deposition Testimony for Trial for persons it has been unable to serve with a trial subpoena after making a reasonable effort, under NRCP 32(a)(3)(D), and persons served but who may be unlikely to comply with the subpoena.

DESIGNATION OF C.L.'s DEPOSITION

An affidavit of service for C.L. is attached hereto as **Exhibit A**. A true and correct copy of C.L.'s deposition testimony is attached hereto as **Exhibit B**. A sealed and original copy of C.L.'s deposition testimony is being

1 concurrently delivered to the Court's chambers. CCSD's testimony
2 designations are as follows:

3 P. 29:8-46:17.

4 P. 50:17-51:9.

5 P. 63:1-64:12.

6 P. 72:16-74:24.

7 P. 83:1-6.

8 **DESIGNATION OF DR. EDMUND FARO'S DEPOSITION**

9 An affidavit of service for Dr. Faro is attached hereto as **Exhibit C**. A
10 true and correct copy of Dr. Faro deposition testimony is attached hereto as
11 **Exhibit D**. A sealed and original copy of Dr. Faro's deposition testimony is
12 being concurrently delivered to the Court's chambers. While Dr. Faro has been
13 served, it is possible that he will not comply with the subpoena based on the
14 undersigned's past experience subpoenaing doctors for trial. Accordingly,
15 CCSD's testimony designations are as follows:

16 P. 8:9-11.

17 P. 13:17-34:5 (including deposition exhibit A).

18 Defendant reserves the right to use deposition testimony of any witness
19 who has been deposed in this case for impeachment or rebuttal. Defendant
20 reserves the right to call any of these individuals live if they can be reached
21 and served prior to their scheduled testimony. Defendant further reserves the
22 right to supplement or amend these designations prior to or during trial,
23 including based upon any rulings of the Court or any other Court decisions
24 that affect the scope of evidence in this trial. Defendant also reserves the right
25 to introduce deposition testimony of witnesses designated as live trial
26 witnesses by Plaintiffs, but not called during Plaintiffs' case in chief.
27 Defendant also reserves the right to introduce testimony of witnesses
28 designated by Plaintiff. Defendant reserves the right to add additional

1 designations from additional witnesses if Plaintiffs are allowed to designate
2 testimony from previously undisclosed or undesignated witnesses, or if
3 Plaintiffs add further testimony from witnesses previously identified. Certain
4 of Defendant's designated testimony may pertain to topics that will ultimately
5 be excluded from evidence at trial. By designating such testimony, Defendant
6 did not intend to waive any of its objections to deposition testimony, exhibits,
7 or other evidence or argument.

8 Dated this 14th of November, 2016

10 LEWIS ROCA ROTHGERBER CHRISTIE LLP

11 By: /s/ Matthew W. Park

12 DANIEL F. POLSENBERG (SBN 2376)

13 DAN R. WAITE (SBN 4078)

14 MATTHEW W. PARK (SBN 12062)

15 3993 Howard Hughes Parkway, Suite 600
16 Las Vegas, Nevada 89169

17 *Attorneys for Defendants*

3993 Howard Hughes Pkwy, Suite 600
Las Vegas, NV 89169-5996

Lewis Roca
ROTHGERBER CHRISTIE

CERTIFICATE OF SERVICE

Pursuant to Nev.R.Civ. Rule 5(b) and E.D.C.R. 8.05, I certify that on this day, I caused a true and correct copy of ***Defendant's Notice Of Designation Of Deposition Testimony For Trial*** to be filed and served via Court's electronic filing system on all interested parties in the above-referenced matter.

Allen Lichtenstein, Esq.

Staci Pratt, Esq.

ALLEN LICHTENSTEIN ATTORNEY AT LAW, LTD.

3315 Russell Road, No. 222

Las Vegas, Nevada 89120

allaw@lvcoxmail.com

Attorneys for Plaintiffs

John Houston Scott, Esq.

SCOTT LAW FIRM

1388 Sutter Street, Suite 715

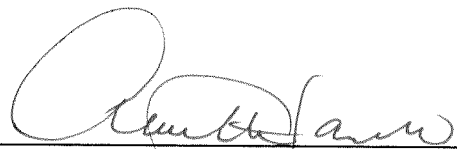
San Francisco, CA 94109

john@scottlawfirm.net

Attorneys for Plaintiffs

(Admitted Pro Hac Vice)

DATED this 14th day of November, 2016.


An Employee of Lewis Roca Rothgerber
Christie LLP

3993 Howard Hughes Pkwy, Suite 600
Las Vegas, NV 89169-5996

Lewis Roca
ROTHGERBER CHRISTIE

EXHIBIT A

002253

EXHIBIT A

002253

AFFIDAVIT OF DUE DILIGENCE

State of Nevada

County of Clark

District Court

Case Number: A-14-700018-C

Plaintiff:

Mary Bryan, et al.

vs.

Defendant:

Clark County School District (CCSD), et al.

Received by AM:PM Legal Solutions on the 21st day of October, 2016 at 11:59 am to be served on C.L. , 1809
 Sydney Leigh Lane, Henderson, NV 89074.

I, Stan McGrue, being duly sworn, depose and say that on the 14th day of November, 2016 at 2:21 pm, I:

at all times herein, pursuant to NRCP 4(c), was and is a citizen of the United States, over 18 years of age, not a party to or interested in the proceeding in which this affidavit is made and after diligent attempts I was **unable to serve the (2 copies) Trial Subpoena and a Witness fee check in the amount of \$40.00** upon C.L. for the reason that: *(see additional information below)*

Additional Information pertaining to this Service:

10/23/2016 12:15 pm Attempt made at 1809 Sydney Leigh Lane, Henderson, NV 89074 without an answer at the door;
 10/24/2016 6:03 pm Attempt made at 1809 Sydney Leigh Lane, Henderson, NV 89074 without an answer at the door;
 10/26/2016 9:44 am Attempt made at 1809 Sydney Leigh Lane, Henderson, NV 89074 without an answer at the door;
 10/27/2016 8:01 pm Attempt made at 1809 Sydney Leigh Lane, Henderson, NV 89074 without an answer at the door.
 Affiant noticed that the same interior lights illuminated within the residence as observed from previous attempts, indicating that they may be on a timer. Additionally, at no time were any vehicles observed at said address;
 10/30/2016 3:10 pm Attempt made at 1809 Sydney Leigh Lane, Henderson, NV 89074 without an answer at the door.
 Status remained the same;
 10/31/2016 That from 10/31/2016 through 11/9/2016 (4) four additional attempts were made at 1809 Sydney Leigh Lane, Henderson, NV 89074 without an answer at the door nor a change in status;
 11/10/2016 4:51 pm Attempt made at 7123 S. Durango Dr., Unit 303, Las Vegas, NV 89113 without an answer at the door;
 11/11/2016 8:21 am Attempt made at 7123 S. Durango Dr., Unit 303, Las Vegas, NV 89113 and server was told by an unidentified child, from behind a closed door, to come back later;
 11/11/2016 7:25 pm Attempt made at 7123 S. Durango Dr., Unit 303, Las Vegas, NV 89113 without an answer at the door;
 11/12/2016 12:29 pm Attempt made at 7123 S. Durango Dr., Unit 303, Las Vegas, NV 89113 without an answer at the door;
 11/13/2016 4:00 pm Attempt made at 7123 S. Durango Dr., Unit 303, Las Vegas, NV 89113 without an answer at the door;
 11/14/2016 An attempt was made to locate C.L. parents/guardians by using the following sources: CLARK COUNTY ASSESSOR'S OFFICE, UNITED STATES POST OFFICE, CLARK COUNTY VOTER'S REGISTRATION, LOCAL TELEPHONE DIRECTORY and NATIONAL PROPRIETARY NON - PUBLIC DATABASES which did provide a possible home address for the Witness located at 7600 S. Rainbow Blvd., #1057, Las Vegas, NV 89139. Said address shows current through November, 2016;

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct, signed and dated this:

14 day of November 2016

Stan McGrue
 NV License #190

AM:PM Legal Solutions
 520 S. 7th St., Ste. B
 Las Vegas, NV 89101
 (702) 385-2676

Our Job Serial Number: AMP-2016004018

EXHIBIT B

002255

EXHIBIT B

1/5/2016

Deposition of **C.L.**
Bryan, et al. v. CCSD, et al.

1

1 DISTRICT COURT
2 CLARK COUNTY, NEVADA
3 * * * * *
4 MARY BRYAN, mother of ETHAN)
5 BRYAN; AIMEE HAIRR, mother of)
6 NOLAN HAIRR,)
7 Plaintiffs,)
8 vs.) CASE NO.: A700018
9 CLARK COUNTY SCHOOL DISTRICT)
10 (CCSD); Principal Warren P.)
11 McKay, in his individual and)
12 official capacity as principal)
13 of GJHS; Leonard DePiazza, in)
14 his individual and official)
15 capacity as assistant)
16 principal at GJHS; Cheryl)
17 Winn, in her individual and)
18 official capacity as Dean at)
19 GJHS; John Halpin, in his)
20 individual and official)
21 capacity as counselor at GJHS;)
22 Robert Beasley, in his)
23 individual and official)
24 capacity as instructor at)
25 GJHS,)
Defendants.)

18
19 DEPOSITION OF **C.L.**
20 Taken on Tuesday, January 5, 2016
21 At 2:59 p.m.
22 At 3993 Howard Hughes Parkway, Suite 600
23 Las Vegas, Nevada
24
25 Reported By: Lori M. Unruh, R.D.R., C.C.R. #389

1/5/2016

Deposition of **C.L.**
Bryan, et al. v. CCSD, et al.

29

1 as me.

2 Q Okay. What about his hair? Did he have short
3 hair? Long hair?

4 A I don't remember.

5 Q Was he skinny? Was he muscular? Was he
6 overweight?

7 A He wasn't overweight. That's all I can remember.

8 Q Okay. Did you have any other classes with Nolan
9 besides band?

10 A No.

11 Q Did you consider yourself Nolan's friend?

12 A No.

13 Q And why is that?

14 A Because during band we had conflicts.

15 Q Okay. What kind of conflicts would you have with
16 Nolan during band?

17 MS. JOHNSON: Objection, form.

18 Q (BY MR. KIEFER) You can answer. Any time your
19 attorney objects, the only time you won't answer is when
20 she specifically instructs you not to.

