

CLOSED

**U.S. District Court [LIVE]
Western District of Texas (Pecos)
CIVIL DOCKET FOR CASE #: 4:07-cv-00021-RAJ**

Espinoza v. Bramanti et al
Assigned to: Judge Robert A. Junell
Cause: 28:1332 Diversity–Personal Injury

Date Filed: 05/18/2007
Date Terminated: 01/14/2008
Jury Demand: Plaintiff
Nature of Suit: 362 Personal Inj. Med.
Malpractice
Jurisdiction: Diversity

Plaintiff**Jessica Espinoza**

represented by **Ruben Perez Hernandez**
Law Office of Ruben P. Hernandez
1205 E. Yandell Ave
El Paso, TX 79902
(915) 532-9971
Fax: 915/532-9951
Email: lawrhernandez@hotmail.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Walter L. Boyaki
Miranda & Boyaki
4621 Pershing
El Paso, TX 79903
(915) 566-8688
Fax: 915/566-5906
Email: wboyaki@aol.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant**M.D. Henry Rodolfo Bramanti****Defendant****M.D., P.C. Curtis Boyd**

Date Filed	#	Docket Text
05/18/2007	<u>1</u>	COMPLAINT (Filing fee \$ 350.), filed by Jessica Espinoza.(mb1,) (Entered: 05/18/2007)
05/22/2007		Filing fee received in the amount of \$350, receipt number 402043 (mb1,) (Entered: 05/23/2007)
05/24/2007	<u>2</u>	AMENDED COMPLAINT against all defendants amending <u>1</u> Complaint., filed by Jessica Espinoza.(mb1,) (Entered: 05/25/2007)
12/18/2007	<u>3</u>	ORDER for plaintiff to file proof of service. Signed by Judge Robert A. Junell. (mb1,) (Entered: 12/19/2007)
12/20/2007	<u>4</u>	SUMMONS Returned Executed by Jessica Espinoza. Curtis Boyd served on 6/1/2007, answer due 6/21/2007. (Attachments: # <u>1</u>)(Boyaki, Walter) (Entered: 12/20/2007)
12/20/2007	<u>5</u>	SUMMONS Returned Executed by Jessica Espinoza. Henry Rodolfo Bramanti served on 6/4/2007, answer due 6/25/2007. (Attachments: # <u>1</u> Exhibit)(Boyaki, Walter) (Entered: 12/20/2007)

01/14/2008	<u>6</u>	CLERK'S DEFAULT JUDGMENT in favor of plaintiff against all defendants. Signed by Judge Robert A. Junell. (mb1,) (Entered: 01/18/2008)
02/17/2009	<u>7</u>	NOTICE <i>Satisfaction of Judgment</i> by Jessica Espinoza (Boyaki, Walter) (Entered: 02/17/2009)
02/18/2009	<u>8</u>	DEFICIENCY NOTICE: re <u>7</u> Notice (Other) (rl,) (Entered: 02/18/2009)
02/18/2009	<u>9</u>	NOTICE <i>Satisfaction of Judgment</i> by Jessica Espinoza (Boyaki, Walter) (Entered: 02/18/2009)

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
PECOS DIVISION

JESSICA ESPINOZA,)
)
Plaintiff,)
)
v.)
)
HENRY RODOLFO BRAMANTI, M.D.,)
AND CURTIS BOYD, M.D., P.C.)
)
Defendants.)

NO P 07CV 121 FILED

MAY 18 2007

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY
DEPUTY CLERK

PLAINTIFF'S ORIGINAL COMPLAINT

TO THE HONORABLE JUDGE OF SAID COURT:

JESSICA ESPINOZA, Plaintiff, complains of the HENRY RODOLFO BRAMANTI, M.D. and CURTIS BOYD, M.D., P.C., Defendant, and would respectfully show the Court the following:

I.

This action arises under diversity of citizenship jurisdiction, 28 U.S.C.A., Section 1332 and meets all the jurisdictional requirements of said statute.

II.

Plaintiff resides in the above entitled judicial district.

III.

Defendant HENRY RODOLFO BRAMANTI, M.D., is a physician now practicing in Palm Beach, Florida and may be served with process at 162 Dolphin Rd., Palm Beach, Florida.

