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From a painting by Arold Nyholm

**CROSS-EXAMINATION IS THE GREATEST LEGAL ENGINE
INVENTED FOR THE DISCOVERY OF TRUTH**



- **UNDERSTANDING**
 - Perspective & Impression
- **PREPARING**
 - Planning
- **EXECUTING**
 - Telling & Control

PERSPECTIVE & INTERPRETATION

Madame Augustine Roulin – Arles – Same Sitting



Van Gough



Gauguin





IMPRESSION



PLANNING





Be Prepared... the meaning of the motto is that a scout must prepare himself by previous thinking out and practicing how to act on any accident or emergency so that he is never taken by surprise.

(Robert Baden-Powell)

“No Battle Plan Survives Contact With the Enemy”



German military strategist Helmuth von Moltke.

“Plans Are Useless, But Planning Is Indispensable”



General Dwight D. Eisenhower



Lincoln for the Defense, 1962



**KEEP
CALM
AND
LEAD
ON**









1. COMMIT

2. CREDIT

3. CONFRONT

Cross Examination of Plaintiff, Susan Jones

C. Job Performance – Epinephrine Incident

December 28, 2008 Emergency response call re: young woman – difficulty breathing – administered epinephrine.

4 months into probationary period.

You, 2 volunteer EMT Privates (Dan Beard and Charlie Johnson) and a driver – Manny Medeiros.

p. 16, l. 7-10 **You** were in command on the vehicle as the “paid person.” (N.B. This comports with Chairman Leary’s testimony that the **paid** employee person on the rescue would be the person **in charge**, assuming that person had the highest certification --e.g. as an EMT-C --and it was not necessarily related to rank such as captain or lieutenant.)

(Exhibit V) RI EMS Asthma Protocol (COPD) In responding to this call, governed by RI Protocol, especially re: administration of Epinephrine. Did not follow.

p. 85 (Exhibit T) Ambulance run report of December 28, 2008 relating to Annie Lennon).

Air Respiration Rate 30; No size or weight info ; 1 mg EPI; no ratio; no events at LMC described (e.g. Dr. Sharpe); “Report called to LMC with no further instructions.”

p. 88, l. 8 Jones acknowledges that it is her narrative.

p. 91, l. 6-9 She admits an **error** in the narrative itself with respect to the dosage. (In other words she didn’t give “1 milligram.” Rather, she says she gave .5 milligram and it “might have been an error on my part on my narrative.”

p. 94 **(Exhibit U)** Plaintiff’s incident report of December 31, 2008).

Respiration Rate 30-32; “heavy set;” .5 mg EPI; 1:10,000 – but pushed 1:1,000 (Not in Exh. “T”)

1. Q. – Ms. Jones, who was in command of the EMS run on December 28, 2008?
2. A. – I was.
3. Q. – Who was the most highly certified EMT on the rescue vehicle that day?
4. A. – I was, but I was still on probationary status.
5. Q. – Who administered the epinephrine to Ms. Lennon?
6. A. – I did.
7. Q. – Who made the decision to administer it?
8. A. – I did.
9. Q. – Who administered the epinephrine?
10. A. – I did.
11. Q. – What was the dosage?
12. A. – I can't recall.
13. Q. – Did you prepare a run report?
14. A. – Yes.
15. Q. – I hand you Exhibit T. Is this your ambulance run report of December 28, 2008?
16. A. – Yes.
17. Q. – In the report it says you administered "1 mg. EPI." Is that right?
18. A. – That is what I wrote, but it is incorrectly recorded as "1 mg." I actually administered only .5 milligrams. This might have been an error in my narrative.
19. Q. – You prepared the report in the ordinary course of your duties correct?
20. A. – Yes.
21. Q. – The report was required by RI EMS regulations?
22. A. – Yes.
23. Q. – You did not put down the ratio of the dosage, such as 1:1,000 or 1:10,000?
24. A. – No. I was in a hurry and the doctors and nurses at the hospital were yelling at me and I was nervous.
25. Q. – Why were they yelling at you?
26. A. – They said I had overdosed the patient on epinephrine and she was having a heart attack.
27. A. – As a result of the hospital's complaints, your employer, the NITA Fire District and the RI Department of Health EMS Services investigated the incident, is that right?
28. Q. – Yes. As part of that investigation, were you asked by Chief Shaw to prepare an "incident report?"
29. A. – Yes. And I did.
30. Q. – Ms. Jones, I hand you Exhibit U. This is your incident report to the chief that you signed and dated December 31, 2008?
31. A. – Yes.
32. Q. – In the incident report, you wrote that you administered ".5 mg EPI" ?
33. A. – Yes.
34. Q. – You also wrote that you "pushed" the EPI at a ratio of "1:1,000." Correct?
35. A. – Yes, that is what I wrote.
36. Q. – The correct dosage, as you also wrote, should have been 1:10,000. Is that right?
37. Q. – In other words, Ms. Jones, the dosage you pushed into Ms. Lennon's arm that day was ten times more concentrated than was authorized by RI EMS guidelines?
38. A. – I guess so, if that is how you want to put it.
39. Q. – Well, that is what you wrote in your official report to your commanding Chief?
40. A. – Yes.

RI EMS Run Report – Exh. “T”

[illegible][illegible]



TCM HD

**"YOUR HONOR,
MAY I HAVE PERMISSION TO
TREAT MS. VITO AS
A HOSTILE WITNESS?"**







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