

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF BRONX

-----X
JODI-ANN A. PUSEY,

Plaintiff,

- against -

INDEX NO.:
DATE FILED:

SUMMONS

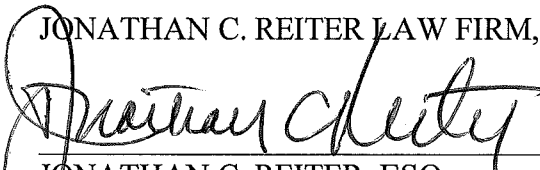
PLANNED PARENTHOOD OF NEW YORK
CITY, INC., PLANNED PARENTHOOD
FEDERATION OF AMERICA, INC.,
SONDRA B. DANTZIC, M.D. and
BERNADETTE G. KANE, C.N.M.,

Defendants.

-----X
To the above named defendants:

YOU ARE HEREBY SUMMONED to answer the complaint in this action and to serve a copy of your answer on the Plaintiffs' Attorney within 20 days after the service of this summons, exclusive of the day of service, or within 30 days after the service is complete if this summons is not personally delivered to you within the State of New York and in case of your failure to appear or answer, judgment will be taken by default for the relief demanded in the complaint.

Plaintiffs designate BRONX County as the place of trial. The basis of venue is Plaintiff's residence. Plaintiff resides at 1030 Boynton Avenue, Bronx, New York 10472.

JONATHAN C. REITER LAW FIRM, PLLC
By: 
JONATHAN C. REITER, ESQ.
Attorneys for Plaintiffs
350 Fifth Avenue, Suite 6400
New York, New York 10118
(212) 736-0979

Defendants' addresses

PLANNED PARENTHOOD NEW YORK CITY, INC.
123 William Street
New York, New York 10038

PLANNED PARENTHOOD FEDERATION OF AMERICA, INC.
123 William Street
New York, New York 10038

SONDRA B. DANTZIC, M.D.
Margaret Sanger Center
26 Bleecker Street
New York, New York 10012

BERNADETTE G. KANE, C.N.M.
Margaret Sanger Center
26 Bleecker Street
New York, New York 10012

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF BRONX

.....X

JODI-ANN A. PUSEY,

Index No.

Plaintiff,

Against

VERIFIED
COMPLAINT

PLANNED PARENTHOOD OF NEW YORK CITY, INC,
PLANNED PARENTHOOD FEDERATION OF
AMERICA, INC., SONDR A B. DANTZIC, M.D., and
BERNADETTE G. KANE, C.N.M.,

Defendants.

.....X

Plaintiff, by her attorneys, the JONATHAN C. REITER LAW FIRM, PLLC,
complaining of the defendants respectfully alleges as follows:

1. Plaintiff is a resident of the County of Bronx, City and State of New York.
2. Upon information and belief, the defendant, PLANNED PARENTHOOD OF NEW YORK CITY, INC., is a domestic not-for-profit corporation organized and existing under the laws of the State of New York with its principal place of business at 123 William Street, New York, New York 10038.
3. Upon information and belief, the defendant, PLANNED PARENTHOOD FEDERATION OF AMERICA, INC., is a domestic not-for-profit corporation organized and existing under the laws of the State of New York with its principal place of business at 123 William Street, New York, New York 10038 (PLANNED PARENTHOOD OF NEW YORK CITY, INC., and PLANNED PARENTHOOD FEDERATION OF AMERICA, INC., hereinafter collectively referred to as "PLANNED PARENTHOOD").

4. Upon information and belief, PLANNED PARENTHOOD owns, operates, staffs, maintains and controls a medical and gynecological clinic called the Margaret Sanger Center at 26 Bleecker Street, New York, New York 10012. (hereinafter "the CLINIC").

5. Upon information and belief, the defendant, SONDR A B. DANTZIC, M.D., is a physician and specialist in obstetrics and gynecology licensed to practice in the State of New York having her principal office at the CLINIC.

