

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

Index No.:
Date Purchased:

-----X

MEGAN CONNOR,

Plaintiffs designates
NEW YORK COUNTY
County as the place of trial.

Plaintiffs,

-against-

SUMMONS

DAVID A. GLUCK, M.D. and PARKMED NYC,

The basis of venue is
Defendants Place of
Business:
800 2nd Avenue
New York, New York

Defendant,

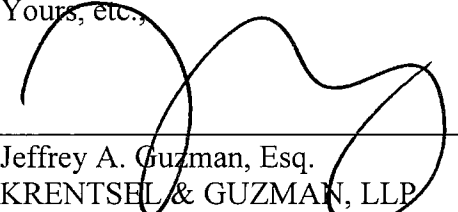
-----X

JURY TRIAL DEMANDED
To the above-named Defendant(s):

YOU ARE HEREBY SUMMONED to answer the complaint in this action and to serve a copy of your answer, or, if the complaint is not served with this summons, to serve a notice of appearance, on the Plaintiff's Attorney within twenty (20) days after 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 against you by default for the relief demanded in the complaint.

DATED: New York, New York
July 25, 2018

Yours, etc.,



Jeffrey A. Guzman, Esq.
KRENTSEL & GUZMAN, LLP
Attorneys for Plaintiff
17 Battery Place, Suite 604
New York, New York 10004
(212) 227-2900

Defendants:

DAVID A. GLUCK, M.D.
c/o PARKMED NYC
800 2nd Avenue
New York, NY 100017

PARKMED NYC
800 2nd Avenue
New York, NY 100017

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

-----X

MEGAN CONNOR,
Plaintiffs,

-against-

VERIFIED COMPLAINT

DAVID A. GLUCK, M.D. and PARKMED NYC,
Defendants,

-----X

The Plaintiff(s), MEGAN CONNOR, for their Verified Complaint against the Defendant,
by her attorneys, KRENTSEL & GUZMAN, LLP, set forth and allege the following, upon
information and belief, as follows:

AS AND FOR A FIRST CAUSE OF ACTION

1. Plaintiff, MEGAN CONNOR, is a resident of the County of New York, State of New York.
2. Defendant, DAVID A. GLUCK, M.D. (hereinafter referred to as "GLUCK"), was and is a doctor of medicine duly licensed to practice medicine in the State of New York.
3. Defendant, GLUCK, was, on or about January 1, 2016 and continuing through to and including February 3, 2016, a licensed practicing Obstetrician/Gynecologist and General Surgeon located at 800 2nd Avenue, New York, NY.
4. Defendant, GLUCK, did and at all times hereinafter mentioned does maintain his practice at 800 2nd Avenue, New York, NY, amongst other locations.
5. Defendant, GLUCK, was, on or about January 1, 2016 and continuing through to and including February 3, 2016, a licensed practicing Obstetrician/Gynecologist and General Surgeon located at 800 2nd Avenue, New York, NY.
6. Defendant, GLUCK, did and at all times hereinafter mentioned does maintain his

practice at 360 Edison Street, Staten Island, New York, amongst other locations.

7. Defendant, GLUCK, was and is an attending physician with admitting privileges at Defendant, PARKMED NYC, amongst other locations.

8. Defendant, GLUCK, held himself out to be a physician duly qualified and competent to render requisite medical, surgical care and treatment and/or gynecological care to the public at large and, more particularly, to the Plaintiff named herein.

9. Defendant, GLUCK, undertook and agreed to render medical, surgical care and treatment and/or gynecological care to the Plaintiff, MEGAN CONNOR.

10. Defendant, GLUCK, negligently, recklessly and carelessly rendered medical care and treatment to the Plaintiff on or about January 1, 2016 and continuing through to and including February 3, 2016.

11. At all times herein mentioned, the Plaintiff, MEGAN CONNOR, was under the professional care and treatment of Defendant, GLUCK.

12. Defendant, GLUCK, was negligent, careless and reckless in prescribing medicine, medical, surgical care and treatment and/or gynecological care rendered to the Plaintiff, MEGAN CONNOR.

13. Defendant, GLUCK, was negligent, careless and reckless in supervising the prescription of medicine, medical, surgical care and treatment and/or gynecological care and treatment rendered to the Plaintiff.

14. The treatment rendered by defendant, GLUCK, was not in accord with good and acceptable standards of medical, surgical care and treatment and/or gynecological care and treatment.

15. As a result of the negligence, recklessness and carelessness of Defendant,

GLUCK, and without any want of care on the part of the Plaintiffs herein named, the Plaintiff, MEGAN CONNOR, suffered grave bodily injury, complications related thereto, need for additional surgery and treatment, and mental anguish.

16. This action falls within one or more of the exemptions set forth in CPLR § 1602.

17. As a result of the foregoing, the Plaintiff has been damaged in a sum which exceeds the jurisdictional limits of all lower courts which would have jurisdiction.

AS AND FOR A SECOND CAUSE OF ACTION

18. Plaintiffs repeat, reiterate and reallege each and every allegation contained in the FIRST CAUSE OF ACTION with the same force and effect as though more fully set forth herein at length.

