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ELI 9028

CHRISTINE L. COOK  
314 5th Avenue, S.E.  
Glen Burnie, MD 21061,

and

SHARON A. LUKE and  
JOHN T. LUKE, JR.  
314 5th Avenue, N.E.  
Glen Burnie, MD 21061

Plaintiffs

v.

GYNECARE CENTER  
8055 Ritchie Highway  
Suite 204  
Pasadena, MD 21122  
SERVE ON:

Cassandra Johnson  
8055 Ritchie Highway  
Suite 204  
Pasadena, MD 21122

and

IN THE  
CIRCUIT COURT FOR  
BALTIMORE CITY  
CASE NO.:

ROMEO A. FERRER, M.D.  
300 Hospital Drive  
Glen Burnie, MD 21061

and

ROMEO A. FERRER, P.A.  
300 Hospital Drive  
Glen Burnie, MD 21061  
SERVE ON:

Robert Olender  
Resident Agent  
4800 Tamworth Court  
CampSpring, MD 20031

Defendants

9:42AM12/23/94 002#2033 B ###

#0943560

#0000026

CIVIL \$80.00

LIBRA \$10.00

\*\*TTL \$90.00

CHECK \$90.00

CHNG \$0.00

\*\*\*\*\*

COMPLAINT AND PRAYER FOR JURY TRIAL

Plaintiffs Christine Lynn Cook, Sharon A. Luke and John T. Luke, Jr., by their attorneys, Phillips P. O'Shaughnessy and Alison D. Kohler, make claim against GyneCare Center (hereinafter

148437  
306309

"GyneCare"), Romeo A. Ferrer, M.D. ("Dr. Ferrer") and Romeo A. Ferrer, P.A. ("the P.A."), Defendants, and allege as follows:

FACTS COMMON TO ALL COUNTS

1. At all relevant times, Christine L. Cook is and has been a resident of Maryland, living with her parents in Glen Burnie, Maryland. Ms. Cook was the mother of Brandon Cook, deceased, who lived with his mother and grandparents from the time of his birth on May 1, 1992 until his death on June 7, 1994.

2. At all relevant times, Sharon A. Luke and John T. Luke, Jr. were and are husband and wife. Mrs. Luke is the natural mother of Christine Cook. Mr. Luke is the step father of Ms. Cook. At all relevant times, the Lukes lived in Glen Burnie, Maryland with their daughter Christine and with their grandchild Brandon, from the time of his birth until the time of his death.

3. At all relevant times, Defendant Romeo Ferrer, M.D. was a medical doctor licensed to practice medicine in the state of Maryland, with hospital privileges at Harbor Hospital in Baltimore City. Further, at all relevant times, Dr. Ferrer practiced medicine in and derived substantial revenues from Baltimore City. Accordingly, venue is proper in Baltimore City.

4. Upon information and belief, defendant Romeo A. Ferrer, P.A. is a Maryland corporation licensed to practice medicine in Maryland, and is the employer of Defendant Dr. Ferrer. Upon information and belief, defendant Dr. Ferrer at all times alleged herein acted on behalf of defendant Ferrer, P.A. Upon information

and belief, each of the Ferrer defendants acted on behalf of Defendant GyneCare. Upon information and belief, at all times mentioned herein, defendant GyneCare acted on behalf of defendant Ferrer, P.A. Accordingly, defendants Ferrer, P.A. and Gynecare are responsible for the acts and omissions of their employee and agent, Dr. Ferrer under the doctrine of respondeat superior.

5. Although GyneCare is physically located in Anne Arundel, County, Maryland, upon information and belief, it solicits and receives a substantial number of patients from Baltimore City, Maryland, and, for that reason as well, venue is claimed in Baltimore City.

6. At all times mentioned hereafter in this Complaint, Defendants GyneCare Center, Dr. Ferrer and Ferrer, P.A. will be collectively referred to herein as GyneCare or Defendants.

7. On April 7, 1993, Plaintiff filed a Statement in Support of Claim with the Maryland Health Claims Arbitration Office as required by §3-2A-02 of the Courts & Judicial Proceedings Article of the Maryland Code. On December 12, 1994, the parties mutually agreed to waive arbitration and filed a written Election to Waive Arbitration (a copy of which is attached hereto as Exhibit A) with the Health Claims Arbitration Office. Accordingly, the Circuit Court for Baltimore City now has jurisdiction over this matter.