Defendant CURTIS BOYD, M.D., P.C., is a professional corporation organized under the laws of New Mexico with its principle place of business in Bernalillo County, New Mexico and may be served with process by serving at 801 Encino Pl. N.E., Suite C-2, Albuquerque, New Mexico 87102.

IV.

Defendant HENRY RODOLFO BRAMANTI, M.D., hereinafter referred to as BRAMANTI, was a duly licensed physician under the laws of the State of New Mexico and represented himself to the public as such. Defendant BRAMANTI was regularly engaged in the practice of medicine in Albuquerque, New Mexico, and held himself out to the public as capable of exercising the requisite skill and care in practicing medicine generally and particularly in his specialty of obstetrics and gynecology. At all relevant times herein, Defendant BRAMANTI employed various employees, agents, medical assistants and office staff, unknown at present, who were acting within the course and scope of their employment and with his knowledge and consent.

Defendant CURTIS BOYD, M.D., P.C., hereinafter referred to as BOYD, P.C., was a professional corporation organized under the laws of the State of New Mexico. At all relevant times herein, Defendant BOYD, P.C., employed various physicians, employees, agents, medical assistants and office staff, unknown at present, who were acting within the course and scope of their employment.

At all relevant times, Defendant BOYD, P.C., was responsible under the doctrine of respondeat superior for the care and treatment provided by Defendant BRAMANTI.

V.

On or about June 5, 2004, Plaintiff was operated on by Defendant BRAMANTI for termination of pregnancy. Treatment began on June 4, 2004 with preparation for Laminaria insertion. During the procedure, Plaintiff suffered injuries to her uterus and vascular structures.

VI.

The Defendants and any agents of the Defendants, were negligent in one or more of the following particulars:

- a. Failure to control bleeding at the end of the procedure.
- b. Failed to properly perform termination of pregnancy procedure.
- c. Perforated the uterus causing uncontrolled bleeding.
- d. Caused injury to a major abdominal artery.
- e. Caused injury to the uterus.

VII.

As a direct and proximate result of one or more of the following acts or omissions, Plaintiff suffered the following damages, both past and future:

- a. Physical pain and mental anguish.
- b. Disfigurement.
- c. Physical impairment.
- d. Expenses for medical care.

By reason of the foregoing, Plaintiff has been damaged in a sum of \$500,000.00.

PRAYER

WHEREFORE, premises considered, Plaintiff prays that each Defendant be cited and served in terms of law to appear and answer, and that upon final trial of this cause Plaintiff have judgment against each Defendant for a sum in excess of FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00), and for such other and further relief, both general and special, at law and in equity, to which Plaintiff may be justly entitled.

Respectfully submitted,

MIRANDA & BOYAKI

Attorneys at Law
4621 Pershing Drive
El Paso, Texas 79903
Tel.: (915) 566-8688
Fax : (915) 566-5906

By:



WALTER L. BOYAKI

Attorney for Plaintiffs
State Bar No. 02759500

By:



RUBEN P. HERNANDEZ

State Bar No. 24009765
1019 East Yandell
El Paso, Texas 79902
Tel: (915) 532-9971
Fax: (915) 532-9951

by permission

ATTORNEYS FOR PLAINTIFFS

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
PECOS DIVISION

FILED

MAY 24 2007

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY
DEPUTY CLERK

JESSICA ESPINOZA,)

Plaintiff,)

v.)

HENRY RODOLFO BRAMANTI, M.D.,)
AND CURTIS BOYD, M.D., P.C.)

Defendants.)

NO. P07-CV-00021-RAJ

PLAINTIFF'S FIRST AMENDED COMPLAINT

TO THE HONORABLE JUDGE OF SAID COURT:

JESSICA ESPINOZA, Plaintiff, complains of the HENRY RODOLFO BRAMANTI, M.D. and CURTIS BOYD, M.D., P.C., Defendant, and would respectfully show the Court the following:

I.

This action arises under diversity of citizenship jurisdiction, 28 U.S.C.A., Section 1332 and meets all the jurisdictional requirements of said statute.

