

COMMONWEALTH OF MASSACHUSETTS

WORCESTER, SS.

SUPERIOR COURT
CIVIL ACTION

NO. 1785CV01570 B

AVA EDMONDS, PPA JESSICA SHERWIN,
JESSICA SHERWIN, AND
ERIC EDMONDS,

Plaintiff,

V.

TARA KUMARASWAMI, M.D.,
CAITLIN PANDOLFO, M.D.,
DIVYAH NAGENDRA, M.D.,
LYNN ARMSTRONG, R.N.C-OB,
MAUREEN VEAU, R.N.,
KATHERINE CALLAGHAN, M.D.,
CELESTE STRAIGHT, M.D., AND
DEBORAH LENZ, R.N.,

Defendants.

FILED

SEP 25 2017

ATTEST:  CLERK

COMPLAINT

Count I.

1. The plaintiff, Ava Edmonds, is a minor who brings this action through her mother and next friend, Jessica Sherwin, a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Tara Kumaraswami, M.D., was at all times relevant to this complaint a physician licensed to practice her profession in the Commonwealth of Massachusetts.
3. At all times relevant to this complaint, the defendant, Tara Kumaraswami, M.D., represented and held herself out to be a physician, skilled in the treatment of various illnesses and conditions and, in particular, represented to the minor plaintiff's parents that she was knowledgeable, competent, and qualified to diagnose and treat the minor plaintiff and her mother on or about 12/30/14.
4. On or about 12/30/14, the minor plaintiff's mother submitted herself and the minor plaintiff to the care and treatment of the defendant, Tara Kumaraswami, M.D., who negligently, carelessly, and without regard for the minor plaintiff's and her mother's health and well being, treated the minor plaintiff and her mother in a manner resulting in the minor plaintiff's severe personal injuries.

5. The injuries sustained by the minor plaintiff, Ava Edmonds, were the direct and proximate result of the carelessness, unskillfulness, negligence and improper care and treatment by the defendant, Tara Kumaraswami, M.D., including, but not limited to the following:
 - a. Defendant's misrepresentations to the minor plaintiff's parents that she was knowledgeable, skillful, and competent to diagnose and treat the minor plaintiff and her mother on or about 12/30/14;
 - b. Defendant's failure to adequately and properly diagnose the minor plaintiff's and her mother's medical condition on or about 12/30/14, and her failure to prescribe proper and timely treatment for said condition;
 - c. Defendant's failure to recognize, or have the knowledge to recognize her inability and lack of skill to diagnose and treat the minor plaintiff and her mother, when the defendant knew or should have known in the exercise of due care, the foreseeable consequences of her inability and failure to properly and skillfully provide the minor plaintiff and her mother with acceptable medical and diagnostic services;
 - d. Defendant's failure to possess or negligent failure to exercise that degree of skill, training, and care as is possessed and exercised by average qualified members of the medical profession practicing her specialty; and
 - e. Defendant's failure to inform and to warn of the risks involved in or associated with the minor plaintiff's and her mother's condition and failure to inform and to warn about the treatment of said condition.
6. As a direct and proximate result of the negligence, carelessness, and unskillfulness of the defendant, Tara Kumaraswami, M.D., the minor plaintiff, Ava Edmonds, was caused to sustain severe and permanent personal injuries; has incurred and will continue to incur great expense for her medical, surgical, and hospital care and treatment; has suffered and will continue to suffer great pain of body and anguish of mind; has been and will continue to be hospitalized; has been and will continue to be unable to pursue normal activities; and her ability to enjoy life has been permanently adversely affected.

WHEREFORE, the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, prays judgment against the defendant, Tara Kumaraswami, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count II.

1. The minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, repeats and reavers fully herein Paragraphs One through Six of Count I of this complaint as if each were set forth here in its entirety.
2. On or about 12/30/14, the defendant, Tara Kumaraswami, M.D., contracted with the minor plaintiff's parents to provide professional services related to the minor plaintiff's and her mother's medical care and treatment.

3. The defendant, Tara Kumaraswami, M.D., expressly and impliedly warranted to the minor plaintiff's parents that she would perform and render said professional services in accordance with accepted standards for the practice of medicine, and that she would possess and exercise that degree of skill and care possessed and exercised by the average qualified members of the medical profession practicing her specialty.
4. On or about 12/30/14, the defendant, Tara Kumaraswami, M.D., breached her express and implied warranties by failing to perform and render professional services in accordance with accepted standards for the practice of medicine, and by failing to possess and exercise that degree of skill and care possessed and exercised by the average qualified members of the medical profession practicing her specialty.
5. As a direct and proximate result of the defendant, Tara Kumaraswami, M.D.'s breach of express and implied warranties, the minor plaintiff, Ava Edmonds, was caused to sustain severe and permanent personal injuries; has incurred and will continue to incur great expense for her medical, surgical, and hospital care and treatment; has suffered and will continue to suffer great pain of body and anguish of mind; has been and will continue to be hospitalized; has been and will continue to be unable to pursue normal activities; and her ability to enjoy life has been permanently adversely affected.

WHEREFORE, the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, prays judgment against the defendant, Tara Kumaraswami, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count III.

1. The minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, repeats and reavers fully herein Paragraphs One through Six of Count I and Paragraphs One through Five of Count II of this complaint as if each were set forth here in its entirety.
2. On or about 12/30/14, average qualified members of the medical profession practicing the defendant's specialty knew or should have known of the risks, potential consequences and alternatives to the defendant's choice of treatment of the minor plaintiff and her mother.
3. On or about 12/30/14, the defendant, Tara Kumaraswami, M.D., knew or should have known of the risks, potential consequences and alternatives to the defendant's choice of treatment of the minor plaintiff and her mother.
4. On or about 12/30/14, the defendant, Tara Kumaraswami, M.D., did not inform the minor plaintiff's parents of the alternatives to and risks and potential consequences of the defendant's choice of treatment of the minor plaintiff and her mother.
5. If the defendant, Tara Kumaraswami, M.D., had informed the minor plaintiff's parents of the alternatives to and risks and potential consequences of the defendant's choice of treatment of the minor plaintiff and her mother, neither the minor plaintiff's parents nor a reasonable person in their position would have elected the defendant's choice of treatment.

6. The alternatives to and the risks and potential consequences of the defendant's choice of treatment were material to a decision by the minor plaintiff's parents and a reasonable person in their position as to whether to undergo the defendant's choice of treatment.
7. As a direct and proximate result of the defendant, Tara Kumaraswami, M.D.'s failure to inform the minor plaintiff's parents of the alternatives to and risks and potential consequences of the defendant's treatment, the minor plaintiff, Ava Edmonds, was caused to sustain severe and permanent personal injuries; has incurred and will continue to incur great expense for her medical, surgical, and hospital care and treatment; has suffered and will continue to suffer great pain of body and anguish of mind; has been and will continue to be hospitalized; has been and will continue to be unable to pursue normal activities; and her ability to enjoy life has been permanently adversely affected.

WHEREFORE, the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, prays judgment against the defendant, Tara Kumaraswami, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count IV.

1. The plaintiff, Jessica Sherwin, is the mother of Ava Edmonds, and the person responsible for her support and medical care and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Tara Kumaraswami, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Jessica Sherwin, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Tara Kumaraswami, M.D., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Tara Kumaraswami, M.D.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Jessica Sherwin, has incurred and will continue to incur great expense for the medical, surgical, and hospital care and treatment of Ava Edmonds, throughout the life of Ava Edmonds.

WHEREFORE, the plaintiff, Jessica Sherwin, prays judgment against the defendant, Tara Kumaraswami, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count V.

1. The plaintiff, Jessica Sherwin, is the mother of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Tara Kumaraswami, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Jessica Sherwin, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and

next friend, Jessica Sherwin, against the defendant, Tara Kumaraswami, M.D., in this complaint as if each were set forth here in its entirety.

4. As a direct and proximate result of the defendant, Tara Kumaraswami, M.D.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Jessica Sherwin, has suffered and will continue to suffer severe emotional distress resulting in substantial physical injury.

WHEREFORE, the plaintiff, Jessica Sherwin, prays judgment against the defendant, Tara Kumaraswami, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count VI.

1. The plaintiff, Jessica Sherwin, is the mother of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Tara Kumaraswami, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Jessica Sherwin, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Tara Kumaraswami, M.D., in this complaint as if each were set forth here in its entirety.
4. As the direct and proximate result of the negligence, breach of warranties, and failure to obtain informed consent of the defendant, Tara Kumaraswami, M.D., the plaintiff, Jessica Sherwin, has had severely restricted the benefit of the full services, society, and affection of Ava Edmonds.

WHEREFORE, the plaintiff, Jessica Sherwin, prays judgment against the defendant, Tara Kumaraswami, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count VII.

1. The plaintiff, Eric Edmonds, is the father of Ava Edmonds, and the person responsible for her support and medical care and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Tara Kumaraswami, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Eric Edmonds, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Tara Kumaraswami, M.D., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Tara Kumaraswami, M.D.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Eric Edmonds, has

incurred and will continue to incur great expense for the medical, surgical, and hospital care and treatment of Ava Edmonds, throughout the life of Ava Edmonds.

WHEREFORE, the plaintiff, Eric Edmonds, prays judgment against the defendant, Tara Kumaraswami, M.D., in an amount which is just and appropriate to compensate him for his injuries, together with interest and costs.

Count VIII.

1. The plaintiff, Eric Edmonds, is the father of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Tara Kumaraswami, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Eric Edmonds, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Tara Kumaraswami, M.D., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Tara Kumaraswami, M.D.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Eric Edmonds, has suffered and will continue to suffer severe emotional distress resulting in substantial physical injury.

WHEREFORE, the plaintiff, Eric Edmonds, prays judgment against the defendant, Tara Kumaraswami, M.D., in an amount which is just and appropriate to compensate him for his injuries, together with interest and costs.

Count IX.

