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CLERK-SUPERIOR COURT
SAN DIEGO COUNTY, CA

1 **Sophia A.L. Reyes**
2 **2464 Tuberosa Street**
3 **San Diego, CA 92105**
4 **Telephone: (619) 342-5458**

5 ***Plaintiff In Propria Persona***

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8 **SUPERIOR COURT FOR THE STATE OF CALIFORNIA**
9 **COUNTY OF SAN DIEGO**

10 **SOPHIA A.L. REYES,**
11 **Plaintiff,**
12 **v.**
13 **PLANNED PARENTHOOD OF THE**
14 **PACIFIC SOUTHWEST; MARTIN J.**
15 **ROITMAN, D.O.; and DOES 1 through**
16 **100, Inclusive,**
17 **Defendants.**

) **Case Number:**
) **37-2012-00093552-CU-MM-CTL**
) **COMPLAINT FOR PROFESSIONAL**
) **NEGLIGENCE**

18 COMES NOW, Plaintiff SOPHIA A.L. REYES and alleges as follows:

19 1. That the true names or capacities, whether individual, corporate or
20 otherwise of defendants DOES I through 100, Inclusive, are unknown to plaintiff who therefore
21 sues said defendants by such fictitious names, and when the true names and capacities of said
22 defendants have been ascertained, plaintiff will amend this Complaint accordingly. Plaintiff is
23 informed and believes and thereon alleges that each of the defendants designated herein as a
24 DOE is responsible, negligently, or in some other actionable manner, for the events and
25 happenings herein referred to, and negligently caused the injuries and damages proximately
26 thereby to the plaintiff as herein alleged, either through said defendant's own conduct or through
27 the conduct of its agents, servants, or employees, or in some other manner, causing the damages

1 alleged by plaintiff in this Complaint.

2 2. Plaintiff is informed and believes and thereon alleges that, at all times
3 mentioned herein, defendants, and each of them, were the agents, servants, employees, partners,
4 associates, joint venturers, co-participants, co-conspirators, and/or principals of or with each of
5 the remaining defendants, and that each defendant was, at all times herein mentioned, acting
6 within the scope of such relationship and with the full knowledge, consent, authority, ratification
7 and/or permission of each of the remaining defendants.

8 3. Plaintiff is informed and believes and thereon alleges that, at all times
9 mentioned herein, each and every defendant, as aforesaid, when acting as a principal, was
10 negligent in the selection, hiring, and supervision of each and every other defendant as an agent,
11 servant, employee or joint venturer.

12 4. Plaintiff is informed and believes and thereon alleges that, at all times
13 mentioned herein, Defendants PLANNED PARENTHOOD OF THE PACIFIC SOUTHWEST
14 and DOES 15 through 35, Inclusive, were unknown business entities, organized and existing
15 under the laws of the State of California and authorized to do and doing business in the County
16 of San Diego, State of California.

17 5. Plaintiff is informed and believes and thereon alleges that, at all times
18 mentioned herein, Defendants MARTIN J. ROITMAN, D.O. and DOES 36 through 55,
19 Inclusive, were physicians and healthcare providers licensed by the State of California to practice
20 medicine, with offices in the County of San Diego, State of California, holding themselves out as
21 possessing the degree of skill and competence common to similar medical practitioners and
22 healthcare providers in said community. Defendant MARTIN J. ROITMAN, D.O. held himself
23 out as possessing the degree of skill and competence common to medical specialists in the field
24 of obstetrics and gynecology.

25 6. Plaintiff SOPHIA A.L. REYES, at all times mentioned herein, was a resident of
26 the County of San Diego, State of California.

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1 defendants' conduct as it relates to the care, treatment and diagnosis of plaintiff, including the
2 care and treatment rendered to Plaintiff SOPHIA A.L. REYES on December 9 and 10, 2010,
3 constituted breaches of the standard of care in the medical community, causing ongoing injuries
4 and damages to Plaintiff SOPHIA A.L. REYES as alleged herein.

5 10. As a legal result of the conduct of the defendants, and each of them, Plaintiff
6 SOPHIA A.L. REYES has suffered ongoing and disabling injuries, requiring hospitalization,
7 additional surgical procedures, and ongoing evaluation and treatment, with Plaintiff SOPHIA
8 A.L. REYES continuing to experience symptoms related to the acts and omissions of the
9 defendants herein through present. As a result of the negligence of the defendants, and each of
10 them, and the injuries suffered by plaintiff, Plaintiff SOPHIA A.L. REYES has suffered, and will
11 continue to suffer, great physical and emotional pain and suffering.

12 11. As a legal result of the conduct of the defendants, and each of them, Plaintiff
13 SOPHIA A.L. REYES has sustained injury to her health, strength, and activity, all of which
14 injuries have caused and continue to cause plaintiff great mental, physical, and nervous pain and
15 suffering. Plaintiff's injuries have caused plaintiff to sustain general damages in an amount not
16 yet ascertained, but in excess of Twenty-Five Thousand Dollars (\$25,000.00). Plaintiff will seek
17 leave of Court to amend this Complaint when the exact amount has been ascertained, or to prove
18 said amount at the time of trial.

19 12. As a further legal result of the conduct of the defendants, and each of them,
20 Plaintiff SOPHIA A.L. REYES has incurred and will continue to incur medical, hospital,
21 healthcare, and related expenses, all to her special damage in an amount not yet ascertained.
22 Plaintiff will seek leave of Court to amend this Complaint when the exact amount has been
23 ascertained, or to prove said amount at the time of trial.

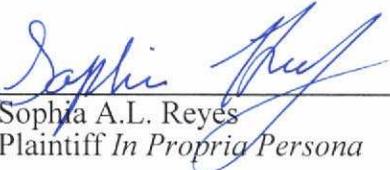
24 13. As a further legal result of the conduct of the defendants, and each of
25 them, Plaintiff SOPHIA A.L. REYES was injured in her health and physical ability permanently,
26 thereby causing diminishment of her earning capacity. Plaintiff's future earning capacity has
27 been damaged to an extent unknown at this time, and plaintiff asks leave of the Court to amend

1 this Complaint to set forth the exact amount of future damage caused thereby when said amount
2 has been ascertained, or to prove said amount at time of trial.

3 WHEREFORE, plaintiff prays for judgment against defendants, and each of them, as
4 follow:

- 5 1. For general damages incurred by Plaintiff SOPHIA A.L. REYES, according to
6 proof;
- 7 2. For medical, healthcare, and related expenses (past and future) incurred
8 by Plaintiff SOPHIA A.L. REYES, according to proof;
- 9 3. For lost earning capacity incurred by Plaintiff SOPHIA A.L. REYES,
10 according to proof;
- 11 4. For costs of the suit incurred herein; and
- 12 5. For such other and further relief as the Court may deem just and proper.

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15 DATED: March 7, 2012

By: 

Sophia A.L. Reyes
Plaintiff *In Propria Persona*

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