

SUPREME COURT OF THE STATE OF
COUNTY OF KINGS

Index No.:
Date Purchased:

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DENISE SCARAVELLA

Plaintiff(s) designate(s)
KINGS
County as the Place of trial.

Plaintiff,

The basis of the venue is
Plaintiff's residence

-against-

GARY GUARNACCIA, M.D.

SUMMONS

Defendants.

Plaintiff(s) reside(s) at
9707 Fourth Avenue
Brooklyn, New York
County of KINGS

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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 Attorneys 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 against you by default for the relief demanded in the complaint.

Dated: New York, New York
November 9, 2012

PROFETA & EISENSTEIN
Attorneys for the Plaintiff
45 Broadway, Suite 2200
New York, New York 10006
(212) 577-6500

Defendant's address:

Gary Guarnaccia, M.D.
11203 Queens Boulevard
Forest Hills, New York 11375

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF KINGS

DENISE SCARAVELLA,

Plaintiff,

-against-

GARY GUARNACCIA, M.D.,

Defendant.

Index No.:

VERIFIED COMPLAINT

Plaintiff Denise Scaravella, by her attorneys, Profeta & Eisenstein, as and for her verified complaint, states as follows upon information and belief:

Parties

1. At all times hereinafter mentioned, plaintiff was a resident of the City and State of New York, County of Kings.

2. At all times hereinafter mentioned, defendant Gary Guarnaccia, M.D. was a physician licensed to practice medicine in the State of New York, who held himself out to the public as a competent and skillful physician and surgeon, qualified, among other things, to perform gynecological surgery.

STATEMENT OF THE CLAIM

3. Commencing on November 10, 2011 and thereafter, through and including November 22, 2011, defendant Gary Guarnaccia, M.D. rendered medical and surgical care to plaintiff.

4. The medical and surgical care, treatment and services rendered to plaintiff by defendant Gary Guarnaccia, M.D. were rendered in a negligent, careless, improper, unprofessional manner and in a manner that departed from good and accepted medical and surgical practices in the community.

5. As a result of the negligence of the defendant as aforesaid, plaintiff was caused to suffer severe and permanent injuries.

6. By reason of all of the foregoing, and the carelessness and negligence of the defendant, plaintiff has suffered severe and permanent disability, great physical and mental pain, anguish and frustration, as well as physical, emotional and psychological harm, all to her damage in a sum to be determined at trial which exceeds the jurisdictional limits of all lower courts.

WHEREFORE, plaintiff demands judgment against defendant for her claim in a sum to be determined at trial

which exceeds the jurisdictional limits of all lower courts, together with interest and with the costs and disbursements of this action.

Dated: New York, New York
November 9, 2012

Yours etc.,

PROFETA & EISENSTEIN
Attorneys for Plaintiff

A handwritten signature in black ink, reading "Jethro M. Eisenstein". The signature is written in a cursive style with a long horizontal flourish extending to the right.

Jethro M. Eisenstein
45 Broadway, Suite 2200
New York, New York 10006
(212) 577-6500
PE1616@gmail.com

ATTORNEY'S VERIFICATION

Jethro M. Eisenstein, an attorney admitted to practice in the courts of New York State and a member of the firm of Profeta & Eisenstein, hereby affirms under penalty of perjury that: I am attorney for the plaintiff in the within action; I have read the foregoing complaint and know the contents thereof and the same is true to my own knowledge, except as to the matters therein stated to be alleged on information and belief, and as to those matters I believe it to be true based upon documents in the file and investigation. The reason this verification is made by me and not by plaintiff is because plaintiff is not in the county where I maintain my office.

Dated: New York, New York
November 9, 2012

A handwritten signature in cursive script that reads "Jethro M. Eisenstein". The signature is written in black ink and is positioned above a horizontal line.

JETHRO M. EISENSTEIN