

**United States District Court
Middle District of Pennsylvania (Scranton)
CIVIL DOCKET FOR CASE #: 3:98-cv-01887-EMK**

Ptaschnik v. Luzerne County Corre, et al
Assigned to: Honorable Edwin M. Kosik
Demand: \$0
Cause: 42:1983 Civil Rights Act

Date Filed: 11/19/1998
Date Terminated: 11/20/1998
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Karen Ptaschnik
*Individually and on behalf of all others
similarly situated*

represented by **Jennifer Lemberg**
The Center for Reproductive
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V.

Defendant

Luzerne County Correctional Facility

represented by **James P. Blaum**
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Kingston, PA 18704
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Defendant**Gene Fischi**

Warden of Luzerne County Correctional Facility, in his official capacity

Date Filed	#	Docket Text
11/19/1998	1	COMPLAINT alleging violation of civil rights by refusal to permit abortion. Receipt #: 73801 Amt: \$150.00 (ps) (Entered: 11/19/1998)
11/19/1998	2	MOTION by plaintiff Karen Ptaschnik for temporary restraining order (ps) (Entered: 11/19/1998)
11/19/1998	3	MEMORANDUM by plaintiff Karen Ptaschnik IN SUPPORT OF motion for temporary restraining order [2-1] (ps) (Entered: 11/19/1998)
11/19/1998	4	DECLARATION by plaintiff Karen Ptaschnik re complaint [1-1] (ps) (Entered: 11/19/1998)
11/19/1998		ATTORNEY SPECIAL ADMISSION form received from: Simon Heller forwarded to judge for approval. Receipt #: 73801 Amt: \$10.00 (ps) (Entered: 11/19/1998)
11/19/1998		ATTORNEY SPECIAL ADMISSION form received from: Jennifer Lemberg forwarded to judge for approval. Receipt #: 73801 Amt: \$10.00 (ps) (Entered: 11/19/1998)
11/19/1998		Case file w/ copy of docket to J. Kosik. (ps) (Entered: 11/19/1998)
11/20/1998	5	MINUTE SHEET of 11/20/98 hearing on TRO. CTR: Diana Gilbride. (rm) (Entered: 11/20/1998)
11/20/1998	6	DECREE by Judge Edwin M. Kosik THAT Defts & their agents, employees and successors in office are hereby enjoined from preventing pltf from obtaining an abortion on 11/21/98. Defts are ordered to arrange transportation for pltf on 11/21/98 to Allentown Women's Center in a manner such that she is able to obtain an abortion on that day at the pltf's expense. Defts are prohibited from using pltf's abortion as a basis for terminating her participation in the child care release program. In the Future, a request for an elective abortion, either at the applicant's expense or the expense of the county when applicant demonstrates an inability to assume te costs, will be honored as a necessary medical procedure. Further, this decree is based on the authority of Monmouth Co. Correctional Institutional Inmates vs Lanzano, a case factually very similar to the above- entitled matter, and a panel decision by Higgenbotham, Rosenn & Mansmann, concurring. Further, the Clerk of Court is directed to close this case. The parties to assume their own costs. (cc: all counsel) (rm) (Entered: 11/20/1998)
11/20/1998		CASE FILE TO SCR CFR. (rm) (Entered: 11/20/1998)
01/15/1999		SUMMONS ISSUED as to defendant Luzerne County Corre, defendant Gene Fischi and handed to Atty for service; with plaintiff packet (kc) (Entered: 01/15/1999)
03/09/1999	7	RETURN OF SERVICE executed upon defendant Luzerne County Correction, defendant Gene Fischi 1/15/99 (sm) (Entered: 03/09/1999)
05/16/2002	8	STENO NOTES of proceedings CTR: Gilbride/Hearing/11-20-98/Scr. (bg) (Entered: 05/16/2002)