1. The plaintiff, Eric Edmonds, is the father of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Tara Kumaraswami, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Eric Edmonds, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Tara Kumaraswami, M.D., in this complaint as if each were set forth here in its entirety.
4. As the direct and proximate result of the negligence, breach of warranties, and failure to obtain informed consent of the defendant, Tara Kumaraswami, M.D., the plaintiff, Eric Edmonds, has had severely restricted the benefit of the full services, society, and affection of Ava Edmonds.

WHEREFORE, the plaintiff, Eric Edmonds, prays judgment against the defendant, Tara Kumaraswami, M.D., in an amount which is just and appropriate to compensate him for his injuries, together with interest and costs.

Count X.

1. The plaintiff, Ava Edmonds, is a minor who brings this action through her mother and next friend, Jessica Sherwin, a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Caitlin Pandolfo, M.D., was at all times relevant to this complaint a physician licensed to practice her profession in the Commonwealth of Massachusetts.
3. At all times relevant to this complaint, the defendant, Caitlin Pandolfo, M.D., represented and held herself out to be a physician, skilled in the treatment of various illnesses and conditions and, in particular, represented to the minor plaintiff's parents that she was knowledgeable, competent, and qualified to diagnose and treat the minor plaintiff and her mother on or about 12/30/14.
4. On or about 12/30/14, the minor plaintiff's mother submitted herself and the minor plaintiff to the care and treatment of the defendant, Caitlin Pandolfo, M.D., who negligently, carelessly, and without regard for the minor plaintiff's and her mother's health and well being, treated the minor plaintiff and her mother in a manner resulting in the minor plaintiff's severe personal injuries.
5. The injuries sustained by the minor plaintiff, Ava Edmonds, were the direct and proximate result of the carelessness, unskillfulness, negligence and improper care and treatment by the defendant, Caitlin Pandolfo, M.D., including, but not limited to the following:
 - a. Defendant's misrepresentations to the minor plaintiff's parents that she was knowledgeable, skillful, and competent to diagnose and treat the minor plaintiff and her mother on or about 12/30/14;
 - b. Defendant's failure to adequately and properly diagnose the minor plaintiff's and her mother's medical condition on or about 12/30/14, and her failure to prescribe proper and timely treatment for said condition;
 - c. Defendant's failure to recognize, or have the knowledge to recognize her inability and lack of skill to diagnose and treat the minor plaintiff and her mother, when the defendant knew or should have known in the exercise of due care, the foreseeable consequences of her inability and failure to properly and skillfully provide the minor plaintiff and her mother with acceptable medical and diagnostic services;
 - d. Defendant's failure to possess or negligent failure to exercise that degree of skill, training, and care as is possessed and exercised by average qualified members of the medical profession practicing her specialty; and

- e. Defendant's failure to inform and to warn of the risks involved in or associated with the minor plaintiff's and her mother's condition and failure to inform and to warn about the treatment of said condition.
6. As a direct and proximate result of the negligence, carelessness, and unskillfulness of the defendant, Caitlin Pandolfo, M.D., the minor plaintiff, Ava Edmonds, was caused to sustain severe and permanent personal injuries; has incurred and will continue to incur great expense for her medical, surgical, and hospital care and treatment; has suffered and will continue to suffer great pain of body and anguish of mind; has been and will continue to be hospitalized; has been and will continue to be unable to pursue normal activities; and her ability to enjoy life has been permanently adversely affected.

WHEREFORE, the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, prays judgment against the defendant, Caitlin Pandolfo, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XI.

1. The minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, repeats and reavers fully herein Paragraphs One through Six of Count X of this complaint as if each were set forth here in its entirety.
2. On or about 12/30/14, the defendant, Caitlin Pandolfo, M.D., contracted with the minor plaintiff's parents to provide professional services related to the minor plaintiff's and her mother's medical care and treatment.
3. The defendant, Caitlin Pandolfo, M.D., expressly and impliedly warranted to the minor plaintiff's parents that she would perform and render said professional services in accordance with accepted standards for the practice of medicine, and that she would possess and exercise that degree of skill and care possessed and exercised by the average qualified members of the medical profession practicing her specialty.
4. On or about 12/30/14, the defendant, Caitlin Pandolfo, M.D., breached her express and implied warranties by failing to perform and render professional services in accordance with accepted standards for the practice of medicine, and by failing to possess and exercise that degree of skill and care possessed and exercised by the average qualified members of the medical profession practicing her specialty.
5. As a direct and proximate result of the defendant, Caitlin Pandolfo, M.D.'s breach of express and implied warranties, the minor plaintiff, Ava Edmonds, was caused to sustain severe and permanent personal injuries; has incurred and will continue to incur great expense for her medical, surgical, and hospital care and treatment; has suffered and will continue to suffer great pain of body and anguish of mind; has been and will continue to be hospitalized; has been and will continue to be unable to pursue normal activities; and her ability to enjoy life has been permanently adversely affected.

WHEREFORE, the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, prays judgment against the defendant, Caitlin Pandolfo, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XII.

1. The minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, repeats and reavers fully herein Paragraphs One through Six of Count X and Paragraphs One through Five of Count XI of this complaint as if each were set forth here in its entirety.
2. On or about 12/30/14, average qualified members of the medical profession practicing the defendant's specialty knew or should have known of the risks, potential consequences and alternatives to the defendant's choice of treatment of the minor plaintiff and her mother.
3. On or about 12/30/14, the defendant, Caitlin Pandolfo, M.D., knew or should have known of the risks, potential consequences and alternatives to the defendant's choice of treatment of the minor plaintiff and her mother.
4. On or about 12/30/14, the defendant, Caitlin Pandolfo, M.D., did not inform the minor plaintiff's parents of the alternatives to and risks and potential consequences of the defendant's choice of treatment of the minor plaintiff and her mother.
5. If the defendant, Caitlin Pandolfo, M.D., had informed the minor plaintiff's parents of the alternatives to and risks and potential consequences of the defendant's choice of treatment of the minor plaintiff and her mother, neither the minor plaintiff's parents nor a reasonable person in their position would have elected the defendant's choice of treatment.
6. The alternatives to and the risks and potential consequences of the defendant's choice of treatment were material to a decision by the minor plaintiff's parents and a reasonable person in their position as to whether to undergo the defendant's choice of treatment.
7. As a direct and proximate result of the defendant, Caitlin Pandolfo, M.D.'s failure to inform the minor plaintiff's parents of the alternatives to and risks and potential consequences of the defendant's treatment, the minor plaintiff, Ava Edmonds, was caused to sustain severe and permanent personal injuries; has incurred and will continue to incur great expense for her medical, surgical, and hospital care and treatment; has suffered and will continue to suffer great pain of body and anguish of mind; has been and will continue to be hospitalized; has been and will continue to be unable to pursue normal activities; and her ability to enjoy life has been permanently adversely affected.

WHEREFORE, the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, prays judgment against the defendant, Caitlin Pandolfo, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XIII.

1. The plaintiff, Jessica Sherwin, is the mother of Ava Edmonds, and the person responsible for her support and medical care and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Caitlin Pandolfo, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Jessica Sherwin, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Caitlin Pandolfo, M.D., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Caitlin Pandolfo, M.D.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Jessica Sherwin, has incurred and will continue to incur great expense for the medical, surgical, and hospital care and treatment of Ava Edmonds, throughout the life of Ava Edmonds.

WHEREFORE, the plaintiff, Jessica Sherwin, prays judgment against the defendant, Caitlin Pandolfo, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XIV.

1. The plaintiff, Jessica Sherwin, is the mother of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Caitlin Pandolfo, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Jessica Sherwin, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Caitlin Pandolfo, M.D., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Caitlin Pandolfo, M.D.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Jessica Sherwin, has suffered and will continue to suffer severe emotional distress resulting in substantial physical injury.

WHEREFORE, the plaintiff, Jessica Sherwin, prays judgment against the defendant, Caitlin Pandolfo, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XV.

1. The plaintiff, Jessica Sherwin, is the mother of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.

2. The defendant, Caitlin Pandolfo, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Jessica Sherwin, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Caitlin Pandolfo, M.D., in this complaint as if each were set forth here in its entirety.
4. As the direct and proximate result of the negligence, breach of warranties, and failure to obtain informed consent of the defendant, Caitlin Pandolfo, M.D., the plaintiff, Jessica Sherwin, has had severely restricted the benefit of the full services, society, and affection of Ava Edmonds.

WHEREFORE, the plaintiff, Jessica Sherwin, prays judgment against the defendant, Caitlin Pandolfo, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XVI.

1. The plaintiff, Eric Edmonds, is the father of Ava Edmonds, and the person responsible for her support and medical care and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Caitlin Pandolfo, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Eric Edmonds, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Caitlin Pandolfo, M.D., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Caitlin Pandolfo, M.D.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Eric Edmonds, has incurred and will continue to incur great expense for the medical, surgical, and hospital care and treatment of Ava Edmonds, throughout the life of Ava Edmonds.

WHEREFORE, the plaintiff, Eric Edmonds, prays judgment against the defendant, Caitlin Pandolfo, M.D., in an amount which is just and appropriate to compensate him for his injuries, together with interest and costs.

Count XVII.

1. The plaintiff, Eric Edmonds, is the father of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Caitlin Pandolfo, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.

3. The plaintiff, Eric Edmonds, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Caitlin Pandolfo, M.D., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Caitlin Pandolfo, M.D.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Eric Edmonds, has suffered and will continue to suffer severe emotional distress resulting in substantial physical injury.

WHEREFORE, the plaintiff, Eric Edmonds, prays judgment against the defendant, Caitlin Pandolfo, M.D., in an amount which is just and appropriate to compensate him for his injuries, together with interest and costs.

Count XVIII.

1. The plaintiff, Eric Edmonds, is the father of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Caitlin Pandolfo, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Eric Edmonds, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Caitlin Pandolfo, M.D., in this complaint as if each were set forth here in its entirety.
4. As the direct and proximate result of the negligence, breach of warranties, and failure to obtain informed consent of the defendant, Caitlin Pandolfo, M.D., the plaintiff, Eric Edmonds, has had severely restricted the benefit of the full services, society, and affection of Ava Edmonds.