21 A So what was the question?

22 Q Describe the conflicts that you were just talking
23 about.

24 A So during band class Nolan and his friend would
25 trip me and **D.M.**, and they would also call **D.M.** skinny

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Deposition of **C.L.**
Bryan, et al. v. CCSD, et al.

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1 and make fun of him. And him and his friend called me the
2 Asian Justin Bieber, which aggravated me.

3 Q Now you said Nolan and his friend.

4 Who are you referring to?

5 A Ethan.

6 Q Anyone else with Nolan and Ethan that
7 participated in these conflicts?

8 A No, sir.

9 Q Okay. How often did Nolan call you Asian Justin
10 Bieber?

11 A Just around two or three times that same day.

12 Q Did Ethan call you that as well?

13 A No.

14 Q And you said that someone called **D.M.** skinny?

15 A Yes.

16 Q Ethan or Nolan?

17 A I'm not sure.

18 Q Leaving aside you and **D.M.**, how did Nolan get
19 along with the other members of the band class?

20 MS. JOHNSON: Objection, speculation.

21 Q (BY MR. KIEFER) That you observed.

22 A He didn't really talk to anyone else but Ethan.

23 Q Did he talk to any of the other trombone players
24 besides Ethan?

25 A No.

1/5/2016

Deposition of **C.L.**
Bryan, et al. v. CCSD, et al.

31

1 Q But he did talk to you at least for the purpose
2 of teasing you, you were saying.

3 A Yes.

4 Q Did he ever talk to you when he wasn't teasing
5 you?

6 A No.

7 Q Was Nolan popular?

8 A I couldn't say.

9 Q When's the last time you saw Nolan?

10 A Sixth grade.

11 Q Can you be more specific? Was it the first part
12 of sixth grade, the second part of sixth grade, after
13 Christmas, before Easter?

14 A I don't remember.

15 Q Okay. Did you ever call Nolan any names?

16 A Yes.

17 Q What did you call him?

18 A Faggot.

19 Q Did you call him any other names?

20 A I can't remember.

21 Q But you remember calling him faggot?

22 A Yes.

23 Q How many times did you call him faggot?

24 A Only whenever he would trip me or tease me. I
25 noticed they would also converse with each other and look

1/5/2016

Deposition of **C.L.**
Bryan, et al. v. CCSD, et al.

32

1 at me and laugh.

2 Q With each other, you mean Nolan and Ethan?

3 A Yes.

4 Q Was there a particular reason that you called
5 Nolan a faggot as opposed to any other name you could have
6 called him?

7 A No. I did not think he was gay. It was just an
8 insult that I had used during the sixth grade.

9 Q So you called him a faggot just to insult him?

10 A Yeah.

11 Q But you didn't believe that Nolan was gay?

12 A No, sir.

13 Q Can you help me understand that? I'm just a
14 little confused, cause I know what faggot means --

15 A Uh-huh.

16 Q -- and to me, it means calling someone a
17 homosexual, a gay man.

18 So why would you choose that word?

19 A During the sixth grade, it was just something
20 that I thought would be insulting. I honestly didn't
21 really know the meaning of it. I just knew that it was a
22 cuss word.

23 Q Did you ever hit or touch Nolan?

24 A No, sir.

25 Q What about **D.M.**, did **D.M.** ever call Nolan

1/5/2016

Deposition of **C.L.**
Bryan, et al. v. CCSD, et al.

33

1 names?

2 A I don't remember.

3 Q Do you know whether or not he ever touched or hit

4 Nolan?

5 A I don't recall any of that happening.

6 Q Let's switch over to Ethan.

7 When did you first meet Ethan?

8 A Band class.

9 Q Describe Ethan for me.

10 A Tall, white. And that's all I remember.

11 Q When you say tall -- I mean was he the tallest

12 kid in the room? Was he --

13 A Yeah, he was the tallest.

14 Q Okay. How much bigger -- was he bigger than

15 you --

16 A Yeah.

17 Q -- obviously?

18 How much bigger than you was he?

19 MS. JOHNSON: Objection, form.

20 THE WITNESS: I'd have to say a foot and a half.

21 Q (BY MR. KIEFER) A foot and a half?

22 A (Witness nodding head.)

23 Q Wow.

24 Did Ethan intimidate you?

25 A No.

1/5/2016

Deposition of **C.L.**
Bryan, et al. v. CCSD, et al.

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1 Q Did his size scare you?

2 A A little bit.

3 Q What do you mean by a little bit?

4 A I knew that I couldn't mess with -- I knew that I
5 didn't want to mess with him because his sheer size could
6 obviously overpower me if he ever did get angry.

7 Q So you said you knew you couldn't mess with him.

8 A Yes.

9 Q Because of his sheer size?

10 A Yeah.

11 Q Meaning that if you were to -- by mess with him,
12 you mean tease him or --

13 A Anything, yeah.

14 Q Okay. Because -- and when you say sheer size,
15 you're talking about a physical --

16 A Yeah.

17 Q -- encounter, cause you'd be concerned that a
18 physical encounter would end with you losing?

19 A Yeah.

20 Q Do you remember, did Ethan have long hair or
21 short hair?

22 A I don't remember.

23 Q Was he muscular or skinny?

24 A He was pretty muscular.

25 Q Muscular. Okay.

1/5/2016

Deposition of **C.L.**
Bryan, et al. v. CCSD, et al.

35

1 Did you have any other classes with Ethan besides
2 band?

3 A No.

4 Q Did you consider yourself Ethan's friend?

5 A No.

6 Q And why is that?

7 A Because he would do the same things that Nolan
8 would do, like trip me.

9 Q Now when you say he would trip you, this would
10 happen in band class?

11 A Yes.

12 Q Where in the room would this happen?

13 A When he's sitting down in the aisle and me and
14 **D.M.** would go up to get our instruments from the aisles,
15 they would stick their leg out and trip us.

16 Q When you say get your instruments from the
17 aisles, you're talking about the line that you drew there?

18 A Yeah, the lockers where the instruments were
19 right here.

20 Q Okay. Were there also lockers on the other side
21 for the other students in the other --

22 A Yeah.

23 Q -- aisle?

24 So if **D.M.** -- if Ethan and Nolan would trip you
25 and **D.M.** --

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Deposition of **C.L.**
Bryan, et al. v. CCSD, et al.

36

1 A Yeah.

2 Q -- when you got to your lockers, does that mean
3 that Nolan and Ethan sat here?

4 A Yes.

5 Q Okay. So they sat closest to the lockers?

6 A Uh-huh.

7 Q Okay. Can you mark that on your map there for
8 me.

9 A They didn't sit right next to us though. I think
10 there was a space between us, so we didn't sit that close
11 together.

12 Q Okay. Anyone besides Nolan that was Ethan's
13 friend that you knew of?

14 A No.

15 Q Did you ever witness Ethan interact with anyone
16 else in the band class besides you and **D.M.** and Nolan?

17 A No.

18 Q Did Ethan get along with Mr. Beasley?

19 A Yeah.

20 Q And what makes you say that?

21 A They never argued.

22 Q What about Nolan, did he get along with
23 Mr. Beasley?

24 A Yes.

25 Q And why do you say that?

1/5/2016

Deposition of **C.L.**
Bryan, et al. v. CCSD, et al.

37

1 A They never argued.

2 Q Did you get along with Mr. Beasley?

3 A Yes.

4 Q And why is that?

5 A We never argued as well.

6 Q Did you ever witness Nolan or Ethan get in

7 trouble --

8 A No.

9 Q -- for tripping you in band?

10 A No.

11 Q Do you know whether or not Mr. Beasley ever saw

12 them trip you?

13 A No.

14 Q No, you don't know or no, he didn't see?

15 A He did not see.

16 Q Okay. When's the last time that you saw Ethan?

17 A Sixth grade.

18 Q Can you be more specific? Was it after Christmas

19 break? Before Christmas break?

20 A I don't remember.

21 Q Did you ever interact with Ethan outside of band?

22 A No.

23 Q Did you ever see him in the hallway?

24 A No.

25 Q Did you ever have lunch with him?

1/5/2016

Deposition of **C.L.**
Bryan, et al. v. CCSD, et al.

38

1 A Yes.

2 Q So you had lunch with him. I'm a little
3 confused.

4 So you didn't interact with him, but you had
5 lunch with him.

6 A Yes.

7 Q Do you mean just sitting in the same place?

8 A He would just have the same lunch period as me.
9 There were two lunches.

10 Q Okay. And that's what I mean.

11 So you're saying you guys had lunch at the same
12 time in the same location.

13 A Yes.

14 Q Okay. But you wouldn't interact.

15 A We would.

16 Q Okay. So tell me about some of those
17 interactions.

18 A I've only interacted with him one time, which is
19 the time we would -- me and **D.M.**, we sit in a specific
20 area in the corner of the table. And I saw Ethan sitting
21 right across from **D.M.**, and he usually doesn't sit there.
22 And there was a bunch of empty seats -- empty seat space
23 from him. And I went up to him, cause that's where I
24 usually sit, and I asked if he could please scoot over.
25 And then he looked at me, and he stopped eating for like

1/5/2016

Deposition of **C.L.**
Bryan, et al. v. CCSD, et al.

39

1 10 seconds, then looked back at his food and didn't
2 respond. So I said I get it, you don't want to burn too
3 many calories, so I just sat right next to him.

4 Q And you said this was to Ethan or to Nolan?

5 A To Ethan.

6 Q Did you ever have any interactions like that with
7 Nolan?

8 A No, sir.

9 Q Was Nolan with Ethan that day?

10 A No.

11 Q Did you ever call Ethan names?

12 A Yes.

13 Q What did you call him?

14 A The green giant.

15 Q And why did you call him the green giant?

16 A Because he was tall and he always wore a green
17 shirt.

18 Q Did you call him any other names?

19 A I called him faggot.

20 Q And why did you call him faggot?

21 A Just because I thought it was an insult.

22 Q And why would you want to insult Ethan?

23 A Because he would trip me, and he aggravated me in
24 band.

25 Q Any other names you called him?

1/5/2016

Deposition of **C.L.**
Bryan, et al. v. CCSD, et al.

