

COURT OF COMMON PLEAS
HAMILTON COUNTY, OHIO

A 1105716

KIMBERLY STAGGE
6545 Lisa Lane
Cincinnati, Ohio 45243,

Case No. _____
Honorable _____

Plaintiffs,

-vs-

MICHAEL DRAZNIK, M.D.
2055 Reading Road, Suite 480
Cincinnati, Ohio 45202,

*COMPLAINT WITH
JURY DEMAND*

2011 JUL 22 A 8:27
FILED

REGULAR MAIL WRITER

Defendant.

The Plaintiff seeks redress for injuries suffered as a result of the Defendant's medical malpractice.

1. Plaintiff Kimberly Stagge is a citizen and resident of Hamilton County, Ohio.
2. Defendant Michael R. Draznik, M.D. is a physician licensed to practice medicine in Ohio. He offers obstetric and gynecological health and surgery services to the public from his office and at hospitals in Hamilton County, Ohio.
3. The actions giving rise to this Complaint occurred in Hamilton County, Ohio.
4. Ms. Stagge made an appointment and saw Dr. Draznik at his office in November 2009. At that time, she complained of heavy and painful menstrual periods over the preceding 6 to 12 months.
5. After examination and tests, Dr. Draznik diagnosed Ms. Stagge with menorrhagia and chronic dysmenorrhea.



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6. Later, however, in December 2009, an ultrasound of Ms. Stagge's pelvis revealed multiple fibroids in her uterus.

7. On December 8, 2009, Ms. Stagge returned to Dr. Draznik, who recommended a robotic laparoscopic hysterectomy to remedy the fibroids discovered in the ultrasound.

8. Dr. Draznik performed the hysterectomy in Cincinnati on about January 28, 2010.

9. When the surgery began, Ms. Stagge was an otherwise healthy adult female, without other complaints of malfunction or dysfunction in her pelvic region.

10. However, following the surgery, Ms. Stagge began to experience new symptoms different from those that caused the hysterectomy.

11. Among other things, following the hysterectomy, Ms. Stagge experienced cramping with right-sided pressure, nausea, vomiting, increased pain in her lower right quadrant and constipation.

12. Nonetheless, upon examination, Dr. Draznik declared Ms. Stagge to be normal with tenderness in her abdomen, diagnosed mild vaginal cuff cellulitis, and prescribed Keflex and Percocet.

13. The treatment failed to relieve Ms. Stagge's symptoms.

14. Ms. Stagge returned to Dr. Draznik on February 3, 2010 complaining of continued and worsening pain and bloating.

15. Dr. Draznik referred Ms. Stagge for a CT scan, pain medication and IV fluids.

16. Ms. Stagge was admitted to The Christ Hospital, where she was diagnosed

with a right ureteral injury.

17. Ms. Stagge underwent additional surgery to place a ureteral stent in the injured area.

18. Ms. Stagge continued to suffer pain in the right flank, and painful and frequent urination, including a night.

19. Later, on March 19, 2010, a cystoscopy revealed a narrowing of the right distal ureter with damage. Another stent was placed in the damaged area.

20. The second stent also failed to resolve Ms. Stagge's symptoms.

21. Accordingly, Ms. Stagge's abdomen was reopened, disclosing a transected right distal ureter.

22. The ureter was surgically repaired, though Ms. Stagge suffered a series of further surgeries and complications through at least May 2010.

23. None of Ms. Stagge's ureteral injuries existed before the surgery by Dr. Draznik, and none of the injuries could have been caused by Ms. Stagge.

24. As a result, Ms. Stagge suffered medical injuries, repeated and unnecessary surgeries, complications, lost wages and pain and suffering all represented by an amount exceeding the Court's jurisdictional threshold.

MEDICAL NEGLIGENCE

25. Dr. Draznik owed his patient, Ms. Stagge, a duty to treat her with the degree of skill, care and diligence an ordinarily prudent health care provider, and particularly and ordinarily prudent gynecologist, would have exercised under like or similar circumstances.

26. Dr. Draznik breached his duty by failing to treat Ms. Stagge with the


degree of skill, care and diligence an ordinarily prudent health care provider, and particularly an ordinarily prudent gynecologist, would have exercised under like or similar circumstances through, among other things, negligently damaging Ms. Stagge's ureter during surgery and failing to promptly diagnose and remedy the injury.

27. As a direct and proximate result of Dr. Draznik's negligence, Ms. Stagge suffered prolonged and severe pain, additional and unnecessary surgery, emotional distress, discomfort, loss of enjoyment of life, and loss of her ability to perform usual and customary activities, incurred additional and unnecessary medical bills, and lost wages, all represented by an amount exceeding the Court's jurisdictional threshold.

WHEREFORE, Plaintiff Kimberley Stagge demands judgment against Dr. Michael R. Draznik for:

- (A) Damages in an amount to be proven at trial;
- (B) Punitive damages for intentional tort;
- (C) The costs of this action, including attorney fees; and
- (D) Any other relief the Court deems just or equitable.

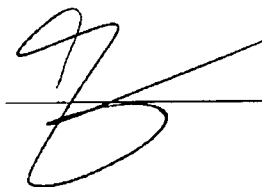
Respectfully submitted,


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Gregory A. Keyser *present to*
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gregkeyser@gmail.com

JURY DEMAND

The Plaintiff demands a trial by jury on all claims so triable.



COURT OF COMMON PLEAS
HAMILTON COUNTY, OHIO

REQUEST AND INSTRUCTIONS FOR ORDINARY MAIL SERVICE

Kimberly Stagge

Plaintiff

-vs-

Michael Draznik, M.D.

Defendant

INSTRUCTIONS TO THE CLERK

A 1105716

CASE NUMBER: _____

IF SERVICE OF PROCESS BY CERTIFIED MAIL IS RETURNED BY THE POSTAL
AUTHORITIES WITH AN ENDORSEMENT OF "REFUSED" OR "UNCLAIMED" AND IF THE
CERTIFICATE OF MAILING CAN BE DEEMED COMPLETE NOT LESS THAN FIVE (5) DAYS
BEFORE ANY SCHEDULED HEARING, THE UNDERSIGNED WAIVES NOTICE OF THE
FAILURE OF SERVICE BY THE CLERK AND REQUESTS ORDINARY MAIL SERVICE IN
ACCORDANCE WITH CIVIL RULE 4.6 (C) OR (D) AND CIVIL RULE 4.6 (E).

Eric C. Deters

ATTORNEY OF RECORD

(TYPE OR PRINT)

DATE

ATTORNEY'S SIGNATURE

FILED

2011 JUL 22 - A 8:26



COMMON PLEAS COURT
HAMILTON COUNTY, OHIO

Kimberly Stagge

CASE NO. A 1105716

VS

Michael Draznik, M.D.

WRITTEN REQUEST FOR SERVICE
(TYPE OF PAPERS BEING SERVED)

Complaint

PLEASE CHECK IF THIS IS A
DOMESTIC CASE

PLAINTIFF/DEFENDANT REQUESTS:
CERTIFIED MAIL SERVICE
PERSONAL SERVICE _____
PROCESS SERVICE _____

EXPRESS MAIL SERVICE _____
REGULAR MAIL SERVICE _____
RESIDENCE SERVICE _____
FOREIGN SHERIFF _____

FILED

2011 JUL 22 AM 8:26

ON see attached list

Eric C. Deters

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