WHEREFORE, the plaintiff, Eric Edmonds, prays judgment against the defendant, Caitlin Pandolfo, M.D., in an amount which is just and appropriate to compensate him for his injuries, together with interest and costs.

Count XIX

1. The plaintiff, Ava Edmonds, is a minor who brings this action through her mother and next friend, Jessica Sherwin, a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Divyah Nagendra, M.D., was at all times relevant to this complaint a physician licensed to practice her profession in the Commonwealth of Massachusetts.
3. At all times relevant to this complaint, the defendant, Divyah Nagendra, M.D., represented and held herself out to be a physician, skilled in the treatment of various illnesses and conditions and, in particular, represented to the minor plaintiff's parents that she was

knowledgeable, competent, and qualified to diagnose and treat the minor plaintiff and her mother on or about 12/30/14.

4. On or about 12/30/14, the minor plaintiff's mother submitted herself and the minor plaintiff to the care and treatment of the defendant, Divyah Nagendra, M.D., who negligently, carelessly, and without regard for the minor plaintiff's and her mother's health and well being, treated the minor plaintiff and her mother in a manner resulting in the minor plaintiff's severe personal injuries.
5. The injuries sustained by the minor plaintiff, Ava Edmonds, were the direct and proximate result of the carelessness, unskillfulness, negligence and improper care and treatment by the defendant, Divyah Nagendra, M.D., including, but not limited to the following:
 - a. Defendant's misrepresentations to the minor plaintiff's parents that she was knowledgeable, skillful, and competent to diagnose and treat the minor plaintiff and her mother on or about 12/30/14;
 - b. Defendant's failure to adequately and properly diagnose the minor plaintiff's and her mother's medical condition on or about 12/30/14, and her failure to prescribe proper and timely treatment for said condition;
 - c. Defendant's failure to recognize, or have the knowledge to recognize her inability and lack of skill to diagnose and treat the minor plaintiff and her mother, when the defendant knew or should have known in the exercise of due care, the foreseeable consequences of her inability and failure to properly and skillfully provide the minor plaintiff and her mother with acceptable medical and diagnostic services;
 - d. Defendant's failure to possess or negligent failure to exercise that degree of skill, training, and care as is possessed and exercised by average qualified members of the medical profession practicing her specialty; and
 - e. Defendant's failure to inform and to warn of the risks involved in or associated with the minor plaintiff's and her mother's condition and failure to inform and to warn about the treatment of said condition.
6. As a direct and proximate result of the negligence, carelessness, and unskillfulness of the defendant, Divyah Nagendra, M.D., the minor plaintiff, Ava Edmonds, was caused to sustain severe and permanent personal injuries; has incurred and will continue to incur great expense for her medical, surgical, and hospital care and treatment; has suffered and will continue to suffer great pain of body and anguish of mind; has been and will continue to be hospitalized; has been and will continue to be unable to pursue normal activities; and her ability to enjoy life has been permanently adversely affected.

WHEREFORE, the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, prays judgment against the defendant, Divyah Nagendra, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XX.

1. The minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, repeats and reavers fully herein Paragraphs One through Six of Count IX of this complaint as if each were set forth here in its entirety.
2. On or about 12/30/14, the defendant, Divyah Nagendra, M.D., contracted with the minor plaintiff's parents to provide professional services related to the minor plaintiff's and her mother's medical care and treatment.
3. The defendant, Divyah Nagendra, M.D., expressly and impliedly warranted to the minor plaintiff's parents that she would perform and render said professional services in accordance with accepted standards for the practice of medicine, and that she would possess and exercise that degree of skill and care possessed and exercised by the average qualified members of the medical profession practicing her specialty.
4. On or about 12/30/14, the defendant, Divyah Nagendra, M.D., breached her express and implied warranties by failing to perform and render professional services in accordance with accepted standards for the practice of medicine, and by failing to possess and exercise that degree of skill and care possessed and exercised by the average qualified members of the medical profession practicing her specialty.
5. As a direct and proximate result of the defendant, Divyah Nagendra, M.D.'s breach of express and implied warranties, the minor plaintiff, Ava Edmonds, was caused to sustain severe and permanent personal injuries; has incurred and will continue to incur great expense for her medical, surgical, and hospital care and treatment; has suffered and will continue to suffer great pain of body and anguish of mind; has been and will continue to be hospitalized; has been and will continue to be unable to pursue normal activities; and her ability to enjoy life has been permanently adversely affected.

WHEREFORE, the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, prays judgment against the defendant, Divyah Nagendra, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XXI.

1. The minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, repeats and reavers fully herein Paragraphs One through Six of Count IX and Paragraphs One through Five of Count XX of this complaint as if each were set forth here in its entirety.
2. On or about 12/30/14, average qualified members of the medical profession practicing the defendant's specialty knew or should have known of the risks, potential consequences and alternatives to the defendant's choice of treatment of the minor plaintiff and her mother.
3. On or about 12/30/14, the defendant, Divyah Nagendra, M.D., knew or should have known of the risks, potential consequences and alternatives to the defendant's choice of treatment of the minor plaintiff and her mother.

4. On or about 12/30/14, the defendant, Divyah Nagendra, M.D., did not inform the minor plaintiff's parents of the alternatives to and risks and potential consequences of the defendant's choice of treatment of the minor plaintiff and her mother.
5. If the defendant, Divyah Nagendra, M.D., had informed the minor plaintiff's parents of the alternatives to and risks and potential consequences of the defendant's choice of treatment of the minor plaintiff and her mother, neither the minor plaintiff's parents nor a reasonable person in their position would have elected the defendant's choice of treatment.
6. The alternatives to and the risks and potential consequences of the defendant's choice of treatment were material to a decision by the minor plaintiff's parents and a reasonable person in their position as to whether to undergo the defendant's choice of treatment.
7. As a direct and proximate result of the defendant, Divyah Nagendra, M.D.'s failure to inform the minor plaintiff's parents of the alternatives to and risks and potential consequences of the defendant's treatment, the minor plaintiff, Ava Edmonds, was caused to sustain severe and permanent personal injuries; has incurred and will continue to incur great expense for her medical, surgical, and hospital care and treatment; has suffered and will continue to suffer great pain of body and anguish of mind; has been and will continue to be hospitalized; has been and will continue to be unable to pursue normal activities; and her ability to enjoy life has been permanently adversely affected.

WHEREFORE, the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, prays judgment against the defendant, Divyah Nagendra, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XXII.

1. The plaintiff, Jessica Sherwin, is the mother of Ava Edmonds, and the person responsible for her support and medical care and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Divyah Nagendra, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Jessica Sherwin, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Divyah Nagendra, M.D., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Divyah Nagendra, M.D.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Jessica Sherwin, has incurred and will continue to incur great expense for the medical, surgical, and hospital care and treatment of Ava Edmonds, throughout the life of Ava Edmonds.

WHEREFORE, the plaintiff, Jessica Sherwin, prays judgment against the defendant, Divyah Nagendra, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XXIII.

1. The plaintiff, Jessica Sherwin, is the mother of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Divyah Nagendra, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Jessica Sherwin, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Divyah Nagendra, M.D., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Divyah Nagendra, M.D.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Jessica Sherwin, has suffered and will continue to suffer severe emotional distress resulting in substantial physical injury.

WHEREFORE, the plaintiff, Jessica Sherwin, prays judgment against the defendant, Divyah Nagendra, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XXIV.

1. The plaintiff, Jessica Sherwin, is the mother of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Divyah Nagendra, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Jessica Sherwin, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Divyah Nagendra, M.D., in this complaint as if each were set forth here in its entirety.
4. As the direct and proximate result of the negligence, breach of warranties, and failure to obtain informed consent of the defendant, Divyah Nagendra, M.D., the plaintiff, Jessica Sherwin, has had severely restricted the benefit of the full services, society, and affection of Ava Edmonds.

WHEREFORE, the plaintiff, Jessica Sherwin, prays judgment against the defendant, Divyah Nagendra, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XXV.

1. The plaintiff, Eric Edmonds, is the father of Ava Edmonds, and the person responsible for her support and medical care and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Divyah Nagendra, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Eric Edmonds, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Divyah Nagendra, M.D., in this complaint as if each were set forth here in its entirety.
 - a. As a direct and proximate result of the defendant, Divyah Nagendra, M.D.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Eric Edmonds, has incurred and will continue to incur great expense for the medical, surgical, and hospital care and treatment of Ava Edmonds, throughout the life of Ava Edmonds.

WHEREFORE, the plaintiff, Eric Edmonds, prays judgment against the defendant, Divyah Nagendra, M.D., in an amount which is just and appropriate to compensate him for his injuries, together with interest and costs.

Count XXVI.

1. The plaintiff, Eric Edmonds, is the father of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Divyah Nagendra, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Eric Edmonds, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Divyah Nagendra, M.D., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Divyah Nagendra, M.D.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Eric Edmonds, has suffered and will continue to suffer severe emotional distress resulting in substantial physical injury.

WHEREFORE, the plaintiff, Eric Edmonds, prays judgment against the defendant, Divyah Nagendra, M.D., in an amount which is just and appropriate to compensate him for his injuries, together with interest and costs.

Count XXVII.

1. The plaintiff, Eric Edmonds, is the father of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.

2. The defendant, Divyah Nagendra, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Eric Edmonds, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Divyah Nagendra, M.D., in this complaint as if each were set forth here in its entirety.
4. As the direct and proximate result of the negligence, breach of warranties, and failure to obtain informed consent of the defendant, Divyah Nagendra, M.D., the plaintiff, Eric Edmonds, has had severely restricted the benefit of the full services, society, and affection of Ava Edmonds.

WHEREFORE, the plaintiff, Eric Edmonds, prays judgment against the defendant, Divyah Nagendra, M.D., in an amount which is just and appropriate to compensate him for his injuries, together with interest and costs.

Count XXVIII.