8. In 1991, when Ms. Cook was 17 years old, she became pregnant. Thereafter, she decided that she should terminate her pregnancy through the skilled assistance of a medical health care provider. To that end and for that purpose she, along with her

parents Mr. and Mrs. Luke, engaged the professional services of GyneCare. On or about December 20, 1991, Ms. Cook and her parents went to the GyneCare office on Ritchie Highway in Pasadena Maryland, received an advice/welcome form, a true copy of which is attached hereto as Exhibit B, and, to their then belief, Ms. Cook underwent the surgical procedure of an abortion at that facility on that date.

9. At all relevant times, a decision to terminate a pregnancy was recognized as a very powerful and emotional experience by the Defendants. Indeed, Exhibit B to this Complaint says so. At the time when Plaintiff Christine Cook came under the care of Gynecare, Dr. Ferrer recognized that among his patients for abortion services were a foreseeable number of pregnant women who, absent competent medical intervention, would go on to deliver children with birth defects. Defendants thus expressly knew that the consequences of a negligently performed abortion and a negligently performed follow-up physical examination included the delivery of children with birth defects, emotional and financial turmoil, and the need for expensive and profound medical and familial care for the mother and the child.

10. GyneCare and Dr. Ferrer deviated from the accepted standards of care in connection with the December 20, 1991 surgical abortion by not removing the fetus/terminating the pregnancy, by misidentifying the products of the procedure as fetal limbs, by not verifying that the tissue that the GyneCare medical record claims was observed was in fact fetal tissue, and in other ways.

11. On or about January 3, 1992, Ms. Cook returned to GyneCare for a two week follow-up examination. She was examined by Dr. Ferrer, who failed to determine that Ms. Cook remained pregnant. That failure was also a departure from the standard of care.

12. On or about April 6, 1992, as part of a routine kidney check-up, Ms. Cook was sonogrammed at the Georgetown University Hospital. That sonogram revealed that she was pregnant with an 'intrauterine gestation of approximately 25-26 weeks.' On May 1, 1992, at Harbor Hospital in Baltimore, Maryland, Ms. Cook delivered her child, Brandon Scott Cook, by cesarean section at or about 29 6/7 weeks of pregnancy. This delivery occurred on that date because, in substantial part, there was fetal distress and

~~nonreactive NST biophysical profile (4 out of 10). From birth,~~

Brandon Scott Cook suffered from severe medical problems, including brain damage, and was in need of and received constant hospitalization care, which he received in his grandparents home. Brandon Cook died on June 7, 1994.

13. GyneCare breached the duty of reasonable care to Christine Cook by failing to terminate her pregnancy on December 20, 1991, by failing to verify that they had not terminated her pregnancy, and by passing her on the two-week follow-up visit on or about January 3, 1992. Defendants also breached the contractual duty owed to Plaintiffs Sharon and John Luke to provide competent termination of pregnancy services.

14. Defendants are responsible for the pain, suffering, and

financial cost to Plaintiffs by reason of Defendants' negligence and medical malpractice as herein alleged. Substantial damages are claimed in excess of the statutory minimum.

Count One

15. Plaintiff Christine Cook incorporates herein by reference Paragraphs 1 through 14 above.

16. Defendants breached the accepted standards of medical care and were negligent in their care and treatment of Plaintiff Christine Cook in the following ways: Dr. Ferrer failed to perform the abortion properly in that he failed to terminate Ms. Cook's pregnancy; he mistakenly identified tissue from the termination procedure as tissue of fetal origin, including limbs, when the tissue before him, as he has admitted under oath, was not tissue of fetal origin; he failed to verify through laboratory or other chemical examination that the tissue he obtained during his procedure was not of fetal origin, and he was otherwise negligent.

17. On or about January 2, 1992, Plaintiff Christine Cook and Plaintiff Mrs. Luke returned to Gynecare for Ms. Cook's follow-up physical examination, for which they paid. The purpose of this examination was to determine Ms. Cook's physical health and to determine whether or not there were any complications from the abortion procedure, including but not limited to a determination as to whether or not Ms. Cook remained pregnant. Dr. Ferrer negligently performed this follow-up physical. In violation of the standard of care he erroneously determined that Ms. Cook was no longer pregnant. In fact, she was pregnant with the developing

fetus that became Brandon Scott Cook on each occasion that she came under the care of the Defendants, and Dr. Ferrer has admitted this fact under oath at his deposition.

