

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

CLARA BELL MOORE and ALVIS
HOLLAND, Individually and as
Co-Guardians of VANESSA ANN HOLLAND,
a legally incapacitated/protected person

Plaintiffs

vs.

AMERICAN FAMILY PLANNING, INC., a
Michigan corporation, DR. JEROME FELDSTEIN,
and DR. YOUL CHOI, Jointly and Severally,

Defendants

No:

COMPLAINT

COUNT I - COMMON ALLEGATIONS:

NOW COME the above-named Plaintiffs, CLARA BELL
MOORE and ALVIS HOLLAND, Co-Guardians of VANESSA ANN HOLLAND,
a legally incapacitated/protected person, by and through their attorneys,
CHARLES H. BROWN LAW OFFICES, P.C., and complain against the
above-named Defendants as follows:

1. That Plaintiffs are the duly appointed Co-Guardians of
VANESSA ANN HOLLAND, a legally incapacitated/protected person. Such
Order of appointment is attached hereto and incorporated herein by reference
as Exhibit A. That Plaintiffs bring this action on behalf of VANESSA ANN
HOLLAND, and on behalf of themselves, individually and collectively.
2. That Defendant, AMERICAN FAMILY PLANNING, INC.,
is a medical facility and at all times pertinent herein, operated its offices
at 14405 Michigan Avenue, Dearborn, Wayne County, Michigan.
3. That at all times pertinent herein, Defendant YOUL
CHOI is alleged to be a medical doctor licensed to practice medicine in the
State of Michigan at Plymouth General Hospital, 15361 Plymouth Road,
Detroit, Michigan, and at Defendant AMERICAN FAMILY PLANNING, INC.

4. That Defendant JEROME FELDSTEIN, is alleged to be a licensed physician in the State of Michigan, and at all times pertinent hereto, practiced at Plymouth General Hospital, 15361 Plymouth Road, Detroit, Michigan.

5. That the wrongful acts of Defendants, and each of them hereinafter complained of, occurred in the County of Wayne, and State of Michigan.

COUNT II

1. Plaintiffs herein incorporate by reference Paragraphs 1-5 of Count I, the same as if repeated herein word for word and paragraph by paragraph.

2. That Defendant, AMERICAN FAMILY PLANNING, INC., prior to March 31, 1982, represented to the general public that it provided competent medical and surgical treatment to the general public.

3. That Plaintiffs' ward, VANESSA ANN HOLLAND, on or about March 31, 1982, then 20 years of age and believing herself to be pregnant sought medical consultation and advice at Defendant, AMERICAN FAMILY PLANNING, INC.

4. That Defendant, AMERICAN FAMILY PLANNING, INC., although owing a duty to VANESSA ANN HOLLAND to provide competent medical advice and care, breached said duties and further negligently caused her to be sent to Plymouth General Hospital for an abortion, exposing said VANESSA ANN HOLLAND to unnecessary risk and danger, without regard to the personal safety and well being of its patient VANESSA ANN HOLLAND.

5. That while at Plymouth General Hospital, Defendant AMERICAN FAMILY PLANNING, INC.'s patient, VANESSA ANN HOLLAND, received negligent and improper medical care.

6. That the action of Defendant, AMERICAN FAMILY PLANNING, INC., was wilful and wanton and in total disregard of the safety and welfare of VANESSA ANN HOLLAND.

7. That as a direct and proximate result of said Defendant's negligence and wrongful conduct, VANESSA ANN HOLLAND, has suffered temporary and permanent injuries to her person, disability, loss of capacity, past and future pain and suffering, humiliation, past and future medical expenses, and miscellaneous damages.

COUNT III.

1. Plaintiffs herein incorporate herein by reference paragraphs 1-5 of Count I, the same as if repeated herein word for word and paragraph by paragraph.

2. That Defendant YOUL CHOI, on or about March 31, 1982 at Plymouth General Hospital, and at the request of Defendant, AMERICAN FAMILY PLANNING, INC., treated VANESSA ANN HOLLAND for her pregnancy condition.

3. That in treating said VANESSA ANN HOLLAND, Defendant YOUL CHOI, had a duty to provide competent, skillful and careful medical care to VANESSA ANN HOLLAND.

4. That Defendant YOUL CHOI, in treating VANESSA ANN HOLLAND, wrongfully caused an improper abortion and negligently, carelessly and wilfully and wantonly administered a saline solution.

5. That as a direct and proximate result of Defendant YOUL CHOI'S improper, negligent, wilful and wanton activities, VANESSA ANN HOLLAND has suffered and will continue to suffer temporary and permanent injuries to her person, disability, loss of earning capacity, past and future pain and suffering, humiliation, past and future medical expenses, and miscellaneous damages.

COUNT IV.

1. Plaintiffs herein incorporate by reference Paragraphs 1-5 of Count I, the same as if repeated herein word for word and paragraph by paragraph.

2. That Defendant, JEROME FELDSTEIN, on or about March 31, 1982, worked in the abortion ward at Plymouth General Hospital

at the times pertinent hereto.

3. That Defendant JEROME FELDSTEIN at all times pertinent herein, had a duty to exercise competent, careful and skillful treatment of patients such as VANESSA ANN HOLLAND

4. That Defendant JEROME FELDSTEIN, in breach of the duties aforesaid, failed to provide prompt, skillful treatment and/or provided improper treatment to VANESSA ANN HOLLAND while hospitalized at Plymouth General Hospital.

5. That Defendant JEROME FELDSTEIN'S negligent and improper actions or inactions were wilful and wanton.

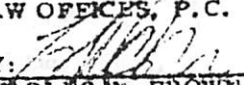
6. That as a direct and proximate result of Defendant JEROME FELDSTEIN'S wrongful conduct, VANESSA ANN HOLLAND, has suffered temporary and permanent injuries to her person, disability, loss of earning capacity, past and future pain and suffering, humiliation, past and future medical expenses and miscellaneous damages.

RELIEF:

WHEREFORE, Plaintiffs pray for compensatory damages against each of the Defendants herein, individually and collectively, in the amount of Three Million Dollars (\$3,000,000.00), plus interest, costs and attorney fees herein.

WHEREFORE, Plaintiffs pray for punitive damages against each of the Defendants herein, individually and collectively, in the amount of Five Million Dollars (\$5,000,000.00), plus interest, costs and attorney fees herein.

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