

**SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NASSAU**

=====X

MICHELLE BRESLIN,

Plaintiff,

- against -

**PAUL LIU, M.D., SCOTT STANISLAWSKI, M.D.,
NASSAU HEALTH CARE CORPORATION,
NU HEALTH CORPORATION, PLANNED
PARENTHOOD OF NASSAU COUNTY, INC.
and CENTER FOR DISEASE DETECTION,**

Defendants.

=====X

Index No.:

Date Purchased:

SUMMONS

**Plaintiff designates
NASSAU COUNTY
as the place of trial**

**The basis of Venue:
Defendants' place of
business
2201 Hempstead
Turnpike
E. Meadow, NY
11553**


To the above named Defendants:

You are hereby summoned to answer the complaint in this action and to serve a copy of your answer, or, if the complaint is not served with this summons, to serve a notice of appearance, on the Plaintiff's Attorneys within 20 days after the service of this summons, exclusive of the date of service (or within 30 days after the service is complete if this summons is not personally delivered to you within the State of New York); and in case of your failure to appear or answer, judgment will be taken against you by default for the relief demanded in the complaint.

Dated: New York, New York
March // , 2014

Yours, etc.

DINKES & SCHWITZER, P.C.


ELLEN M. SUNDHEIMER, ESQ.
Attorneys for Plaintiffs
112 Madison Avenue
New York, N.Y. 10016
(212) 685-7800

(See Rider for Defendant's Addresses)

RIDER

Defendants' Addresses:

PAUL LIU, M.D.
C/O NASSAU HEALTH CARE CORPORATION
2201 Hempstead Turnpike
East Meadow, NY 11554

SCOTT STANISLAWSKI, M.D.
c/o NASSAU HEALTH CARE CORPORATION
2201 Hempstead Turnpike
East Meadow, NY 11554

NASSAU HEALTH CARE CORPORATION
2201 Hempstead Turnpike
East Meadow, NY 11554

NASSAU HEALTH CARE CORPORATION D/B/A
NU HEALTH CORPORATION
2201 Hempstead Turnpike
East Meadow, NY 11554

PLANNED PARENTHOOD OF NASSAU COUNTY, INC.
540 Fulton Avenue
Hempstead, NY 11550

CENTER FOR DISEASE DETECTION
11603 Crosswinds Way, Ste. 100
San Antonio, TX 78233

**SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NASSAU**

=====X Index No.:

MICHELLE BRESLIN,

Plaintiff,

**VERIFIED
COMPLAINT**

-against-

**PAUL LIU, M.D., SCOTT STANISLAWSKI, M.D.,
NASSAU HEALTH CARE CORPORATION,
NU HEALTH CORPORATION, PLANNED
PARENTHOOD OF NASSAU COUNTY, INC.,
and CENTER FOR DISEASE DETECTION,**

Defendants.

=====X

Plaintiff, by and through their attorneys **DINKES & SCHWITZER, P.C.** complaining of the defendants herein respectfully show to this Court and allege upon information and belief as follows:

1. At all times hereinafter mentioned the plaintiff **MICHELLE BRESLIN** is and still remains a resident of the County of Nassau, State of New York.

2. A Notice of Claim has been filed Nunc Pro Tunc on January 13, 2014 and an Amended Notice of Claim has been filed on February 3, 2014. The claim has not been adjusted. There has been insufficient time to hold a 50-h hearing, but one is scheduled for March 14, 2014.

3. At all times hereinafter mentioned the defendant **PAUL LIU, M.D.** (hereinafter referred to as "**LIU**") was or represented himself to be a physician duly licensed or authorized to practice medicine in the State of New York.

4. At all times hereinafter mentioned the defendant **LIU** was or represented to the public in general, and to the plaintiff in particular, to be able, competent and qualified to skillfully diagnose, care for, and treat patients in general, and the plaintiff **MICHELLE BRESLIN** in particular, in accordance with good and accepted standards of medical care and practice.

5. At all times hereinafter mentioned the defendant **LIU** undertook to and did provide medical, gynecological, diagnostic and technical examinations, evaluations, consultations, care, treatments, procedures, services, or advise of, for, and to the plaintiff **MICHELLE BRESLIN**.

6. At all times hereinafter mentioned the defendant **SCOTT STANISLAWSKI, M.D.** (hereinafter referred to as "**STANISLAWSKI**") was or represented himself to be a physician duly licensed or authorized to practice medicine in the State of New York.

