

**IN THE COURT OF COMMON PLEAS  
MONTGOMERY COUNTY, OHIO**

CAMRY BREWER, A MINOR, BY )  
AND THROUGH HER MOTHER AND )  
NATURAL GUARDIAN, )  
CRYSTAL WILSON )  
123 South Springfield Street )  
Saint Paris, Ohio 43072 )

and )

CRYSTAL WILSON )  
123 South Springfield Street )  
Saint Paris, Ohio 43072 )

Plaintiffs, )

v. )

MIAMI VALLEY HOSPITAL )  
c/o Its Statutory Agent )  
Geoffrey P. Walker )  
110 North Main Street, Suite 900 )  
Dayton, Ohio 45402 )

and )

MIAMI VALLEY HOSPITAL )  
FOUNDATION )  
c/o Its Statutory Agent )  
Geoffrey P. Walker )  
110 North Main Street, Suite 900 )  
Dayton, Ohio 45402 )

and )

PREMIER HEALTH PARTNERS )  
c/o Its Statutory Agent )  
Geoffrey P. Walker )  
110 North Main Street, Suite 900 )  
Dayton, Ohio 45402 )

CASE NO.

JUDGE

**COMPLAINT**

(Affidavit of Merit attached hereto)  
(with jury demand endorsed hereon)

)  
 )  
 )  
 and )  
 )  
 )  
 WRIGHT STATE PHYSICIANS, INC. )  
 c/o Its Statutory Agent )  
 Kimberly A. Paul )  
 725 University Boulevard )  
 Fairborn, Ohio 45324 )  
 )  
 and )  
 )  
 MEGHAN DAWSON, D.O. )  
 305 Lincoln Park Boulevard )  
 Dayton, Ohio 45429 )  
 )  
 and )  
 )  
 SARAH MANNING, M.D. )  
 1331 Tall Timber Trail )  
 Dayton, Ohio 45409 )  
 )  
 and )  
 )  
 KEITH REISINGER-KINDLE, D.O. )  
 10521 Watch Hill Lane )  
 Dayton, Ohio 45458 )  
 )  
 )  
 Defendants. )

**CLAIM FOR RELIEF OF PLAINTIFF CAMRY BREWER**  
**MEDICAL MALPRACTICE**

1. Plaintiff Camry Brewer, date of birth August 5, 2021, brings her claim herein through her mother and natural guardian, Crystal Wilson.
  
2. Defendants Miami Valley Hospital, Miami Valley Hospital Foundation, Premier Health Partners, and Wright State Physicians, Inc. were at all times pertinent hereto corporations and/or businesses organized and existing under the laws of the State of Ohio, and were licensed to do and were doing business in the State of Ohio as hospitals and/or medical corporations, and held themselves out to the public, and specifically, to Plaintiffs, as providers of medical services.

3. Defendants Meghan Dawson, D.O., Sarah Manning, M.D., and Keith Reisinger-Kindle, D.O. were at all times pertinent hereto physicians duly licensed and practicing within and under the laws of the State of Ohio.
4. At all times pertinent hereto, Defendants Meghan Dawson, D.O., Sarah Manning, M.D., and Keith Reisinger-Kindle, D.O., were acting as agents and/or employees of Defendants Miami Valley Hospital, Miami Valley Hospital Foundation, Premier Health Partners, and Wright State Physicians, Inc., and therefore, Defendants Miami Valley Hospital, Miami Valley Hospital Foundation, Premier Health Partners, and Wright State Physicians, Inc. are responsible for the negligent acts of Defendants Meghan Dawson, D.O., Sarah Manning, M.D., and Keith Reisinger-Kindle, D.O., under the doctrine of respondeat superior and/or agency by estoppel.
5. The Defendants rendered care and treatment to the Plaintiffs on or around August 5, 2021.
6. The Defendants, individually and/or by their acts and/or by their employees and/or agents, negligently failed to provide Plaintiffs with competent, safe, and acceptable medical care and treatment. Specifically, Defendants failed to properly manage the pregnancy and labor of Crystal Wilson, and the delivery of Plaintiff Camry Brewer.
7. The Defendants, individually and/or by and through their agents and/or employees, negligently failed to exercise the degree of care and skill ordinarily employed by the members of the profession in the same line of practice and/or specialty.
8. The Defendants, individually, and/or by and through their agents and/or employees, further negligently failed to follow the customary and usual skill and procedures by members of their profession and/or specialty.

