

ALLEGHENY
GENERAL HOSPITAL

WEST PENN ALLEGHENY HEALTH SYSTEM

320 EAST NORTH AVENUE, PITTSBURGH, PA 15212-4772

412-359-3131

16

October 10, 2003

VIA FIRST CLASS MAIL AND
CERTIFIED MAIL-RETURN RECEIPT REQUESTED
No. 7001 0360 0002 5424 8392

Evelyn S. Berwick, M.D.
1605 Lowrie Street
Pittsburgh, PA 15323

VIA FIRST CLASS MAIL AND
CERTIFIED MAIL-RETURN RECEIPT REQUESTED
No. 7001 0360 0002 5424 8385

Robert P. Hussey, General Business Manager
1524 Tretter Drive
Pittsburgh, PA 15227

Re: Medical Staff Hearing

Dear Dr. Berwick and Mr. Hussey:

This notice of hearing and statement of reasons is being provided to you pursuant to Article VIII 2D of Allegheny General Hospital's Medical Staff Bylaws. Please be advised that the hearing requested by Dr. Berwick relative to the action of the Executive Committee of the Medical Staff ("ECMS") to recommend termination of her medical staff membership and clinical privileges and suspend her privileges at Allegheny General Hospital pending the outcome of the hearing will be held on the following dates: **Monday, November 17, 2003, Tuesday, November 18, 2003 and Tuesday, December 9, 2003.** The hearing will be held on each of these days from 5:00 p.m. to 9:00 p.m., as necessary, in the Boardroom at Allegheny General Hospital.

Please be advised that the hearing will focus on the action of the ECMS to recommend termination of Dr. Berwick's medical staff membership and clinical privileges at Allegheny General Hospital for the reasons set forth in the June 9, 2003, Report and Recommendation of the Ad Hoc Committee appointed by the ECMS. A copy of the Report and Recommendation is attached for your reference.

A hearing panel has been appointed by the President of the Hospital, the President of the Medical Staff, and the Chairman of the Board of Directors pursuant to Article VIII 2F of the Medical Staff Bylaws. The hearing panel will be comprised of Michael Forbes, M.D., Denise Leonard, M.D., and Peter Kaplan, M.D. W. Theodore Brooks, Esq., has been appointed to act as the Presiding Officer at the hearing. Jerry J. Fedele, Esq., and Timothy B.

Finnerty, Esq., will act as counsel to Allegheny General Hospital in support of the recommendations of the ECMS.

The hearing will be conducted pursuant to the procedures set forth in Article VIII of the Medical Staff Bylaws. Pursuant to Article VIII, Dr. Berwick is entitled to be represented at the hearing by an attorney or other person of her choice to present her case. A transcript of the hearing will be recorded by a certified court reporter at the Hospital's expense. Dr. Berwick will be entitled to call and examine witnesses, to introduce exhibits, to cross-examine any witnesses on any matter relevant to the issues, and to rebut any evidence. Dr. Berwick will also have the right to submit a memorandum of points and authorities following the close of the hearing. For a more comprehensive summary of Dr. Berwick's rights in the hearing, please refer to Article VIII of the Medical Staff Bylaws, a copy of which is attached hereto.

The following patient records may be introduced into evidence at the hearing:

Patient Name	Medical Record	Admission Dates
Johnson, Carla F.	00372836	4/28/03
Dominek, Anna F.	000720441	3/19/03
Burrell, John C.	000190228	7/31/02
Fowler, Lawrence A.	000309502	7/30/02; 8/16/02
Wehner, Carol A.	000010662	11/21/02; 11/25/02

Copies of these patient records are enclosed herewith.

Witnesses who may give testimony in support of the action of the ECMS include, but are not limited to, the following:

1. Richard Shannon, M.D., Chairman, Department of Medicine, Allegheny General Hospital, 320 E. North Ave., Pittsburgh PA 15212
2. Sharon Kiely, M.D., Vice-Chair, Department of Medicine, Allegheny General Hospital, 320 E. North Ave., Pittsburgh PA 15212
3. Angela Costa, Nurse Manager, Unit 11C, Allegheny General Hospital, 320 E. North Ave., Pittsburgh PA 15212
4. Diane Gosick, Manager of Protocol Management and the Cancer Registry, Allegheny General Hospital, 320 E. North Ave., Pittsburgh PA 15212
5. Susan Follansbee, Supervisor of Cancer Registry Data, Allegheny General Hospital, 320 E. North Ave., Pittsburgh PA 15212
6. Jim Collins, Nurse Manager, Unit 8A, Allegheny General Hospital, 320 E. North Ave., Pittsburgh PA 15212