II.

Plaintiff resides in the above entitled judicial district.

III.

Defendant HENRY RODOLFO BRAMANTI, M.D., is a physician now practicing in Palm Beach, Florida and may be served with process at 162 Dolphin Rd., Palm Beach, Florida.

Defendant CURTIS BOYD, M.D., P.C., is a physician and a professional corporation organized under the laws of New Mexico with its principle place of business in Bernalillo County, New Mexico and may be served with process by serving at 801 Encino Pl. N.E., Suite C-2, Albuquerque, New Mexico 87102.

IV.

Defendant HENRY RODOLFO BRAMANTI, M.D., hereinafter referred to as BRAMANTI, was a duly licensed physician under the laws of the State of New Mexico and represented himself to the public as such. Defendant BRAMANTI was regularly engaged in the practice of medicine in Albuquerque, New Mexico, and held himself out to the public as capable of exercising the requisite skill and care in practicing medicine generally and particularly in his specialty of obstetrics and gynecology. At all relevant times herein, Defendant BRAMANTI employed various employees, agents, medical assistants and office staff, unknown at present, who were acting within the course and scope of their employment and with his knowledge and consent.

Defendant CURTIS BOYD, M.D., hereinafter referred to as BOYD, was a duly licensed physician under the laws of the State of New Mexico and represented himself to the public as such. Defendant BOYD was regularly engaged in the practice of medicine in Albuquerque, New Mexico, and held himself out to the public as capable of exercising the requisite skill and care in practicing medicine generally. At all relevant times herein, Defendant BOYD employed various employees, agents, medical assistants and office staff, unknown at present, who were acting within the course and scope of their employment and with his knowledge and consent.

Defendant CURTIS BOYD, M.D., P.C., hereinafter referred to as BOYD, P.C., was a professional corporation organized under the laws of the State of New Mexico. At all relevant times herein, Defendant BOYD, P.C., employed various physicians, employees, agents, medical assistants and office staff, unknown at present, who were acting within the course and scope of their employment.

At all relevant times, Defendant BOYD, P.C., was responsible under the doctrine of respondeat superior for the care and treatment provided by Defendant BRAMANTI.

V.

On or about June 5, 2004, Plaintiff was operated on by Defendants BRAMANTI and BOYD for termination of pregnancy. Treatment began on June 4, 2004 with preparation for Laminaria insertion. During the procedure, Plaintiff suffered injuries to her uterus and vascular structures.

VI.

The Defendants and any agents of the Defendants, were negligent in one or more of the following particulars:

- a. Failure to control bleeding at the end of the procedure.
- b. Failed to properly perform termination of pregnancy procedure.
- c. Perforated the uterus causing uncontrolled bleeding.
- d. Caused injury to a major abdominal artery.
- e. Caused injury to the uterus.

VII.

As a direct and proximate result of one or more of the following acts or omissions, Plaintiff suffered the following damages, both past and future:

- a. Physical pain and mental anguish.
- b. Disfigurement.
- c. Physical impairment.
- d. Expenses for medical care.

By reason of the foregoing, Plaintiff has been damaged in a sum of \$500,000.00.

PRAYER

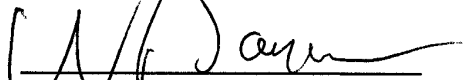
WHEREFORE, premises considered, Plaintiff prays that each Defendant be cited and served in terms of law to appear and answer, and that upon final trial of this cause Plaintiff have judgment against each Defendant for a sum in excess of FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00), and for such other and further relief, both general and special, at law and in equity, to which Plaintiff may be justly entitled.

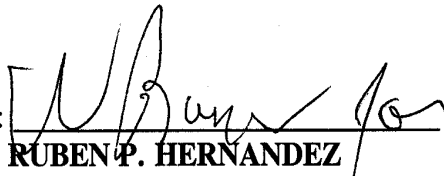
Respectfully submitted,

MIRANDA & BOYAKI

Attorneys at Law
4621 Pershing Drive
El Paso, Texas 79903
Tel.: (915) 566-8688
Fax : (915) 566-5906

By:


State Bar No. 02759500

By: 
RUBEN P. HERNANDEZ

State Bar No. 24009765
1019 East Yandell
El Paso, Texas 79902
Tel: (915) 532-9971
Fax: (915) 532-9951

ATTORNEYS FOR PLAINTIFF

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
PECOS DIVISION

JESSICA ESPINOZA

vs.