7. At all times hereinafter mentioned the defendant **STANISLAWSKI** was or represented to the public in general, and to the plaintiff in particular, to be able, competent and qualified to skillfully diagnose, care for, and treat patients in general, and the plaintiff **MICHELLE BRESLIN** in particular, in accordance with good and accepted standards of medical care and practice.

8. At all times hereinafter mentioned the defendant **STANISLAWSKI** undertook to and did provide medical, diagnostic and technical examinations, evaluations, consultations, care, treatments, procedures, services, or advice of, for, and to the plaintiff **MICHELLE BRESLIN**.

9. At all times herein mentioned the defendants **LIU and STANISLAWSKI** were employees of the NASSAU UNIVERSITY MEDICAL

CENTER, **NASSAU HEALTH CARE CORPORATION** and **NU HEALTH NASSAU HEALTH CARE CORPORATION** and were providing and rendering medical care to the plaintiff **MICHELLE BRESLIN** in said capacity.

10. At all times hereinafter mentioned the defendants **LIU and STANISLAWSKI** were private attending physicians with privileges provided by **NASSAU UNIVERSITY MEDICAL CENTER, NASSAU HEALTH CARE CORPORATION and NU HEALTH NASSAU HEALTH CARE CORPORATION** and were providing and rendering medical care to the plaintiff **MICHELLE BRESLIN** in said capacity.

11. At all times hereinafter mentioned **NASSAU UNIVERSITY MEDICAL CENTER, NASSAU HEALTH CARE CORPORATION and NU HEALTH NASSAU HEALTH CARE CORPORATION** held out defendants **LIU and STANISLAWSKI** to the public generally, and more specifically, to the plaintiff **MICHELLE BRESLIN** as being able, competent, and/or qualified to order, recommend, request, advise, perform, render, or provide all of the professional examinations, evaluations, care, treatments, procedures, tests, studies, services, or advice ordered for, recommended for, requested for, advised for, rendered to, provided to, or required by the plaintiff **MICHELLE BRESLIN**.

12. At all times hereinafter mentioned the defendant **NASSAU HEALTH CARE CORPORATION** (hereinafter referred to as "**NASSAU HEALTH.**") was a New York municipal corporation duly organized and existing under and by virtue of the laws of the State of New York, located at 2201 Hempstead Turnpike, #B429, East Meadow, NY 11554.

13. The NASSAU UNIVERSITY MEDICAL CENTER was and is a hospital operated by the **NASSAU HEALTH** in the County of Nassau.

14. The NASSAU UNIVERSITY MEDICAL CENTER renders diagnoses, treatment and medical care to the public.

15. On or about December 11, 2012 through and including May 13, 2013 and thereafter the NASSAU UNIVERSITY MEDICAL CENTER rendered medical care and treatment to the plaintiff, **MICHELLE BRESLIN**. Said medical care departed from accepted medical standards, practices and customs. As a result of the departures from accepted medical practices, **MICHELLE BRESLIN** suffered conscious pain and suffering, loss of enjoyment of life, as well as loss of income. **MICHELLE BRESLIN** was caused to incur financial expenses for her care and treatment.

16. As a result of the foregoing, with no fault of the plaintiff, the plaintiff suffered injuries in excess of the jurisdictional limits of the lower Courts.

17. At all times hereinafter mentioned the defendant **NU HEALTH NASSAU HEALTH CARE CORPORATION** (hereinafter referred to as "**NU HEALTH.**") was a New York municipal corporation duly organized and existing under and by virtue of the laws of the State of New York, located at 2201 Hempstead Turnpike, East Meadow, NY 11554.

18. The NASSAU UNIVERSITY MEDICAL CENTER was and is a hospital operated by the **NU HEALTH** in the County of Nassau.

19. The NASSAU UNIVERSITY MEDICAL CENTER renders diagnoses, treatment and medical care to the public.

20. On or about December 11, 2012 through and including May 13, 2013 and thereafter the NASSAU UNIVERSITY MEDICAL CENTER rendered medical care and treatment to the plaintiff, **MICHELLE BRESLIN**. Said medical care departed from accepted medical standards, practices and customs. As a result of the departures from accepted medical practices, **MICHELLE BRESLIN** suffered conscious pain and suffering, loss of enjoyment of life, as well as loss of income. **MICHELLE BRESLIN** was caused to incur financial expenses for her care and treatment.

