

Electronically Filed
FIRST CIRCUIT
1CCV-19-0002164
10-DEC-2019
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IN THE CIRCUIT COURT OF THE FIRST CIRCUIT
STATE OF HAWAII

M.K.,

Plaintiff,

vs.

S. LAWRENCE SCHLESINGER, M.D.,
FACS; PHOENIX GROUP, LLC dba THE
BREAST IMPLANT CENTER OF HAWAII
and MOMMY MAKEOVER INSTITUTE OF
HAWAII; JOHN DOES 1-10; JANE DOES 1-
10; DOE PARTNERSHIPS 1-10; and DOE
CORPORATIONS 1-10,

Defendants.

CIV. NO. 1CCV-19-0002164 GWBC
Other Non-Vehicle Tort)

SPECIAL APPEARANCE OF COUNSEL FOR
DEFENDANTS S. LAWRENCE
SCHLESINGER, M.D., FACS; PHOENIX
GROUP, LLC dba THE BREAST IMPLANT
CENTER OF HAWAII and MOMMY
MAKEOVER INSTITUTE OF HAWAII;
STIPULATION TO SEAL ALL FILINGS; and
NOTICE OF DISMISSAL

JUDGE: HONORABLE GARY W. B. CHANG

SPECIAL APPEARANCE OF COUNSEL FOR DEFENDANTS S. LAWRENCE
SCHLESINGER, M.D., FACS; PHOENIX GROUP, LLC dba THE BREAST
IMPLANT CENTER OF HAWAII and MOMMY MAKEOVER INSTITUTE OF HAWAII;
STIPULATION TO SEAL ALL FILINGS; and NOTICE OF DISMISSAL

PLEASE NOTE CHANGES

BICKERTON LAW GROUP, LLLP
A LIMITED LIABILITY LAW PARTNERSHIP

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Attorneys for Plaintiff
M. K.

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

M. K.,

Plaintiff,

vs.

S. LAWRENCE SCHLESINGER, M.D., FACS;
PHOENIX GROUP, LLC dba THE BREAST
IMPLANT CENTER OF HAWAII and MOMMY
MAKEOVER INSTITUTE OF HAWAII; JOHN
DOES 1-10; JANE DOES 1-10; DOE
PARTNERSHIPS 1-10; and DOE
CORPORATIONS 1-10,

Defendants.

) CIVIL NO. 1CCV-19-0002164 GWBC
) (Other Non-Vehicle Tort)
)
) SPECIAL APPEARANCE OF COUNSEL FOR
) DEFENDANTS S. LAWRENCE SCHLESINGER, M.D.,
) FACS; PHOENIX GROUP, LLC dba THE BREAST
) IMPLANT CENTER OF HAWAII and MOMMY
) MAKEOVER INSTITUTE OF HAWAII; STIPULATION
) TO SEAL ALL FILINGS; and NOTICE OF DISMISSAL;
) CERTIFICATE OF SERVICE
)
)
) **NO TRIAL DATE SET**
)
)
)

_____)

**SPECIAL APPEARANCE OF COUNSEL
FOR DEFENDANTS S. LAWRENCE SCHLESINGER, M.D., FACS;
PHOENIX GROUP, LLC dba THE BREAST IMPLANT CENTER OF HAWAII,
and MOMMY MAKEOVER INSTITUTE OF HAWAII;
STIPULATION TO SEAL ALL FILINGS and NOTICE OF DISMISSAL**

Trisha L. Nishimoto, Esq. attorney for Defendants S. LAWRENCE SCHLESINGER, M.D., FACS; PHOENIX GROUP, LLC dba THE BREAST IMPLANT CENTER OF HAWAII and MOMMY MAKEOVER INSTITUTE OF HAWAII hereby enters a special appearance for the purposes set forth herein and together with Steven Tannenbaum, Esq. attorney for Plaintiff M.K. hereby stipulates and agrees that all filings in the above-captioned matter shall be sealed, including but not limited to Docket Numbers *GWBC* (“Dkts.,” hereinafter) 1 - 24 consisting of the Complaint and Summons (Dkt.1), Payment Due to Court (Dkt.3), Demand for Jury Trial (Dkt. 5), Payment Due to Court (Dkt. 7), New Case Assignment (Dkt. 9), Notice of Incomplete Record (Dkt. 11), Summons (Dkt. 13), Civil Information Sheet (Dkt. 15), Ex-Parte Motions (Dkts 17 & 19), Payment (Dkt. 21), Order of Case Reassignment (Dkt.22), NOCD (Dkt.24), the instant filing titled “Special Appearance of Counsel for Defendants S. Lawrence Schlesinger, M.D., FACS; Phoenix Group, LLC dba the Breast Implant Center of Hawaii and Mommy Makeover Institute of Hawaii; Stipulation to Seal All Filings and Notice of Dismissal,” including any filed Order of this Stipulation and all Notices of Electronic Filing (Dkts. 2,4, 6, 8, 10, 12, 14, 16, 18, 20 and 23) including any and all Notices of Electronic Filing and Certificates of Service that are generated as associated with the instant filing and subsequent Order. This stipulation is signed on behalf of all identified parties.

Plaintiff, M.K., pursuant to the Hawai`i Rules of Civil Procedure, Rule 41(a)(1)(A), by and through her undersigned attorneys, BICKERTON LAW GROUP, LLLP, hereby voluntarily dismisses all claims in the above-captioned action against all defendants with prejudice.

Other than the herein submitted special appearance of Trisha L. Nishimoto, counsel for all

identified Defendants, no answers, motions to dismiss, or other pleadings have been filed by any defendants in response to the Complaint. Additionally, no trial date has been set.

With the filing of this Notice of Dismissal, no parties or claims remain, and the Clerk of the Court shall be directed to close the case and file following the sealing of the pleadings herein.

GWBC

DATED: Honolulu, Hawaii, December 10, 2019. .

/s/ Stephen M. Tannenbaum

JAMES J. BICKERTON
STEPHEN M. TANNENBAUM
Attorney for Plaintiff MARY KANEKO

DATED: Honolulu, Hawaii, December 10, 2019. .

/s/ Trisha L. Nishimoto

TRISHA L. NISHIMOTO
Attorney for for Defendants
S. LAWRENCE SCHLESINGER, M.D., FACS; PHOENIX
GROUP, LLC dba THE BREAST IMPLANT CENTER OF HAWAII
and MOMMY MAKEOVER INSTITUTE OF HAWAII

APPROVED AND SO ORDERED:

/s/ Gary W. B. Chang



HONORABLE GARY W.B. CHANG
Judge of the above-entitled Court

Civil Number 1CCV-19-0002164 GWBC; M.K. vs. S. Lawrence Schlesinger, M.d., Facs; Phoenix Group, Llc Db a the Breast Implant Center of Hawaii and Mommy Makeover Institute of Hawaii, et. al., “**Special Appearance of Counsel for Defendants S. Lawrence Schlesinger, M.D., FACS; Phoenix Group, LLC Db a the Breast Implant Center of Hawaii and Mommy Makeover Institute of Hawaii; Stipulation to Seal All Filings; and Notice of Dismissal**”

PLEASE NOTE CHANGES