40

1 A Not that I can remember.

2 Q How often for instance would you call him green
3 giant?

4 A Whenever he would wear a green shirt.

5 Q So was there ever a time when he wore a green
6 shirt and didn't trip you but you called him green giant?

7 A No, sir.

8 Q So it's only when he wore a green shirt and
9 tripped you that you would call him green giant?

10 A Yes. He would trip me almost every day.

11 Q Okay. How often would you call him faggot?

12 A Just the times that we get into arguments.

13 Q Tell me about one of these arguments. You told
14 me about the one in the lunchroom, or I guess lack thereof
15 cause he didn't respond.

16 Tell me about an argument with Ethan in the band
17 room.

18 A Sometimes he would trip me, and I would say stop,
19 and he would say or what? And I would just call him a
20 faggot and walk away.

21 Q So to try and clarify, was it only ever Ethan
22 that tripped you, or was it both Ethan and Nolan?

23 A It was both of them.

24 Q And did you have similar arguments with Nolan?

25 A No.

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Deposition of **C.L.**
Bryan, et al. v. CCSD, et al.

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1 Q So he would trip you, and what would happen?

2 A I would just call both of them faggots.

3 Q But the only one who would have a response was
4 Ethan?

5 A Yes.

6 Q And that response would be or what?

7 A Yes.

8 Q Any other responses?

9 A Not that I can remember, no.

10 Q Did you ever see **D.M.** or did you ever witness
11 **D.M.** call Ethan names?

12 A Not that I can remember.

13 Q Did you ever hit or touch Ethan?

14 A No.

15 Q Did you ever see **D.M.** hit or touch Ethan?

16 A No.

17 Q So having gone through some of the notes and some
18 of the allegations in the case, I'm going to ask you some
19 more specific questions --

20 A Okay.

21 Q -- about Nolan and Ethan.

22 Did you ever call Nolan duckbill Dave?

23 A No.

24 Q Did you ever call anyone duckbill Dave?

25 A No.

1/5/2016

Deposition of **C.L.**
Bryan, et al. v. CCSD, et al.

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1 Q Any idea what duckbill Dave means?

2 A No, sir.

3 Q That makes two of us.

4 Did **D.M.** ever call Nolan or Ethan duckbill Dave?

5 A Not that I can remember.

6 Q And earlier you said you called Ethan green
7 giant.

8 Did you ever call him Jolly Green Giant?

9 A Yes.

10 Q Okay. I assume for the same reason?

11 A Yeah.

12 Q Did **D.M.** call him that?

13 A I think so, yeah.

14 Q Did you ever have a nickname for **D.M.**?

15 A No.

16 Q Did he ever have one for you?

17 A Condor.

18 Q Condor.

19 A (Witness nodding head.)

20 Q Play on words for your name or...

21 A Yeah.

22 Q Any other rhyme or reason to it?

23 A No.

24 Q Did you ever call the other trombone players, and
25 including yourself -- did you ever refer to the trombone

1/5/2016

Deposition of **C.L.**
Bryan, et al. v. CCSD, et al.

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1 players as tromboners?

2 A No.

3 Q Did **D.M.**?

4 A I don't remember.

5 Q Did you ever use your trombone to jab or poke or
6 touch other students?

7 A No, sir.

8 Q Including the slide?

9 A Yes.

10 Q Did you ever see **D.M.** do that?

11 A No.

12 Q Do you know whether or not he ever did it and you
13 just didn't see?

14 That's a horrible question.

15 MS. JOHNSON: Objection, speculation.

16 MR. KIEFER: She's right.

17 Q Did you ever touch another student's buttocks?

18 A No.

19 Q Did you ever touch another student's genitals?

20 A No.

21 Q Did you ever see **D.M.** do either of these things?

22 A No, sir.

23 Q So there's a list of -- and I apologize, these
24 aren't pleasant phrases, but I'd like to ask you
25 specifically --

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Deposition of **C.L.**
Bryan, et al. v. CCSD, et al.

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1 A Okay.

2 Q -- because there's specific allegations.

3 Did you ever call other students fat ass?

4 A No.

5 Q Now you did say you called them faggot, right?

6 A Yes.

7 Q Did you ever call them gay?

8 A Yes.

9 Q Who did you call gay?

10 A Ethan and Nolan.

11 Q So you also called Ethan and Nolan gay?

12 A Yes.

13 Q And again I have to ask, did you believe that

14 they were homosexuals?

15 A No.

16 Q Then why did you call them gay?

17 A Because it -- just back then, to me, it was just

18 an insult.

19 Q Is that -- and again, I'm just an old dude who

20 doesn't know much, but is that kind of like when you hear

21 kids say oh, that's gay or that's stupid?

22 A Yes.

23 Q Did you ever call other students worthless?

24 A No.

25 Q Cocksucker?

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Bryan, et al. v. CCSD, et al.

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1 A No.

2 Q Fag boy?

3 A Yes.

4 Q Who did you call fag boy?

5 A Ethan and Nolan.

6 Q Okay.

7 A And **D.M.**.

8 Q And again, were you calling Ethan and Nolan fag

9 boy because you believed that they were homosexual?

10 A No, sir.

11 Q Then why were you calling them that?

12 A Immaturity.

13 Q And you said you called **D.M.** that as well.

14 A Yeah.

15 Q And why would you call that -- why would you call

16 **D.M.** fag boy?

17 A Just to be funny.

18 Q Was that -- were you guys razzing each other?

19 A Yeah.

20 Q Would he say that back to you?

21 A No. We'd just laugh.

22 Q Did you ever call any other students gay wad?

23 A No.

24 Q Dumbass?

25 A Yes.

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1 Q Who did you call dumbass?

2 A **D.M.**

3 Q And I'm not sure I want to know the answer to
4 that, but I'm going to ask, why did you call **D.M.** a
5 dumbass?

6 A Like when -- like I say, when he would ask stupid
7 questions or just to annoy the teacher.

8 Q Okay. So did you call him that in class?

9 A Yeah.

10 Q What about tattletale, you ever call anyone
11 tattletale?

12 A No.

13 Q So you never called Nolan or Ethan tattletale?

14 A No, sir.

15 Q Did **D.M.** ever say anything to you that led you
16 to believe that he thought Ethan or Nolan were gay?

17 A No.

18 Q All right. Let's shift gears here for a second,
19 and let's talk about -- I'd like to know how you would
20 define or characterize being bullied.

21 What does that mean to you?

22 A Pushing someone to the point where they just
23 have -- you know, they're sad, they can't -- they don't
24 want to go to school anymore, just pretty much hurting
25 their feelings so much and -- yeah, hurting their

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1 A Usually Ethan's response after he trips me, I'll
2 say stop or I'm going to tell the dean on you, and he
3 would say shut up. Or if I said stop, he would say or
4 what?

5 Q Okay. Would they ever threaten to tell on you,
6 "they" being --

7 A No.

8 Q -- Ethan and -- okay.

9 Okay. Leaving aside your relationship or your
10 interactions and **D.M.**'s interactions with Nolan and
11 Ethan, did you ever witness any other students pick on or
12 bully or tease Nolan and Ethan?

13 A No.

14 Q Did you ever witness Nolan and Ethan tease or
15 pick on anyone else?

16 A No.

17 Q Based on the complaint, it's clear that Ethan and
18 Nolan left Greenspun during the sixth grade year.

19 Did you know that?

20 A Yes.

21 Q When did you first learn that they were leaving?

22 A They were just absent for a long time during that
23 band class. And I -- at first I thought they had moved
24 classes, but **D.M.** told me that they had moved schools.

25 Q So **D.M.** was the one who told you?

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1 A Yes.

2 Q Do you remember about how long after they had
3 left it was that you knew -- you found out that they had
4 moved schools?

5 A No.

6 Q What was your first thought when you found out
7 they had moved schools?

8 A That I wouldn't have to worry about them tripping
9 me anymore.

10 Q Were you surprised?

11 A No.

12 Q Is it -- you're not surprised, so is it common
13 for kids to move schools in your experience?

14 A Yeah. I thought they had moved or something.

15 Q Did anyone say anything to you about why Ethan
16 and Nolan had left the school?

17 A No.

18 Q Did you talk to any of the staff or
19 administration at Greenspun about Ethan and Nolan leaving?

20 A No.

21 Q And you did mention that **D.M.** told you that
22 Ethan and Nolan had left.

23 A Yeah.

24 Q How often did you talk about that particular
25 issue?

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1 A Just one time.

2 Q Just the one time?

3 A Yeah.

4 MR. KIEFER: Let's take a quick break.

5 MS. JOHNSON: Okay. That's fine.

6 (Recess.)

7 Q (BY MR. KIEFER) Now to remind me, did you say
8 whether or not you knew who Mr. McKay was?

9 A I did not know.

10 Q And do you remember who Mr. DePiazza was?

11 A No.

12 Q But you do remember Mrs. Winn.

13 A Yes.

14 Q And who is she again?

15 A The dean.

16 Q Did you ever have -- during the sixth grade year
17 did you ever have any conversations with Miss Winn about
18 your behavior at school?

19 A Yes.

20 Q About how many times?

21 A I can't remember.

22 Q What type of behavior did Miss Winn discuss with
23 you?

24 A She would discuss bad behavior.

25 Q Well, I assume that you were talking to her

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1 Q Did you ever blow in Nolan or Ethan's face?

2 A No.

3 Q Ever kick Ethan or Nolan's band instruments?

4 A No.

5 Q Now I'm guessing this probably won't come as a
6 surprise to you, but there's an allegation in the
7 complaint that in September of 2011 you stabbed Nolan in
8 the genitals with a pencil.

9 Did you do that?

10 A No. I know for a fact that I did not do that.

11 Q The other day Nolan was deposed, and under oath
12 he said that -- I'll set up the scenario.

13 He said that you were sitting on his left and
14 that you had a yellow pencil with a sharpened end, not the
15 eraser end, and unprovoked reached across and stabbed him
16 between his legs.

17 A No. I don't even bring pencils to band.

18 Q You say you don't bring pencils to band.

19 Why is that?

20 A I would leave my pencil in my binder, and when I
21 go to get my instrument, I would leave my binder on the
22 shelf.