18. As a direct and proximate result of Defendants' breaches of the accepted standards of medical care and negligence, Ms. Cook has suffered and will continue to suffer damages, including but not limited to the normal costs incurred in raising Brandon until his death, the special costs incurred for caring for Brandon with his virtually insuperable medical difficulties; mental and emotional distress; and damage to her overall physical and mental health; the pain and suffering incident to childbirth; the medical and other expenses reasonably incurred and expected to be incurred; and the loss of earnings in the past and such earnings or reduction in earning capacity as may reasonably be expected in the future.

WHEREFORE, Plaintiff Christine Cook claims damages against Defendants Romeo Ferrer, M.D., Romeo Ferrer, P.A., and GyneCare Center in an amount in excess of the minimum jurisdiction of the Circuit Court for Baltimore City, together with her reasonable costs and expenses and such other and further relief as justice requires.

Count Two

19. Sharon A. Luke and John T. Luke, mother and stepfather to Plaintiff, Christine Cook and grandparents of Brandon Cook, deceased, incorporate herein by reference Paragraphs 1 through 18 above.

20. When Christine Cook came under the care of Defendants on

or about December 20, 1991, for the termination of her pregnancy, she was under the age of 18 and was accompanied by her parents, Plaintiffs Mr. and Mrs. Luke. She identified herself to the Defendants as a minor, and identified that her parents were present. Gynecare allowed only one parent to remain with the patient. Mrs. Luke stayed with her daughter, Plaintiff Christine Cook. On that same date, Mr. and Mrs. Luke engaged the professional services of the Defendants to provide competent termination of pregnancy services to their daughter, Plaintiff Christine Cook. Gynecare's records reflect that Mrs. Luke used her VISA account to pay for Defendants' professional services to Christine. Mrs. Luke accompanied her daughter to the interview with the Gynecare nurse who took down Christine's medical history and who had both Ms. Cook and Mrs. Luke sign the patient interview

form. In connection with these arrangements for Defendants' delivery of professional services to Ms. Cook, the Defendants recognized that Mrs. Luke's consent was essential to their performance of their professional services, and obtained Mrs. Luke's signature to a hospitalization/surgical charges financial responsibility form, in the event that the Gynecare procedures required Ms. Cook to be hospitalized, and to the forms reflecting consents to the termination of pregnancy operation, to the use of anesthesia, and to the existence of alternative choices, such as adoption services. After obtaining parental consent and their fee from the Lukes, and while Mrs. Luke remained on the premises,



Defendants undertook their professional obligation to the Lukes and to Ms. Cook.

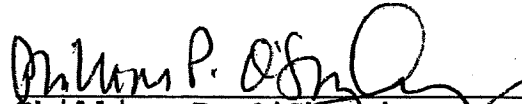
21. Pursuant to the contract and in accordance with his professional responsibilities, as aforesaid, Dr. Ferrer undertook the abortion procedure upon his patient, Christine Cook. He negligently performed that contract and his duties to Ms. Cook in that he failed to perform the abortion properly and failed to terminate Ms. Cook's pregnancy; he mistakenly identified tissue from the termination procedure as tissue of fetal origin, including limbs, when the tissue before him, as he has admitted under oath, was not tissue of fetal origin; he failed to verify through laboratory or other chemical examination that the tissue he obtained during his procedure was not of fetal origin, and he was otherwise negligent.

22. On or about January 2, 1992, Plaintiff Christine Cook and Plaintiff Mrs. Luke returned to Gynecare for Ms. Cook's follow-up physical examination, for which they paid. The purpose of this examination was to determine Ms. Cook's physical health and to determine whether or not there were any complications from the abortion procedure, including but not limited to a determination as to whether or not Ms. Cook remained pregnant. Dr. Ferrer negligently performed this follow-up physical. In violation of the standard of care he erroneously determined that she was no longer pregnant. In fact, she was pregnant with the developing fetus that became Brandon Scott Cook on each occasion that she came under the care of the Defendants, and Dr. Ferrer has admitted this fact under

oath at his deposition.

