

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF KINGS

Index No.:
Date Purchased:

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SANDRA JONES and ROLAND JONES,

SUMMONS

Plaintiffs,

Plaintiffs designate Kings
County as the place of trial.

-against-

MARI SU, M.D., TIMOTHY RYNTZ, M.D., COLUMBIA
UNIVERSITY MEDICAL CENTER, CENTER FOR
WOMEN'S REPRODUCTIVE CARE at COLUMBIA
UNIVERSITY and OB/GYN HIP,

The basis of venue is:
Plaintiffs' Residence

Plaintiffs reside at:
532 4th Street
Brooklyn, NY 11215

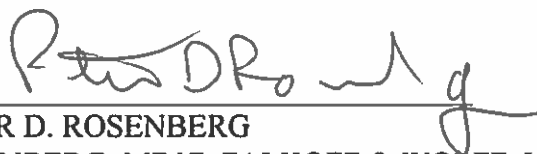
Defendants.

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County of Kings

To the above-named Defendants:

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 twenty days after the service of this summons, exclusive of the day of service, where service is made by delivery upon you personally within the state, or, within 30 days after completion of service where service is made in any other manner. 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, NY
March 20, 2017



PETER D. ROSENBERG
ROSENBERG, MINC, FALKOFF & WOLFF, LLP
Attorneys for Plaintiffs
SANDRA JONES and ROLAND JONES
122 East 42nd Street, Suite 3800
New York, NY 10168
(212) 697-9280
Our File No. 31161

TO:

MARI SU, M.D.
1790 Broadway
New York, NNY 10019
TIMOTHY RYNTZ, M.D.

1790 Broadway
New York, NNY 10019

COLUMBIA UNIVERSITY MEDICAL CENTER
622 W. 168th Street
New York, NY 10032

CENTER FOR WOMEN'S REPRODUCTIVE CARE at COLUMBIA UNIVERSITY
1790 Broadway
New York, NNY 10019

OB/GYN HIP
161 Fort Washington Avenue
New York, NY 10032

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF KINGS

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SANDRA JONES and ROLAND JONES,

Plaintiffs,

-against-

MARI SU, M.D., TIMOTHY RYNTZ, M.D., COLUMBIA
UNIVERSITY MEDICAL CENTER, CENTER FOR
WOMEN'S REPRODUCTIVE CARE at COLUMBIA
UNIVERSITY and OB/GYN HIP,

Defendants.
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Index No.:
Date Purchased:

**CERTIFICATE
OF MERIT**

PETER D. ROSENBERG, an attorney-at-law, duly license and admitted to practice before the courts of the State of New York submits the following Certificate of Merit pursuant to CPLR Section 3012(a):

That prior to the institution of the within lawsuit, counsel for the Plaintiff has conferred with a physician duly licensed to practice medicine.

Based on said medical consultation, the attorneys are of the good faith belief that the within is a good and meritorious claim.

Dated: New York, New York
March 20, 2017



PETER D. ROSENBERG

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF KINGS

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SANDRA JONES and ROLAND JONES,

Plaintiffs,

-against-

MARI SU, M.D., TIMOTHY RYNTZ, M.D., COLUMBIA
UNIVERSITY MEDICAL CENTER, CENTER FOR
WOMEN'S REPRODUCTIVE CARE at COLUMBIA
UNIVERSITY and OB/GYN HIP,

Defendants.

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Index No.:
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VERIFIED COMPLAINT

Plaintiffs, as and for their Verified Complaint respectfully alleges as follows:

AS AND FOR A FIRST CAUSE OF ACTION ON BEHALF OF PLAINTIFF

1. Upon information and belief, that at all times hereinafter mentioned, the defendant, COLUMBIA UNIVERSITY MEDICAL CENTER, was and is a domestic corporation duly organized and existing through and by virtue of the laws of the State of New York.
2. Upon information and belief, that at all times hereinafter mentioned, the defendant, COLUMBIA UNIVERSITY MEDICAL CENTER, was the owner of a hospital facility known as Columbia University Medical Center, located in the Borough of Manhattan, City and State of New York.
3. Upon information and belief, that at all times hereinafter mentioned, the defendant, COLUMBIA UNIVERSITY MEDICAL CENTER, operated, managed, maintained

and had care, control and custody of a hospital facility known as Columbia University Medical Center, located in the Borough of Manhattan, City and State of New York.

