

IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA

ALLEGHENY COUNTY

CIVIL DIVISION

V.

DOCKET # 02/20/820

UPMC DBA Western Psychiatric Institute

CONSENT AGREEMENT TO
DISCLOSE MEDICAL AND
PSYCHIATRIC RECORDS TO THE
OFFICE OF THE DISTRICT ATTORNEY
OF ALLEGHENY COUNTY

Filed on behalf of the
Commonwealth of Pennsylvania

Counsel of Record for the
Commonwealth of Pennsylvania

STEPHEN A. ZAPPALA, JR.
DISTRICT ATTORNEY

By

KEVIN F. McCARTHY
DISTRICT ATTORNEY
PA. I.D. NO. 47254

Office of the District Attorney
401 Allegheny County Courthouse
Pittsburgh, PA 15219
(412) 350-4401

ALLEGHENY COUNTY
OF COMMON PLEAS

12 MAR 16 AM 11:00

DIVISION OF THE COURT
COURT CLERK

IN THE COURT OF COMMON PLEAS
OF ALLEGHENY COUNTY, PENNSYLVANIA

ALLEGHENY COUNTY,

Plaintiff,

CIVIL DIVISION
ORPHAN'S COURT

v.

UPMC DBA Western Psychiatric Institute
Defendant

**RE: SUBPOENA OF MEDICAL
EXAMINER ISSUED TO UPMC DBA
WESTERN PSYCHIATRIC INSTITUTE
REGARDING JOHN SHICK
(DOB 4/22/81)**

**CONSENT AGREEMENT TO DISCLOSE MEDICAL AND PSYCHIATRIC RECORDS
TO THE OFFICE OF DISTRICT ATTORNEY OF ALLEGHENY COUNTY**

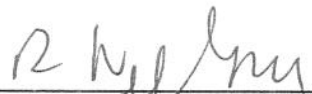
AND NOW this ___ day of March, 2012 comes UPMC DBA WESTERN
PSYCHIATRIC INSTITUTE (hereinafter UPMC), through its attorney, ROBERT G. DEL
GRECO, JR., DICKIE, McCAMEY & CHILCOTE, P.C., and the Commonwealth of
Pennsylvania, through STEPHEN A. ZAPPALA, JR., DISTRICT ATTORNEY OF
ALLEGHENY COUNTY and in support of the captioned CONSENT AGREEMENT,
respectfully submit the following:

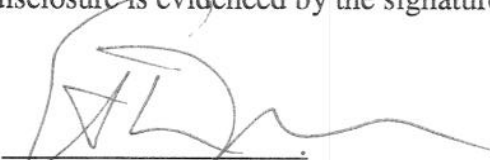
1. On March 13, 2012 this Honorable Court issued an Order (attached hereto as Appendix A) in which the Court ordered UPMC to comply with the Medical Examiner's subpoena issued in the captioned case. That Order directed in relevant part:

The content of the records are not to be shared with any person or entity without further Order of Court.

2. The District Attorney of Allegheny County, as the Chief Law Enforcement Officer of the County, has respectfully requested access to the information provided to the Medical Examiner, in furtherance of its investigation into the shootings which occurred on March 8, 2012 on the premises of UPMC. It is respectfully submitted that said information can be disclosed, with this Court's agreement, pursuant to 45 CFR 164.512.

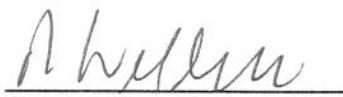
3. The agreement of the parties to such disclosure is evidenced by the signatures below:



ROBERT G. DEL GRECO, JR.
DICKIE, McCAMEY & CHILCOTE, P.C.
COUNSEL FOR UPMC


STEPHEN A. ZAPPALA, JR.
DISTRICT ATTORNEY OF
ALLEGHENY COUNTY

WHEREFORE, the parties respectfully request that this Honorable Court issue an Order of Court permitting UPMC to disclose the aforementioned information to the District Attorney of Allegheny County, with the provision that the District Attorney is not to disclose the content of the records to any person or entity not connected with that Office.

Respectfully submitted,


ROBERT G. DEL GRECO, JR.
DICKIE, McCAMEY & CHILCOTE, P.C.
COUNSEL FOR UPMC


STEPHEN A. ZAPPALA, JR.
DISTRICT ATTORNEY OF
ALLEGHENY COUNTY

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ALLEGHENY COUNTY,

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REGARDING JOHN SHICK
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ORDER OF COURT

AND NOW this 16 day of March, 2012, upon execution of a consent agreement for disclosure between UPMC DBA Western Psychiatric Institute and the Commonwealth of Pennsylvania, through STEPHEN A. ZAPPALA, JR., DISTRICT ATTORNEY OF ALLEGHENY COUNTY, it is hereby Ordered that UPMC can share the content of the records regarding JOHN SHICK, which it was previously ORDERED to release to the Allegheny County Medical Examiner, with the Office of District Attorney of Allegheny County. It is further ORDERED that the District Attorney is not to share the records with any person or entity not connected with the Office of District Attorney of Allegheny County without further Order of Court.

BY THE COURT:


LESTER G. NAUHAUS, J.

Lester G. Nauhaus, J.