23. Because of the negligent performance of their professional services, Defendants breached their contractual undertaking with Plaintiffs Mr. and Mrs. Luke, and breached the accepted standards of medical care they owed to their patient Christine Cook. By these breaches, Defendants foreseeably caused Plaintiff Christine Cook to continue in her pregnancy and to deliver Brandon Scott Cook, a child born with profound birth defects. Because of her status as a minor during the relevant times, and because of Gynecare's awareness of her status as a minor and its obtaining of the parental consents and payments, as aforesaid, and because of the general familial duties imposed by custom and morals, when Christine delivered Brandon and when his afflictions became apparent, it was foreseeable that the care of any child with profound birth defects would require and would occur in the setting of the parental home of Mr. and Mrs. Luke. They extended the use of their home to Christine and Brandon and experienced a total restructuring of their lives and family life, to their profound emotional and financial burden. Brandon required 24 hour a day care, and he was best served by the provision of that care in the Luke home. This restructuring of the parental home would not have occurred but for the Health Care Providers' negligent breach of the contract with the Luke family and the Health Care Providers' negligent rendition of professional services to Christine Cook. Accordingly, Defendants are additionally liable to Mr. and Mrs. Luke for the disruption of their lives and the attendant costs and distress.

WHEREFORE, Mr. and Mrs. Luke claim damages from Defendants Romeo Ferrer, M.D., Romeo Ferrer P.A. and Gynecare Center, jointly and severally, in an amount in excess of the minimum jurisdiction of the Circuit Court for Baltimore City, together with their reasonable costs and expenses and such other and further relief as justice requires.



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Alison D. Kohler  
~~SPENCE, KOHLER, CHRISTIE &  
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(410) 685-1000

Attorneys for Plaintiffs

PRAYER FOR JURY TRIAL

19872

Plaintiffs Christine L. Cook, Sharon A. Luke and John I. Luke,  
Jr. elect to have their case tried by a jury.



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Attorneys for Plaintiffs

Christine L. Cook, et al.

Claimants

V.

GyneCare Center, et al.

Health Care Providers

**RECEIVED**

BEFORE THE

HEALTH CLAIMS

DEC 12 1994

ARBITRATION OFFICE

HEALTH CLAIMS  
OF MARYLAND  
ARBITRATION OFFICE

HCA No: 93-154

\* \* \* \* \*

ELECTION TO WAIVE ARBITRATION

Pursuant to the authority of Section 3-2A-06A, Courts & Judicial Proceedings Article, Annot. Code of Md., the parties have mutually agreed to waive arbitration of the above-captioned matter.

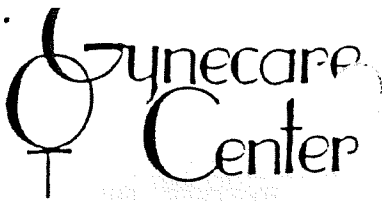
G. Macy Nelson  
~~ANDERSON, COE & KING~~  
Suite 2000  
201 N. Charles Street  
Baltimore, Maryland 21201  
(410) 752-1630

Attorney for Defendants

*Phillips P. O'Shaughnessy*  
~~PHILLIPS P. O'SHAUGHNESSY, P.A.~~  
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Attorneys for Plaintiffs



Suite 204 Patriots Plaza • 8055 Ritchie Highway • Pasadena, Maryland 21122 • (301)761-4774

Welcome to Gynecare. All of us want to make your day as quick, easy, and personal as possible. To help you know what to expect, we have listed the steps that you will go through.

1. A receptionist will review your personal information, collect payment and schedule you a two week check-up appointment.
2. Tammy (M.A.) will obtain your weight, blood pressure, pulse and temperature, and give you a medical history form. Please only complete this form to the line Your counselor will review and complete the rest of your medical history.
3. Vicki (Lab tech) will draw your blood and establish your blood type and iron level.
4. Your last preliminary step will be with your counselor, who will review your history, explain the surgery, and possible complications, birth control methods, and post-op instructions. If you wish someone to sit in on the counseling session they are welcome. This is a good time to ask questions that you might have.
5. Your last wait will be the most difficult. Please be patient. Our most important job is to provide quality care to each patient, and sometimes this means waiting. Tues, Fri., and Sat., when local and general anesthesia are offered, you may notice that people are called in different order; this is related to the type of anesthesia. **REMEMBER:** You are here because you have chosen to be here. You can change your mind at anytime prior to surgery. If you decide to leave, please see one of the receptionists.
6. For those receiving local anesthesia (staying awake) To avoid nausea, avoid foods that are heavy, greasy like eggs, bacon, dairy products, chocolate, peanut butter, and ~~alcohol~~. If you are receiving General Anesthesia you must not HAVE ANYTHING TO EAT, DRINK, or CHUR
7. When you are called for surgery, a nurse will take you to the surgical room where you will change your clothes and wait for the doctor. Most people feel nervous, but your nurse will be with you to help you to relax and get through the surgery safely.
8. The final step will be recovery room. You may be there for approximately 1/2 to one hour (time varies and is related to anesthesia) Prior to leaving the nurse will review any prescriptions, birth control and your blood type.