4. Upon information and belief, that at all times hereinafter mentioned, the defendant, COLUMBIA UNIVERSITY MEDICAL CENTER, through their agents, servants and/or employees held themselves out as being duly competent and qualified to render medical care, attention and treatment to the general public and for such purposes hired various physicians, nurses, orderlies, technicians and other personnel.

5. Upon information and belief, that at all times hereinafter mentioned, the defendant, CENTER FOR WOMEN'S REPRODUCTIVE CARE at COLUMBIA UNIVERSITY, was and is a professional corporation duly organized and existing through and by virtue of the laws of the State of New York.

6. Upon information and belief, that at all times hereinafter mentioned, the defendant, OB/GYN HIP, was and is a professional corporation duly organized and existing through and by virtue of the laws of the State of New York.

7. Upon information and belief, that at all times hereinafter mentioned, the defendant, MARI SU, M.D., was and is a physician duly licensed to practice medicine in the State of New York.

8. Upon information and belief, that at all times hereinafter mentioned, the defendant, MARI SU, M.D., held herself out as being duly competent and qualified to render medical care attention and treatment to the general public.

9. Upon information and belief, that at all times hereinafter mentioned, the defendant, MARI SU, M.D., was an employee of the defendant, COLUMBIA UNIVERSITY MEDICAL CENTER

10. Upon information and belief, that at all times hereinafter mentioned, the defendant, MARI SU, M.D., was on the staff of and/or had privileges at COLUMBIA UNIVERSITY MEDICAL CENTER

11. Upon information and belief, that at all times hereinafter mentioned, the defendant, MARI SU, M.D., was an employee of the defendant, CENTER FOR WOMEN'S REPRODUCTIVE CARE at COLUMBIA UNIVERSITY.

12. Upon information and belief, that at all times hereinafter mentioned, the defendant, MARI SU, M.D., was a member of the defendant, CENTER FOR WOMEN'S REPRODUCTIVE CARE at COLUMBIA UNIVERSITY.

13. Upon information and belief, that at all times hereinafter mentioned, the defendant, MARI SU, M.D., was an employee of the defendant, OB/GYN HIP.

14. Upon information and belief, that at all times hereinafter mentioned, the defendant, MARI SU, M.D., was a member of the defendant, OB/GYN HIP.

15. Upon information and belief, that at all times hereinafter mentioned, the defendant, TIMOTHY RYNTZ, M.D., was and is a physician duly licensed to practice medicine in the State of New York.

16. Upon information and belief, that at all times hereinafter mentioned, the defendant, TIMOTHY RYNTZ, M.D., held himself out as being duly competent and qualified to render medical care attention and treatment to the general public.

17. Upon information and belief, that at all times hereinafter mentioned, the defendant, TIMOTHY RYNTZ, M.D., was an employee of the defendant, COLUMBIA UNIVERSITY MEDICAL CENTER

18. Upon information and belief, that at all times hereinafter mentioned, the defendant, TIMOTHY RYNTZ, M.D., was on the staff of and/or had privileges at COLUMBIA UNIVERSITY MEDICAL CENTER

19. Upon information and belief, that at all times hereinafter mentioned, the defendant, TIMOTHY RYNTZ, M.D., was an employee of the defendant, CENTER FOR WOMEN'S REPRODUCTIVE CARE at COLUMBIA UNIVERSITY.

20. Upon information and belief, that at all times hereinafter mentioned, the defendant, TIMOTHY RYNTZ, M.D., was a member of the defendant, CENTER FOR WOMEN'S REPRODUCTIVE CARE at COLUMBIA UNIVERSITY.

21. Upon information and belief, that at all times hereinafter mentioned, the defendant, TIMOTHY RYNTZ, M.D., was an employee of the defendant, OB/GYN HIP.

22. Upon information and belief, that at all times hereinafter mentioned, the defendant, TIMOTHY RYNTZ, M.D., was a member of the defendant, OB/GYN HIP.