6. Upon information and belief, the defendant, BERNADETTE G. KANE, C.N.M., is a certified nurse midwife licensed to practice in the State of New York having her principal office at the CLINIC.

AS AND FOR A FIRST CAUSE OF ACTION

7. That heretofore and on or about April 20, 2016, and prior thereto, the defendant PLANNED PARENTHOOD had undertaken to render certain medical and gynecological diagnosis, treatment, advice, care, services and surgery to the plaintiff.

8. That on or about April 26, 2016, the plaintiff underwent surgery for a termination of pregnancy and insertion of an intra-uterine device at the CLINIC.

9. Upon information and belief, the aforesaid surgery for termination of pregnancy and insertion of an intra-uterine device was principally performed by defendant BERNADETTE G. KANE, C.N.M.

10. Alternatively, upon information and belief, the aforesaid surgery for termination of pregnancy and insertion of an intra-uterine device was principally performed by defendant SONDR A B. DANTZIC, M.D.

11. Upon information and belief, the defendants, BERNADETTE G. KANE, C.N.M. and SONDR A DANTZIC, M.D. performed the aforesaid surgery for termination of pregnancy and insertion of an intra-uterine device.

12. That in rendering medical, surgical and gynecological care to the plaintiff, the defendant BERNADETTE G. KANE, C.N.M. was acting on her own behalf, and as an agent, servant and/or employee of the defendant, PLANNED PARENTHOOD, acting within the course and scope of her employment and/or agency, express, implied and/or apparent.

13. That in rendering medical, surgical and gynecological care to the plaintiff, the defendant SONDR A B. DANTZIC, M.D., was acting on her own behalf, and as an agent, servant and/or employee of the defendant, PLANNED PARENTHOOD, acting within the course and scope of her employment and/or agency, express, implied and/or apparent.

14. That the medical, gynecological and surgical care and treatment rendered by the defendants to the plaintiff was done negligently, and departed from accepted standards of care proximately resulting in injury to the plaintiff.

15. That the defendants PLANNED PARENTHOOD, SONDR A B. DANTZIC, M.D., and BERNADETTE G. KANE, C.N.M., their agents, servants and employees, were negligent and committed malpractice in performing surgery in a negligent manner; in negligently perforating the uterus; in negligently lacerating, traumatizing and injuring the left uterine artery; in negligently causing massive hemorrhage and shock; in rendering negligent post-operative monitoring, care and treatment; in failing to exercise proper supervision; in being responsible under the doctrine of *respondeat superior* for the negligent acts and omissions of agents, servants and employees, including but not limited

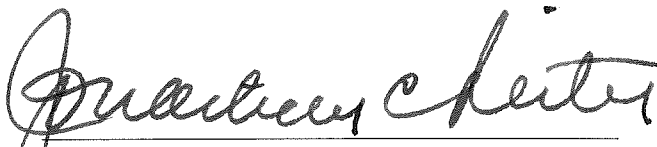
to the named individual defendants and in otherwise being negligent and committing malpractice.

16. That by reason of the foregoing, the plaintiff was proximately caused to sustain severe and permanent personal injuries, pain, suffering, loss of enjoyment of life, mental anguish, cosmetic disfigurement, economic and pecuniary damages.

17. By reason of the foregoing, plaintiff demands all damages permitted by law.

Wherefore, plaintiff JODI-ANN A. PUSEY demands judgment against the defendants, PLANNED PARENTHOOD OF NEW YORK CITY, INC., PLANNED PARENTHOOD FEDERATION OF AMERICA, INC., SONDR A. DANTZIC, M.D., and BERNADETTE G. KANE, C.N.M., and each of them in an amount that exceeds the jurisdiction of all lower courts, together with interest, costs and disbursements.