23 Q The shelf of the lockers?

24 A Yes.

25 Q On the side?

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1 A Yes.

2 Q Did those lockers lock up, or were they just --

3 A There were lockers and there were shelves, and I
4 kept my trombone in the shelf.

5 Q Okay. Does it surprise you that Nolan testified
6 that you stabbed him in the crotch?

7 A It did when I first heard about it, yes.

8 Q Why does it surprise you?

9 A Because I have never heard of that, and I know
10 for a fact that I did not do that. And if I had stabbed
11 someone in the crotch, I'm pretty sure it's something that
12 I would remember.

13 Q Do you remember anything about Nolan switching
14 seats in band?

15 A No, sir.

16 Q Do you remember whether or not Ethan switched
17 seats in band?

18 A No.

19 Q All right. Now there was another kind of
20 specific allegation that the plaintiffs have made
21 regarding -- oh, no. Sorry, that's the wrong section.

22 All right. Let me back up. I got ahead of
23 myself. I'm thinking of some other documents.

24 Can you remind me how old you were in sixth
25 grade?

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Bryan, et al. v. CCSD, et al.

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1 MS. JOHNSON: I think often.

2 MR. KIEFER: Often, there you go. Thank you.

3 Q The trouble never stopped, so my parents
4 eventually moved me to a different school. I told my
5 parents I wanted to move schools because I was afraid of
6 **C.L.**

7 Now I think earlier we talked about this
8 genital --

9 A Yeah.

10 Q So this is -- now I told you Nolan testified
11 yesterday -- or last week, I think, maybe two weeks ago,
12 that you had stabbed him in the genitals.

13 Now this is the statement of Ethan saying that he
14 witnessed you stab him in the genitals. You've already
15 said that's not true.

16 Does it surprise you that Ethan filled out a
17 police report saying that you stabbed his friend in the
18 genitals?

19 A Yes, because I know I did not do that.

20 Q Okay. What about this part about **C.L.** came to
21 me with his trombone, took off the rubber part of the
22 bottom, and underneath that there's a sharp piece of metal
23 and stabbed me in the leg several times?

24 A I don't remember that. And I can't recall there
25 ever being a sharp piece on my trombone.

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1 Q Now you say you can't recall.

2 Does that mean that you might have done it and
3 you don't remember?

4 A Yeah. I have no recollection of this.

5 Q Okay. So you're not sure whether or not that
6 happened.

7 A Yeah.

8 Q Okay. After the incident, **C.L.** would follow me
9 and Nolan around calling us gay, and he would call me fat
10 often.

11 Did you ever call Ethan fat?

12 A Yes.

13 Q Okay. Why did you call him fat?

14 A Just because -- just to retaliate after him
15 tripping me in band.

16 Q So what about this part about you following him
17 around? Did you follow --

18 A No, I would not follow him around.

19 Q What about -- well, there's Nolan and Ethan.
20 Did you follow either of them around?

21 A No.

22 Q Okay. And we've already talked about the gay
23 thing, I think.

24 Did you know that Ethan felt afraid of you?

25 A No.

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Bryan, et al. v. CCSD, et al.

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1 Q Does that surprise you?

2 A Yes.

3 Q Why does that surprise you?

4 A He doesn't seem afraid of me. Like usually he
5 would keep his cool and like seem -- to me, he was
6 intimidating to me.

7 Q So were you ever afraid of Ethan?

8 A Yeah.

9 Q When were you afraid of Ethan?

10 A When he would say "or what?"

11 Q And that's because -- and that's what would take
12 place in band, right?

13 A Yes.

14 Q When he'd trip you?

15 A (Witness nodding head.)

16 Q Is that because -- were you afraid of him because
17 you've seen him fight and you know he's a skilled fighter?

18 A No.

19 Q Were you afraid of him cause of his size?

20 A Yes.

21 Q What about Nolan, were you afraid of Nolan?

22 A No.

23 Q And why's that?

24 A Just because he was the same size as me.

25 Q Let's go to page 82, so if you'll flip over two

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Deposition of **C.L.**
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1 Q So what is duckbill Dave?

2 A I have no idea. Sixth grade.

3 Q Fair enough.

4 I mean leaving the name-calling aside, is
5 duckbill Dave -- is that a character? Is it from a show?

6 A No.

7 Q Not that you're aware of?

8 A No.

9 Q And also poke him with the end of my trombone
10 while playing -- playing a song?

11 A A song.

12 Q So you would also poke Nolan, not while you were
13 walking or tripping, but you would actually take your
14 trombone and bump him.

15 A That's what I -- I can't remember that, but...

16 Q Okay. So you don't remember anything about that?

17 A No.

18 Q All right. Let's go to the last page, page -- or
19 the next page, page 85. I think it's the same issue on
20 this one.

21 It's redacted here. Again, I'm showing the
22 witness a copy of the unredacted form. It's a State of
23 Nevada, Clark County, Las Vegas Metro Police Department
24 citation.

25 Is that your signature there?

1/5/2016

Deposition of **C.L.**
Bryan, et al. v. CCSD, et al.

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1 CERTIFICATE OF DEPONENT

2 I, **C.L.**, deponent herein, do hereby
 3 certify and declare the within and foregoing transcription
 4 to be my deposition in said action, subject to any
 5 corrections I have heretofore submitted; and that I have
 6 read, corrected, and do hereby affix my signature to said
 7 deposition.
 8

9 **C.L.**, Deponent
 10

11 Subscribed and sworn to before me this
 12 _____ day of _____,
 13
 14
 15

16 STATE OF NEVADA)

ss:

17 COUNTY OF CLARK)
 18
 19
 20

 Notary Public
 21
 22
 23
 24
 25

EXHIBIT C

002285

EXHIBIT C

AFFIDAVIT OF SERVICE

State of Nevada

County of Clark

District Court

Case Number: A-14-700018-C

Plaintiff:

Mary Bryan, et al.

vs.

Defendant:

Clark County School District (CCSD), et al.

Received by AM:PM Legal Solutions on the 21st day of October, 2016 at 11:59 am to be served on **Dr. Edmund Faro, M.D. - Mountain Vista Pediatrics, 6301 Mountain Vista, Ste. 205, Henderson, NV 89014.**

I, Stan McGrue, being duly sworn, depose and say that on the 24th day of October, 2016 at 2:15 pm, I:

at all times herein, pursuant to NRCP 4(c), was and is a citizen of the United States, over 18 years of age, not a party to or interested in the proceeding in which this affidavit is made and **personally served** the within named person with a true and correct copy of the **(2 copies) Trial Subpoena and a Witness fee check in the amount of \$40.00** on the date and hour endorsed thereon by me, at the aforementioned address.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.


Stan McGrue
NV License 1190

**AM:PM Legal Solutions
520 S. 7th St., Ste. B
Las Vegas, NV 89101
(702) 385-2676**

Our Job Serial Number: AMP-2016004019

EXHIBIT D

002287

EXHIBIT D

1 DISTRICT COURT

2 CLARK COUNTY, NEVADA

3
 4 MARY BRYAN, mother of ETHAN)
 BRYAN; AIMEE HAIRR, mother of)
 5 NOLAN HAIRR,)

6 Plaintiffs,)

7 vs.)

CASE NO. A-14-700018-C
 DEPT. NO.: XXVII

8 CLARK COUNTY SCHOOL DISTRICT)
 (CCSD); Principal Warren P.)
 9 McKay, in his individual and)
 official capacity as principal)
 10 of GJHS; Leonard DePiazza, in)
 his individual and official)
 11 capacity as assistant)
 principal at GJHS; Cheryl)
 12 Winn, in her individual and)
 official capacity as Dean at)
 13 GJHS; John Halpin, in his)
 individual and official)
 14 capacity as counselor at GJHS;)
 Robert Beasley, in his)
 15 individual and official)
 capacity as instructor at)
 16 GJHS,)

17 Defendants.)
 18 _____)
 19

20 DEPOSITION OF EDMUND FARO, M.D.

21 Henderson, Nevada

22 Friday, February 19, 2016

23
 24 REPORTED BY: PEGGY S. ELIAS, RPR
 Nevada CCR No. 274 - California CSR No. 8671
 25 JOB NO.: 293653

EDMUND FARO, MD - 02/19/2016

<p style="text-align: right;">Page 2</p> <p>1 Deposition of EDMUND FARO, M.D., taken at 2 Mountain Vista Pediatrics, 6301 Mountain Vista Street, 3 Suite 205, Henderson, Nevada, on Friday, February 19, 4 2016, at 10:15 a.m., before Peggy S. Elias, Certified 5 Court Reporter in and for the State of Nevada. 6 7 APPEARANCES OF COUNSEL 8 9 For Plaintiffs: 10 ALLEN LICHTENSTEIN, ESQ. 11 Law Office of Allen Lichtenstein 12 3315 East Russell Road, Suite 222 13 Las Vegas, Nevada 89120 14 702.433.2666 15 702.433.9591 Fax 16 allaw@lvcoxmail.com 17 18 For Defendants: 19 MATTHEW W. PARK, ESQ. 20 Lewis Roca Rothgerber Christie, LLP 21 3993 Howard Hughes Parkway, Suite 600 22 Las Vegas, Nevada 89169 23 702.474.2674 24 702.216.6189 Fax 25 MPark@lrrlaw.com Also Present: Angelito Ferrer</p>	<p style="text-align: right;">Page 3</p> <p>1 INDEX OF EXAMINATION 2 WITNESS: EDMUND FARO, M.D. 3 EXAMINATION PAGE 4 By Mr. Park 4 5 6 INDEX TO EXHIBITS 7 EXHIBIT DESCRIPTION PAGE 8 Exhibit A Medical Records 13 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25</p>
<p style="text-align: right;">Page 4</p> <p>1 DEPOSITION OF EDMUND FARO, M.D. 2 Friday, February 19, 2016, 10:15 a.m. 3 -cOo- 4 (Prior to the commencement of the deposition, 5 all of the parties present agreed to waive statements 6 by the court reporter pursuant to Rule 30(b) (4) of the 7 NRCP.) 8 -cOo- 9 Whereupon, 10 EDMUND FARO, M.D., 11 having been first duly sworn to testify to the truth, 12 the whole truth, and nothing but the truth, was 13 examined and testified as follows: 14 EXAMINATION 15 BY MR. PARK: 16 Q. Dr. Faro -- am I saying that correctly? 17 A. Yeah. 18 Q. Dr. Faro, my name is Matt Park. I represent 19 the defendants in this case. Also here is Allen 20 Lichtenstein, who represents the plaintiffs in this 21 case. We are here because you were the doctor for the 22 plaintiffs, and we just want to go over some of his 23 medical records. 24 A. Okay. 25 Q. But before we do that, have you ever had your</p>	<p style="text-align: right;">Page 5</p> <p>1 deposition taken before? 2 A. No. 3 Q. I'm going to go over some ground rules for 4 you just to make this process go easier. 5 A. Okay. 6 Q. As you see, this fine young lady next to us 7 is a court reporter, and she's typing down every word 8 we say. 9 A. Okay. 10 Q. Part of that is try to speak a little slower 11 than you normally would. 12 A. Okay. 13 Q. And try not to interrupt me because she can't 14 type two streams at once, and I'll try not to interrupt 15 you. 16 A. Okay. 17 Q. So let me finish my question, and I'll let 18 you finish your answer, and that will just make it 19 easier on her. 20 A. Okay. 21 Q. Also, the court reporter can't take down 22 nonverbal answers. So if you go uh-huh, huh-uh, or nod 23 your head, she can't write that down. So I may remind 24 you and ask for a yes or a no, and I'm not trying to be 25 rude; I'm just trying to get a good record.</p>