7. Janet Valenta, Utilization Management Nurse, Allegheny General Hospital, 320 E. North Ave., Pittsburgh PA 15212
8. Kimberly Hopey, Director of Case Management, Allegheny General Hospital, 320 E. North Ave., Pittsburgh PA 15212
9. Betsy Blazek-O'Neill, M.D., Allegheny General Hospital, 320 E. North Ave., Pittsburgh PA 15212
10. Thomas Julian, M.D., Allegheny General Hospital, 320 E. North Ave., Pittsburgh PA 15212
11. Patton V. Nickell, M.D., Allegheny General Hospital, 320 E. North Ave., Pittsburgh PA 15212
12. Harvey Shipkovitz, M.D., 427 E Ohio St., Pittsburgh, PA 15212
13. Connie M. Cibrone, President & CEO, Allegheny General Hospital, 320 E. North Ave., Pittsburgh PA 15212
14. Donald Atkinson, M.D., Allegheny General Hospital, 320 E. North Ave., Pittsburgh PA 15212
15. Parvis Baghai, M.D., Allegheny General Hospital, 320 E. North Ave., Pittsburgh PA 15212
16. Mark Baratz, M.D., Allegheny General Hospital, 320 E. North Ave., Pittsburgh PA 15212
17. Daniel Benckart, M.D., Allegheny General Hospital, 320 E. North Ave., Pittsburgh PA 15212
18. Sergio Betancourt, M.D., Allegheny General Hospital, 320 E. North Ave., Pittsburgh PA 15212
19. Christopher Bonnet, M.D., Allegheny General Hospital, 320 E. North Ave., Pittsburgh PA 15212
20. Jon Brillman, M.D., Allegheny General Hospital, 320 E. North Ave., Pittsburgh PA 15212
21. Daniel Bubenheim, M.D., Allegheny General Hospital, 320 E. North Ave., Pittsburgh PA 15212
22. Susan Deakin, D.O., Allegheny General Hospital, 320 E. North Ave., Pittsburgh PA 15212

23. Tony Farah, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
24. Mary Goessler, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
25. Jeffrey Grass, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
26. Fred Harchelroad, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
27. Frederick R. Heckler, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
28. John S. Kennerdell, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
29. Paul Kiproff, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
30. George J. Magovern, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
31. George J. Magovern, Jr., M.D., Allegheny General Hospital, 320 E. North
Ave., Pittsburgh PA 15212
32. James Magovern, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
33. Anthony Mannarino, Ph.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
34. James H. McMaster, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
35. David Medich, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
36. Ralph Miller, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
37. Swami Nathan, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212

38. David Parda, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
39. E Richard Prostko, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
40. Matthew Quigley, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
41. John J. Raves, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
42. Richard Ray, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
43. Mark Roh, M.D., Allegheny General Hospital, 320 E. North Ave., Pittsburgh
PA 15212
44. Gerald Rossman, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
45. Eugene Scioscia, Jr., M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
46. Jan Silverman, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
47. Thomas Stein, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
48. Donal A. Warde, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
49. Michael White, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
50. Jack Wilberger, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
51. Norman Wolmark, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
52. Judy Zedreck, Allegheny General Hospital, 320 E. North Ave., Pittsburgh PA
15212

Evelyn S. Berwick, M.D.
Robert P. Hussey
October 10, 2003
Page 6

53. Antonios Zikos, D.O., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh PA 15212
54. Patrick DiGiacomo, M.D., Allegheny General Hospital, 320 E. North Ave.,
Pittsburgh, PA 15212

Allegheny General Hospital has the right to call you as a witness and to supplement this witness list.

Pursuant to Article VIII 2E, you are required to provide me or my designee with a list of names and addresses of witnesses expected to testify at the hearing on Dr. Berwick's behalf. Kindly provide this witness list to Jerry J. Fedele, Esq., no later than ten (10) days from the date of receipt of this correspondence.

Pursuant to Article VIII 2G of the Bylaws, your failure to appear at the hearing will be deemed to be a voluntary acceptance of the recommendations of the Executive Committee of the Medical Staff, which shall then become final and effective immediately.

If you have any questions regarding this matter, please direct them to Jerry J. Fedele, Senior Vice President and General Counsel, Allegheny General Hospital, 320 East North Avenue, Pittsburgh, PA 15212, telephone 412-359-4918.

Very truly yours,



Connie M. Cibrone
President & CEO
Allegheny General Hospital

Enclosures

cc: Michael White, M.D. w/o encs.
Michael Forbes, M.D. w/o encs.
Denise Leonard, M.D., w/o encs.
Peter Kaplan, M.D. w/o encs.
W. Theodore Brooks, Esq. w/o encs.