21. As a result of the foregoing, with no fault of the plaintiff, the plaintiff suffered injuries in excess of the jurisdictional limits of the lower Courts.

22. At all times hereinafter mentioned the defendant **PLANNED PARENTHOOD OF NASSAU COUNTY, INC.**, was a domestic corporation duly organized, existing and licensed pursuant to the laws of the State of New York, located at 540 Fulton Avenue, Hempstead, NY 11550.

23. At all times hereinafter mentioned the defendant **PLANNED PARENTHOOD OF NASSAU COUNTY, INC.** was a foreign corporation duly authorized to transact business in the State of New York, located at 540 Fulton Avenue, Hempstead, NY 11550.

24. At all times hereinafter mentioned the defendant **PLANNED PARENTHOOD OF NASSAU COUNTY, INC.** was being operated as a partnership transacting business as a medical and health care facility in the State of New York.

25. At all times hereinafter mentioned the defendant **PLANNED PARENTHOOD OF NASSAU COUNTY, INC.** was a medical facility holding itself out to the public in general, and to the plaintiff **MICHELLE BRESLIN** in particular, as a competent medical and health care facility, capable of rendering proper medical care and treatment.

26. At all times hereinafter mentioned the defendant **PLANNED PARENTHOOD OF NASSAU COUNTY, INC.** utilized physicians and other health care professionals who performed, rendered and provided medical care, treatments and services to the patients of said defendant, doing so as agents, servants and/or employees, and on behalf of and for the benefit of defendant **PLANNED PARENTHOOD OF NASSAU COUNTY, INC.**

27. At all times hereinafter mentioned the defendant **PLANNED PARENTHOOD OF NASSAU COUNTY, INC.** represented to the public in general, and to the plaintiff in particular, that its agents, servants, and employees were able, competent, and/or qualified to order, recommend, request, advise, perform, render, or provide all of the professional examinations, evaluations, care, treatments, procedures, tests, studies, services, or advice ordered for, recommended for, requested for, advised for, performed upon, rendered to, provided for, or required by plaintiff **MICHELLE BRESLIN.**

28. At all times hereinafter mentioned the defendant **STANISLAWSKI** owned the defendant **PLANNED PARENTHOOD OF NASSAU COUNTY, INC.**

29. At all times hereinafter mentioned the defendant **STANISLAWSKI** operated, managed, maintained and/or controlled the defendant **PLANNED PARENTHOOD OF NASSAU COUNTY, INC.**

30. At all times hereinafter mentioned the defendant **STANISLAWSKI** was an officer of defendant **PLANNED PARENTHOOD OF NASSAU COUNTY, INC.**

31. At all times hereinafter mentioned the defendant **STANISLAWSKI** was a shareholder in the defendant **PLANNED PARENTHOOD OF NASSAU COUNTY, INC.**

32. At all times hereinafter mentioned the defendant **STANISLAWSKI** was an employee of the defendant **PLANNED PARENTHOOD OF NASSAU COUNTY, INC.**, and was acting in the scope of his employment.

33. At all times hereinafter mentioned the defendant **STANISLAWSKI** was a contracted private attending physician providing medical care and services for the benefit of the defendant **PLANNED PARENTHOOD OF NASSAU COUNTY, INC.**

34. At all times herein mentioned the defendant **PLANNED PARENTHOOD OF NASSAU COUNTY, INC.** held out defendant **STANISLAWSKI** to the public generally, and more specifically, to the plaintiff **MICHELLE BRESLIN**, as being able, competent, and/or qualified to order, recommend, request, advise, perform, render, or provide all of the professional examinations, evaluations, care, treatments, procedures, tests, studies, services, or advice ordered for, recommended for, requested for, advised for, rendered to, provided to, or required by the plaintiff **MICHELLE BRESLIN**.

35. At all times hereinafter mentioned the defendant **CENTER FOR DISEASE DETECTION** (hereinafter referred to as "**CDD**") was a professional corporation duly organized and existing under and by virtue of the laws of the State of Texas and with a principal office located at 11603 Crosswinds Way, Suite 100, San Antonio, Texas 78233.

36. At all times hereinafter mentioned the defendant **CDD** was and is a foreign corporation duly authorized to transact business in the State of Texas, and with a principal office located at 11603 Crosswinds Way, Suite 100, San Antonio, Texas 78233.