1. The plaintiff, Ava Edmonds, is a minor who brings this action through her mother and next friend, Jessica Sherwin, a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Lynn Armstrong, R.N.C-OB, was at all times relevant to this complaint a nurse licensed to practice her profession in the Commonwealth of Massachusetts.
3. At all times relevant to this complaint, the defendant, Lynn Armstrong, R.N.C-OB, represented and held herself out to be a nurse, skilled in the treatment of various illnesses and conditions and, in particular, represented to the minor plaintiff's parents that she was knowledgeable, competent, and qualified to diagnose and treat the minor plaintiff and her mother on or about 12/30/14.
4. On or about 12/30/14, the minor plaintiff's mother submitted herself and the minor plaintiff to the care and treatment of the defendant, Lynn Armstrong, R.N.C-OB, who negligently, carelessly, and without regard for the minor plaintiff's and her mother's health and well being, treated the minor plaintiff and her mother in a manner resulting in the minor plaintiff's severe personal injuries.
5. The injuries sustained by the minor plaintiff, Ava Edmonds, were the direct and proximate result of the carelessness, unskillfulness, negligence and improper care and treatment by the defendant, Lynn Armstrong, R.N.C-OB, including, but not limited to the following:
 - a. Defendant's misrepresentations to the minor plaintiff's parents that she was knowledgeable, skillful, and competent to diagnose and treat the minor plaintiff and her mother on or about 12/30/14;
 - b. Defendant's failure to adequately and properly diagnose the minor plaintiff's and her mother's medical condition on or about 12/30/14, and her failure to prescribe proper and timely treatment for said condition;

- c. Defendant's failure to recognize, or have the knowledge to recognize her inability and lack of skill to diagnose and treat the minor plaintiff and her mother, when the defendant knew or should have known in the exercise of due care, the foreseeable consequences of her inability and failure to properly and skillfully provide the minor plaintiff and her mother with acceptable nursing services;
 - d. Defendant's failure to possess or negligent failure to exercise that degree of skill, training, and care as is possessed and exercised by average qualified members of the nursing profession practicing her specialty; and
 - e. Defendant's failure to inform and to warn of the risks involved in or associated with the minor plaintiff's and her mother's condition and failure to inform and to warn about the treatment of said condition.
6. As a direct and proximate result of the negligence, carelessness, and unskillfulness of the defendant, Lynn Armstrong, R.N.C-OB, the minor plaintiff, Ava Edmonds, was caused to sustain severe and permanent personal injuries; has incurred and will continue to incur great expense for her medical, surgical, and hospital care and treatment; has suffered and will continue to suffer great pain of body and anguish of mind; has been and will continue to be hospitalized; has been and will continue to be unable to pursue normal activities; and her ability to enjoy life has been permanently adversely affected.

WHEREFORE, the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, prays judgment against the defendant, Lynn Armstrong, R.N.C-OB, in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XXIX.

1. The minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, repeats and reavers fully herein Paragraphs One through Six of Count XXVIII of this complaint as if each were set forth here in its entirety.
2. On or about 12/30/14, the defendant, Lynn Armstrong, R.N.C-OB, contracted with the minor plaintiff's parents to provide professional services related to the minor plaintiff's and her mother's nursing care and treatment.
3. The defendant, Lynn Armstrong, R.N.C-OB, expressly and impliedly warranted to the minor plaintiff's parents that she would perform and render said professional services in accordance with accepted standards for the practice of nursing, and that she would possess and exercise that degree of skill and care possessed and exercised by the average qualified members of the nursing profession practicing her specialty.
4. On or about 12/30/14, the defendant, Lynn Armstrong, R.N.C-OB, breached her express and implied warranties by failing to perform and render professional services in accordance with accepted standards for the practice of nursing, and by failing to possess and exercise that degree of skill and care possessed and exercised by the average qualified members of the nursing profession practicing her specialty.

5. As a direct and proximate result of the defendant, Lynn Armstrong, R.N.C-OB's breach of express and implied warranties, the minor plaintiff, Ava Edmonds, was caused to sustain severe and permanent personal injuries; has incurred and will continue to incur great expense for her medical, surgical, and hospital care and treatment; has suffered and will continue to suffer great pain of body and anguish of mind; has been and will continue to be hospitalized; has been and will continue to be unable to pursue normal activities; and her ability to enjoy life has been permanently adversely affected.

WHEREFORE, the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, prays judgment against the defendant, Lynn Armstrong, R.N.C-OB, in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XXX.

1. The minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, repeats and reavers fully herein Paragraphs One through Six of Count XXVIII and Paragraphs One through Five of Count XXIX of this complaint as if each were set forth here in its entirety.
2. On or about 12/30/14, average qualified members of the nursing profession practicing the defendant's specialty knew or should have known of the risks, potential consequences and alternatives to the defendant's choice of treatment of the minor plaintiff and her mother.
3. On or about 12/30/14, the defendant, Lynn Armstrong, R.N.C-OB, knew or should have known of the risks, potential consequences and alternatives to the defendant's choice of treatment of the minor plaintiff and her mother.
4. On or about 12/30/14, the defendant, Lynn Armstrong, R.N.C-OB, did not inform the minor plaintiff's parents of the alternatives to and risks and potential consequences of the defendant's choice of treatment of the minor plaintiff and her mother.
5. If the defendant, Lynn Armstrong, R.N.C-OB, had informed the minor plaintiff's parents of the alternatives to and risks and potential consequences of the defendant's choice of treatment of the minor plaintiff and her mother, neither the minor plaintiff's parents nor a reasonable person in their position would have elected the defendant's choice of treatment.
6. The alternatives to and the risks and potential consequences of the defendant's choice of treatment were material to a decision by the minor plaintiff's parents and a reasonable person in their position as to whether to undergo the defendant's choice of treatment.
7. As a direct and proximate result of the defendant, Lynn Armstrong, R.N.C-OB's failure to inform the minor plaintiff's parents of the alternatives to and risks and potential consequences of the defendant's treatment, the minor plaintiff, Ava Edmonds, was caused to sustain severe and permanent personal injuries; has incurred and will continue to incur great expense for her medical, surgical, and hospital care and treatment; has suffered and will continue to suffer great pain of body and anguish of mind; has been and will continue to be hospitalized; has been and will continue to be unable to pursue normal activities; and her ability to enjoy life has been permanently adversely affected.

WHEREFORE, the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, prays judgment against the defendant, Lynn Armstrong, R.N.C-OB, in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XXXI.

1. The plaintiff, Jessica Sherwin, is the mother of Ava Edmonds, and the person responsible for her support and medical care and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Lynn Armstrong, R.N.C-OB, was at all times relevant to this complaint a nurse licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Jessica Sherwin, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Lynn Armstrong, R.N.C-OB, in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Lynn Armstrong, R.N.C-OB's negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Jessica Sherwin, has incurred and will continue to incur great expense for the medical, surgical, and hospital care and treatment of Ava Edmonds, throughout the life of Ava Edmonds.

WHEREFORE, the plaintiff, Jessica Sherwin, prays judgment against the defendant, Lynn Armstrong, R.N.C-OB, in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XXXII.

1. The plaintiff, Jessica Sherwin, is the mother of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Lynn Armstrong, R.N.C-OB, was at all times relevant to this complaint a nurse licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Jessica Sherwin, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Lynn Armstrong, R.N.C-OB, in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Lynn Armstrong, R.N.C-OB's negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Jessica Sherwin, has suffered and will continue to suffer severe emotional distress resulting in substantial physical injury.

WHEREFORE, the plaintiff, Jessica Sherwin, prays judgment against the defendant, Lynn Armstrong, R.N.C-OB, in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XXXIII.

1. The plaintiff, Jessica Sherwin, is the mother of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Lynn Armstrong, R.N.C-OB, was at all times relevant to this complaint a nurse licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Jessica Sherwin, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Lynn Armstrong, R.N.C-OB, in this complaint as if each were set forth here in its entirety.
4. As the direct and proximate result of the negligence, breach of warranties, and failure to obtain informed consent of the defendant, Lynn Armstrong, R.N.C-OB, the plaintiff, Jessica Sherwin, has had severely restricted the benefit of the full services, society, and affection of Ava Edmonds.

WHEREFORE, the plaintiff, Jessica Sherwin, prays judgment against the defendant, Lynn Armstrong, R.N.C-OB, in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XXXIV.

1. The plaintiff, Eric Edmonds, is the father of Ava Edmonds, and the person responsible for her support and medical care and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Lynn Armstrong, R.N.C-OB, was at all times relevant to this complaint a nurse licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Eric Edmonds, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Lynn Armstrong, R.N.C-OB, in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Lynn Armstrong, R.N.C-OB's negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Eric Edmonds, has incurred and will continue to incur great expense for the medical, surgical, and hospital care and treatment of Ava Edmonds, throughout the life of Ava Edmonds.

WHEREFORE, the plaintiff, Eric Edmonds, prays judgment against the defendant, Lynn Armstrong, R.N.C-OB, in an amount which is just and appropriate to compensate him for his injuries, together with interest and costs.

Count XXXV.

1. The plaintiff, Eric Edmonds, is the father of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.

2. The defendant, Lynn Armstrong, R.N.C-OB, was at all times relevant to this complaint a nurse licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Eric Edmonds, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Lynn Armstrong, R.N.C-OB, in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Lynn Armstrong, R.N.C-OB's negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Eric Edmonds, has suffered and will continue to suffer severe emotional distress resulting in substantial physical injury.

WHEREFORE, the plaintiff, Eric Edmonds, prays judgment against the defendant, Lynn Armstrong, R.N.C-OB, in an amount which is just and appropriate to compensate him for his injuries, together with interest and costs.

Count XXXVI.

1. The plaintiff, Eric Edmonds, is the father of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Lynn Armstrong, R.N.C-OB, was at all times relevant to this complaint a nurse licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Eric Edmonds, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Lynn Armstrong, R.N.C-OB, in this complaint as if each were set forth here in its entirety.
4. As the direct and proximate result of the negligence, breach of warranties, and failure to obtain informed consent of the defendant, Lynn Armstrong, R.N.C-OB, the plaintiff, Eric Edmonds, has had severely restricted the benefit of the full services, society, and affection of Ava Edmonds.