HENRY RODOLFO BRAMANTI, CURTIS BOYD

§
§
§
§
§

NO: PE:07-CV-00021-RAJ

ORDER TO REQUIRE SERVICE

By way of background, the above-styled and numbered cause was filed on May 18, 2007. An Amended Complaint was filed on May 24, 2007. Court records indicate this cause remains pending before the Court without proof of service of process upon or response of Defendants. All documents filed with the Clerk of this Court are required to "contain an acknowledgment of service by the person served, or proof of service in the form of a statement of the date and manner of service and the names of the persons served, certified by the person who made the service." Local Court Rule CV-5(c); see Fed. R. Civ. P. 4. If papers are filed without acknowledgment or proof of service, proof thereof is required to be filed promptly thereafter.

It is ORDERED that the Plaintiff shall file with the Clerk of this Court proof of service upon the Defendant on or before **January 4, 2008**. Failure to so respond or to explain why service has not been accomplished will result in the Dismissal of the entire cause as to the Defendant for whom proof of service is not filed, for FAILURE OF PLAINTIFF TO PROSECUTE OR TO COMPLY, pursuant to Rule 41(b) of the Federal Rules of Civil Procedure.

SIGNED this 18th day of December, 2007.


ROBERT JUNELL
UNITED STATES DISTRICT JUDGE

MIRANDA & BOYAKI

Attorneys & Counselors-at-Law

(915) 566-8688

FAX (915) 566-5906

RALPH MIRANDA
WALTER L. BOYAKI

JOHN G. MUNDIE
RICARDO D. GONZALEZ

4621 PERSHING DRIVE
EL PASO, TEXAS 79903

May 25, 2007

Curtis Boyd, M.D., P.C.
801 Encino Pl., N.E., Suite C-2
Albuquerque, New Mexico 87102

CMRRR: 7005 1820 0005 7584 7212

RE: *Jessica Espinoza v. Henry R. Bramanti, M.D. and
Curtis Boyd, M.D.*
Cause No. P07-CV-00021-RAJ

Dear Dr. Boyd:

Enclosed please find a lawsuit that has been filed against you in El Paso, Texas, in U.S. District Court Western District of Texas.

The court's instructions must be followed as set out in the enclosed paperwork. In short you need to inform your insurance company or lawyer of this suit immediately. Do not disregard this lawsuit. It will not go away.

Thank you for your attention.

Sincerely,


WALTER L. BOYAKI

WLB:ll

Enclosure

Exhibit A

AO 440A (8/87) Notice and Acknowledgment For Service by Mail ©

United States District Court

WESTERN

TEXAS

DISTRICT OF

JESSICA ESPINOZA

NOTICE AND ACKNOWLEDGMENT

FOR SERVICE BY MAIL

V.

HENRY RODOLFO BRAMANTI, M.D. AND
CURTIS BOYD, M.D., P.C.

CASE NUMBER: P07-CV-00021-RAJ

NOTICE

To: Curtis Boyd, M.D., P.C., 801 Encino Pl., N.E., Suite C-2, Albuquerque,
New Mexico 87102 Name and Address of Person to be Served

The enclosed summons and complaint are served pursuant to the Rule 4(c)(2)(C)(ii) of the Federal Rules of Civil Procedure.

You must complete the acknowledgment part of this form and return one copy of the completed form to the sender to be received by the sender within 20 days of the date of mailing indicated below.

You must sign and date the acknowledgment. If you are served on behalf of a corporation, unincorporated association (including a partnership), or other entity, you must indicate under your signature your relationship to that entity. If you are served on behalf of another person and you are authorized to receive process, you must indicate under your signature your authority.

If you do not complete and return the form to the sender within the period indicated above, you (or the party on whose behalf you are being served) may be required to pay any expenses incurred in serving the summons and complaint in any other manner permitted by law.