EDMUND FARO, MD - 02/19/2016

Page 6

1 A. Okay.
 2 Q. Furthermore, if I ask a bad question, it's
 3 not clear, go ahead and ask me to rephrase or ask me to
 4 clarify. I'm happy to do that.
 5 A. Okay.
 6 Q. If you don't ask me to rephrase or clarify,
 7 I'll assume you understood the question. I don't think
 8 this will be a very long deposition, but if you do need
 9 to take a break, just let me know --
 10 A. Okay.
 11 Q. -- and we can absolutely take a break. Let's
 12 go ahead and start.
 13 Can you give me your full name.
 14 MR. LICHTENSTEIN: Before you do that, just
 15 to -- because I may object to a question.
 16 MR. PARK: Oh, sure.
 17 MR. LICHTENSTEIN: So...
 18 BY MR. PARK:
 19 Q. And you're not represented by counsel today,
 20 correct?
 21 A. No.
 22 Q. So there may be a time when I'm asking you a
 23 question, and Mr. Lichtenstein may object.
 24 A. Okay.
 25 Q. Now, unless -- since he's not your counsel --

Page 8

1 Q. And the difference between the two is a
 2 guess, something you never knew, right; an estimate is
 3 something you know but you're not exactly sure
 4 precisely what it is, but you have a general
 5 understanding or a general knowledge.
 6 Does that make sense?
 7 A. Okay.
 8 Q. Great.
 9 So can you go ahead and give us your full
 10 name on the record.
 11 A. My name is Edmund Faro.
 12 Q. And have you ever acted as an expert witness
 13 for anybody?
 14 A. No.
 15 Q. Let's go ahead and start with a summary of
 16 your education, if we can.
 17 A. Uh-huh.
 18 Q. Starting with high school.
 19 A. Went to high school in the Philippines.
 20 Q. Okay.
 21 A. And went to college.
 22 Q. And where did you go to college?
 23 A. In the Philippines.
 24 Q. And what's the name of the university?
 25 A. It's University of San Agustin.

Page 7

1 A. Uh-huh.
 2 Q. -- we'll wait for the objection, and then you
 3 can go ahead and answer. The only time that you
 4 wouldn't answer is if he instructs you not to answer on
 5 the basis of some privilege.
 6 MR. LICHTENSTEIN: I'm not sure I can even do
 7 that since I can't advise him on that, but the
 8 objections would be for the record but --
 9 THE WITNESS: Okay.
 10 BY MR. PARK:
 11 Q. Essentially, what we're doing is we're
 12 objecting so when the Court reads it later, we can
 13 decide what questions come in, what questions don't
 14 come in.
 15 A. Okay.
 16 Q. But you're still obligated to answer the
 17 question to the best of your ability.
 18 A. Okay.
 19 Q. Also, today we don't want any guesses; so if
 20 you see something and you don't recall at all, let me
 21 know. If you don't recall a particular patient or a
 22 particular procedure, that's fine to let me know you
 23 just don't recall it. I don't want you guessing;
 24 however, we are entitled to your best estimate.
 25 A. Okay.

Page 9

1 Q. Can you spell that for her?
 2 A. A-g-u-s-t-i-n.
 3 Q. And did you get a degree?
 4 A. Yes, I did. BS in biology.
 5 Q. And do you recall approximately when you
 6 graduated from university?
 7 A. 1988.
 8 Q. 1988?
 9 A. Yeah.
 10 Q. So you graduated with a BS in biology in
 11 1988?
 12 A. Uh-huh.
 13 Q. Then what did you do?
 14 A. Went to med school.
 15 Q. And medical school where?
 16 A. In the Philippines.
 17 Q. Also in the Philippines.
 18 What was the name of the medical school?
 19 A. Iloilo Doctors' College of Medicine.
 20 Q. Can you spell that first for her.
 21 A. I-l-o-i-l-o Doctors' College of Medicine.
 22 Q. And where in the Philippines was that?
 23 A. This was in Iloilo City.
 24 Q. And did you graduate with a degree?
 25 A. Yes.

EDMUND FARO, MD - 02/19/2016

Page 10

1 Q. M.D.?

2 A. Yes.

3 Q. Or its equivalent, I guess.

4 A. Yes.

5 Q. What year did you graduate from medical

6 school?

7 A. 1992.

8 Q. Did you do any residencies after that?

9 A. No.

10 Q. Did you do any fellowships after that?

11 A. No.

12 Q. Did you do any kind of formal education after

13 you graduated from medical school?

14 A. I went to residency here in the

15 United States.

16 Q. And where did you do residency here?

17 A. Los Angeles County, University of Southern

18 California, pediatric residency.

19 Q. My alma mater, University of Southern

20 California.

21 A. Okay.

22 Q. When did you finish your residency in LA?

23 A. That was 1994 to 1997.

24 Q. So 1997 you finish your residency?

25 A. Uh-huh.

Page 12

1 Q. And from what time period were you board

2 certified in pediatrics; do you remember?

3 A. I don't remember.

4 Q. Sometime after your residency?

5 A. Yes.

6 Q. So sometime between --

7 A. In the 2000s, 2001-2007.

8 Q. Any reason you haven't maintained that board

9 certification?

10 A. Busy working.

11 Q. And so your first job was here in Las Vegas,

12 correct?

13 A. Uh-huh.

14 Q. Where did you first work in Las Vegas?

15 A. I worked for ACI Pediatrics.

16 Q. And where are they located here in town?

17 A. Bruce Street. I don't think they're around

18 anymore because the owner died.

19 Q. How long did you work -- approximately what

20 years did you work at that job?

21 A. 1991 -- 1999 to 2001.

22 Q. And 2001, did you take a different job?

23 A. Yeah. I worked for Foothills Pediatrics.

24 Q. And how long did you work at Foothills

25 Pediatrics for?

Page 11

1 Q. And what was your residency in?

2 A. Pediatrics.

3 Q. Pediatrics, okay.

4 After that did you have any other formal

5 training?

6 A. No.

7 Q. Oh, so 1997, you finish your residency?

8 A. Uh-huh.

9 Q. And then did you just start working as a

10 pediatrician after that?

11 A. Yeah.

12 Q. Where was your first job?

13 A. Here in Vegas.

14 Q. In Las Vegas, okay.

15 And approximately what year was that?

16 A. That was 1999.

17 Q. Did you pass your board exams?

18 A. Yes, I did.

19 Q. Are you board certified?

20 A. Not right now.

21 Q. Not right now, okay.

22 Have you ever been board certified --

23 A. Yes.

24 Q. -- in pediatrics?

25 A. Uh-huh.

Page 13

1 A. 2001 to 2000- -- just after when Ralph Conti

2 died.

3 Q. Can you give me an approximate year on that?

4 A. Two years ago.

5 Q. So you were there from 2001 until 2012, 2013.

6 A. Yeah.

7 Q. And where did you go after that to work?

8 A. I stayed here.

9 Q. So you opened up -- did you open up your own

10 practice?

11 A. I bought the practice.

12 Q. Bought the practice?

13 A. Uh-huh.

14 Q. And you've been here ever since?

15 A. Yeah.

16 Q. Great.

17 Do you recall a patient named Nolan Hairr?

18 A. Yes, I do.

19 Q. And why does he stick out in your mind?

20 A. Well, I saw him last week for a well checkup.

21 Q. So you still see him? He's still a patient?

22 A. Yeah.

23 MR. PARK: I'm going to go ahead and

24 introduce this as Exhibit A.

