

IN THE CIRCUIT COURT, EIGHTH  
JUDICIAL CIRCUIT, IN AND FOR  
ALACHUA COUNTY, FLORIDA

ANDRANIQUE BRADLEY, individually  
and as mother and natural guardian of  
KM, a minor,

Plaintiff,

vs.

AMERICAN MEDICAL MANAGEMENT,  
INC., ALL WOMEN'S HEALTH CENTER  
OF GAINESVILLE, INC., and JOSE R.  
QUINTANA, M.D.;

Defendants.

CASE NO. 2012 CA 1239

DIVISION:

FILED  
OK 41  
2012 APR 20 PM 2:27  
J.K. "BUDDY" IRBY  
CLERK OF COURTS  
ALACHUA COUNTY, FL

COMPLAINT

The Plaintiff, ANDRANIQUE BRADLEY, individually and as mother and natural guardian of KM, a minor, herewith sues the Defendants, AMERICAN MEDICAL MANAGEMENT, INC., ALL WOMEN'S HEALTH CENTER OF GAINESVILLE, INC., and JOSE R. QUINTANA, M.D., and alleges:

1. This is an action for damages in excess of Fifteen Thousand Dollars (\$15,000.00), excluding interest and costs.

2. All conditions precedent to the bringing of this action, including all presuit requirements of Chapter 766, Florida Statutes, have been performed or have occurred.

3. The Plaintiff, ANDRANIQUE BRADLEY, is the mother and natural guardian of KM, a minor (hereinafter referred to as the Minor). ANDRANIQUE BRADLEY and the Minor both reside in Alachua County, Florida.

4. At all times material, the Defendant, JOSE R. QUINTANA, M.D., was a healthcare provider licensed to practice in the State of Florida; and he held himself out to the public to be a specialist

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in the field of Obstetrics and Gynecology; and he represented to the Plaintiff that he was skilled, knowledgeable, qualified, trained and capable of providing the medical skill required by the Minor; and he did undertake to provide medical services to the Minor within his specialized field.

5. At all times material, the Defendants, AMERICAN MEDICAL MANAGEMENT, INC., and ALL WOMEN'S HEALTH CENTER OF GAINESVILLE, INC., were Florida corporations which owned, operated and controlled that certain medical clinic known as All Women's Health Center of Gainesville in the County of Alachua, State of Florida; and said corporations did employ, retain and/or otherwise engage medical staff and medical administration, including, but not limited to, Jose R. Quintana, M.D., and Monica Andrews, CAN, to render medical care and services to patients, and at all times material, said medical staff and medical administration were acting within the course and scope of their relationships with the Defendants.

6. On January 31, 2011, the Minor went to All Women's Health Center of Gainesville with complaints relative to an unwanted pregnancy at which time she came under the care and treatment of the Defendants, as aforesaid, to terminate the pregnancy; and she remained under the care and treatment of the Defendants at all times material hereto and at the time of the incidents complained of.

#### COUNT I

(Direct Negligence of AMERICAN MEDICAL MANAGEMENT, INC.,  
And ALL WOMEN'S HEALTH CENTER OF GAINESVILLE, INC.)

7. Plaintiff realleges paragraphs 1 through 6 above.

8. At all times material, the Defendants, AMERICAN MEDICAL MANAGEMENT, INC., and ALL WOMEN'S HEALTH CENTER OF GAINESVILLE, INC., by and through their agents, employees, technicians, nurses, medical staff and medication administration, including, but not limited to, Jose R. Quintana, M.D., and Monica Andrews, CNA, as aforesaid, failed to properly, competently and adequately render to the Minor the necessary medical care and treatment, and failed to minister to the Minor's needs as her then physical condition was known to them or should have been known to them with the exercise of

reasonable care; and the Defendants thereby breached the prevailing professional standard of care for healthcare providers; and they did, in fact, depart from good medical practice in their care and treatment of the Minor; and they were thereby negligent, careless and in violation of the duty that they owed to the Minor; and further and in addition thereto:

- (a) They failed to gradually dilate the Minor's cervix over an appropriate period of time with the administration of suitable medications in light of the totality of the circumstances, including, but not limited to, the patient's age, gravidity and length of gestation.
- (b) They failed to properly perform a complete examination of the products of conception, including, but not limited to, the identification of all fetal parts, subsequent to the abortive procedure performed upon the Minor on January 31, 2011;
- (c) They failed to have appropriate rules and regulations in place with regard to abortive procedures on minors and products of conception following abortive procedures and/or they failed to ensure that their medical staff followed such rules and regulations.