Having an abortion is a very powerful and emotional experience. Some of your thoughts may fall somewhere along the following scales:

- ~~I'm relieved that the decision is made.....I'm afraid and unsure~~
- ~~I'm glad I made this decision.....I feel guilty about this~~
- ~~I'm confident that the doctor and staff can help me.....I'm worried about the surgery~~
- ~~This is a small price to pay when considering.....This is really a financial burden to me~~

It will help your counselor if you will take a minute while you are waiting to think about where your feelings may fall on the above scales, and other feeling that may be present such as anger; some people are not aware of any particular feelings or don't want to talk about them. If you feel upset..... ask a staff member to help you ..... this is what we are here for. Stay in control...it is difficult to help you if you take your anger out on a staff member.

Please remember: You are in control of your being here today and we are here to help you through this time. If you have any questions please ask.

Sandy, Yvonne---Receptionist  
 Tammy (Nursing Asst.) Vicki (Lab tech)  
 Joann, Debbie V., Theresa, Wendy (Counselors/Nurse)

We also do not allow any food or drinks in our waiting area. There is a picnic table outside that you may use just let someone know you will be leaving

## \*FACTS ABOUT ABORTION\*

AN ABORTION IS A SURGICAL PROCEDURE TO TERMINATE A PREGNANCY. THE GYNECARE CENTER PERFORMS ABORTIONS UP TO THE 16th WEEK OF PREGNANCY FROM A LATEST NORMAL MENSTRUAL PERIOD. THE PROCEDURE CONSIDERS A SUCTION D&C (DILATION & CURETTAGE) WITHIN THE FIRST 12 WEEKS OF PREGNANCY; AFTER THE 12th AND UP TO THE 16th WEEK THE PROCEDURE IS CONSIDERED DILATION AND EVACUATION (D&E). THE PROCEDURE WILL BE DISCUSSED IN MORE DETAIL DURING YOUR COUNSELING SESSION.

AS WITH ANY SURGERY, COMPLICATIONS CAN OCCUR WITH AN ABORTION PROCEDURE. APPROXIMATELY 2% OF THE WOMEN HAVING ABORTIONS WILL HAVE MINOR COMPLICATIONS THAT CAN BE HANDLED IN A DOCTOR'S OFFICE OR THE ABORTION FACILITY. LESS THAN 1% REQUIRE SOME ADDITIONAL SURGERY AND/OR HOSPITALIZATION. ABORTIONS PERFORMED OVER THE 12th WEEK HAVE A HIGHER RISK OF COMPLICATIONS. THE RISKS INCREASE WITH EACH WEEK OF PREGNANCY.

