

ENCINO-TARZANA REGIONAL MEDICAL CENTER

JUDICIAL REVIEW HEARING

CERTIFIED COPY

In the Matter of)	
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GIL N. MILEIKOWSKY, M.D.)	VOLUME XI
)	
_____)	(Pages 1215 - 1362)

Encino-Tarzana Regional Medical Center
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Thursday, November 1, 2001

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(Procedural Matters contained in
separate Confidential Volume.)

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1 DR. MILEIKOWSKY: I would like the question and
2 the answer to be striked --

3 THE HEARING OFFICER: The question and the
4 answer are stricken.

5 DR. MILEIKOWSKY: Thank you very much.

6 THE HEARING OFFICER: Anything else within the
7 scope of the redirect?

8 DR. MILEIKOWSKY: Yes.

9 THE HEARING OFFICER: All right.

10

11

FURTHER CROSS-EXAMINATION

12 BY DR. MILEIKOWSKY:

13 Q How did you feel when you came to labor and
14 delivery and you've never seen security guards before in
15 labor and delivery?

16 A Nervous.

17 Q Nervous about seeing security guards?

18 A Yes.

19 Q Why?

20 A I think that's highly irregular in a labor and
21 delivery unit to have security guards watching someone
22 on medical staff.

23 Q So you didn't think that the security guards
24 were there to protect some star that was delivering or
25 something of that nature; or some personality, foreign

1 or domestic, that may need protection? You knew those
2 security guards were there because of my presence?

3 A I assumed they were there -- I did not ask
4 anyone. I assumed they were there because the notice
5 was there, and you had a patient on the board.

6 Q Did you ever ask me or anyone else why I wear a
7 towel when I'm in the operating room in labor and
8 delivery?

9 A No.

10 Q I admit it's unique, but is that something that
11 makes you feel threatened or intimidated?

12 A No. I agree with you. It's probably unique,
13 but it's -- I don't know.

14 Q You notice I have a turtleneck, and I think I'm
15 the only one in the room?

16 A Uh-huh.

17 Q Could it be that maybe I catch a cold easily,
18 and that's why I always wear something around my neck to
19 protect myself from the air conditioning?

20 A It's a possibility.

21 Q Is that something that makes you feel
22 threatened?

23 A No.

24 Q Never thought maybe I was hiding something in
25 my towel?

1 A No.

2 DR. MILEIKOWSKY: Thank you.

3 THE HEARING OFFICER: Any more direct?

4 DR. WULFSBERG: No.

5 THE HEARING OFFICER: Hearing committee, any
6 questions?

7 DR. PLEET:

8 THE HEARING OFFICER: Yes, Dr. Pleet.

9

10 EXAMINATION

11 BY DR. PLEET:

12 Q You stated that if it had been any other doctor
13 that had taken that picture that you would not be -- not
14 have had the same reaction?

15 A Correct.

16 Q And in trying to figure out why that would be,
17 I got the impression that it was because you thought his
18 behavior was bizarre with the towel around his neck.
19 Now you have indicated that that really shouldn't be
20 something that would intimidate you

21 My question, then, is: Why at that time was
22 there a difference between Dr. Mileikowsky taking the
23 picture and someone else? I'm still not clear what was
24 going on in your head.

25 A Number one, I have never spoken to him this

1 much. I have never seen his mannerisms. I have never
2 seen him speak. I have never seen anything. I've only
3 seen him at the counter with a towel around his neck.
4 And labor and delivery is, you know, hot.

5 And I've seen him get upset occasionally; I
6 don't know what about. I never even investigated that.
7 I have seen him do that. He's a tall man. He walks
8 back and forth sometimes, you know. I just stay out of
9 there. That just seems intimidating to me.

10 So when he explains it, it doesn't sound
11 like -- it sounds like a silly, stupid thing for a woman
12 to be afraid of. But when you're in labor and delivery
13 and seeing someone you've never seen before and you see
14 that kind of behavior, it's intimidating.

15 Q So it was his previous body language and his
16 physical size that intimidated you at 5:00 in the
17 morning?

18 A Correct.

19 DR. PLEET: Okay.

20 THE HEARING OFFICER: Anyone else? Dr. Brooks.

21
22 EXAMINATION

23 BY DR. BROOKS:

24 Q I'm trying to clarify. It says in this
25 statement, or whatever this is, that there were