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Case : Darb v. Holly
Testimony Date : April 21, 1997
Expert Witness : Ruth Kleinpell RN PHD
Expert Type : Nursing
Court : State: Florida County: palm beach
Pages : 49

40211

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IN THE CIRCUIT COURT OF THE 15TH
JUDICIAL CIRCUIT IN AND FOR
PALM BEACH COUNTY, FLORIDA

DAWN M. DARBY, individually, and
as Personal Representative of the
Estate of TERENCE DARBY, Deceased,
Plaintiff, CASE NO. CL 96-2864 AI

vs.

EUGENE H. HOLLY, M.D., EUGENE H.
HOLLY, M.D., P.A., RUDOLPH P.
SCHEERER, M.D., OCCUCARE, INC.,
MICHAEL MOREY, R.N., NATIONAL
HEALTH CARE AFFILIATES, INC.,
d/b/a NURSES PRN OF DENVER,
INC., and GOOD SAMARITAN HOSPITAL, INC.,
Defendants.

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2950 S. River Road
Chicago, Illinois
April 21, 1997
1:00 p.m.

DEPOSITION

OF

RUTH KLEINPELL, R.N., Ph.D.

<p>Page 2</p> <p>1 APPEARANCES:</p> <p>2 LAW OFFICES OF LOREEN I. KREIZINGER,</p> <p>3 BY: LOREEN I. KREIZINGER, ESQUIRE,</p> <p>4 Appearing on behalf of the Plaintiff.</p> <p>5 ADAMS, HILL, REIS, ADAMS, HALL & SCHIEFFELIN,</p> <p>6 BY: WILLIAM LARCE, ESQUIRE,</p> <p>7 Appearing on behalf of GOOD SAM.</p> <p>8 PETERSON, BERNARD, VANDENBERG,</p> <p>9 FEL, GEISLER & MARTIN,</p> <p>10 BY: DENNIS A. VANDENBERG, ESQUIRE,</p> <p>11 Appearing on behalf of HOLLY.</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>Page 5</p> <p>1 Deposition of RUTH KLEINPELL, R.N., Ph.D.,</p> <p>2 a witness herein, taken on behalf of the Defendant</p> <p>3 herein, for the purpose of discovery and for use as</p> <p>4 evidence in the above-entitled cause, wherein DAWN M.</p> <p>5 DARBY is the Plaintiff and EUGENE H. HOLLY, M.D. etc.,</p> <p>6 et al. are the Defendants, pending in the Fifteenth</p> <p>7 Judicial Circuit, in and for Palm Beach County,</p> <p>8 Florida, before ROBERT L. VAN DONGE, Certified</p> <p>9 Shorthand Reporter and Notary Public in and for the</p> <p>10 State of Florida at Large, at 2950 S. River Road,</p> <p>11 Chicago, State of Illinois, on April 21, 1997,</p> <p>12 commencing at or about 1:00 p.m.</p> <p>13 -----</p> <p>14 Thereupon:</p> <p>15 RUTH KLEINPELL, R.N., Ph.D.</p> <p>16 a witness herein being of lawful age, and being first</p> <p>17 duly sworn in the above cause, testified on her oath as</p> <p>18 follows:</p> <p>19 DIRECT EXAMINATION</p> <p>20 BY MS. KREIZINGER:</p> <p>21 Q. Please state your full name for the</p> <p>22 record.</p> <p>23 A. Ruth Margaret Kleinpell Noel.</p> <p>24 Q. What is your present professional address?</p> <p>25 A. I'm at Rush University, College of</p>
<p>Page 3</p> <p>1</p> <p>2</p> <p>3 LAWYER'S NOTES</p> <p>4</p> <p>5</p> <p>6</p> <p>7</p> <p>8</p> <p>9</p> <p>10</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>Page 6</p> <p>1 Nursing, which is 1743 West Harrison.</p> <p>2 Q. And that's in the City of?</p> <p>3 A. That's Chicago, Illinois, 60612.</p> <p>4 Q. What is your date of birth?</p> <p>5 A. [REDACTED]</p> <p>6 Q. Social Security number?</p> <p>7 A. [REDACTED]</p> <p>8 Q. Are you currently employed?</p> <p>9 A. Yes.</p> <p>10 Q. And where are you currently employed?</p> <p>11 A. At Rush University, College of Nursing.</p> <p>12 Q. What's your position there?</p> <p>13 A. I'm an associate professor.</p> <p>14 Q. Are you in a full-time capacity as an</p> <p>15 associate professor?</p> <p>16 A. Correct.</p> <p>17 Q. What are your duties as a full-time</p> <p>18 professor?</p> <p>19 A. Well, what we have at Rush University is</p> <p>20 called the teacher practitioner model and in that</p> <p>21 position we have teaching as well as clinical</p> <p>22 responsibilities.</p> <p>23 Q. Your responsibilities as an associate</p> <p>24 professor?</p> <p>25 A. I teach in the undergraduate and graduate</p>
<p>Page 4</p> <p>1</p> <p>2 WITNESS EXAMINATION PAGE</p> <p>3 Ruth Kleinpell</p> <p>4</p> <p>5 Direct by Ms. Kreizinger: 5</p> <p>6</p> <p>7</p> <p>8</p> <p>9</p> <p>10 EXHIBITS</p> <p>11 Defendant's Exhibit Number 1 for I.D. 26</p> <p>12 Defendant's Exhibit Number 2 for I.D. 26</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>Page 7</p> <p>1 programs. My area is critical care nursing so I would</p> <p>2 teach as well as courses directed in that areas.</p> <p>3 Q. And how long have you actually been an</p> <p>4 associate professor in the area of critical care</p> <p>5 nursing at Rush?</p> <p>6 A. Since 1991.</p> <p>7 Q. And when you say you're in a full-time</p> <p>8 capacity in that position are you talking about 40</p> <p>9 hours a week?</p> <p>10 A. Correct.</p> <p>11 Q. How many actual lecture hours is there in</p> <p>12 the week compared to actual amount of hours in a</p> <p>13 clinical setting?</p> <p>14 A. There's probably -- well, it's varies by</p> <p>15 quarter to quarter when I would have clinical time. My</p> <p>16 position right now is actually split an additional way</p> <p>17 because I'm on a research funding, I receive funding</p> <p>18 from the National Institute of Nursing research last</p> <p>19 August so I'm on a research grant for a portion of my</p> <p>20 time so my clinical percent is probably about 10</p> <p>21 percent right now.</p> <p>22 Q. So 10 percent clinical meaning watching</p> <p>23 students in a hospital setting?</p> <p>24 A. Graduate students. I don't have</p> <p>25 undergraduate students at this time.</p>