19. That on or about January 1, 2016 and continuing through to and including February 3, 2016, Defendant, PARKMED NYC, was and still is accredited by the Joint Commission on the Accreditation of Hospitals, and was and still is located at 800 2nd Avenue, New York, NY.

20. Defendant, PARKMED NYC, was and is a domestic corporation, duly organized and existing under and by virtue of the laws of the State of New York.

21. Defendant, PARKMED NYC, was and is a duly licensed medical facility which is operated in accord with the laws and regulations of the State of New York with standards for hospitals as set forth by the Joint Commission on the Accreditation of Hospitals.

22. Defendant, PARKMED NYC, owned, operated, managed, maintained and controlled a medical facility which provided nursing care, medical, surgical care and treatment, and obstetrical care and treatment as well as provided for the care of sick and ailing persons in

New York.

23. Defendant, PARKMED NYC, had in its employ, and/or under its control doctors, Obstetricians, emergency room physicians, surgeons, nurses, gynecologists, lab technicians, radiation technicians, x-ray technicians, and other staff necessary to provide patients with medical care and attention.

24. Defendant, PARKMED NYC, its agents, servants and/or employees held itself out as qualified and competent to render requisite prescription of medicine, medical, surgical care and treatment, and obstetrical care and treatment to the public at large and, more particularly to the Plaintiffs named herein.

25. Defendant, PARKMED NYC, undertook and agreed to render medical and surgical care and treatment, and obstetrical care and treatment to Plaintiff, MEGAN CONNOR, on or about January 1, 2016 and continuing through to and including February 3, 2016.

26. The treatment rendered by Defendant, PARKMED NYC, their agents, servants and/or employees was not in accord with good and acceptable standards of medical care, surgical care, and obstetrical care and treatment.

27. Defendant, PARKMED NYC, its agents, servants and/or employees were negligent, careless and reckless in supervising the prescription of medicine, medical care, surgical care, and obstetrical care and treatment rendered to Plaintiff, MEGAN CONNOR.

28. Defendant, PARKMED NYC, its agents, servants and/or employees were negligent, careless and reckless in the prescription of medicine, and the rendering of medical care, surgical care, and obstetrical care and treatment rendered to Plaintiff, MEGAN CONNOR.

29. As a result of the negligence, recklessness and carelessness of Defendant, PARKMED NYC, their agents, servants and/or employees, and without any want of care on the

part of the Plaintiffs named herein, Plaintiff, MEGAN CONNOR, suffered grave bodily injury, complications related thereto, need for additional surgery and treatment, and mental anguish.

30. This action falls within one or more of the exemptions set forth in CPLR § 1602.

31. As a result of the foregoing, the Plaintiffs have been damaged in a sum which exceeds the jurisdictional limits of all lower courts which would have jurisdiction.

AS AND FOR A THIRD CAUSE OF ACTION

32. Plaintiff repeats, reiterates and realleges each and every allegation contained in the FIRST and SECOND CAUSES OF ACTION with the same force and effect as though more fully set forth at length.

33. Defendant, PARKMED NYC, prior to the granting and renewing of employment and association privileges of physicians, residents, nurses and others involved in the Plaintiff's case, failed to investigate the qualifications, competence, capacity, abilities and capabilities of said staff including but not limited to, obtaining the following information; patient grievances, negative health care outcomes, incidents injurious to patients, medical malpractice actions commenced against said persons, including the outcome thereof, any history of investigations commenced against said persons, including the outcome thereof, any history of associations, privileges and/or practice at other institutions, any discontinuation of said associations, employment, privileges and/or practice at other institutions, and any pending professional misconduct proceedings in the State or another State, the substance of the allegations in such proceedings and any additional information concerning such proceedings and the findings of the proceedings and, Defendant, PARKMED NYC, failed to make sufficient inquiry of Defendants, and other institutions which would and did have information relevant to the capacity, capability,

ability and competence of said persons rendering treatment.

34. Had Defendant, PARKMED NYC, made the above-stated inquiry or, in the alternative, had Defendant, PARKMED NYC, reviewed and analyzed the information obtained in a proper manner, employment would not have been granted and/or renewed.

35. By reason of the failure of Defendant, PARKMED NYC, to meet the aforementioned obligation, Plaintiff, MEGAN CONNOR, was treated by doctors, nurses, Obstetricians, technicians, and others who were lacking the requisite skills, abilities, competence and capacity, as a result of which the Plaintiff sustained severe injuries and complications.

36. As a result of the negligence, recklessness and carelessness of Defendant, PARKMED NYC, and without any want of care on the part of the Plaintiffs named herein, Plaintiff, MEGAN CONNOR, suffered grave bodily injury, complications related thereto, need for additional surgery and treatment, and mental anguish.

37. This action falls within one or more of the exemptions set forth in CPLR § 1602.

38. As a result of the foregoing, Plaintiffs have been damaged in a sum which exceeds the jurisdictional limits of all lower courts which would otherwise have jurisdiction.