23. That on or about the 17th day of October 2014, the said plaintiff, SANDRA JONES, presented to the said defendants, MARI SU, M.D. and/or TIMOTHY RYNTZ, M.D. and/or COLUMBIA UNIVERSITY MEDICAL CENTER and/or CENTER FOR WOMEN'S REPRODUCTIVE CARE at COLUMBIA UNIVERSITY and/or OB/GYN HIP, seeking medical care, attention and treatment.

24. That on or about the 17th day of October 2014, the said defendants, SANDRA JONES, presented to the said defendants, MARI SU, M.D. and/or TIMOTHY RYNTZ, M.D. and/or COLUMBIA UNIVERSITY MEDICAL CENTER and/or CENTER FOR WOMEN'S REPRODUCTIVE CARE at COLUMBIA UNIVERSITY and/or OB/GYN HIP, undertook to render medical care, attention and treatment to the said plaintiff, SANDRA JONES.

25. That the said plaintiff, SANDRA JONES, remained under the continuous care and medical treatment of the said defendants, SANDRA JONES, presented to the said defendants, MARI SU, M.D. and/or TIMOTHY RYNTZ, M.D. and/or COLUMBIA UNIVERSITY MEDICAL CENTER and/or CENTER FOR WOMEN'S REPRODUCTIVE CARE at COLUMBIA UNIVERSITY and/or OB/GYN HIP from on or about the 17th day of October 2014 up to and including on or about the 18th day of December 2016.

26. That the aforesaid course of medical treatment rendered to the said plaintiff, SANDRA JONES, by the said defendants, SANDRA JONES, presented to the said defendants, MARI SU, M.D. and/or TIMOTHY RYNTZ, M.D. and/or COLUMBIA UNIVERSITY MEDICAL CENTER and/or CENTER FOR WOMEN'S REPRODUCTIVE CARE at COLUMBIA UNIVERSITY and/or OB/GYN HIP, commencing on or about the 17th day of October 2014 and continuing up to and including on or about the 18th day of December 2016, constituted continuous care and/or treatment for the same and/or similar and/or related medical conditions.

27. That by reason of the aforesaid and the medical treatment rendered to the said plaintiff by defendants herein, medical condition of the said plaintiff was caused to deteriorate and/or worsen, resulting in severe and lasting injuries to her body as well as shock to her nervous

system.

28. That the aforesaid occurrence was caused solely and wholly through and by reason of the negligence of the said defendants, individually and/or jointly; the said plaintiff in no way contributing thereto.

29. That the aforesaid occurrence was caused solely and wholly through and by reason of the negligence of the said defendants, individually and/or jointly in failing and neglecting to treat the said plaintiff in accordance with good and accepted medical customs, practices and standards; in failing and neglecting to properly and timely diagnose the true nature and severity of the said plaintiff's medical condition; in failing and neglecting to perform the necessary and requisite diagnostic tests and/or procedures which would have revealed the true nature and severity of the said plaintiff's medical conditions and/or in failing and neglecting to properly interpret same; in causing, permitting and/or allowing the medical condition of the plaintiff to deteriorate and/or worsen; and said defendants were otherwise negligent herein.

30. That by reason of the aforesaid, this plaintiff has been rendered sick, sore, lame and disabled; that she suffers, has suffered and may in the future continue to suffer great pain; that she has been compelled to seek medical care, attention and treatment in an effort to see herself cured of her said injuries and may in the future be so compelled; that she has been required to expend various sums of money in an effort to see herself cured of her said injuries and may in the future be so required; that she has been confined to a hospital and to her home and bed for a period of time and may in the future be so confined; that she has been disabled to attending to her usual duties and activities and may in the future be so disabled; and that she has otherwise been damaged herein.

31. That by reason of the aforesaid, this plaintiff has been damaged in an amount which exceed the jurisdictional limits of all lower courts which would otherwise have jurisdiction.

AS AND FOR A SECOND CAUSE OF ACTION ON BEHALF OF THE PLAINTIFF

32. That this plaintiff repeats, reiterates and re-alleges each and every allegation contained in the first cause of action with the same force and effect as it is fully set forth herein at length.