25 ///

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<p style="text-align: right;">Page 14</p> <p>1 (Defendant's Exhibit A was marked for 2 identification.) 3 BY MR. PARK: 4 Q. Just so we're all looking at the same order, 5 you'll want to look at that one just in case they're 6 ordered differently. 7 A. Okay. 8 Q. Take a second to look through those. 9 A. (Witness complied.) 10 Q. Do you recognize those records? 11 A. Yes. 12 Q. Are they your records? 13 A. Yes, they are. 14 Q. I want you to turn -- it should be in 15 chronological order. 16 A. Uh-huh. 17 Q. So if you'll turn to the October 11th, 2010, 18 well visit. 19 A. Uh-huh. 20 Q. When it says well visit on top, what does 21 that mean to you? 22 A. It's a checkup, a physical. 23 Q. Is it something that's normally scheduled 24 months/weeks in advance? 25 A. It can be days. They can schedule that same</p>	<p style="text-align: right;">Page 15</p> <p>1 day. 2 Q. And if there's a sick visit form, what does 3 that mean? 4 A. They're coming in for -- sick; they have a 5 cold, have a fever, have a sore throat. 6 Q. There's some specific symptom that's bringing 7 them in? 8 A. Yeah, uh-huh. 9 Q. Whereas a well visit, they're assumed to be 10 well; they're just getting a checkup -- 11 A. Yes. 12 Q. -- is that fair? 13 Now, when you see Nolan, do you see him with 14 the parents in the room, or do you see him by himself? 15 A. With the parents in the room. 16 Q. Parents in the room, okay. 17 I'm going to ask you to interpret some of 18 your writing -- 19 A. Okay. 20 Q. -- on this, if I can. 21 I'm looking down to the subjective line -- 22 A. Uh-huh. 23 Q. -- and it says feeds AFG. 24 What does that mean? 25 A. All foods groups. He eats everything.</p>
<p style="text-align: right;">Page 16</p> <p>1 Q. Eats everything, okay. 2 A. Uh-huh. 3 Q. And let's move down to the next line, which 4 is voids. 5 What does that -- 6 A. Voids, history of bed-wetting. 7 Q. Okay. History of bed-wetting. 8 And so he had a history of bed-wetting late? 9 A. Uh-huh. 10 Q. In other words, he wet his bed up until he 11 was, you know, eleven, twelve years old, something like 12 that? 13 A. Yes, uh-huh. 14 Q. Did you treat him for that during that entire 15 time? 16 A. I did not. 17 Q. Do you know who did? 18 A. He saw a urologist. 19 Q. And when somebody wets their bed late like 20 that, what are some of the common causes? 21 A. Most common cause, it's a neurodevelopmental 22 thing. They regress developmentally. The body thinks 23 it's like in an infant stage -- state. 24 Q. And so did Nolan ever express to you that he 25 had anxiety about this, that he was worried about it;</p>	<p style="text-align: right;">Page 17</p> <p>1 you know, either because he was concerned about having 2 sleepovers or having it happen, you know, when he was 3 at a friend's house, anything like that? 4 A. Not that I recall. 5 Q. Let's go down to the next line, sleeps. 6 A. Uh-huh. 7 Q. What is that notation? 8 A. Normal. 9 Q. Normal, okay. If you look there's a notation 10 on the far right-hand side. 11 What does that say? 12 A. Adopted. 13 Q. Adopted, okay. 14 And why was that important for you to note 15 that he's adopted? 16 A. Because I believe when I started seeing this 17 family, she did have her own children, her own 18 biological children, and she had adopted children. 19 Q. And does that make a difference as to how you 20 care for a particular patient -- 21 A. No. 22 Q. -- whether they're in an adopted family or a 23 mixed family like that? 24 A. No. 25 Q. Let's go to developmental -- I assume DEV --</p>

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1 what does DEV mean?
 2 A. Yeah, developmental.
 3 Q. And what's the notation right after that?
 4 A. Doing well in school.
 5 Q. And is that a question you normally ask kids
 6 when they come in --
 7 A. Yes.
 8 Q. -- how are you doing in school?
 9 A. Yes. Especially if they're school age, I ask
 10 them how are they doing in school, and the parent will
 11 say, well, not doing too well.
 12 Q. All right.
 13 A. Well, they're doing good. A lot of the times
 14 the answer is they're doing good.
 15 Q. And why is that important for you as a
 16 pediatrician to know --
 17 A. It's a rough screen for developmental
 18 problems, if they're having problems in school, if
 19 they're having symptoms of attention deficit
 20 hyperactivity disorder.
 21 Q. That would express -- that would be expressed
 22 in possibly problems at school --
 23 A. Yeah.
 24 Q. -- and then you could go ahead and delve
 25 deeper into those?

Page 20

1 sure I wrote it, I noted it.
 2 Q. And underneath "objective" there's two rows
 3 of boxes, like a checklist.
 4 A. Uh-huh.
 5 Q. Can you tell me what each of those categories
 6 are.
 7 A. First one is general.
 8 Q. Okay.
 9 A. It's the general appearance and behavior of
 10 the child. The second one is HENT; that's head, ears,
 11 nose, throat.
 12 Q. Okay.
 13 A. Head, eyes, ears, nose, throat.
 14 Dental, neck, chest, lungs. CVS is
 15 cardiovascular. ABD is abdomen. GU is genitourinary
 16 and rectal, extremities, back and neurologic.
 17 Q. So what does the N category stand for?
 18 A. Normal.
 19 Q. And what does AB stand for?
 20 A. Abnormal.
 21 Q. So if there was a problem with any of these
 22 sections, you would have checked?
 23 A. I would check it --
 24 (Reporter interrupted.)
 25 Q. If there was a problem with any of these

Page 19

1 A. Delve deeper into it or refer to a
 2 specialist.
 3 Q. Down to IMM, what does IMM mean?
 4 A. Immunizations.
 5 Q. Okay. And --
 6 A. It says up to date.
 7 Q. Up to date, correct.
 8 And on the concerns line, what does that say?
 9 A. That is history of urethrostenosis.
 10 Q. What is urethrostenosis?
 11 A. That is a problem in the urethra, the penis,
 12 uh-huh.
 13 Q. And what specifically is stenosis?
 14 A. It's narrowing, yeah.
 15 Q. And what problems can that cause?
 16 A. Problems going pee.
 17 Q. Okay.
 18 A. Hard to pee, pain when you go pee, and that
 19 was dealt with by the urologist.
 20 Q. And it says objective underneath that.
 21 A. Uh-huh.
 22 Q. And there's a notation on the far right.
 23 What does that say?
 24 A. That is another note for history of
 25 bed-wetting. I probably just wrote it just to make

Page 21

1 categories, you have checked the AB box, right?
 2 A. Yes.
 3 Q. And the fact you checked the normal box
 4 meant, on this particular visit, everything was normal?
 5 A. Yes.
 6 Q. Great. Let's go ahead and turn to the
 7 March 2nd, 2011, letter from Dr. Ganesan. It's about
 8 four or five pages after that.
 9 A. Uh-huh. The first one or the second one?
 10 Q. The March 2nd, 2011, one.
 11 A. Okay.
 12 Q. Now, first, I note that there's either a
 13 signature or a stamp in the bottom right-hand corner.
 14 A. Uh-huh.
 15 Q. What does that mean?
 16 A. That means I received it and I read it.
 17 Q. And how do you know Dr. Ganesan?
 18 A. He's a consultant. Yeah, he's a specialist.
 19 Q. Someone you refer patients to?
 20 A. Yes.
 21 Q. And do you recall why you referred Nolan to
 22 Dr. Ganesan, based on this letter?
 23 A. I believe because of his urethra problem and
 24 his bed-wetting.
 25 Q. And it talks in here about using a

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1 bed-wetting alarm.
 2 A. Uh-huh.
 3 Q. What is that?
 4 A. It's an alarm that you attach to the child's
 5 underwear. Once it starts to get wet, it buzzes. It
 6 kind of trains the body to wake up and go to the
 7 bathroom.
 8 Q. And it looks like he used this and was doing
 9 well with it; is that right?
 10 A. Uh-huh, yes.
 11 Q. Again, did he ever report any discomfort or
 12 embarrassment at the enuresis?
 13 A. No.
 14 Q. It also says he has phimosis.
 15 What is that?
 16 A. Phimosis is narrowing of the foreskin.
 17 Q. And what problems can that cause?
 18 A. Difficulty going to the bathroom, pain.
 19 Q. And is it something that is easily
 20 discernible to the naked eye, or is it something that
 21 is kind of on the inside of the penis?
 22 A. It's -- you have to manipulate the penis to
 23 determine it.
 24 Q. Okay. So you'd have to move --
 25 A. Yeah.

Page 24

1 circumcision at, you know, eleven, twelve, thirteen
 2 years old?
 3 A. Not very common.
 4 Q. The majority of circumcisions happen when
 5 babies are small; is that correct?
 6 A. Babies, uh-huh.
 7 Q. And are there any complications that can
 8 occur when you have circumcision when you're older like
 9 this as opposed to when you're a baby?
 10 A. Bleeding, pain, infection.
 11 Q. Those are common side effects?
 12 A. Yes.
 13 Q. And do you recall if Nolan ever complained to
 14 you of pain or bleeding or discomfort after his
 15 circumcision?
 16 A. I do not recall.
 17 Q. Is that he never did, or you just don't
 18 remember?
 19 A. I just don't remember.
 20 Q. So he may have?
 21 A. He may have.
 22 Q. Let's go ahead and turn a few pages forward
 23 now to the September 22nd, 2011, well visit.
 24 A. (Witness complied.)
 25 Q. Are you there on that record?

Page 23

1 Q. -- the foreskin, for example, to see it?
 2 A. Yeah.
 3 Q. What is balanitis?
 4 A. Balanitis.
 5 Q. Balanitis, thank you.
 6 A. It is infection for irritation of the
 7 foreskin.
 8 Q. And when does that normally occur?
 9 A. It happens if an infection -- it's not clean,
 10 an infection sets in in the foreskin, it causes
 11 inflammation and irritation and pain in that area.
 12 Q. Is that something that is often a problem,
 13 folks who are uncircumcised?
 14 A. I see it commonly in uncircumcised patients.
 15 Q. And the reason I ask is because if you look
 16 at the next sentence, it says I've suggested
 17 circumcision, and the family is in agreement.
 18 Were you also in agreement with that?
 19 A. Yes.
 20 Q. And why did you think this was a good outcome
 21 for this particular patient?
 22 A. If there's an infection there all the time,
 23 there's discomfort, obviously, and the solution to it
 24 is to have the circumcision to take out that foreskin.
 25 Q. How common is it for someone to have a

Page 25

1 A. Yes, I am.
 2 Q. So, again, this is a well visit which would
 3 signify to you that it was a checkup?
 4 A. Uh-huh.
 5 Q. Let's go down the categories again.
 6 So feeds, is that the same as it was in the
 7 previous record?
 8 A. Yes.
 9 Q. Eats everything?
 10 A. Uh-huh.
 11 Q. Stools or voids, what is that notation?
 12 A. Normal.
 13 Q. Normal.
 14 Sleeps?
 15 A. Good.
 16 Q. Good.
 17 Developmental?
 18 A. Grade 6.
 19 Q. And does that just mean that he's in the
 20 sixth grade?
 21 A. Yeah.
 22 Q. What about safety?
 23 A. Safety, that's discussed.
 24 Q. And what does that mean?
 25 A. Discussed normal safety, like wearing a

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1 helmet when you ride a bike.
 2 Q. The standard safety precautions that you
 3 would tell any, you know, eleven- or twelve-year old?
 4 A. Uh-huh.
 5 Q. And what about concerns?
 6 A. Concerns, rash.
 7 Q. And what does that mean?
 8 A. Rash, at that time Mom had concerns, he
 9 probably had rashes, eczema rashes.
 10 Q. Do you have any specific recollection as to
 11 where those rashes were on his body?
 12 A. No.
 13 Q. And if we look over to the checked boxes on
 14 the far left-hand side, it looks as though all of those
 15 are normal, right?
 16 A. Yes.
 17 Q. And if there had been something abnormal, you
 18 would have checked the box, right?
 19 A. Yes.
 20 Q. And the assess was well. The plan, well.
 21 And there's no other notation of any other
 22 issue with Nolan on this page; is that fair?
 23 A. Yes.
 24 Q. And if Nolan had come in for being stabbed in
 25 the genitals, would you have written that on this page?