37. At all times hereinafter mentioned the defendant **CDD** was a medical facility holding itself out to the public in general, and to the plaintiff in particular, as a competent medical and health care facility, capable of rendering proper medical care and treatment.

38. At all times hereinafter mentioned the defendant **CDD** utilized physicians and other health care professionals who performed, rendered and provided medical care, treatments and services to the patients of said defendant, doing so as agents, servants and/or employees, and on behalf of and for the benefit of defendant **CDD**.

39. At all times hereinafter mentioned the defendant **CDD** represented to the public in general, and to the plaintiff in particular, that its agents, servants, and employees were able, competent, and/or qualified to order, recommend, request, advise, perform, render, or provide all of the professional examinations, evaluations, care, treatments, procedures, tests, studies, services, or advice ordered for, recommended for, requested for, advised for,

performed upon, rendered to, provided for, or required by plaintiff **MICHELLE BRESLIN**.

AS AND FOR A FIRST CAUSE OF ACTION

40. Plaintiff repeats, reiterates and re-alleges each and every allegation as set forth above in paragraphs numbered “1” through “39” with the same force and effect as if more fully set forth at length herein.

41. Upon information and belief, during the period of time from on or about November 11, 2012, including for a period of time prior thereto, and for a period of time of continuous treatment thereafter up through and including on or about May 13, 2013, the defendant **LIU** at one time or another during said period, undertook to and did perform, render and/or provide medical, diagnostic and/or technical examinations, evaluations, care, treatments, procedures, tests, studies, services, or advice to the plaintiff **MICHELLE BRESLIN**.

42. The medical, diagnostic and technical examinations, evaluations, care, treatments, procedures, tests, studies, services, or advice ordered, requested, recommended, advised, performed, rendered, or provided to the plaintiff **MICHELLE BRESLIN** by the defendant **LIU** was provided or rendered in a negligent, careless and reckless manner, and in a manner contrary to good and accepted practice.

43. As a proximate result of the foregoing, the plaintiff **MICHELLE BRESLIN**, was caused to and did suffer and sustain severe and serious personal injuries of a physical, emotional and mental nature; severe and

serious conscious pain and suffering, had been rendered sick, sore and lame; has suffered great pain, incurred medical and other expenses, was unable to pursue her usual vocations, and will cause her eventual death.

44. The aforesaid severe and serious personal injuries, severe and serious conscious pain and suffering, severe and serious mental anguish, and severe and serious economic losses suffered and sustained by plaintiff **MICHELLE BRESLIN** was occasioned by reason of the recklessness, negligence, carelessness, and medical malpractice of the defendant **LIU** provided medical care and treatment to the plaintiff, and said injuries were in no way contributed to by the plaintiff herein.

45. By reason of the foregoing the plaintiff is entitled to compensatory damages from the defendants in a sum which exceeds the jurisdictional limits of all lower Courts which might otherwise have jurisdiction.

AS AND FOR A SECOND CAUSE OF ACTION

46. Plaintiff repeats, reiterates and re-alleges each and every allegation as set forth above in paragraphs numbered “1” through “45” with the same force and effect as if more fully set forth at length herein.

47. Upon information and belief, on or about October 3, 2011 through and including May 13, 2013, the defendant **STANISLAWSKI**, undertook to and did perform, render and/or provide medical, diagnostic and/or technical examinations, evaluations, care, treatments, procedures, tests, studies, services, or advice to the plaintiff **MICHELLE BRESLIN**.

47. Upon information and belief, on or about October 3, 2011 through and including May 13, 2013, the defendant **PLANNED PARENTHOOD OF NASSAU COUNTY, INC.** by and through its agents, employees, and/or servants undertook to and did perform, render and/or provide medical, diagnostic and/or technical examinations, evaluations, care, treatments, procedures, tests, studies, services, or advice to the plaintiff **MICHELLE BRESLIN**.

48. The medical, diagnostic and technical examinations, evaluations, care, treatments, procedures, tests, studies, services, or advice ordered, requested, recommended, advised, performed, rendered, or provided to the plaintiff **MICHELLE BRESLIN** by the defendants **STANISLAWSKI** and **PLANNED PARENTHOOD OF NASSAU COUNTY, INC.** were provided or rendered in a negligent, careless and reckless manner, and in a manner contrary to good and accepted practice.

