

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE  
MIDDLE DISTRICT OF ALABAMA, NORTHERN DIVISION

DAVID LARRY NELSON, )  
 )  
Plaintiff, )  
 )  
v. ) CIVIL ACTION NO.  
 ) 2:03cv1008-T  
 )  
DONAL CAMPBELL and )  
GRANTT CULLIVER, )  
 )  
Defendants. )

ORDER

Based on the representations made and by agreement of the parties on October 6, 2004, and so as to bring this case to conclusion as soon as is reasonably possible, it is ORDERED as follows:

(1) Defendants shall not use the "cut-down" procedure on plaintiff.

(2) Defendants shall use only one of the following procedures on plaintiff: the peripheral-venous-access procedure, and, if that procedure is not feasible, then the percutaneous-central-venous-access procedure.

(3) The court will retain its own medical expert to assist the court in determining whether the remaining issues raised by plaintiff are legally and factually significant and, if so, what action should be taken.

(4) Another on-the-record status conference is set for October 20, 2004, at 8:30 a.m., to discuss the court's progress in obtaining its own expert. Defense counsel are to arrange for the conference to be conducted by telephone.

DONE, this the 7th day of October, 2004.

          /s/ Myron H. Thompson            
UNITED STATES DISTRICT JUDGE