

1 Roberto C Chavez
2 Husband of Ann Avila

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SUPERIOR COURT OF CALIFORNIA
CENTRAL JUSTICE CENTER

MAR 23 2015

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE
CENTRAL JUSTICE CENTER

MAR 23 2015
ALAN CARLSON, Clerk of the Court

BY S TURNER

3 [REDACTED]
4 *In Pro-Per* IN THE SUPERIOR COURT OF CALIFORNIA

5 IN AND FOR THE COUNTY OF ORANGE

6 UNLIMITED CIVIL JURISDICTION

7 30-2015

8 Lisa Ann Avila, by and through her husband
9 Roberto C. Chavez

Case No. [REDACTED]

10 Petitioner,

[REDACTED] ORDER OR TEMPORARY
RESTRAINING ORDER/INJUNCTION:
REQUEST FOR ORDER OF INDEPENDENT
NEUROLOGICAL EXAM; REQUEST OF
ORDER TO MAINTAIN LEVEL OF
MEDICAL CARE

11 v.

12 Anaheim Regional Medical Center,

13 Respondent
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17 The Verified Petition of Roberto Chavez for a temporary restraining order came before
18 the Court upon ex-parte application at 1:30pm in Department C14 of the Orange County
19 Superior Court, the Hon. Judge Franz E. Miller presiding.
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21 After considering the Petition the Court finds that:

- 22 1) There is a basis in law and in fact for the issuance of a temporary restraining order;
23 2) Failure to grant the petition will potentially result in irreparable harm to the patient
24 Lisa Avila and this Order is necessary until such time that the Petitioner can obtain
25 his wife's medical records and obtain an independent medical examination and the
26 court, if needed, can hold further evidentiary hearing.
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1 **THEREFORE IT IS ORDERED THAT:**

2 The temporary restraining order is hereby granted precluding the respondent from
3 removing Lisa Avila from the ventilator or ending any of the current treatment and support
4 provided by Respondent and that Respondent shall continue to treat Lisa Avila in such a manner
5 so as to optimize her physical health and provide optimum conditions for further independent
6 neurological examination.
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9 This Temporary Restraining Oder Orders the following:

10 1) Respondents are restrained from removing Lisa Avila from respiratory Ventilator or
11 Life support, or removing or withholding medical treatment be issued;
12

13 2) Respondents are to continue to provide Lisa Avila treatment to maintain proper care,
14 her optimum physical health and in such a manner so as to not interfere with the neurological
15 testing (such as the use of sedatives or paralytics in such a manner and/or at such time that they
16 may interfere with the accuracy of the results).
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18 3) That Petitioner is entitled to an independent neurological examination, with the
19 assistance of The Medical Center's diagnostic equipment and technicians necessary to carry out
20 the standard neurologic brain death examination with a repeat EEG and a Cerebral Blood Flow
21 Study.
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23 4) That Petitioner immediately serve a copy of its Petition and this Order upon the Chief
24 Medical Officer and/or Legal Department, and/or hospital administration.

25 5) That the matter is set for further hearing at 10:30 o'clock a.m. on the 27th day of
26 ~~April~~, 2015 in Dept. CX105 of the Orange County Superior Court for a Status Conference and, if
27 March
28

1 necessary, setting conference where the schedule for discovery and further hearing upon the
2 matter, if any, will be set.

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4 Dated: March 23, 2015



5
6 Hon.
7 Judge of the Superior Court

8 Judge Franz E. Miller.
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