THIS FORM IS NOT AN ANSWER TO THE COMPLAINT. You must answer the complaint within the period of time indicated on the summons. If you fail to do so, judgment by default may be taken against you for the relief demanded in the complaint.

I declare under penalty of perjury that this Notice and Acknowledgment of Receipt of Summons and Complaint will have been mailed on _____ Date

WALTER L. BOYAKI

Name of Sender

Signature of Sender

4621 Pershing Dr., El Paso, Texas 79903

Address of Sender

ACKNOWLEDGMENT OF RECEIPT OF SUMMONS AND COMPLAINT

I declare under penalty of perjury that I received a copy of the summons and of the complaint in this case on

_____ at _____
Date of Receipt

_____ Address

_____ Date of Signature

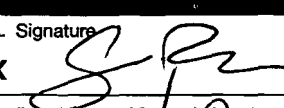
_____ Signature

_____ Name (Please Type or Print)

_____ Relationship of Entity Served or Authority to Receive Service of Process

7005 1820 0005 7584 7212

U.S. Postal Service™	
CERTIFIED MAIL™ RECEIPT	
<i>(Domestic Mail Only; No Insurance Coverage Provided)</i>	
For delivery information visit our website at www.usps.com	
Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$
Postmark Here	
Sent To Curtis Boyd, M.D., P.C.	
Street, Apt. No. or PO Box No. 801 Encino Pl., NE, Ste C-2	
City, State, ZIP+4 Albuquerque, NM 87102	
PS Form 3800, June 2002 See Reverse for Instructions	

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature  <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>X <input checked="" type="checkbox"/> <input type="checkbox"/></p> <p>B. Received by (Printed Name) <u>Stacie Powell</u> C. Date of Delivery <u>6/1/07</u></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If YES, enter delivery address below:</p>
<p>1. Article Addressed to:</p> <p style="padding-left: 40px;">Curtis Boyd, M.D., P.C. 801 Encino Pl., N.E. Suite C-2 Albuquerque, NM 87102</p>	<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail</p> <p><input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>
<p>2. Article Number 7005 1820 0005 7584 <i>(Transfer from service label)</i></p>	<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
PECOS DIVISION

JESSICA ESPINOZA,)	
)	
Plaintiff,)	
)	
v.)	NO. P07-CV-00021-RAJ
)	
HENRY RODOLFO BRAMANTI, M.D.,)	
AND CURTIS BOYD, M.D., P.C.)	
)	
Defendants.)	

PLAINTIFFS' CERTIFICATE OF COMPLIANCE

TO THE HONORABLE JUDGE OF SAID COURT:

Comes now the Plaintiff by and through her attorney, Walter L. Boyaki, and certifies that Defendant Curtis Boyd, M.D. was served by certified mail return receipt requested on June 1, 2007. See attached Exhibit "A."

Respectfully submitted,

MIRANDA & BOYAKI
Attorneys at Law
4621 Pershing Drive
El Paso, Texas 79903
Tel.: (915) 566-8688
Fax : (915) 566-5906

By: /s/ Walter L. Boyaki
WALTER L. BOYAKI
Attorney for Plaintiff
State Bar No. 02759500

MIRANDA & BOYAKI

Attorneys & Counselors-at-Law

(915) 566-8688

FAX (915) 566-5906

RALPH MIRANDA
WALTER L. BOYAKI

JOHN G. MUNDIE
RICARDO D. GONZALEZ

4621 PERSHING DRIVE
EL PASO, TEXAS 79903

May 25, 2007

Henry Rodolfo Bramanti, M.D.
162 Dolphin Rd.
Palm Beach, Florida 33480

CMRRR: 7005 1820 0005 7584 7090

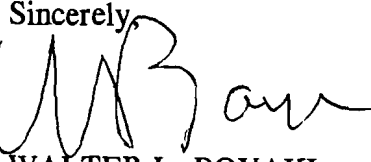
RE: *Jessica Espinoza v. Henry R. Bramanti, M.D. and
Curtis Boyd, M.D.*
Cause No. P07-CV-00021-RAJ

Dear Dr. Bramanti:

Enclosed please find a lawsuit that has been filed against you in El Paso, Texas, in U.S. District Court Western District of Texas.

