User Name: Jasen Abrahamsen
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Documents (3)

1. *Daubert Tracker - Case Reports, Dr. Thomas Mitchell Kolb M.D. , 2012 DAUBTR LEXIS 1179*
   Client/Matter: 00000.00000
   Search Terms: thomas /2 kolb
   Search Type: Natural Language
   Narrowed by:

Content Type	Narrowed by
Expert Witness Analysis	-None-

2. *Daubert Tracker - Case Reports, "Dr. Thomas Mitchell Kolb M.D. , 2018 DAUBTR LEXIS 1969*
   Client/Matter: 00000.00000
   Search Terms: thomas /2 kolb
   Search Type: Natural Language
   Narrowed by:

Content Type	Narrowed by
Expert Witness Analysis	-None-

3. *Daubert Tracker - Case Reports, Dr. Thomas Mitchell Kolb M.D. , 2010 DAUBTR LEXIS 93497*
   Client/Matter: 00000.00000
   Search Terms: thomas /2 kolb
   Search Type: Natural Language
   Narrowed by:

Content Type	Narrowed by
Expert Witness Analysis	-None-

2012 DAUBTR LEXIS 1179

Daubert Tracker - Case Reports

Expert Name: Dr. Thomas Mitchell Kolb M.D.

Discipline: Medicine; Diagnostic Radiology; ; Medicine; Pediatrics

Case Name: Alonso vs. Hernandez

Citation: *2012 N.Y. Misc. LEXIS 1610*; *2012 NY Slip Op 30903U*

Docket Number: 100302/2009

Area of Law: Insurance Law

Jurisdiction: State

Court: Supreme Court of New York, New York County

Plaintiff: MERCEDES M. ALONSO, HENNESSY BARCIA RAUL BARCIA and JILSON BARCIA, an infant by his mother and natural guardian Mercedes Alonso

Defendant: JOSE HERNANDEZ

Judges: Hon. George J. Silver, J.S.C.

Opinion by: Hon. George J. Silver

Disposition: Testimony insufficient to defeat summary judgment motion.

Retained by: plaintiff

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2018 DAUBTR LEXIS 1969

Daubert Tracker - Case Reports

Expert Name: "Dr. Thomas Mitchell Kolb M.D.

Discipline: Medicine; Diagnostic Radiology; Medicine; Pediatrics

Case Name: Caruso vs. Weltz

Citation: *2018 N.Y. Misc. LEXIS 1057*; 2018 NY Slip Op 30524

Docket Number: 805380/2014

Area of Law: Medical Malpractice

Jurisdiction: New York

Court: Supreme Court of New York, New York County

Plaintiff: SANDRA CARUSO and MICHAEL CARUSO, Plaintiffs

Defendant: CHRISTINA WELTZ, M.D., AUSTIN ABRAMSON, M.D., GEORGE HERMANN, M.D., NEESHA S. PATEL, M.D. DUBIN BREAST CENTER, and MOUNT SINAI HOSPITAL, Defendants

Judges: HON. GEORGE J. SILVER, J.S.C.

Opinion by: GEORGE J. SILVER

Disposition: Testimony sufficient for grant of summary judgment motion.

Retained by: defendant

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2010 DAUBTR LEXIS 93497

Daubert Tracker - Case Reports

Expert Name: Dr. Thomas Mitchell Kolb M.D.

Discipline: Medicine; Diagnostic Radiology; ; Medicine; Pediatrics

Case Name: Alicea v Butler

Citation: *2010 N.Y. Misc. LEXIS 2376*; *2010 NY Slip Op 31428U*

Docket Number: 107856/2007

Area of Law: Personal Injury

Jurisdiction: State

Court: Supreme Court of New York, New York County

Plaintiff: ALICEA, ALICIA

Defendant: BUTLER, DOLORES

Counsel: Not Listed.

Judges: PRESENT: GEORGE J. SILVER , Justice.

Opinion by: GEORGE J. SILVER.

Disposition: Report insufficient to defeat summary judgment, because it sought only to identify, not interpret.

Retained by: plaintiff

Case Summary: Defendants, Mohammed M. Rashid and Avner Ben-Levy moved for summary judgment and to dismiss Plaintiff Alicia Alicea's complaint on the grounds that Plaintiff did not sustain serious injuries in a motor vehicle accident. Defendants submitted the affirmed expert reports of Drs. Charles Herbert Bagley, Robert Mayo Israel, and Allen Robert Tantleff. Dr. Bagley examined Plaintiff and stated that the minimal decrease in flexion carried no medical significance. He concluded that Plaintiff exhibited a normal neurological examination with no evidence of permanent injury or restrictions. Dr. Israel also examined Plaintiff, and stated that the cervical spine range of motion of flexion, right and left rotation and right and left lateral flexion was normal. He also examined the right shoulder and determined that range of motion was normal. He concluded that Plaintiff's orthopedic examination was within normal limits with no positive findings, and Plaintiff was found to have no permanency and no restrictions on daily activity. Dr. Tantleff conducted an independent review of Plaintiff's right shoulder. He concluded that advanced degenerative changes were present which was consistent with the patient's age and exacerbated by the patient's body habits. He reported that those findings were unrelated to the accident. In opposition to Defendants' motion, Plaintiff submitted an initial consultation report from Dr. Noel Ronnie Fleischer, M.D., a cervical spine MRI report and medical reports from Drs. Zwi G Weinberg and Kevin Earl Wright, a surgical report from Dr. Richard Meyer Seldes, and the expert reports of Dr. Seldes and Dr. Douglas Anthony Schwartz. The court held that the medical records and reports by examining and treating doctors that were not sworn to or affirmed under penalty of perjury, were not evidentiary proof in admissible form and were therefore not competent or admissible; however, it found the opinions of Drs. Seldes and Schwartz sufficient to defeat summary judgment. Dr. Fleischer's report, the cervical spine MRI report, Dr. Weinberg's medical records, Dr. Wright's medical records and

Dr. Seldes's surgical report were all unsworn and not affirmed under the penalties of perjury. Thus, these records were not sufficient to defeat summary judgment. Further, Dr. Thomas Mitchell Kolb's affirmation pertaining to Plaintiff's MRI of right shoulder did not affirm the actual interpretation of the MRI film, and therefore the MRI report was not in admissible form. The court held that the additional deposition transcripts and affidavits submitted by Plaintiff in opposition to summary judgment were entitled to little weight and were insufficient to raise triable issues of fact. Thus, it granted in part Defendants' motion for summary judgment.

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