WHEREFORE, the plaintiff, Eric Edmonds, prays judgment against the defendant, Lynn Armstrong, R.N.C-OB, in an amount which is just and appropriate to compensate him for his injuries, together with interest and costs.

Count XXXVII.

1. The plaintiff, Ava Edmonds, is a minor who brings this action through her mother and next friend, Jessica Sherwin, a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Maureen Veau, R.N., was at all times relevant to this complaint a nurse licensed to practice her profession in the Commonwealth of Massachusetts.
3. At all times relevant to this complaint, the defendant, Maureen Veau, R.N., represented and held herself out to be a nurse, skilled in the treatment of various illnesses and conditions

and, in particular, represented to the minor plaintiff's parents that she was knowledgeable, competent, and qualified to diagnose and treat the minor plaintiff and her mother on or about 12/30/14.

4. On or about 12/30/14, the minor plaintiff's mother submitted herself and the minor plaintiff to the care and treatment of the defendant, Maureen Veau, R.N., who negligently, carelessly, and without regard for the minor plaintiff's and her mother's health and well being, treated the minor plaintiff and her mother in a manner resulting in the minor plaintiff's severe personal injuries.
5. The injuries sustained by the minor plaintiff, Ava Edmonds, were the direct and proximate result of the carelessness, unskillfulness, negligence and improper care and treatment by the defendant, Maureen Veau, R.N., including, but not limited to the following:
 - a. Defendant's misrepresentations to the minor plaintiff's parents that she was knowledgeable, skillful, and competent to diagnose and treat the minor plaintiff and her mother on or about 12/30/14;
 - b. Defendant's failure to adequately and properly diagnose the minor plaintiff's and her mother's medical condition on or about 12/30/14, and her failure to prescribe proper and timely treatment for said condition;
 - c. Defendant's failure to recognize, or have the knowledge to recognize her inability and lack of skill to diagnose and treat the minor plaintiff and her mother, when the defendant knew or should have known in the exercise of due care, the foreseeable consequences of her inability and failure to properly and skillfully provide the minor plaintiff and her mother with acceptable nursing services;
 - d. Defendant's failure to possess or negligent failure to exercise that degree of skill, training, and care as is possessed and exercised by average qualified members of the nursing profession practicing her specialty; and
 - e. Defendant's failure to inform and to warn of the risks involved in or associated with the minor plaintiff's and her mother's condition and failure to inform and to warn about the treatment of said condition.
- b. As a direct and proximate result of the negligence, carelessness, and unskillfulness of the defendant, Maureen Veau, R.N., the minor plaintiff, Ava Edmonds, was caused to sustain severe and permanent personal injuries; has incurred and will continue to incur great expense for her medical, surgical, and hospital care and treatment; has suffered and will continue to suffer great pain of body and anguish of mind; has been and will continue to be hospitalized; has been and will continue to be unable to pursue normal activities; and her ability to enjoy life has been permanently adversely affected.

WHEREFORE, the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, prays judgment against the defendant, Maureen Veau, R.N., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XXXVIII.

1. The minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, repeats and reavers fully herein Paragraphs One through Six of Count XXXVII of this complaint as if each were set forth here in its entirety.
2. On or about 12/30/14, the defendant, Maureen Veau, R.N., contracted with the minor plaintiff's parents to provide professional services related to the minor plaintiff's and her mother's nursing care and treatment.
3. The defendant, Maureen Veau, R.N., expressly and impliedly warranted to the minor plaintiff's parents that she would perform and render said professional services in accordance with accepted standards for the practice of nursing, and that she would possess and exercise that degree of skill and care possessed and exercised by the average qualified members of the nursing profession practicing her specialty.
4. On or about 12/30/14, the defendant, Maureen Veau, R.N., breached her express and implied warranties by failing to perform and render professional services in accordance with accepted standards for the practice of nursing, and by failing to possess and exercise that degree of skill and care possessed and exercised by the average qualified members of the nursing profession practicing her specialty.
5. As a direct and proximate result of the defendant, Maureen Veau, R.N.'s breach of express and implied warranties, the minor plaintiff, Ava Edmonds, was caused to sustain severe and permanent personal injuries; has incurred and will continue to incur great expense for her medical, surgical, and hospital care and treatment; has suffered and will continue to suffer great pain of body and anguish of mind; has been and will continue to be hospitalized; has been and will continue to be unable to pursue normal activities; and her ability to enjoy life has been permanently adversely affected.

WHEREFORE, the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, prays judgment against the defendant, Maureen Veau, R.N., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XXXIX.

1. The minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, repeats and reavers fully herein Paragraphs One through Six of Count XXXVII and Paragraphs One through Five of Count XXXVIII of this complaint as if each were set forth here in its entirety.
2. On or about 12/30/14, average qualified members of the nursing profession practicing the defendant's specialty knew or should have known of the risks, potential consequences and alternatives to the defendant's choice of treatment of the minor plaintiff and her mother.

3. On or about 12/30/14, the defendant, Maureen Veau, R.N., knew or should have known of the risks, potential consequences and alternatives to the defendant's choice of treatment of the minor plaintiff and her mother.
4. On or about 12/30/14, the defendant, Maureen Veau, R.N., did not inform the minor plaintiff's parents of the alternatives to and risks and potential consequences of the defendant's choice of treatment of the minor plaintiff and her mother.
5. If the defendant, Maureen Veau, R.N., had informed the minor plaintiff's parents of the alternatives to and risks and potential consequences of the defendant's choice of treatment of the minor plaintiff and her mother, neither the minor plaintiff's parents nor a reasonable person in their position would have elected the defendant's choice of treatment.
6. The alternatives to and the risks and potential consequences of the defendant's choice of treatment were material to a decision by the minor plaintiff's parents and a reasonable person in their position as to whether to undergo the defendant's choice of treatment.
7. As a direct and proximate result of the defendant, Maureen Veau, R.N.'s failure to inform the minor plaintiff's parents of the alternatives to and risks and potential consequences of the defendant's treatment, the minor plaintiff, Ava Edmonds, was caused to sustain severe and permanent personal injuries; has incurred and will continue to incur great expense for her medical, surgical, and hospital care and treatment; has suffered and will continue to suffer great pain of body and anguish of mind; has been and will continue to be hospitalized; has been and will continue to be unable to pursue normal activities; and her ability to enjoy life has been permanently adversely affected.

WHEREFORE, the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, prays judgment against the defendant, Maureen Veau, R.N., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XL.

1. The plaintiff, Jessica Sherwin, is the mother of Ava Edmonds, and the person responsible for her support and medical care and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Maureen Veau, R.N., was at all times relevant to this complaint a nurse licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Jessica Sherwin, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Maureen Veau, R.N., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Maureen Veau, R.N.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Jessica Sherwin, has incurred and will continue to incur great expense for the medical, surgical, and hospital care and treatment of Ava Edmonds, throughout the life of Ava Edmonds.

WHEREFORE, the plaintiff, Jessica Sherwin, prays judgment against the defendant, Maureen Veau, R.N., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XLI.

1. The plaintiff, Jessica Sherwin, is the mother of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Maureen Veau, R.N., was at all times relevant to this complaint a nurse licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Jessica Sherwin, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Maureen Veau, R.N., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Maureen Veau, R.N.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Jessica Sherwin, has suffered and will continue to suffer severe emotional distress resulting in substantial physical injury.

WHEREFORE, the plaintiff, Jessica Sherwin, prays judgment against the defendant, Maureen Veau, R.N., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XLII.

1. The plaintiff, Jessica Sherwin, is the mother of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Maureen Veau, R.N., was at all times relevant to this complaint a nurse licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Jessica Sherwin, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Maureen Veau, R.N., in this complaint as if each were set forth here in its entirety.
4. As the direct and proximate result of the negligence, breach of warranties, and failure to obtain informed consent of the defendant, Maureen Veau, R.N., the plaintiff, Jessica Sherwin, has had severely restricted the benefit of the full services, society, and affection of Ava Edmonds.

WHEREFORE, the plaintiff, Jessica Sherwin, prays judgment against the defendant, Maureen Veau, R.N., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XLIII.

1. The plaintiff, Eric Edmonds, is the father of Ava Edmonds, and the person responsible for her support and medical care and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Maureen Veau, R.N., was at all times relevant to this complaint a nurse licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Eric Edmonds, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Maureen Veau, R.N., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Maureen Veau, R.N.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Eric Edmonds, has incurred and will continue to incur great expense for the medical, surgical, and hospital care and treatment of Ava Edmonds, throughout the life of Ava Edmonds.

WHEREFORE, the plaintiff, Eric Edmonds, prays judgment against the defendant, Maureen Veau, R.N., in an amount which is just and appropriate to compensate him for his injuries, together with interest and costs.

Count XLIV.

1. The plaintiff, Eric Edmonds, is the father of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Maureen Veau, R.N., was at all times relevant to this complaint a nurse licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Eric Edmonds, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Maureen Veau, R.N., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Maureen Veau, R.N.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Eric Edmonds, has suffered and will continue to suffer severe emotional distress resulting in substantial physical injury.

WHEREFORE, the plaintiff, Eric Edmonds, prays judgment against the defendant, Maureen Veau, R.N., in an amount which is just and appropriate to compensate him for his injuries, together with interest and costs.

Count XLV.

1. The plaintiff, Eric Edmonds, is the father of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.

2. The defendant, Maureen Veau, R.N., was at all times relevant to this complaint a nurse licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Eric Edmonds, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Maureen Veau, R.N., in this complaint as if each were set forth here in its entirety.
4. As the direct and proximate result of the negligence, breach of warranties, and failure to obtain informed consent of the defendant, Maureen Veau, R.N., the plaintiff, Eric Edmonds, has had severely restricted the benefit of the full services, society, and affection of Ava Edmonds.

WHEREFORE, the plaintiff, Eric Edmonds, prays judgment against the defendant, Maureen Veau, R.N., in an amount which is just and appropriate to compensate him for his injuries, together with interest and costs.