The court's instructions must be followed as set out in the enclosed paperwork. In short you need to inform your insurance company or lawyer of this suit immediately. Do not disregard this lawsuit. It will not go away.

Thank you for your attention.

Sincerely,

WALTER L. BOYAKI

WLB:ll

Enclosure

Ex. A

AO 440A (8/87) Notice and Acknowledgment For Service by Mail

United States District Court

WESTERN

TEXAS

DISTRICT OF

JESSICA ESPINOZA

NOTICE AND ACKNOWLEDGMENT

FOR SERVICE BY MAIL

V.

HENRY RODOLFO BRAMANTI, M.D. AND
CURTIS BOYD, M.D., P.C.

CASE NUMBER: P07-CV-00021-RAJ

NOTICE

To: Henry Rodolfo Bramanti, M.D., 162 Dolphin Rd., Palm Beach, Florida 33480
Name and Address of Person to be Served

The enclosed summons and complaint are served pursuant to the Rule 4(c)(2)(C)(ii) of the Federal Rules of Civil Procedure.

You must complete the acknowledgment part of this form and return one copy of the completed form to the sender to be received by the sender within 20 days of the date of mailing indicated below.

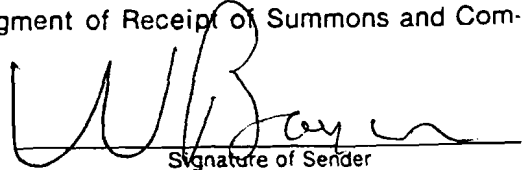
You must sign and date the acknowledgment. If you are served on behalf of a corporation, unincorporated association (including a partnership), or other entity, you must indicate under your signature your relationship to that entity. If you are served on behalf of another person and you are authorized to receive process, you must indicate under your signature your authority.

If you do not complete and return the form to the sender within the period indicated above, you (or the party on whose behalf you are being served) may be required to pay any expenses incurred in serving the summons and complaint in any other manner permitted by law.

THIS FORM IS NOT AN ANSWER TO THE COMPLAINT. You must answer the complaint within the period of time indicated on the summons. If you fail to do so, judgment by default may be taken against you for the relief demanded in the complaint.

I declare under penalty of perjury that this Notice and Acknowledgment of Receipt of Summons and Complaint will have been mailed on 5/27/07

Date



Signature of Sender

WALTER L. BOYAKI

4621 Pershing Dr., El Paso, Texas 79903

Name of Sender

Address of Sender

ACKNOWLEDGMENT OF RECEIPT OF SUMMONS AND COMPLAINT

I declare under penalty of perjury that I received a copy of the summons and of the complaint in this case on

Date of Receipt

at

Address

Date of Signature

Signature

Name (Please Type or Print)

Relationship of Entity Served or Authority to Receive Service of Process

7090 7584 7090 0005 1820 7090

U.S. Postal Service™	
CERTIFIED MAIL™ RECEIPT	
(Domestic Mail Only; No Insurance Coverage Provided)	
For delivery information visit our website at www.usps.com ®	
Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$
Postmark Here	
Sent To Henry R. Bramanti, M.D.	
Street, Apt. No.; or PO Box No. 162 Dolphin Dr.	
City, State, ZIP+4 Palm Beach, Florida 33480	
PS Form 3800, June 2002 See Reverse for Instructions	

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input checked="" type="checkbox"/> <i>Henry R. Bramanti</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery <i>Henry R. Bramanti</i> <i>12/20/07</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>
<p>1. Article Addressed to: HENRY R. BRAMANTI, M.D. 162 Dolphin Rd Palm Beach, Florida 33480</p>	<p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>
<p>2. Article Number 7090 7584 7090 0005 1820 7090 (Transfer from service label)</p>	<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-154</p>	

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
PECOS DIVISION

JESSICA ESPINOZA,)	
)	
Plaintiff,)	
)	
v.)	NO. P07-CV-00021-RAJ
)	
HENRY RODOLFO BRAMANTI, M.D.,)	
AND CURTIS BOYD, M.D., P.C.)	
)	
Defendants.)	