THE FOLLOWING COMPLICATIONS ARE ASSOCIATED WITH BUT ARE NOT LIMITED TO THE ABORTION PROCEDURE

- \*CERVICAL TEAR:** The cervix is sometimes torn during the procedure, stitches are sometimes required.
- \*BLOOD CLOTS:** Blood clots may fill the uterus leading to severe cramping. This is usually treated by repeating the procedure (D&C)
- \*HEMORRHAGE:** When the uterus does not contract, excessive bleeding may be the result. This problem may require medications, additional surgery, or hospitalization. In severe cases a blood transfusion may be necessary which is done in a hospital setting.
- \*INFECTION:** May be caused by germs entering the uterus from the vagina or cervix. Infections are usually treated with antibiotics. In some cases a repeat surgery or hospitalization is required.
- \*INCOMPLETE ABORTION:** Occasionally some tissue may be left in the uterus. This can lead to infection, hemorrhage or both. To remove tissue it may be necessary to repeat the procedure at the clinic or in a hospital setting.
- \*FAILURE TO TERMINATE PREGNANCY:** When an abortion procedure is performed early in a pregnancy, there is a risk that the surgery procedure will not end the pregnancy. Should this occur a repeat abortion is recommended since the first attempted abortion can adversely affect normal development of the pregnancy. When the pregnancy exists outside the uterus (i.e. tubal pregnancy) an abdominal operation must be performed in a hospital setting.
- \*PERFORATION:** A perforation is when an instrument goes through the uterus. Usually hospitalization and additional surgery is required for observation and/or to complete the abortion procedure. Rarely abdominal surgery is required which can result in a hysterectomy (removal of the uterus) which makes it impossible to have children in the future.
- \*DEATH:** Early abortion is one of the safest operations in medicine, information from the Center of Disease Control indicates that the death from early abortion is about 1/100,000 cases; 13 to 15 weeks gestation is about 4/100,000 cases, and 16-20 weeks is about 11/100,000 cases. Abortion procedures up to 20 weeks have less risk of death and a lower risk of a abdominal operation than carrying the pregnancy to term.
- \*ANESTHESIA REACTION:** If you are allergic to novocain products, please make sure you tell your counselor prior to surgery. General anesthesia carries its own risks and will be discussed in more detail during counseling.
- \*IMPACT OF ABORTION ON PLANNED PREGNANCIES:** Some agencies claiming to be experts in abortion counseling, in an effort to convince women not to have abortions scare individuals into believing that one abortion would lead to sterility. There is no evidence that an early abortion would cause any risk to future pregnancies.

INFORMATION IN THIS FACT SHEET IS BASED ON RESEARCH BY THE U.S. CENTER FOR DISEASE CONTROL, THE ALAN GUTTMACHER INSTITUTE, AND OTHER MEMBERS OF THE NATIONAL ABORTION FEDERATION.

Circuit Court for Baltimore City

City or County

### CIVIL—NON-DOMESTIC CASE INFORMATION SHEET

**Directions:**

**Plaintiff:** This Information Sheet must be completed and attached to the complaint filed with the Clerk of Court. A copy must be included for each defendant to be served. NOTE: If this information sheet is not completed, no action on the case will commence and the complaint may be subject to dismissal.

**Defendant:** You must complete bottom portion on page 2 and file with your answer. This Information Sheet cannot be accepted as an answer or response. Failure to file this form will be deemed to be an agreement with the Plaintiff's information.

CASE NAME: Christine L. Cook <sup>Plaintiff</sup> Gynecare Center <sup>Defendant</sup> CASE NUMBER: \_\_\_\_\_ (Clerk to insert)

PLAINTIFFS NAME: Christine L. Cook PHONE: (410) 766-9385

ADDRESS: 314 - 5th Avenue, S.E., Glen Burnie, Maryland 21061

PLAINTIFFS ATTORNEY'S NAME: Phillips P. O'Shaughnessy PHONE: (410) 685-0300

ATTORNEY'S ADDRESS: 22 E. Fayette Street, 7th Floor, Baltimore, MD 21202

I am not represented by an attorney

JURY DEMAND:  Yes  No Anticipated Length of Trial: 5 days or \_\_\_\_\_ hours

RELATED CASE PENDING?  Yes  No If Yes, Case #(s), if known: \_\_\_\_\_

Has any form of Alternate Dispute Resolution (ADR) been tried?  Yes  No If yes, describe: This is a medical malpractice case that was pending before HCA for over one year.

Is there any reason ADR is not advisable?  Yes  No If so, state reason See above.