9. As a direct and proximate result of the negligence of the Defendants, individually and/or by and through their agents and/or employees, Plaintiff Camry Brewer was caused to suffer a severe and permanent birth injury, as well as both physical and mental pain and suffering.
10. As a further direct and proximate result of the negligence of the Defendants, individually and/or by and through their agents and/or employees, Plaintiff Camry Brewer was caused to incur and will continue to incur expenses in respect to hospitalization and medical treatment, all to his economic detriment.
11. As a further direct and proximate result of the negligence of the Defendants, individually and/or by and through their agents and/or employees, Plaintiff Camry Brewer was caused to suffer a permanent impairment of his future earning capacity, all to her economic detriment.

WHEREFORE, Plaintiff Camry Brewer, by and through her guardian, Crystal Wilson, demands judgment against the Defendants, jointly and severally, in an amount in excess of Twenty-Five Thousand Dollars (\$25,000.00), that will fully, fairly, and justly compensate her in addition to all costs incurred herein.

**CLAIM FOR RELIEF OF PLAINTIFF CRYSTAL WILSON**  
**PARENTAL LOSS OF CONSORTIUM**

12. Plaintiffs incorporate all the facts, statements, and allegations contained in the First Claim for Relief as though expressly rewritten and restated herein as part of the Second Claim for Relief.
13. Plaintiff Crystal Wilson was at all times pertinent hereto the natural mother, respectively, of Plaintiff Camry Brewer.

14. As a proximate result of the negligence of the Defendants individually and/or by and through their agents and/or employees, Plaintiff Crystal Wilson has lost the society, comfort, and services of her daughter, Camry Brewer.

15. As a proximate result of the negligence of the Defendants individually and/or by and through their agents and/or employees, Plaintiff Crystal Wilson has incurred and will continue to incur expenses related to the care and treatment of her daughter.

WHEREFORE, Plaintiff Crystal Wilson demands judgment against the Defendants, jointly and severally, in an amount in excess of Twenty-Five Thousand Dollars (\$25,000.00), that will fully, fairly, and justly compensate her in addition to all costs incurred herein.

Respectfully submitted,

*/s/ Jonathan D. Mester*

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Jonathan D. Mester, Esq. (0069865)  
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MCCARTHY CO., LPA  
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Attorney for Plaintiffs

### **JURY DEMAND**

Plaintiffs demand a trial by jury with the maximum allowable jurors under the law.

*/s/ Jonathan D. Mester*

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Jonathan D. Mester, Esq. (0069865)  
NURENBERG, PARIS, HELLER &  
MCCARTHY CO., LPA

Attorney for Plaintiffs


IN THE COURT OF COMMON PLEAS  
MONTGOMERY COUNTY, OHIO

CAMRY BREWER, A Minor, Etc. )  
 )  
 ) Plaintiffs, )  
 )  
 ) vs. )  
 )  
 ) MIAMI VALLEY HOSPITAL, et al. ) **AFFIDAVIT OF MERIT**  
 )  
 )  
 ) Defendants. )

COUNTY OF New York )  
 ) SS.  
STATE OF New York )

Martin Gubernick, M.D., being first duly sworn, states the following to be true:

1. I submit this Affidavit of Merit in accordance with Civ. R. 10(D)(2)(a).
2. I am licensed to practice medicine by the State Medical Board of New York.
3. I devote at least one-half of my professional time to the active clinical practice in my field of licensure.
4. I have reviewed all medical records reasonably available to the Plaintiff concerning the allegations contained in the Complaint.
5. I am familiar with the applicable standard of care in this case.
6. In my opinion, to a reasonable degree of medical certainty, the standard of care was breached by Meghan Dawson, D.O., Sarah Manning, M.D., Keith Reisinger-Kindle, D.O., and the labor and delivery nurses at Miami Valley Hospital in their care and treatment of the Plaintiff. Further, it is my opinion that this breach of the standard of care caused injury to the Plaintiff.

  
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Martin Gubernick, M.D.

Sworn to and subscribed before me this 14<sup>th</sup> day of December, 2022.

ANDREA DIAZ  
Notary Public - State of New York  
NO. 01D1643869  
Qualified in Queens County  
My Commission Expires Aug 22, 2026

  
\_\_\_\_\_  
Notary Public