9. The negligent acts and conduct of the Defendants, as aforesaid, caused or contributed to cause the Minor to suffer bodily injury, including, but not limited to, retained products of conception and its sequelae, resulting pain and suffering, disabilities or physical impairments, disfigurement, mental anguish, loss of capacity for the enjoyment of life, aggravation of a preexisting condition, medical and nursing care and treatment, medical expenses associated therewith, as well as the loss of ability to earn money in the future. These losses are either permanent or continuing, and the Minor will continue to suffer these losses in the future.

10. The negligent acts and conduct of the Defendants, as aforesaid, caused or contributed to cause the Plaintiff, ANDRANIQUE BRADLEY, has in the past and will in the future incur medical bills and expenses and other costs for the care, maintenance and needs attendant to and resultant from the injuries sustained by the Minor.

WHEREFORE, the Plaintiff, ANDRANIQUE BRADLEY, individually and as mother and natural guardian of KM, a minor, demands judgment against AMERICAN MEDICAL MANAGEMENT, INC., and ALL WOMEN'S HEALTH CENTER OF GAINESVILLE, INC., in an amount in excess of Fifteen Thousand Dollars (\$15,000.00), and in addition thereto such interest and costs as are allowed by law.

COUNT II  
(Direct Negligence of JOSE R. QUINTANA, M.D.)

11. Plaintiff realleges paragraphs 1 through 6 above.

12. At all times material, the Defendant, JOSE R. QUINTANA, M.D., individually and acting within the course and scope of his relationships with American Medical Management, Inc., and All Women's Health Center of Gainesville, Inc., failed to properly, competently and adequately render to the Minor the necessary medical care and treatment, and failed to minister to the Minor's needs as her then physical condition was known to him or should have been known to him with the exercise of reasonable care; and the Defendant thereby breached the prevailing professional standard of care for healthcare providers; and he did, in fact, depart from good medical practice in his care and treatment of the Minor; and he was thereby negligent, careless and in violation of the duty that he owed to the Minor; and further and in addition thereto:

- (a) He failed gradually dilate the Minor's cervix over an appropriate period of time with the administration of suitable medications in light of the totality of the circumstances, including, but not limited to, the patient's age, gravidity and length of gestation.
- (b) He failed to properly perform a complete examination of the products of conception, including, but not limited to, the identification of all fetal parts, subsequent to the abortive procedure performed upon the Minor on January 31, 2011; and
- (c) He failed to follow appropriate rules and regulations with regard to abortive procedures on minors and products of conception following abortive procedures and/or he failed to ensure that his medical staff followed such rules and regulations

13. The negligent acts and conduct of the Defendant, as aforesaid, caused or contributed to cause the Minor to suffer bodily injury, including, but not limited to, retained products of conception and its sequelae, resulting pain and suffering, disabilities or physical impairments, disfigurement, mental anguish, loss of capacity for the enjoyment of life, aggravation of a preexisting condition, medical and nursing care and treatment, medical expenses associated therewith, as well as the loss of ability to earn money in the future. These losses are either permanent or continuing, and the Minor will continue to suffer these losses in the future.

14. The negligent acts and conduct of the Defendant, as aforesaid, caused or contributed to cause the Plaintiff, ANDRANIQUE BRADLEY, has in the past and will in the future incur medical bills and expenses and other costs for the care, maintenance and needs attendant to and resultant from the injuries sustained by the Minor.

WHEREFORE, the Plaintiff, ANDRANIQUE BRADLEY, individually and as mother and natural guardian of KM, a minor, demands judgment against JOSE R. QUINTANA, M.D., in an amount in excess of Fifteen Thousand Dollars (\$15,000.00), and in addition thereto such interest and costs as are allowed by law.

CERTIFICATE OF GOOD FAITH

I, THOMAS F. SLATER, Attorney for the Plaintiff, hereby state that a reasonable investigation of the incidents herein complained of has given rise to a good faith belief that grounds exist for this action against the named Defendants.

PAJCIC & PAJCIC  
Attorneys for Plaintiff  
One Independent Drive, Suite 1900  
Jacksonville, FL 32202  
PH: 904/358-8881  
Fax: 904/354-1180

By: \_\_\_\_\_

THOMAS F. SLATER  
Florida Bar No. 614114  
STEPHEN J. PAJCIC, III  
Florida Bar No. 143485