SPECIAL ADA REQUIREMENTS?  Hearing impaired interpreter  Other ADA accommodation

#### NATURE OF ACTION

TORTS		REAL PROPERTY
<b>PERSONAL INJURY/with or without property damage</b> <input type="checkbox"/> Motor Tort <input type="checkbox"/> Personal Injury <input type="checkbox"/> Assault & Battery <input type="checkbox"/> Product Liability <input checked="" type="checkbox"/> Professional Malpractice <input type="checkbox"/> Other	<b>PROPERTY DAMAGE ONLY</b> <input type="checkbox"/> Motor Tort <input type="checkbox"/> Product Liability <input type="checkbox"/> Other <b>OTHER TORTS</b> <input type="checkbox"/> Business Torts <input type="checkbox"/> Libel & Slander <input type="checkbox"/> Other Intentional Tort	<input type="checkbox"/> Ejectment/Title Dispute <input type="checkbox"/> Breach of Lease <input type="checkbox"/> Mechanic's Liens <input type="checkbox"/> Mortgage Foreclosure <input type="checkbox"/> Specific Performance <input type="checkbox"/> Condemnation <input type="checkbox"/> Other Real Property
CONTRACT	MISCELLANEOUS	DISTRICT COURT/ADMV E AGENC
<input type="checkbox"/> Insurance <input type="checkbox"/> Other Contract <input type="checkbox"/> Confessed Judgment Note	<input type="checkbox"/> Adoption/Guardianship <input type="checkbox"/> Other _____	<input type="checkbox"/> District Court Appeal <input type="checkbox"/> Record <input type="checkbox"/> De Novo <input type="checkbox"/> Jury Trial Prayer <input type="checkbox"/> Appeal from Admin Agency <input type="checkbox"/> Workers Comp <input type="checkbox"/> Other
RELIEF REQUESTED		
<input checked="" type="checkbox"/> Damages \$ _____ <input type="checkbox"/> Declaratory Relief		
<input type="checkbox"/> Injunction/Other Equitable Relief <input type="checkbox"/> Other: (please specify) _____		



CASE NAME: Christine L. Cook Gynecare Center CASE NUMBER: \_\_\_\_\_  
Plaintiff Defendant (Clerk to insert)

**Track Assignment (Requested):**

- Expedited Non-jury case expected to go to trial within 2 months to 7 months.
- Standard-Short Case expected to go to trial in 7 months. Case was pending before HCA for over one year. Discovery has principally been completed.
- Standard-Medium Case expected to go to trial in 12 months.
- Standard-Complex Case requires judicial intervention to determine appropriateness of the track. Please specify below your reasons for requesting this track:

**Other Specialized Tracks**

- Asbestos
- Lead Paint
- Other: (specify) \_\_\_\_\_

  
Signature of Plaintiff's Counsel/Party

\_\_\_\_\_ Date

Phillips P. O'Shaughnessy  
Print Name

Defendant: I concur with Plaintiff's Information Sheet  Yes  No If "No," you must file a separate Information Sheet or state basis of disagreement.

I concur except as follows: \_\_\_\_\_

I plan to file:  Counter Complaint  Cross Complaint  Third Party Complaint

\_\_\_\_\_ Signature of Defendant's Counsel/Party

\_\_\_\_\_ Date

\_\_\_\_\_ Print Name

\_\_\_\_\_ Address

\_\_\_\_\_ Telephone

LAW OFFICES

SPENCE, KOHLER, CHRISTIE & PULVER, P.A.

22 EAST FAYETTE STREET  
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PAUL W. SPENCE  
ALISON D. KOHLER  
MICHAEL A. PULVER  
SHARON A. CHRISTIE\*

TELEPHONE  
(410) 685-1000  
FAX  
(410) 659-6945

December 21, 1994

\*ALSO ADMITTED IN D.C.

Clerk, Circuit Court for  
Baltimore City  
Courthouse East  
111 N. Calvert Street  
Baltimore, Maryland 21202

Re: Christine L. Cook, et al. v. GyneCare Center, et al.

Dear Clerk:

Enclosed please find the original Complaint and Prayer for Jury Trial, along with the Civil - Non-Domestic Case Information Sheet, for filing in the above-captioned matter. I also enclose our firm's check in the amount of \$90.00 to cover the filing fee. Kindly issue a summons for each ~~defendant for service by private process server and return~~ them in the enclosed self-addressed, stamped envelope.

Thank you for your assistance.

Very truly yours,

  
Alison D. Kohler

ADK:jmm/1691  
Enclosures

CHRISTINE L. COOK, et al  
Plaintiffs

v.

ROMEO FERRER, M.D., et al  
Defendants

\* IN THE  
\* CIRCUIT COURT  
\* FOR  
\* ANNE ARUNDEL COUNTY  
\* Civil No.: C-95-19872 OT  
\*

\*\*\*\*\*

ORDER OF DISMISSAL WITH PREJUDICE

Mr. Clerk:

Please dismiss the above-captioned case as to all  
Defendant "With Prejudice." The costs are to be paid by the  
Defendants.

*Phillips P. O'Shaughnessy / MC*  
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Phillips P. O'Shaughnessy, P.A.  
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*Alison D. Kohler*  
Alison D. Kohler  
Spence, Kohler, Christie &  
Pulver, P.A.  
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Towson, Maryland 21204  
410-823-8200

Attorneys for the Plaintiffs

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4200  
10-20