33. That the said defendants failed and/or neglected to advised and/or inform the said plaintiff of all risks, hazards and dangers inherent in medical treatment rendered to the said plaintiff; that the said defendants failed to receive an informed consent therefore; that a reasonably prudent person in the plaintiff's position would not have undergone the procedure if she had been fully informed and that the lack of informed consent is a proximate cause of the injury for which recovery is sought; and that said defendants were otherwise negligent herein.

34. That by reason of the aforesaid, this plaintiff has been damaged in an amount that which exceeds the jurisdictional limits of all lower court which would otherwise have jurisdiction.

AS AND FOR A SECOND CAUSE OF ACTION ON BEHALF OF THE PLAINTIFF

35. That this plaintiff repeats, reiterates and re-alleges each and every allegation contained in the first and second causes of action with the same force and effect as it is fully set forth herein at length.

36. That the said plaintiff, ROLAND JONES, is the lawful husband of the said plaintiff, SANDRA JONES, and that the two currently reside together and cohabitate in the same

household as husband and wife.

37. That by reason of the aforesaid, the said plaintiff, ROLAND JONES, has been deprived of the love, society and services consortium and affection of his said wife, the said plaintiff, SANDRA JONES; that he has been compelled to expend various sums of money in an effort to see his said wife cured of her said injuries and in the future may be so compelled; and that he has otherwise been damaged herein.

38. That by reason of the aforesaid, this plaintiff has been damaged in an amount which exceeds the jurisdictional limits of all lower court which would otherwise have jurisdiction.

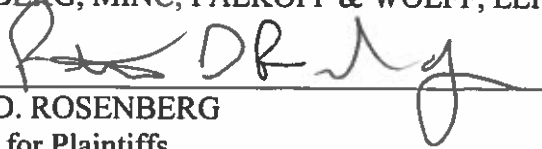
WHEREFORE, plaintiff demands judgment against the defendants on the first cause of action in an amount which exceeds the jurisdictional limits of all lower courts which otherwise have jurisdiction; plaintiff demands judgment against the defendants on the second cause of action in an amount which exceeds the jurisdictional limits of all lower courts which would otherwise have jurisdiction; plaintiff demands judgment against the defendants on the third cause of action in an amount which exceeds the jurisdictional limits of all lower courts which would otherwise have jurisdiction; together with the costs and disbursements of this matter.

Dated: New York, New York

March 20, 2017

Yours, etc.

ROSENBERG, MINC, FALKOFF & WOLFF, LLP

A handwritten signature in black ink, appearing to read "Peter D. Rosenberg", is written over a horizontal line.

PETER D. ROSENBERG

Attorney for Plaintiffs

SANDRA JONES and ROLAND JONES

122 42nd Street, Suite 3800

New York, New York 10168

(212) 697-9280

File No.: 31161-M

ATTORNEY'S VERIFICATION

PETER D. ROSENBERG, an attorney-at-law, duly admitted to practice law before the courts in the State of New York, a member of the law firm ROSENBERG, MINC, FALKOFF & WOLFF, LLP., attorneys for the plaintiffs herein, makes the following affirmation pursuant to CPLR 2106:

That I have read the foregoing **COMPLAINT** and know the contents thereof; that the same is true to my own knowledge, except as to those matters therein stated to be alleged on information and belief, and that as to those matters I believe them to be true.

That the reason this verification is not made by plaintiffs is because plaintiffs are not within the County of New York, where your affirmant maintains his office.

That the source of affirmant's knowledge is based upon investigations, reports and communications had with plaintiff.

Dated: New York, NY
March 20, 2017


PETER D. ROSENBERG

UNIFORM COURT RULE 130-1.1a CERTIFICATION

I, the undersigned, an attorney duly admitted to practice in the Courts of New York State, Affirm that I a member of ROSENBERG, MINC, FALKOFF & WOLFF, LLP., the attorneys of record for Plaintiff in the within action; I have read the foregoing **VERIFIED COMPLAINT** know the contents thereof; the same is true to my knowledge, except as to the matters therein alleged to be on information and belief, and as to those matters I believe it to be true.

Dated: New York, New York
March 20, 2017



PETER D. ROSENBERG