JONATHAN C. REITER LAW FIRM, PLLC

By: 
JONATHAN C. REITER
Attorneys for Plaintiff(s)
350 Fifth Avenue, Suite 6400
New York, New York 10118
212-736-0979

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF BRONX

-----X
JODI-ANN A. PUSEY,

INDEX NO.:

Plaintiff,

- against -

CERTIFICATE OF MERIT

PLANNED PARENTHOOD OF NEW YORK
CITY, INC., PLANNED PARENTHOOD
FEDERATION OF AMERICA, INC.,
SONDRA B. DANTZIC, M.D. and
BERNADETTE G. KANE, C.N.M.,

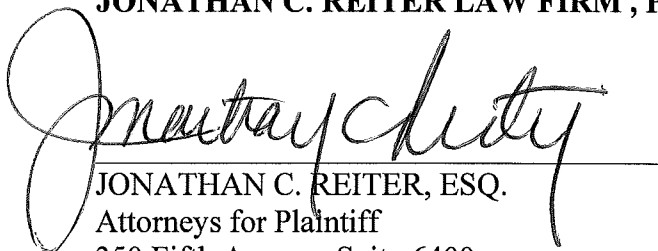
Defendants.
-----X

JONATHAN C. REITER, an attorney duly admitted to practice in the State of New York, certifies the following pursuant to section 3012-a of the CPLR:

I have reviewed the facts of this case and have consulted with at least one physician who is licensed to practice in this State or any other State whom I reasonably believe is knowledgeable in the relevant issues involved in this particular action and that I have concluded on the basis of such review and consultation that there is a reasonable basis for the commencement of this action.

Dated: New York, New York
February 27, 2017

JONATHAN C. REITER LAW FIRM , PLLC



JONATHAN C. REITER, ESQ.
Attorneys for Plaintiff
350 Fifth Avenue, Suite 6400
New York, New York 10118
(212) 736-0979

VERIFICATION

JONATHAN C. REITER, an attorney at law, duly admitted to practice in the Courts of this State, affirms under the penalties of perjury that:

I am a member of the JONATHAN C. REITER LAW FIRM, PLLC, attorneys for the plaintiff in the above-entitled action. That I has read the foregoing SUMMONS AND COMPLAINT and knows the contents thereof, and upon information and belief, deponent believes the matters alleged therein to be true.

The reason this Verification is made by deponent and not by the plaintiff is that the plaintiff herein is not within the County where plaintiffs' attorneys maintain their office.

The source of deponent's information and the grounds of this belief are records, communications, papers, reports and investigations contained in the file.

Dated New York, New York
February 27, 2017



JONATHAN C. REITER

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF BRONX

-----X
JODI-ANN A. PUSEY,

INDEX NO.:

Plaintiff,

- against -

CERTIFICATE OF MERIT

PLANNED PARENTHOOD FEDERATION OF
AMERICA, INC., SONDR A B. DANTZIC, M.D. and
BERNADETTE G. KANE, C.N.M.,

Defendants.

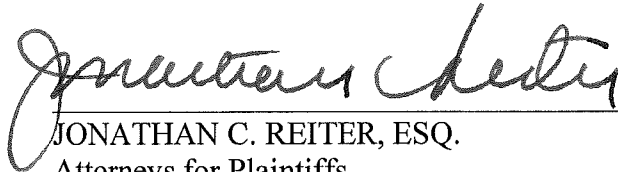
-----X

JONATHAN C. REITER, an attorney duly admitted to practice in the State of New
York, certifies the following pursuant to section 3012-a of the CPLR:

I have reviewed the facts of this case and have consulted with at least one physician who is
licensed to practice in this State or any other State whom I reasonably believe is knowledgeable in
the relevant issues involved in this particular action and that I have concluded on the basis of such
review and consultation that there is a reasonable basis for the commencement of this action.

Dated: New York, New York
February 27, 2017

JONATHAN C. REITER LAW FIRM , PLLC



JONATHAN C. REITER, ESQ.
Attorneys for Plaintiffs
350 Fifth Avenue, Suite 2811
New York, New York 10118
(212) 736-0979