PLAINTIFFS' CERTIFICATE OF COMPLIANCE

TO THE HONORABLE JUDGE OF SAID COURT:

Comes now the Plaintiff by and through her attorney, Walter L. Boyaki, and certifies that Defendant Henry R. Bramanti, M.D. was served by certified mail return receipt requested on June 4, 2007. See attached Exhibit "A."

Respectfully submitted,

MIRANDA & BOYAKI
Attorneys at Law
4621 Pershing Drive
El Paso, Texas 79903
Tel.: (915) 566-8688
Fax : (915) 566-5906

By: /s/ Walter L. Boyaki
WALTER L. BOYAKI
Attorney for Plaintiff
State Bar No. 02759500

AO 450 (Rev. 5/99) Judgment in a Civil Case

FILED

United States District Court
Western District of Texas

JAN 14 2008

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY MB
DEPUTY CLERK

JESSICA ESPINOZA

JUDGMENT IN A CIVIL CASE

v.

M.D. HENRY RODOLFO BRAMANTI
M.D. P.C. CURTIS BOYD

CASE NUMBER: P-07-CV-21

- Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.
- Decision by Court.** This action came on for consideration before the Court. The issues have been considered and a decision has been rendered.

IT IS ORDERED AND ADJUDGED

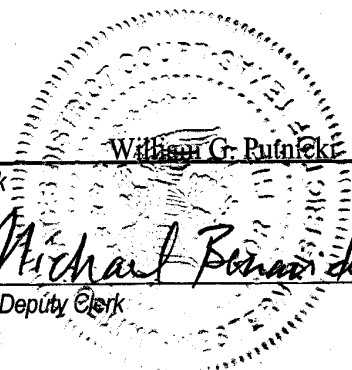
that the Clerk of the Court enter a Default Judgment against the defendants.

1/14/08

Date

Clerk

William G. Rufnicki
Michael Bernades
(By) Deputy Clerk



IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
PECOS DIVISION

JESSICA ESPINOZA,

Plaintiff,

v.

NO. P07-CV-00021-RAJ

HENRY RODOLFO BRAMANTI, M.D.,
AND CURTIS BOYD, M.D., P.C.

Defendants.

SATISFACTION OF JUDGMENT

Plaintiff hereby acknowledges that the judgment entered in the above-entitled action has been fully satisfied pursuant to a settlement agreement between the parties. Plaintiff hereby requests the Clerk of this Court to show on its docket that said judgment has been fully satisfied and released.

Respectfully submitted,

Electronically signed
Walter Boyaki
4621 Pershing Drive
El Paso, Texas 79903
Tel: (915) 566-8688
Fax: (915) 566-5906

United States District Court
Western District of Texas
Pecos
Deficiency Notice

To: Boyaki, Walter L.
From: Court Operations Department, Western District of Texas
Date: Wednesday, February 18, 2009
Re: 04:07-CV-00021-RAJ / Doc # 7 / Filed On: 02/17/2009 06:56 PM CST

Pursuant to the Administrative Polices and Procedures for Electronic Filing in Civil and Criminal Cases, the following pleading has been filed. However, it is deficient in the area(s) checked below. Please correct the deficiency(ies), as noted below, and re-file document IMMEDIATELY. When re-filing document, other than a motion, please ensure you add 'corrected' to the docket text. If the document you are re-filing is a motion, select 'corrected' from the drop-down list.

If an erroneous filing results in failure to meet a deadline, you will need to seek relief, for any default, from the presiding judge.

(1) Pleading not signed with /s/Name on signature line or digital signature.
Remarks: Must be signed with an /s/ or digital signature. Text "electronically signed" not acceptable.

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
PECOS DIVISION

JESSICA ESPINOZA,)	
)	
Plaintiff,)	
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v.)	NO. P07-CV-00021-RAJ
)	
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AND CURTIS BOYD, M.D., P.C.)	
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MIRANDA & BOYAKI
Attorneys at Law
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El Paso, Texas 79903
Tel.: (915) 566-8688
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By: /s/ Walter L. Boyaki
WALTER L. BOYAKI
Attorney for Plaintiff
State Bar No. 02759500