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COMMONWEALTH OF MASSACHUSETTS

MIDDLESEX, ss.

SUPERIOR COURT DEPT.

C.A. No.

AMY NEWCOMB, MOTHER AND)
NEXT FRIEND OF WALLACE)
NEWCOMB ROWE, a minor)
Plaintiff)
v.)
CARI BROWN, M.D.)
Defendant.)

19-3156

FILED IN THE OFFICE OF THE CLERK OF COURTS FOR THE COUNTY OF MIDDLESEX OCT 28 2019 [Signature] CLERK

PLAINTIFF'S COMPLAINT AND JURY DEMAND

GENERAL ALLEGATIONS

- 1. The Plaintiff, Amy Newcomb, Mother and Next Friend of Wallace Newcomb Rowe, a minor, is a citizen of the State of Washington, County of Spokane.
2. The Defendant, Cari Brown, M.D., is physician licensed to practice medicine by and within the Commonwealth of Massachusetts, and maintains a business in Somerville, County of Middlesex.
3. The Defendant, Cari Brown, M.D., was at all times relevant hereto a physician licensed to practice by and within the Commonwealth of Massachusetts, and maintained a business address at Mount Auburn Hospital, Cambridge, County of Middlesex.

FACTS

- 4. On or about May 6, 2016, the minor plaintiff underwent an elective neonatal circumcision performed by the defendant, Cari Brown, M.D. at Mount Auburn Hospital in Cambridge, Massachusetts.
5. During the circumcision procedure, Dr. Brown failed to properly apply the Gomco clamp to the minor plaintiff's penis, which caused uneven and excessive skin to be drawn into the crush zone of the clamp causing irreversible de-vascularization of the crushed skin.
6. On May 6, 2016, the minor plaintiff was transported from Mount Auburn Hospital to Boston Children's Hospital for evaluation by a pediatric urologist.



7. On May 6, 2016, Carlos Estrada, M.D., pediatric urologist at Boston Children's Hospital performed a free graft of foreskin in an attempt to cover the ventral aspect of the penis, but there was not sufficient foreskin to cover the ventral surface.
8. The minor plaintiff is left with permanent disfigurement of his penis.

COUNT I

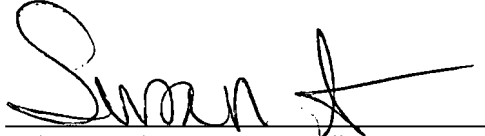
CLAIM OF THE PLAINTIFF, AMY NEWCOMB, MOTHER AND NEXT FRIEND OF WALLACE NEWCOMB ROWE, AGAINST THE DEFENDANT, CARI BROWN, M.D., FOR PERSONAL INJURIES AND RELATED LOSSES PREDICATED ON MEDICAL NEGLIGENCE

9. The plaintiff repeats, realleges, and incorporates fully herein paragraphs 1 through 8.
10. On or about May 6, 2016, the defendant, Cari Brown, M.D., had a duty as a licensed physician to exercise the care and skill expected of the average qualified physician.
11. On or about May 6, 2016, the defendant deviated from the standard of care of the average qualified obstetrician/gynecologist, when she failed to properly apply the Gomco clamp to the minor's plaintiff's penis causing excessive skin to be removed.
12. As a direct and proximate result of the defendant's negligence, the minor plaintiff was transported from Mount Auburn Hospital to Boston Children's Hospital for emergency surgery to perform a graft foreskin to cover the ventral aspect of his penis where the excessive skin was removed.
13. As a direct and proximate result of the defendant's negligence, the minor plaintiff has sustained permanent disfigurement to his penis.
14. As a result of the foregoing, the plaintiff, Amy Newcomb, as Mother and Next Friend of Wallace Newcomb Rowe, a minor, demands judgment against the defendant, Cari Brown, M.D., in an amount deemed fair and reasonable to fully compensate the minor plaintiff for all of his past, present and future injuries and losses together with interest and costs.

WHEREFORE, the Plaintiff, Amy Newcomb, as Mother and Next Friend of Wallace Newcomb Rowe, demands judgment against the Defendant, Cari Brown, M.D. in an amount fair and reasonable to fully compensate the minor plaintiff for all of his past, present, and future injuries and losses together with interest and costs.

THE PLAINTIFF DEMANDS TRIAL BY JURY

The Plaintiff,
By her Attorneys,



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Dated:

10/23/19