

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
FOR THE DEPARTMENT OF HEALTH

In the Matter of the Administrative Penalty
Order of Anna Brown

PREHEARING ORDER

A prehearing conference was held by telephone on March 21, 2011. Gina D. Jensen, Assistant Attorney General, appeared on behalf of the Department of Health. Samuel S. Rufer, Pemberton, Sorlie, Rufer & Kershner, appeared on behalf of Anna Brown.

The parties have agreed to conduct informal discovery after the necessary Protective Order has issued. In the event that any dispute arises that they are not able to resolve, either party may request a telephone conference to resolve the matter.

IT IS HEREBY ORDERED:

1. This matter is scheduled for hearing on **May 19, 2011**, commencing at **9:30 a.m.**, at the Office of Administrative Hearings, 600 North Robert Street, St. Paul, Minnesota.

2. The parties shall exchange proposed written exhibits and witness lists, and file an index of exhibits and a copy of the witness list with this office by **May 12, 2011**. See Minn. R. 1400.6950. To the extent possible, the parties shall enter into prehearing stipulations regarding the facts involved in the hearing and foundation for anticipated exhibits. Any party objecting to foundation for any written exhibit shall notify the offering party and judge in writing at least two working days prior to the hearing or the foundation objection is waived.

3. Hearings are ordinarily digitally recorded. In the event that any party requests a court reporter, notice shall be given to the Office of Administrative Hearings no later than **May 12, 2011**. See Minn. R. 1400.7400, subp. 2.

4. Requests for subpoenas for the attendance of witnesses or the production of documents shall be made in writing to the administrative law judge pursuant to Minn. R. 1400.7000. A copy of the subpoena request shall be served on the other parties. A subpoena request form is available at www.oah.state.mn.us.

5. The parties have not requested accommodation for a disability or appointment of an interpreter. The Office of Administrative Hearings shall be notified promptly if either an accommodation or interpreter is needed.

6. This case may be appropriate for mediation. The parties are encouraged to consider requesting the Chief Administrative Law Judge to assign a mediator so that mediation can be scheduled promptly.

Dated this 22nd day of March 2011.

s/Beverly Jones Heydinger
BEVERLY JONES HEYDINGER
Administrative Law Judge