Count XLVI.

1. The plaintiff, Ava Edmonds, is a minor who brings this action through her mother and next friend, Jessica Sherwin, a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Katherine Callaghan, M.D., was at all times relevant to this complaint a physician licensed to practice her profession in the Commonwealth of Massachusetts.
3. At all times relevant to this complaint, the defendant, Katherine Callaghan, M.D., represented and held herself out to be a physician, skilled in the treatment of various illnesses and conditions and, in particular, represented to the minor plaintiff's parents that she was knowledgeable, competent, and qualified to diagnose and treat the minor plaintiff and her mother on or about 1/1/15.
4. On or about 1/1/15, the minor plaintiff's mother submitted herself and the minor plaintiff to the care and treatment of the defendant, Katherine Callaghan, M.D., who negligently, carelessly, and without regard for the minor plaintiff's and her mother's health and well being, treated the minor plaintiff and her mother in a manner resulting in the minor plaintiff's severe personal injuries.
5. The injuries sustained by the minor plaintiff, Ava Edmonds, were the direct and proximate result of the carelessness, unskillfulness, negligence and improper care and treatment by the defendant, Katherine Callaghan, M.D., including, but not limited to the following:
 - a. Defendant's misrepresentations to the minor plaintiff's parents that she was knowledgeable, skillful, and competent to diagnose and treat the minor plaintiff and her mother on or about 1/1/15;
 - b. Defendant's failure to adequately and properly diagnose the minor plaintiff's and her mother's medical condition on or about 1/1/15, and her failure to prescribe proper and timely treatment for said condition;

- c. Defendant's failure to recognize, or have the knowledge to recognize her inability and lack of skill to diagnose and treat the minor plaintiff and her mother, when the defendant knew or should have known in the exercise of due care, the foreseeable consequences of her inability and failure to properly and skillfully provide the minor plaintiff and her mother with acceptable medical and diagnostic services;
 - d. Defendant's failure to possess or negligent failure to exercise that degree of skill, training, and care as is possessed and exercised by average qualified members of the medical profession practicing her specialty; and
 - e. Defendant's failure to inform and to warn of the risks involved in or associated with the minor plaintiff's and her mother's condition and failure to inform and to warn about the treatment of said condition.
6. As a direct and proximate result of the negligence, carelessness, and unskillfulness of the defendant, Katherine Callaghan, M.D., the minor plaintiff, Ava Edmonds, was caused to sustain severe and permanent personal injuries; has incurred and will continue to incur great expense for her medical, surgical, and hospital care and treatment; has suffered and will continue to suffer great pain of body and anguish of mind; has been and will continue to be hospitalized; has been and will continue to be unable to pursue normal activities; and her ability to enjoy life has been permanently adversely affected.

WHEREFORE, the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, prays judgment against the defendant, Katherine Callaghan, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XLVII.

1. The minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, repeats and reavers fully herein Paragraphs One through Six of Count XLVI of this complaint as if each were set forth here in its entirety.
2. On or about 1/1/15, the defendant, Katherine Callaghan, M.D., contracted with the minor plaintiff's parents to provide professional services related to the minor plaintiff's and her mother's medical care and treatment.
3. The defendant, Katherine Callaghan, M.D., expressly and impliedly warranted to the minor plaintiff's parents that she would perform and render said professional services in accordance with accepted standards for the practice of medicine, and that she would possess and exercise that degree of skill and care possessed and exercised by the average qualified members of the medical profession practicing her specialty.
4. On or about 1/1/15, the defendant, Katherine Callaghan, M.D., breached her express and implied warranties by failing to perform and render professional services in accordance with accepted standards for the practice of medicine, and by failing to possess and exercise that degree of skill and care possessed and exercised by the average qualified members of the medical profession practicing her specialty.

5. As a direct and proximate result of the defendant, Katherine Callaghan, M.D.'s breach of express and implied warranties, the minor plaintiff, Ava Edmonds, was caused to sustain severe and permanent personal injuries; has incurred and will continue to incur great expense for her medical, surgical, and hospital care and treatment; has suffered and will continue to suffer great pain of body and anguish of mind; has been and will continue to be hospitalized; has been and will continue to be unable to pursue normal activities; and her ability to enjoy life has been permanently adversely affected.

WHEREFORE, the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, prays judgment against the defendant, Katherine Callaghan, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XLVIII.

1. The minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, repeats and reavers fully herein Paragraphs One through Six of Count XLVI and Paragraphs One through Five of Count XLVII of this complaint as if each were set forth here in its entirety.
2. On or about 1/1/15, average qualified members of the medical profession practicing the defendant's specialty knew or should have known of the risks, potential consequences and alternatives to the defendant's choice of treatment of the minor plaintiff and her mother.
3. On or about 1/1/15, the defendant, Katherine Callaghan, M.D., knew or should have known of the risks, potential consequences and alternatives to the defendant's choice of treatment of the minor plaintiff and her mother.
4. On or about 1/1/15, the defendant, Katherine Callaghan, M.D., did not inform the minor plaintiff's parents of the alternatives to and risks and potential consequences of the defendant's choice of treatment of the minor plaintiff and her mother.
5. If the defendant, Katherine Callaghan, M.D., had informed the minor plaintiff's parents of the alternatives to and risks and potential consequences of the defendant's choice of treatment of the minor plaintiff and her mother, neither the minor plaintiff's parents nor a reasonable person in their position would have elected the defendant's choice of treatment.
6. The alternatives to and the risks and potential consequences of the defendant's choice of treatment were material to a decision by the minor plaintiff's parents and a reasonable person in their position as to whether to undergo the defendant's choice of treatment.
7. As a direct and proximate result of the defendant, Katherine Callaghan, M.D.'s failure to inform the minor plaintiff's parents of the alternatives to and risks and potential consequences of the defendant's treatment, the minor plaintiff, Ava Edmonds, was caused to sustain severe and permanent personal injuries; has incurred and will continue to incur great expense for her medical, surgical, and hospital care and treatment; has suffered and will continue to suffer great pain of body and anguish of mind; has been and will continue to be hospitalized; has been and will continue to be unable to pursue normal activities; and her ability to enjoy life has been permanently adversely affected.

WHEREFORE, the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, prays judgment against the defendant, Katherine Callaghan, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count XLIX.

1. The plaintiff, Jessica Sherwin, is the mother of Ava Edmonds, and the person responsible for her support and medical care and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Katherine Callaghan, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Jessica Sherwin, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Katherine Callaghan, M.D., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Katherine Callaghan, M.D.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Jessica Sherwin, has incurred and will continue to incur great expense for the medical, surgical, and hospital care and treatment of Ava Edmonds, throughout the life of Ava Edmonds.

WHEREFORE, the plaintiff, Jessica Sherwin, prays judgment against the defendant, Katherine Callaghan, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count L.

1. The plaintiff, Jessica Sherwin, is the mother of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Katherine Callaghan, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Jessica Sherwin, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Katherine Callaghan, M.D., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Katherine Callaghan, M.D.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Jessica Sherwin, has suffered and will continue to suffer severe emotional distress resulting in substantial physical injury.

WHEREFORE, the plaintiff, Jessica Sherwin, prays judgment against the defendant, Katherine Callaghan, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count LI.

1. The plaintiff, Jessica Sherwin, is the mother of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Katherine Callaghan, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Jessica Sherwin, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Katherine Callaghan, M.D., in this complaint as if each were set forth here in its entirety.
4. As the direct and proximate result of the negligence, breach of warranties, and failure to obtain informed consent of the defendant, Katherine Callaghan, M.D., the plaintiff, Jessica Sherwin, has had severely restricted the benefit of the full services, society, and affection of Ava Edmonds.

WHEREFORE, the plaintiff, Jessica Sherwin, prays judgment against the defendant, Katherine Callaghan, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count LII.

1. The plaintiff, Eric Edmonds, is the father of Ava Edmonds, and the person responsible for her support and medical care and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Katherine Callaghan, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Eric Edmonds, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Katherine Callaghan, M.D., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Katherine Callaghan, M.D.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Eric Edmonds, has incurred and will continue to incur great expense for the medical, surgical, and hospital care and treatment of Ava Edmonds, throughout the life of Ava Edmonds.

WHEREFORE, the plaintiff, Eric Edmonds, prays judgment against the defendant, Katherine Callaghan, M.D., in an amount which is just and appropriate to compensate him for his injuries, together with interest and costs.

Count LIII.

1. The plaintiff, Eric Edmonds, is the father of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.

2. The defendant, Katherine Callaghan, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Eric Edmonds, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Katherine Callaghan, M.D., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Katherine Callaghan, M.D.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Eric Edmonds, has suffered and will continue to suffer severe emotional distress resulting in substantial physical injury.

WHEREFORE, the plaintiff, Eric Edmonds, prays judgment against the defendant, Katherine Callaghan, M.D., in an amount which is just and appropriate to compensate him for his injuries, together with interest and costs.

Count LIV.

1. The plaintiff, Eric Edmonds, is the father of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Katherine Callaghan, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Eric Edmonds, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Katherine Callaghan, M.D., in this complaint as if each were set forth here in its entirety.
4. As the direct and proximate result of the negligence, breach of warranties, and failure to obtain informed consent of the defendant, Katherine Callaghan, M.D., the plaintiff, Eric Edmonds, has had severely restricted the benefit of the full services, society, and affection of Ava Edmonds.

WHEREFORE, the plaintiff, Eric Edmonds, prays judgment against the defendant, Katherine Callaghan, M.D., in an amount which is just and appropriate to compensate him for his injuries, together with interest and costs.

Count LV.

1. The plaintiff, Ava Edmonds, is a minor who brings this action through her mother and next friend, Jessica Sherwin, a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Celeste Straight, M.D., was at all times relevant to this complaint a physician licensed to practice her profession in the Commonwealth of Massachusetts.
3. At all times relevant to this complaint, the defendant, Celeste Straight, M.D., represented and held herself out to be a physician, skilled in the treatment of various illnesses and

conditions and, in particular, represented to the minor plaintiff's parents that she was knowledgeable, competent, and qualified to diagnose and treat the minor plaintiff and her mother on or about 1/1/15.

