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Attorneys for Plaintiff KAREN HERNANDEZ

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF LOS ANGELES – CENTRAL DISTRICT

KAREN HERNANDEZ, an individual, ) Case No.: **20STCV10783**

Plaintiff, )

vs. )

**COMPLAINT FOR DAMAGES:**

**1. PROFESSIONAL NEGLIGENCE;**

**DEMAND FOR JURY TRIAL**

PLANNED PARENTHOOD FEDERATION )  
OF AMERICA, INC., a New York )  
Corporation; DAVID SPEISER, M.D., an )  
individual; and DOES 1 through 50, Inclusive, )

Defendants. )

COMES NOW, Plaintiff, KAREN HERNANDEZ, and complains against the Defendants, and each of them as follows:

**FIRST CAUSE OF ACTION**

**[For Professional Negligence of Medical Malpractice by Plaintiff against All Defendants]**

1. Plaintiff KAREN HERNANDEZ at all material times herein was a resident of Los Angeles County, State of California.

1  
2           2.       Plaintiff is informed and believes, and based thereon alleges, that Defendant DAVID  
3 SPEISER, M.D. is, and at all material times herein was, a physician licensed to practice Obstetrics and  
4 Gynecology under the laws of the State of California, and who did so within the City of Los Angeles,  
5 County of Los Angeles, State of California, where the relevant incident occurred.  
6

7           3.       Plaintiff is ignorant of the true names and capacities of the Defendants sued herein as Does 1  
8 through 50, inclusive, who are therefore sued by their fictitious names. Plaintiff is informed and  
9 believes, and based thereon alleges, that each of the Defendants designated herein as a fictitiously  
10 named defendant is legally responsible for the events and happenings herein referred to in this  
11 complaint, and is the alter ego of one another. When Plaintiff ascertains the true names and capacities  
12 of these Doe Defendants, she will amend her complaint accordingly.  
13

14           4.       At all times herein mentioned, each of the Defendants were, and are, the actual and/or  
15 ostensible agents, servants, employees, alter-ego, co-conspirators, and/or joint venturers of each of the  
16 other defendants, and all of the things alleged to have been done by said Defendants were done within  
17 the capacity, scope and course of said agency, servitude, employment, conspiracy and/or joint venture.  
18

19           5.       Plaintiff alleges that she was Defendants' patient and recipient of their service on March 19,  
20 2019, when the relevant incidents occurred and that Defendants owed her a duty to exercise care in their  
21 services, diagnoses and/or treatment of her medical condition. Defendants each failed to exercise  
22 ordinary care for their service and/or professions since in March 19, 2019, and such failure has legally  
23 caused serious and grievous injuries to Plaintiff.  
24

25           6.       On March 19, 2019, Defendants, and each of them, negligently failed to exercise the degree  
26 of knowledge and skill proper in their service and/or profession, and so negligently and unskillfully  
27 performed and/or assisted during the care and treatment of Plaintiff while applying a subdermal implant  
28 inserted in Plaintiff's right arm for birth control.

1 7. Further, Defendants failed to properly treat and provide reasonable medical services to  
2 Plaintiff; failed to adhere to the standard of practice in the applicable Obstetrics and Gynecology  
3 community; and negligently failed to properly inform Plaintiff of all the risks entailed by their care and  
4 treatment of her.

5  
6 8. As a direct and legal result of said Defendants' wrongful conduct, Plaintiff was hurt and  
7 injured in her health, strength and activities thereby sustaining injury to her body and shock and injury  
8 to her nervous system and person, thereby causing and continuing to cause her mental and physical pain  
9 and suffering and economic damage.

10 9. Plaintiff is informed and believes, and thereon alleges that her injuries have and will result in  
11 permanent injury and disability including, but not limited to, loss of function, all to Plaintiff's general  
12 damage in an amount in excess of the sum required for minimal jurisdiction in the Superior Court of the  
13 State of California: a sum to be provided at the time of trial according to proof.

14  
15 10. As a further legal result of Defendants' aforementioned wrongful acts, Plaintiff did and will  
16 continue to employ health care professionals to examine, treat, and care for her injuries as a result of this  
17 incident, thereby incurring medical and incidental expenses according to proof at the time of trial.

18  
19 11. As a further, direct and legal result of said negligence, carelessness and unskillfulness of the  
20 Defendants, and each of them, Plaintiff is entitled to recover prejudgment interest under California Code  
21 of Civil Procedure §998 and California Civil Code §3291.

22 **PRAYER FOR RELIEF**

23 **WHEREFORE**, Plaintiff prays for a judgment against these defendants, and each of them, as  
24 follows:  
25

26 1. Special damages, including, but not limited to, medical expenses, economic injury medical  
27 expenses, and incidental expenses according to proof;

28 2. General damages according to proof;

1           3.       For legal interest allowed by law, including prejudgment interest and on judgment from the  
2 filing of this complaint to the date of the judgment;

3           4.       All costs of suit incurred herein; and

4           5.       For such other and further relief as the Court may deem just and proper.

5  
6 Dated: March 16, 2020

**MEGEREDCHIAN LAW, APC**

7  
8  
9 By: 

Alex Megeredchian, Esq.,  
Attorney for Plaintiff,  
KAREN HERNANDEZ

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16 OF AMERICA, INC., a New York )  
17 Corporation; DAVID SPEISER, M.D., an )  
18 individual; and DOES 1 through 50, Inclusive, )  
19 Defendants. )


20 TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:

21 PLEASE TAKE NOTICE that Plaintiff, KAREN HERNANDEZ, hereby demands a trial by jury in  
22 the above-entitled matter.

23 Dated: March 16, 2020

**MEGEREDCHIAN LAW, APC**

24  
25  
26 By:

  
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27 Alex Megeredchian, Esq.,  
28 Attorney for Plaintiff,  
KAREN HERNANDEZ