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1 bottom right-hand?
 2 A. Uh-huh.
 3 Q. And that signifies that you received this and
 4 read it?
 5 A. Yes.
 6 Q. Tell me your understanding of kind of what
 7 this letter was from Dr. Ganesan to you.
 8 A. It looks like he was seen by Dr. Ganesan, and
 9 somebody struck him with a pencil. He didn't tell his
 10 parents about it.
 11 Q. And let's go ahead and go to the second
 12 sentence. It says that he was a Caucasian male who
 13 underwent a circumcision and a penile torsion repair
 14 last April.
 15 What is a penile torsion repair?
 16 A. Torsion is when -- well, when you do a
 17 circumcision, you're taking out the foreskin, and some
 18 of the foreskin is turning the penis. It's torted; so
 19 you're repairing the torsion when you do the
 20 circumcision.
 21 Q. And do you always repair torsion when you do
 22 a circumcision, or do you only do it if the penis is
 23 twisted in some way?
 24 A. You would have to ask Dr. Ganesan on that
 25 one.

Page 27

1 A. I would have.
 2 Q. And the fact that it's not on here, does that
 3 lead you to believe that that's not something you were
 4 aware of at that time?
 5 A. At that time it's not something I was aware
 6 of.
 7 Q. Let's go to the March 7th, 2012, letter from
 8 Dr. Ganesan.
 9 A. (Witness complied.)
 10 Q. First of all, there's a notation, a
 11 handwritten note on the --
 12 MR. LICHTENSTEIN: Let me find it. Where is
 13 this?
 14 MR. PARK: It's about five pages behind where
 15 we just were.
 16 MR. LICHTENSTEIN: Oh, okay.
 17 MR. PARK: March 7th, 2012.
 18 MR. LICHTENSTEIN: Yeah.
 19 BY MR. PARK:
 20 Q. There's a handwritten note in the upper
 21 right-hand corner.
 22 Do you know what that is?
 23 A. That is a note for our office, this office,
 24 Mountain Vista.
 25 Q. And your signature, again, is down on the

Page 29

1 Q. If someone requires a penile torsion repair,
 2 to the naked eye would it be obvious?
 3 A. Not necessarily.
 4 Q. Not necessarily.
 5 It depends on the degree of the torsion; is
 6 that fair?
 7 A. I believe.
 8 Q. It says he did well from the procedure.
 9 Now, this line, several months ago a boy
 10 accidentally stuck him in the groin with a pencil, is
 11 this the first that you had heard of that?
 12 A. I believe so.
 13 Q. And if you move down a little further, it
 14 says he complains of extreme sensitivity since then.
 15 Did Nolan ever complain to you of extreme
 16 sensitivity on his penis?
 17 A. No.
 18 Q. It says my examination today was
 19 unremarkable. There was no tenderness.
 20 If the doctor says my examination was
 21 unremarkable, what's your understanding?
 22 A. It's a normal exam.
 23 Q. And it said that he has a well-healed penis
 24 from the circumcision.
 25 Did you ever notice any follow-up

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1 complications of the circumcision with Nolan?
 2 A. No.
 3 Q. It healed normally?
 4 A. Healed normally.
 5 Q. And he says he did not see the need for any
 6 further follow-up.
 7 Do you know if Nolan actually did have
 8 follow-up with Dr. Ganesan or if this was the last time
 9 he saw him?
 10 A. None that I recall.
 11 Q. Do you recall sending him back to Dr. Ganesan
 12 for any reason?
 13 A. (No audible response.)
 14 Q. In other words, do you recall sending Nolan
 15 back to Dr. Ganesan for any reason after this?
 16 A. I do not recall.
 17 Q. Do you recall, in August of 2012, having a
 18 discussion, a telephone discussion, with Aimee Hairr?
 19 And I'll point you to the page. It is right
 20 behind the Sunrise Health.
 21 A. Okay. I see it.
 22 MR. PARK: It's a couple pages back, Allen
 23 (indicating). It's the second to the last page.
 24 MR. LICHTENSTEIN: Second to the last page,
 25 okay. I'm getting there.

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1 Q. Let's turn to your February 7th, 2013, well
 2 visit.
 3 A. What day was that?
 4 Q. February 7th, 2013.
 5 A. Uh-huh.
 6 Q. Do you recall the reason for this visit?
 7 A. It looks like a well check and a flu mist.
 8 Q. And, again, if someone comes in with a
 9 specific complaint, you also use this specific form,
 10 right?
 11 A. Yes.
 12 Q. And so the fact that this is a well visit
 13 form indicates to you that this was a general check?
 14 A. General checkup, but sometimes they come in
 15 and they have -- during a well visit, they have
 16 specific questions or concerns.
 17 Q. And that's something if they have specific
 18 questions or concerns --
 19 A. Yeah.
 20 Q. -- you always note it down?
 21 A. Note it down.
 22 Q. And on this particular visit, it looks like
 23 he got a flu mist?
 24 A. Yes.
 25 Q. And, again, there's no notation down here

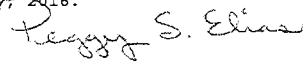
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1 MR. PARK: Actually, I lied. Hold on.
 2 MR. LICHTENSTEIN: There we go.
 3 MR. PARK: Do you see it?
 4 MR. LICHTENSTEIN: Yeah, a second.
 5 MR. PARK: Let's go off for a second.
 6 (Discussion off the record.)
 7 BY MR. PARK:
 8 Q. Do you see this telephone consultation page?
 9 A. Uh-huh.
 10 Q. Tell me about telephone consultations in your
 11 practice. What are they?
 12 A. A lot of times, parents call to ask if their
 13 children are up to date on shots or if they have a
 14 minor symptom that -- if they need to come in.
 15 Q. And based on your review of this record, what
 16 did you talk to Aimee Hairr about with respect to
 17 Nolan?
 18 A. It looks like the medical assistant talked to
 19 Mrs. Hairr, and from what is the chief complaint, she
 20 wanted to know if Nolan is up to date on shots.
 21 Q. Okay.
 22 A. So it looks like he needed a Tdap shot and
 23 was going to come in that following Monday.
 24 Q. Any mention here of any genital pain?
 25 A. No.

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1 about pain or tenderness in the genitals?
 2 A. No.
 3 Q. So, as far as you can recall, that March 7th,
 4 2012, letter from Dr. Ganesan was the first time that
 5 you remember hearing about Nolan being stabbed in the
 6 genitals with a pencil; is that right?
 7 A. If I recall -- it's been a couple years --
 8 she did mention something to that nature, the mom did,
 9 at one point. I can't remember exactly when.
 10 Q. And you can't remember if it was before or
 11 after that letter?
 12 A. I can't remember if it was before or after.
 13 Q. Do you remember examining Nolan for that or
 14 just talking to the mom about it in passing?
 15 A. Just talking to the mom in passing.
 16 Q. Was she concerned when she told you; do you
 17 recall, or was it more like just so you know?
 18 A. I don't recall if she was concerned or not.
 19 Q. Were you concerned about any kind of damage
 20 or pain or lingering effects after hearing that he was
 21 stabbed --
 22 A. Yes.
 23 Q. -- with the pencil?
 24 A. I would be concerned, yes.
 25 Q. Were you concerned? Do you remember back at

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<p style="text-align: right;">Page 34</p> <p>1 the time whether you were?</p> <p>2 A. I don't remember.</p> <p>3 Q. But you don't remember ever examining him or</p> <p>4 treating him for that?</p> <p>5 A. For that, no.</p> <p>6 MR. PARK: I have no further questions.</p> <p>7 MR. LICHTENSTEIN: I don't have anything.</p> <p>8 MR. PARK: Thank you.</p> <p>9 (Whereupon, the deposition was concluded at</p> <p>10 10:50 a.m. this date.)</p> <p>11 * * * * *</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p style="text-align: right;">Page 35</p> <p>1 CERTIFICATE OF REPORTER</p> <p>2 STATE OF NEVADA)</p> <p>3) ss:</p> <p>4 COUNTY OF CLARK)</p> <p>5 I, Peggy S. Elias, a Certified Court Reporter</p> <p>6 licensed by the State of Nevada, do hereby certify:</p> <p>7 That I reported the deposition of EDMUND FARO, M.D., on</p> <p>8 Friday, February 19, 2016, at 10:15 a.m.</p> <p>9 That prior to being deposed, the witness was</p> <p>10 duly sworn by me to testify to the truth. That I</p> <p>11 thereafter transcribed my said stenographic notes via</p> <p>12 computer-aided transcription into written form, and</p> <p>13 that the typewritten transcript is a complete, true and</p> <p>14 accurate transcription of my said stenographic notes.</p> <p>15 That review of the transcript was not requested.</p> <p>16 I further certify that I am not a relative,</p> <p>17 employee or independent contractor of counsel or of any</p> <p>18 of the parties involved in the proceeding; nor a person</p> <p>19 financially interested in the proceeding; nor do I have</p> <p>20 any other relationship that may reasonably cause my</p> <p>21 impartiality to be questioned.</p> <p>22 IN WITNESS WHEREOF, I have set my hand in my</p> <p>23 office in the County of Clark, State of Nevada, this</p> <p>24 27th day of February, 2016.</p> <p>25 </p> <p>PEGGY S. ELIAS, RPR, CCR NO. 274</p>
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MOUNTAIN VISTA PEDIATRICS WELL VISIT

