

STATE OF MICHIGAN  
IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE

DORIS JOHNSON,

Plaintiff

-vs-

HENRY FORD HOSPITAL,  
A Michigan Non-Profit  
Corporation; D. FREIRICHS,  
M. D.; TERRY RACEY, PAC and  
MICHAEL HERTZ, M. D.,  
Jointly and Severally,

Defendants.

MARVIN L. BERRIS (P 10751)  
Attorney for Plaintiff

COMPLAINT AND DEMAND FOR JURY TRIAL

COUNT I

NOW COMES Plaintiff by and through her attorneys, SMALL,  
CLARK, BERRIS AND KOHL, P. C., and complaining against  
Defendants, jointly and severally, states unto this Honorable  
Court as follows:

1. Plaintiff, DORIS JOHNSON, at all times relevant  
hereto is a resident of the City of Detroit, County of Wayne,  
State of Michigan.

2. That Defendant, Henry Ford Hospital, was and is a  
Michigan Non-Profit Corporation duly organized and licensed  
and existing under the laws of the State of Michigan with its  
principal place of business in the City of Detroit, County of  
Wayne, State of Michigan and a branch medical center at

There is no other Civil Action arising out of the  
same transaction or occurrence as alleged in this  
complaint, pending in this Court nor has any such  
action been previously filed and dismissed after  
having been assigned to a judge (See MCR  
1961-1962 (2) (3) and (4)).

*Marvin L. Berris*

LAW OFFICES  
SMALL, CLARK,  
BERRIS &  
KOHL, P.C.  
3000 TOWN CENTER  
SUITE 1312  
SOUTHFIELD, MICH. 48075  
(313) 383-1880

84-434530 NM 12-05-84  
JOHNSON V HENRY FORD HOSPITAL ET AL  
No: 84 NM

JURY FEE PAID  
THIS DATE: DEC 3 0 1984  
BY: *[Signature]*  
DEC 05 1984



Fairlane in Dearborn and that at all times material herein, Henry Ford Hospital, was and is engaged in the operation of a hospital providing facilities and medical personnel for the care and treatment of patients and the public for consideration.

3. That Defendant, D. Freirichs, M. D., at all times material herein was a physician duly licensed to practice medicine in the State of Michigan and was employed by or had staff privileges at Defendant, Henry Ford Hospital.

4. That Defendant, Terry Racey, PAC was at all times material herein a physician's assistant certified and licensed in the State of Michigan and was further employed by Defendant, Henry Ford Hospital, and was conducting physical examinations at Fairlane.

5. That Defendant, Michael Hertz, M. D., at all times material herein was a physician duly licensed to practice medicine in the State of Michigan and was employed by or had staff privileges at Defendant, Henry Ford Hospital.

6. That at all times material herein, Plaintiff was not given a choice as to who should perform emergency room and gynecological examination, and render medical care and treatment and procedures, such choice being that of Defendant Hospital and/or its medical personnel.

7. That Plaintiff did rely upon the special medical knowledge of the Defendant Hospital, its emergency room facilities, gynecological departments and staff for the purpose of undergoing emergency medical care and treatment.

8. That Defendant, Michael Hertz, M. D., and D. Freirichs, M. D. and T. Racey, PAC held themselves out to Plaintiff as specialists in the field of gynecology.

LAW OFFICES  
OF  
WILLIAM CLARK  
HARRIS &  
JOHN P.C.  
1000 FORD CENTER  
DEARBORN  
MICHIGAN 48124  
TELEPHONE 246-1000



9. That Plaintiff relied upon the special knowledge of these Defendant physicians.

10. That on or about November of 1982, Plaintiff sought medical care, advice and treatment from Defendant, Henry Ford Hospital at Fairlane for complaints of abdominal, pelvic and low back pain and general physical ill health and was examined by Defendants Terry Racey, PAC and/or D. Freirichs, M. D. and under his supervision and control. Following examination; Plaintiff was discharged.

11. That on or about December 8, 1982, Plaintiff returned to Defendant Hospital at Fairlane and was seen by Defendant D. Freirichs, M. D. and discharged.

12. That on or about November - December of 1982, Plaintiff sought medical care, treatment and advice from Defendant, Michael Hertz, M. D., for complaints of lower abdominal, pelvic and lower back pain and general physical ill health.

13. That following physical examination by Defendant Hertz, Plaintiff was diagnosed as having a probable right ovarian cyst and candida vaginitis.

14. That on or about December 25, 1982, Plaintiff sought medical care and treatment from Defendant, Henry Ford Hospital, in Detroit complaining of lower abdominal and pelvic pain a diagnosis of pelvic inflammatory disease secondary to gonorrhea and gastric ulcers was made and Plaintiff was discharged on January 4, 1983.

15. That on or about January 13, 1983, Plaintiff sought medical care and treatment from Henry Ford Hospital in Fairlane complaining of lower abdominal and pelvic pain and a

LAW OFFICES  
SMALL, CLARK,  
BERRIS &  
KOHL, P.C.  
3000 TOWN CENTER  
SUITE 1313  
SOUTHFIELD, MICH 48075  
1313/ 353-1550



STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE

DORIS JOHNSON,

Plaintiff,

Case No. 84 434 530 NM

-vs-

Hon. Claudia Morcom

HENRY FORD HOSPITAL, a  
Michigan non-profit Corp.,  
D. FREIRICH, M.D., TERRY  
RACEY, PAC and MICHAEL HERTZ,  
M.D., Jointly and Severally,

Defendants.

STIPULATION FOR DISMISSAL

IT IS HEREBY STIPULATED by and between counsel for the  
above-named parties, that the above-captioned matter be  
dismissed as to HENRY FORD HOSPITAL, with prejudice and without  
costs to any party.

MARVIN L. BERRIS (P10751)  
Attorney for Plaintiff

PHYLLIS A. FIGIE (P37609)  
Attorney for Defendants

ORDER OF DISMISSAL

At a Session of Said Court, held in the City of Detroit,  
State of Michigan, on:

MAR 8 - 1988

PRESENT: THE HONORABLE

CLAUDIA MORCOM  
Circuit Court Judge

UPON READING AND FILING of the above stipulation, and the  
court being fully advised in the premises;

IT IS HEREBY ORDERED that this matter be dismissed as to  
HENRY FORD HOSPITAL with prejudice and without costs to any  
party.

Claudia Morcom  
Circuit Court Judge