4. On or about 1/1/15, the minor plaintiff's mother submitted herself and the minor plaintiff to the care and treatment of the defendant, Celeste Straight, M.D., who negligently, carelessly, and without regard for the minor plaintiff's and her mother's health and well being, treated the minor plaintiff and her mother in a manner resulting in the minor plaintiff's severe personal injuries.
5. The injuries sustained by the minor plaintiff, Ava Edmonds, were the direct and proximate result of the carelessness, unskillfulness, negligence and improper care and treatment by the defendant, Celeste Straight, M.D., including, but not limited to the following:
 - a. Defendant's misrepresentations to the minor plaintiff's parents that she was knowledgeable, skillful, and competent to diagnose and treat the minor plaintiff and her mother on or about 1/1/15;
 - b. Defendant's failure to adequately and properly diagnose the minor plaintiff's and her mother's medical condition on or about 1/1/15, and her failure to prescribe proper and timely treatment for said condition;
 - c. Defendant's failure to recognize, or have the knowledge to recognize her inability and lack of skill to diagnose and treat the minor plaintiff and her mother, when the defendant knew or should have known in the exercise of due care, the foreseeable consequences of her inability and failure to properly and skillfully provide the minor plaintiff and her mother with acceptable medical and diagnostic services;
 - d. Defendant's failure to possess or negligent failure to exercise that degree of skill, training, and care as is possessed and exercised by average qualified members of the medical profession practicing her specialty; and
 - e. Defendant's failure to inform and to warn of the risks involved in or associated with the minor plaintiff's and her mother's condition and failure to inform and to warn about the treatment of said condition.
6. As a direct and proximate result of the negligence, carelessness, and unskillfulness of the defendant, Celeste Straight, M.D., the minor plaintiff, Ava Edmonds, was caused to sustain severe and permanent personal injuries; has incurred and will continue to incur great expense for her medical, surgical, and hospital care and treatment; has suffered and will continue to suffer great pain of body and anguish of mind; has been and will continue to be hospitalized; has been and will continue to be unable to pursue normal activities; and her ability to enjoy life has been permanently adversely affected.

WHEREFORE, the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, prays judgment against the defendant, Celeste Straight, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count LVI.

1. The minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, repeats and reavers fully herein Paragraphs One through Six of Count LV of this complaint as if each were set forth here in its entirety.
2. On or about 1/1/15, the defendant, Celeste Straight, M.D., contracted with the minor plaintiff's parents to provide professional services related to the minor plaintiff's and her mother's medical care and treatment.
3. The defendant, Celeste Straight, M.D., expressly and impliedly warranted to the minor plaintiff's parents that she would perform and render said professional services in accordance with accepted standards for the practice of medicine, and that she would possess and exercise that degree of skill and care possessed and exercised by the average qualified members of the medical profession practicing her specialty.
4. On or about 1/1/15, the defendant, Celeste Straight, M.D., breached her express and implied warranties by failing to perform and render professional services in accordance with accepted standards for the practice of medicine, and by failing to possess and exercise that degree of skill and care possessed and exercised by the average qualified members of the medical profession practicing her specialty.
5. As a direct and proximate result of the defendant, Celeste Straight, M.D.'s breach of express and implied warranties, the minor plaintiff, Ava Edmonds, was caused to sustain severe and permanent personal injuries; has incurred and will continue to incur great expense for her medical, surgical, and hospital care and treatment; has suffered and will continue to suffer great pain of body and anguish of mind; has been and will continue to be hospitalized; has been and will continue to be unable to pursue normal activities; and her ability to enjoy life has been permanently adversely affected.

WHEREFORE, the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, prays judgment against the defendant, Celeste Straight, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count LVII.

1. The minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, repeats and reavers fully herein Paragraphs One through Six of Count LV and Paragraphs One through Five of Count LVI of this complaint as if each were set forth here in its entirety.
2. On or about 1/1/15, average qualified members of the medical profession practicing the defendant's specialty knew or should have known of the risks, potential consequences and alternatives to the defendant's choice of treatment of the minor plaintiff and her mother.
3. On or about 1/1/15, the defendant, Celeste Straight, M.D., knew or should have known of the risks, potential consequences and alternatives to the defendant's choice of treatment of the minor plaintiff and her mother.

4. On or about 1/1/15, the defendant, Celeste Straight, M.D., did not inform the minor plaintiff's parents of the alternatives to and risks and potential consequences of the defendant's choice of treatment of the minor plaintiff and her mother.
5. If the defendant, Celeste Straight, M.D., had informed the minor plaintiff's parents of the alternatives to and risks and potential consequences of the defendant's choice of treatment of the minor plaintiff and her mother, neither the minor plaintiff's parents nor a reasonable person in their position would have elected the defendant's choice of treatment.
6. The alternatives to and the risks and potential consequences of the defendant's choice of treatment were material to a decision by the minor plaintiff's parents and a reasonable person in their position as to whether to undergo the defendant's choice of treatment.
7. As a direct and proximate result of the defendant, Celeste Straight, M.D.'s failure to inform the minor plaintiff's parents of the alternatives to and risks and potential consequences of the defendant's treatment, the minor plaintiff, Ava Edmonds, was caused to sustain severe and permanent personal injuries; has incurred and will continue to incur great expense for her medical, surgical, and hospital care and treatment; has suffered and will continue to suffer great pain of body and anguish of mind; has been and will continue to be hospitalized; has been and will continue to be unable to pursue normal activities; and her ability to enjoy life has been permanently adversely affected.

WHEREFORE, the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, prays judgment against the defendant, Celeste Straight, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count LVIII.

1. The plaintiff, Jessica Sherwin, is the mother of Ava Edmonds, and the person responsible for her support and medical care and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Celeste Straight, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Jessica Sherwin, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Celeste Straight, M.D., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Celeste Straight, M.D.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Jessica Sherwin, has incurred and will continue to incur great expense for the medical, surgical, and hospital care and treatment of Ava Edmonds, throughout the life of Ava Edmonds.

WHEREFORE, the plaintiff, Jessica Sherwin, prays judgment against the defendant, Celeste Straight, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count LIX.

1. The plaintiff, Jessica Sherwin, is the mother of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Celeste Straight, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Jessica Sherwin, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Celeste Straight, M.D., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Celeste Straight, M.D.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Jessica Sherwin, has suffered and will continue to suffer severe emotional distress resulting in substantial physical injury.

WHEREFORE, the plaintiff, Jessica Sherwin, prays judgment against the defendant, Celeste Straight, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count LX.

1. The plaintiff, Jessica Sherwin, is the mother of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Celeste Straight, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Jessica Sherwin, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Celeste Straight, M.D., in this complaint as if each were set forth here in its entirety.
4. As the direct and proximate result of the negligence, breach of warranties, and failure to obtain informed consent of the defendant, Celeste Straight, M.D., the plaintiff, Jessica Sherwin, has had severely restricted the benefit of the full services, society, and affection of Ava Edmonds.

WHEREFORE, the plaintiff, Jessica Sherwin, prays judgment against the defendant, Celeste Straight, M.D., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count LXI.

1. The plaintiff, Eric Edmonds, is the father of Ava Edmonds, and the person responsible for her support and medical care and a resident of Leicester, Worcester County, Massachusetts.

2. The defendant, Celeste Straight, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Eric Edmonds, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Celeste Straight, M.D., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Celeste Straight, M.D.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Eric Edmonds, has incurred and will continue to incur great expense for the medical, surgical, and hospital care and treatment of Ava Edmonds, throughout the life of Ava Edmonds.

WHEREFORE, the plaintiff, Eric Edmonds, prays judgment against the defendant, Celeste Straight, M.D., in an amount which is just and appropriate to compensate him for his injuries, together with interest and costs.

Count LXII.

1. The plaintiff, Eric Edmonds, is the father of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Celeste Straight, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Eric Edmonds, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Celeste Straight, M.D., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Celeste Straight, M.D.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Eric Edmonds, has suffered and will continue to suffer severe emotional distress resulting in substantial physical injury.

WHEREFORE, the plaintiff, Eric Edmonds, prays judgment against the defendant, Celeste Straight, M.D., in an amount which is just and appropriate to compensate him for his injuries, together with interest and costs.

Count LXIII.

1. The plaintiff, Eric Edmonds, is the father of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Celeste Straight, M.D., was at all times relevant to this complaint a physician licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Eric Edmonds, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother

and next friend, Jessica Sherwin, against the defendant, Celeste Straight, M.D., in this complaint as if each were set forth here in its entirety.

4. As the direct and proximate result of the negligence, breach of warranties, and failure to obtain informed consent of the defendant, Celeste Straight, M.D., the plaintiff, Eric Edmonds, has had severely restricted the benefit of the full services, society, and affection of Ava Edmonds.

WHEREFORE, the plaintiff, Eric Edmonds, prays judgment against the defendant, Celeste Straight, M.D., in an amount which is just and appropriate to compensate him for his injuries, together with interest and costs.

County LXIV.

