

1 the applicable standard of care, and the motion is filed with the
2 complaint; or

3 (3) The pleading alleges facts establishing negligence under the existing
4 common-law doctrine of res ipsa loquitur.

5 Upon motion by the complainant prior to the expiration of the applicable statute of
6 limitations, a resident or presiding judge of the superior court of ~~the~~ a county in which
7 venue for the cause of action arose is proper may allow a motion to extend the statute of
8 limitations for a period not to exceed 120 days to file a complaint in a medical
9 malpractice action in order to comply with this Rule, upon a determination that good
10 cause exists for the granting of the motion and that the ends of justice would be served by
11 an extension. The plaintiff shall provide, at the request of the defendant, proof of
12 compliance with this subsection through up to ten written interrogatories, the answers to
13 which shall be verified by the expert required under this subsection. These
14 interrogatories do not count against the interrogatory limit under Rule 33."

15 Section 2. This act becomes effective October 1, 1999.