NAME Hairr, Nolan Doctor EDMUND FARO MD Front Office By
 CC WGC Historian trm Nurse J-T
 DOB 7/12/00 Date OCT 31 2014

Medications Ø Allergies NKDA
 Age 14 yr HT 65³ / 455 % WT 109 / 40 % HC Birth to 2yrs. 1 % Temp 98.0
 Birth WT 90 / 46 % BP 3 yrs. & older 46 BMI 2 yrs. & older 18 / 30 %
 Visual Screen: R 1 / 1 L 1 / 1 HGB: 1 % BP 3 yrs. & older 46 BMI 2 yrs. & older 18 / 30 %

SUBJECTIVE: AKG PMHx Ø
 zeds: Ø PSHx Ø
 tools: Ø 11 years and older: Ø
 aids: Ø Smoke (Y N) Ø
 leeps: Ø Drink (Y N) Ø
 ev: Ø Other: Ø
 afety: Ø Females: LMP Ø
 ehavior: Ø
 nm: Ø

Concerns: Ø
 Objective: Ø
 N Ø AB Ø
 N Ø Ø
 N Ø Ø
 ental Ø Ø
 eck Ø Ø
 rest Ø Ø
 ings Ø Ø
 VS Ø Ø
 bd Ø Ø
 U Ø Ø
 ectal Ø Ø
 xtrem Ø Ø
 ack Ø Ø
 euro Ø Ø

Ø A
 Witness: Faro
 Date: 2/19/16
 Peggy S. Elson, RPR, CCR 274

Assessment: well Plan: well

discussed

dap Ø Dtap Ø HIB Ø IPV Ø HBV Ø MMR Ø Varicella Ø Meningitis Ø Safety: Ø
 rev Hep A Ø BNTA Ø HPV Ø PPD Ø Dip-UA Ø Hgb Ø GLU Ø Audiopath / Vision Screen Ø
 le Ø FLU Flu Mist Ø PKU Ø Anticipatory Guidance/Behavior Ø
 Follow up schedule: Ø

Doctor Signature: Ø

Urine Strip

EDMUND FARO MD

MOUNTAIN VISTA PEDIATRICS SICK VISIT

NAME Hairn, Nolan HISTORIAN MON DOB 07-12-00 DATE SEP 04 2014
AGE 14 YR WEIGHT 105 TEMP 100.7 NURSE EH FRONT GC
MEDICATIONS Omnicel ALLERGIES NKDA
CC: Swallowing eye (R) and nose pain when to ER
last night ~~*not~~ C-T scan

Fever	N	Y		
URI	N	Y		
Cough	N	Y		
Vomiting	N	Y		
Diarrhea	N	Y		
Constip.	N	Y		
Pain	N	Y		
Rash	N	Y		
PO	Normal		Abn: ↑	↓
UOP	Normal		Abn: ↑	↓

PMHx: _____ PSHx: _____ HOSPITALIZATIONS _____
FMHx: _____ (allergies) SxHx: daycare (Y N) smoke (Y N) pets (Y N)

OBJECTIVE

Gen: AA NAD
kin: clear well perfused

PRESENT: TM's nl
Conjunctiva: nl
Nose: nl
Oropharynx: MMM
Tonsils: nl

Neck: supple
Chest: symm.
Lungs: CTA no W/R/R
CVS: RRR no murmur
Abd: soft, NT/ND BS+ no mass
GU: NA nl
Rectal: NA nl
Extrem: MAE, FROM
Neuro: no focal findings or change

ASSESSMENT:

RTC:

else Ox:

Exanthem:

abnl:

about:

abnl:

cbnl:

abnl:

abnl:

abnl:

abnl:

abnl:

about:

about:

abnl:

abnl:

about:

PLAN:

PROCEDURE:

Anticipatory Guidance/Behavior/Safety

Doctor Signature

Discussed X

Urine Strip

EDMUND FARO MD

Under 6 IM X1
Lot 043342 Exp 4/15 JF.

Benly 348 v1

002299

MOUNTAIN VISTA PEDIATRICS

SICK VISIT

NAME HARR, Nolan HISTORIAN MOM DOB 7/12/00 DATE SEP 03 2011
 AGE 14 YR WEIGHT 105 TEMP 100.0 NURSE ET FRONT PO
 MEDICATIONS Dayquil ALLERGIES NADA
 CC: fever, cold x 1 wk Headache, pain on nose
soie throat

Fever	N	<u>Y</u>	
URI	N	<u>Y</u>	
Cough	N	<u>Y</u>	
Vomiting	<u>N</u>	<u>Y</u>	
Diarrhea	<u>N</u>	<u>Y</u>	
Constip.	<u>N</u>	<u>Y</u>	
Pain	N	<u>Y</u>	<u>head</u>
Rash	<u>N</u>	<u>Y</u>	
PO	<u>Normal</u>		Abn: ↑ ↓
UOP	<u>Normal</u>		Abn: ↑ ↓

X 4-5 day

PMHx: _____ PSHx: _____ HOSPITALIZATIONS _____
 FMHx: _____ (allergies) SxHx: daycare (Y N) smoke (Y N) pets (Y N)

OBJECTIVE

Gen: AA NAD
 Kin: clear well perfused
 HEENT: TM's nl
 Conjunctiva: nl
 Nose: nl
 Oropharynx: MMM
 Tonsils: nl
 Neck: supple
 Chest: symm.
 Lungs: CTA no W/R/R
 CVS: RRR no murmur
 Abd: soft, NT/ND BS+ no mass
 GU: NA nl
 Rectal: NA nl
 Extrem: MAE, FROM
 Neuro: no focal findings or change

Exanthem:

abnl: _____
 abnl: _____
 abnl: ph 2
 abnl: ST PND (H) 2
 abnl: _____
 abnl: _____
 abnl: _____
 abnl: _____
 abnl: _____
 abnl: _____
 abnl: _____
 abnl: _____

ASSESSMENT: 2

PLAN: 300g

RTC: 8

PROCEDURE: RS ⊖ E10

ulse Ox: _____

Anticipatory Guidance/Behavior/Safety
 Doctor Signature _____

Discussed X

Urine Strip _____

EDMUND FARO MD

MC MONTAIN VISTA PEDIATRICS
SICK VISIT

NAME HAIRR, NOLAN HISTORIAN MOM DOB 07-12-2000 DATE 05-28-2014
AGE 13.4R WEIGHT 103 TEMP 99.8 NURSE EH FRONT _____
MEDICATIONS 0 ALLERGIES NKDA
CC: almost passed out on Monday per MOM

Fever	N	Y	
URI	N	Y	
Cough	N	Y	
Vomiting	N	Y	
Diarrhea	N	Y	
Constip.	N	Y	
Pain	N	Y	
Rash	N	Y	
PO	Normal		Abn: ↑ ↓
UOP	Normal		Abn: ↑ ↓

B/P 98/52 P/B

PMHx: _____ PSHx: _____ HOSPITALIZATIONS _____
 FMHx: _____ (allergies) SxHx: daycare (Y N) smoke (Y N) pets (Y N)

OBJECTIVE

Gen: AANAD
Skin: clear well perfused
HEENT: TM's nl
Conjunctiva: nl
Nose: nl
Oropharynx: MMM
Tonsils: nl
Neck: supple
Chest: symm.
Lungs: CTA no W/R/R
CVS: RRR no murmur
Abd: soft, NT/ND BS+ no mass
GU: NA nl
Rectal: NA nl
Extrem: MAE, FROM
Neuro: no focal findings or change

Exanthem:

[illegible]

ASSESSMENT: _____ PLAN: _____

RTC: _____

PROCEDURE: gln (129) EH

Pulse Ox: 97
95

Urine Strip

Anticipatory Guidance/Behavior/Safety

Discussed X

Doctor Signature

EDMUND FARO MD

MOUNTAIN VISTA PEDIATRICS

WELL VISIT

NAME Haipek Nolan Doctor Edmund Faro, MD Front Office PR
 cc Flu clinic Historian mom Nurse J-T
 DOB 7-12-00 Date JAN 24 2014
 Medications 0 Allergies NRDA

Age 13yr HT / % WT / % HC Birth to 2yrs. / % Temp 98.1
 Birth WT
 Visual Screen: R / L / HGB: % BP 3 yrs. & older BMI 2 yrs. & older / %

SUBJECTIVE: PMHx
 Feeds: PSHx
 Stools: 11 years and older:
 Voids: Smoke (Y N)
 Sleeps: Drink (Y N)
 Dev: Other:
 Safety: Females: LMP
 Behavior:
 Imm:
 Concerns:
 Objective:

002302

	N	AB
GEN	<input type="checkbox"/>	<input type="checkbox"/>
ENT	<input type="checkbox"/>	<input type="checkbox"/>
Dental	<input type="checkbox"/>	<input type="checkbox"/>
Neck	<input type="checkbox"/>	<input type="checkbox"/>
Chest	<input type="checkbox"/>	<input type="checkbox"/>
Lungs	<input type="checkbox"/>	<input type="checkbox"/>
CVS	<input type="checkbox"/>	<input type="checkbox"/>
Abd	<input type="checkbox"/>	<input type="checkbox"/>
GU	<input type="checkbox"/>	<input type="checkbox"/>
Rectal	<input type="checkbox"/>	<input type="checkbox"/>
Extrem	<input type="checkbox"/>	<input type="checkbox"/>
Back	<input type="checkbox"/>	<input type="checkbox"/>
Neuro	<input type="checkbox"/>	<input type="checkbox"/>

Assessment: Plan:

DTap DTap IPV HBV MMR Varicella Meningitis
 Hep A HPV PPD Dip-UA Hgb GLU
 Flu Flu Mist

Safety: Discussed ☒
 Audiopath / Vision Screen
 Anticipatory Guidance/Behavior ☒
 Follow up schedule:

Doctor Signature:

Urine Strip

Edmund Faro, M.D.