1. The plaintiff, Ava Edmonds, is a minor who brings this action through her mother and next friend, Jessica Sherwin, a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Deborah Lenz, R.N., was at all times relevant to this complaint a nurse licensed to practice her profession in the Commonwealth of Massachusetts.
3. At all times relevant to this complaint, the defendant, Deborah Lenz, R.N., represented and held herself out to be a nurse, skilled in the treatment of various illnesses and conditions and, in particular, represented to the minor plaintiff's parents that she was knowledgeable, competent, and qualified to diagnose and treat the minor plaintiff and her mother on or about 1/1/15.
4. On or about 1/1/15, the minor plaintiff's mother submitted herself and the minor plaintiff to the care and treatment of the defendant, Deborah Lenz, R.N., who negligently, carelessly, and without regard for the minor plaintiff's and her mother's health and well being, treated the minor plaintiff and her mother in a manner resulting in the minor plaintiff's severe personal injuries.
5. The injuries sustained by the minor plaintiff, Ava Edmonds, were the direct and proximate result of the carelessness, unskillfulness, negligence and improper care and treatment by the defendant, Deborah Lenz, R.N., including, but not limited to the following:
 - a. Defendant's misrepresentations to the minor plaintiff's parents that she was knowledgeable, skillful, and competent to diagnose and treat the minor plaintiff and her mother on or about 1/1/15;
 - b. Defendant's failure to adequately and properly diagnose the minor plaintiff's and her mother's medical condition on or about 1/1/15, and her failure to prescribe proper and timely treatment for said condition;
 - c. Defendant's failure to recognize, or have the knowledge to recognize her inability and lack of skill to diagnose and treat the minor plaintiff and her mother, when the defendant knew or should have known in the exercise of due care, the foreseeable consequences of her inability and failure to

properly and skillfully provide the minor plaintiff and her mother with acceptable nursing services;

- d. Defendant's failure to possess or negligent failure to exercise that degree of skill, training, and care as is possessed and exercised by average qualified members of the nursing profession practicing her specialty; and
 - e. Defendant's failure to inform and to warn of the risks involved in or associated with the minor plaintiff's and her mother's condition and failure to inform and to warn about the treatment of said condition.
6. As a direct and proximate result of the negligence, carelessness, and unskillfulness of the defendant, Deborah Lenz, R.N., the minor plaintiff, Ava Edmonds, was caused to sustain severe and permanent personal injuries; has incurred and will continue to incur great expense for her medical, surgical, and hospital care and treatment; has suffered and will continue to suffer great pain of body and anguish of mind; has been and will continue to be hospitalized; has been and will continue to be unable to pursue normal activities; and her ability to enjoy life has been permanently adversely affected.

WHEREFORE, the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, prays judgment against the defendant, Deborah Lenz, R.N., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Couny LXV.

1. The minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, repeats and reavers fully herein Paragraphs One through Six of Count LXIV of this complaint as if each were set forth here in its entirety.
2. On or about 1/1/15, the defendant, Deborah Lenz, R.N., contracted with the minor plaintiff's parents to provide professional services related to the minor plaintiff's and her mother's nursing care and treatment.
3. The defendant, Deborah Lenz, R.N., expressly and impliedly warranted to the minor plaintiff's parents that she would perform and render said professional services in accordance with accepted standards for the practice of nursing, and that she would possess and exercise that degree of skill and care possessed and exercised by the average qualified members of the nursing profession practicing her specialty.
4. On or about 1/1/15, the defendant, Deborah Lenz, R.N., breached her express and implied warranties by failing to perform and render professional services in accordance with accepted standards for the practice of nursing, and by failing to possess and exercise that degree of skill and care possessed and exercised by the average qualified members of the nursing profession practicing her specialty.
5. As a direct and proximate result of the defendant, Deborah Lenz, R.N.'s breach of express and implied warranties, the minor plaintiff, Ava Edmonds, was caused to sustain severe and permanent personal injuries; has incurred and will continue to incur great expense for her

medical, surgical, and hospital care and treatment; has suffered and will continue to suffer great pain of body and anguish of mind; has been and will continue to be hospitalized; has been and will continue to be unable to pursue normal activities; and her ability to enjoy life has been permanently adversely affected.

WHEREFORE, the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, prays judgment against the defendant, Deborah Lenz, R.N., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count LXVI.

1. The minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, repeats and reavers fully herein Paragraphs One through Six of Count LXIV and Paragraphs One through Five of Count LXV of this complaint as if each were set forth here in its entirety.
2. On or about 1/1/15, average qualified members of the nursing profession practicing the defendant's specialty knew or should have known of the risks, potential consequences and alternatives to the defendant's choice of treatment of the minor plaintiff and her mother.
3. On or about 1/1/15, the defendant, Deborah Lenz, R.N., knew or should have known of the risks, potential consequences and alternatives to the defendant's choice of treatment of the minor plaintiff and her mother.
4. On or about 1/1/15, the defendant, Deborah Lenz, R.N., did not inform the minor plaintiff's parents of the alternatives to and risks and potential consequences of the defendant's choice of treatment of the minor plaintiff and her mother.
5. If the defendant, Deborah Lenz, R.N., had informed the minor plaintiff's parents of the alternatives to and risks and potential consequences of the defendant's choice of treatment of the minor plaintiff and her mother, neither the minor plaintiff's parents nor a reasonable person in their position would have elected the defendant's choice of treatment.
6. The alternatives to and the risks and potential consequences of the defendant's choice of treatment were material to a decision by the minor plaintiff's parents and a reasonable person in their position as to whether to undergo the defendant's choice of treatment.
7. As a direct and proximate result of the defendant, Deborah Lenz, R.N.'s failure to inform the minor plaintiff's parents of the alternatives to and risks and potential consequences of the defendant's treatment, the minor plaintiff, Ava Edmonds, was caused to sustain severe and permanent personal injuries; has incurred and will continue to incur great expense for her medical, surgical, and hospital care and treatment; has suffered and will continue to suffer great pain of body and anguish of mind; has been and will continue to be hospitalized; has been and will continue to be unable to pursue normal activities; and her ability to enjoy life has been permanently adversely affected.

WHEREFORE, the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, prays judgment against the defendant, Deborah Lenz, R.N., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count LXVII.

1. The plaintiff, Jessica Sherwin, is the mother of Ava Edmonds, and the person responsible for her support and medical care and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Deborah Lenz, R.N., was at all times relevant to this complaint a nurse licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Jessica Sherwin, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Deborah Lenz, R.N., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Deborah Lenz, R.N.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Jessica Sherwin, has incurred and will continue to incur great expense for the medical, surgical, and hospital care and treatment of Ava Edmonds, throughout the life of Ava Edmonds.

WHEREFORE, the plaintiff, Jessica Sherwin, prays judgment against the defendant, Deborah Lenz, R.N., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count LXVIII.

1. The plaintiff, Jessica Sherwin, is the mother of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Deborah Lenz, R.N., was at all times relevant to this complaint a nurse licensed to practice in the Commonwealth of Massachusetts.
 - a. The plaintiff, Jessica Sherwin, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Deborah Lenz, R.N., in this complaint as if each were set forth here in its entirety.
 - b. As a direct and proximate result of the defendant, Deborah Lenz, R.N.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Jessica Sherwin, has suffered and will continue to suffer severe emotional distress resulting in substantial physical injury.

WHEREFORE, the plaintiff, Jessica Sherwin, prays judgment against the defendant, Deborah Lenz, R.N., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count LXIX.

1. The plaintiff, Jessica Sherwin, is the mother of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Deborah Lenz, R.N., was at all times relevant to this complaint a nurse licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Jessica Sherwin, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Deborah Lenz, R.N., in this complaint as if each were set forth here in its entirety.
4. As the direct and proximate result of the negligence, breach of warranties, and failure to obtain informed consent of the defendant, Deborah Lenz, R.N., the plaintiff, Jessica Sherwin, has had severely restricted the benefit of the full services, society, and affection of Ava Edmonds.

WHEREFORE, the plaintiff, Jessica Sherwin, prays judgment against the defendant, Deborah Lenz, R.N., in an amount which is just and appropriate to compensate her for her injuries, together with interest and costs.

Count LXX.

1. The plaintiff, Eric Edmonds, is the father of Ava Edmonds, and the person responsible for her support and medical care and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Deborah Lenz, R.N., was at all times relevant to this complaint a nurse licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Eric Edmonds, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Deborah Lenz, R.N., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Deborah Lenz, R.N.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Eric Edmonds, has incurred and will continue to incur great expense for the medical, surgical, and hospital care and treatment of Ava Edmonds, throughout the life of Ava Edmonds.

WHEREFORE, the plaintiff, Eric Edmonds, prays judgment against the defendant, Deborah Lenz, R.N., in an amount which is just and appropriate to compensate him for his injuries, together with interest and costs.

Count LXXI.

1. The plaintiff, Eric Edmonds, is the father of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.

2. The defendant, Deborah Lenz, R.N., was at all times relevant to this complaint a nurse licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Eric Edmonds, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Deborah Lenz, R.N., in this complaint as if each were set forth here in its entirety.
4. As a direct and proximate result of the defendant, Deborah Lenz, R.N.'s negligence, breach of warranties and failure to obtain informed consent, the plaintiff, Eric Edmonds, has suffered and will continue to suffer severe emotional distress resulting in substantial physical injury.

WHEREFORE, the plaintiff, Eric Edmonds, prays judgment against the defendant, Deborah Lenz, R.N., in an amount which is just and appropriate to compensate him for his injuries, together with interest and costs.

Count LXXII.

1. The plaintiff, Eric Edmonds, is the father of Ava Edmonds, and a resident of Leicester, Worcester County, Massachusetts.
2. The defendant, Deborah Lenz, R.N., was at all times relevant to this complaint a nurse licensed to practice in the Commonwealth of Massachusetts.
3. The plaintiff, Eric Edmonds, repeats and reavers fully herein the allegations contained in the aforementioned Counts pleaded by the minor plaintiff, Ava Edmonds, through her mother and next friend, Jessica Sherwin, against the defendant, Deborah Lenz, R.N., in this complaint as if each were set forth here in its entirety.
4. As the direct and proximate result of the negligence, breach of warranties, and failure to obtain informed consent of the defendant, Deborah Lenz, R.N., the plaintiff, Eric Edmonds, has had severely restricted the benefit of the full services, society, and affection of Ava Edmonds.

WHEREFORE, the plaintiff, Eric Edmonds, prays judgment against the defendant, Deborah Lenz, R.N., in an amount which is just and appropriate to compensate him for his injuries, together with interest and costs.

PLAINTIFFS CLAIM TRIAL BY JURY.

Respectfully submitted,
The plaintiffs,
By their attorney,

A handwritten signature in black ink, appearing to read "Andrew C. Meyer, Jr.", written over a horizontal line.

ANDREW C. MEYER, JR., BBO#: 344300

Robert M. Higgins, BBO# 567229

Barrie S. Duchesneau, BBO# 673794

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