AS AND FOR A FOURTH CAUSE OF ACTION

39. Plaintiffs repeat, reiterate and reallege each and every allegation contained in the FIRST, SECOND and THIRD CAUSES OF ACTION with the same force and effect as though more fully set forth herein at length.

40. Defendants failed to properly instruct the Plaintiff named herein of all risks, benefits and alternatives to the treatment rendered, and administered and failed to obtain an Informed Consent for treatment rendered.

41. Had Defendants properly instructed the Plaintiff named herein, Plaintiff, MEGAN CONNOR, would not have undergone the treatment as recommended and provided by the Defendants.

42. As a result of the negligence, recklessness and carelessness of Defendants, in failing to obtain an informed consent and without any want of care on the part of the Plaintiff herein named, Plaintiff, MEGAN CONNOR, suffered grave bodily injury, complications related thereto, need for additional surgery and treatment, and mental anguish.

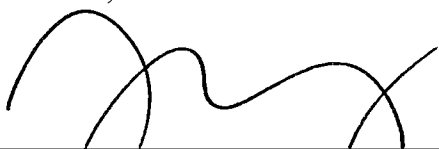
43. This action falls within one or more of the exemptions set forth in CPLR § 1602.

44. As a result of the foregoing, the Plaintiff has been damaged in a sum which exceeds the jurisdictional limits of all lower courts which would have jurisdiction.

WHEREFORE, the Plaintiff demand judgment against the defendants on the FIRST, SECOND, THIRD, and FOURTH CAUSES OF ACTION with interests together with the costs and disbursements of this action.

Dated: New York, New York
July 25, 2018

Yours etc.,



Jeffrey A. Guzman, Esq.
KRENTSEL & GUZMAN, LLP
Attorneys for Plaintiff
17 Battery Place, Suite 604
New York, New York 10004
(212) 227-2900

Defendants:

DAVID A. GLUCK, M.D.
c/o PARKMED NYC
800 2nd Avenue
New York, NY 10017

PARKMED NYC
800 2nd Avenue
New York, NY 10017

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

-----X
MEGAN CONNOR,
Plaintiffs,

-against-

CERTIFICATE OF MERIT

DAVID A. GLUCK, M.D. and PARKMED NYC,
Defendants,

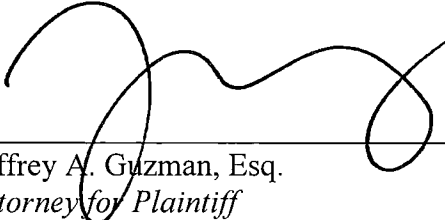
-----X
Jeffrey A. Guzman, being duly sworn deposes and states the following to be true under
the penalties of perjury:

I am an attorney duly admitted to practice law in the State of New York. I am counsel for
the plaintiffs in this matter.

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

Dated: New York, New York
July 25, 2018

Yours etc.,



Jeffrey A. Guzman, Esq.
Attorney for Plaintiff
KRENTSEL & GUZMAN, LLP
17 Battery Place, Suite 604
New York, New York 10004

ATTORNEY VERIFICATION

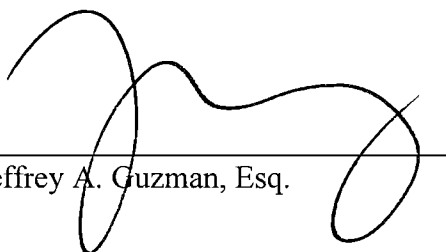
JEFFREY A. GUZMAN, an attorney at law, duly admitted to practice in the Courts of the State of New York, affirms under penalties of perjury that:

He is the attorney for the plaintiff(s) in the above entitled action. That he has read the foregoing VERIFIED COMPLAINT and knows the contents thereof, and upon information and belief, deponent believes the matters alleged herein to be true.

The reason this Verification is made by deponent and not by the plaintiff(s) is that the plaintiff(s) reside(s) in a county other than the one in which the plaintiff's attorneys maintain their office.

The source of deponent's information and the grounds of his belief are communication, papers, reports and investigation contained in the file.

Dated: New York, New York
July 25, 2018



Jeffrey A. Guzman, Esq.

Index No.:

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

MEGAN CONNOR,
Plaintiff(s),

-against-

DAVID A. GLUCK, M.D. and PARKMED NYC,
Defendant(s).

SUMMONS AND VERIFIED COMPLAINT

KRENTSEL & GUZMAN, LLP.

Attorneys for : Plaintiff(s)
Office and Post Office Address, Telephone
17 Battery Place, #604
New York, New York 10004
(212) 227-2900

To
Attorney(s) for

Service of a copy of the within
is hereby admitted.
Dated,

Attorney(s) for

PLEASE TAKE NOTICE:

NOTICE OF ENTRY

that the within is a (certified) true copy of a
duly entered in the office of the clerk of the within name court on 19

NOTICE OF SETTLEMENT

that an order of which the within is a true copy
will be presented for settlement to the HON. One of the judges of the
within named Court, at

on at M.

Dated,

Yours, etc.

KRENTSEL & GUZMAN, LLP.