49. As a proximate result of the foregoing, the plaintiff **MICHELLE BRESLIN** was caused to and did suffer and sustain severe and serious personal injuries of a physical, emotional and mental nature; severe and serious conscious pain and suffering, had been rendered sick, sore and lame; has suffered great pain, incurred medical and other expenses, was unable to pursue her usual vocations, and will cause her eventual death.

50. The aforesaid severe and serious personal injuries, severe and serious conscious pain and suffering, severe and serious mental anguish, and severe and serious economic losses suffered and sustained by plaintiff **MICHELLE BRESLIN** was occasioned by reason of the recklessness,

negligence, carelessness, and medical malpractice of the defendants **STANISLAWSKI** and/or **PLANNED PARENTHOOD OF NASSAU COUNTY, INC.** by and through their agents, servants, employees, or those persons who provided care and treatment to the plaintiff, and said injuries were in no way contributed to by the plaintiff herein.

51. By reason of the foregoing the plaintiff is entitled to compensatory damages from the defendants in a sum which exceeds the jurisdictional limits of all lower Courts which might otherwise have jurisdiction.

AS AND FOR A THIRD CAUSE OF ACTION

52. Plaintiff repeats, reiterates and re-alleges each and every allegation as set forth above in paragraphs numbered “1” through “51” with the same force and effect as if more fully set forth at length herein.

53. Upon information and belief, on or about October 3, 2011, through December 21, 2012 the defendant **CDD** undertook to and did perform, render and/or provide medical, diagnostic and/or technical examinations, evaluations, care, treatments, procedures, tests, studies, services, or advice to the plaintiff **MICHELLE BRESLIN**.

54. The medical, diagnostic and technical examinations, evaluations, care, treatments, procedures, tests, studies, services, or advice ordered, requested, recommended, advised, performed, rendered, or provided to the plaintiff **MICHELLE BRESLIN** by the defendant **CDD** were provided or rendered in a negligent, careless and reckless manner, and in a manner contrary to good and accepted practice.

55. As a proximate result of the foregoing, the plaintiff **MICHELLE BRESLIN**, was caused to and did suffer and sustain severe and serious personal injuries of a physical, emotional and mental nature; severe and serious conscious pain and suffering, had been rendered sick, sore and lame; has suffered great pain, incurred medical and other expenses, was unable to pursue her usual vocations, and will cause her eventual death.

56. The aforesaid severe and serious personal injuries, severe and serious conscious pain and suffering, severe and serious mental anguish, and severe and serious economic losses suffered and sustained by plaintiff **MICHELLE BRESLIN** was occasioned by reason of the recklessness, negligence, carelessness, and medical malpractice of the defendant **CDD** either in their individual capacity as well as by and through their agents, servants, employees, or those persons who provided care and treatment to the plaintiff, and said injuries were in no way contributed to by the plaintiff herein.

57. By reason of the foregoing the plaintiff is entitled to compensatory damages from the defendants in a sum which exceeds the jurisdictional limits of all lower Courts which might otherwise have jurisdiction.

AS AND FOR A FOURTH CAUSE OF ACTION

58. Plaintiff repeats, reiterates and re-alleges each and every allegation as set forth above in paragraphs numbered "1" through "57" with the same force and effect as if more fully set forth at length herein.

59. Upon information and belief, during the period of time from in or about October 3, 2011, as well as for a period of time prior thereto, and for a

period of time of continuous treatment thereafter up through and including on or about May 13, 2013, the defendants **LUI** and **STANISLAWSKI** undertook to and did perform, render and/or provide medical, diagnostic and/or technical examinations, evaluations, care, treatments, procedures, tests, studies, services, or advice to the plaintiff **MICHELLE BRESLIN**.

60. The medical, diagnostic and technical examinations, evaluations, care, treatments, procedures, tests, studies, services, or advice ordered, requested, recommended, advised, performed, rendered, or provided to the plaintiff **MICHELLE BRESLIN** by the defendants **LUI** and **STANISLAWSKI** were provided or rendered in a negligent, careless and reckless manner, and in a manner contrary to good and accepted practice.

61. As a proximate result of the foregoing, the plaintiff **MICHELLE BRESLIN**, was caused to and did suffer and sustain severe and serious personal injuries of a physical, emotional and mental nature; severe and serious conscious pain and suffering, had been rendered sick, sore and lame; has suffered great pain, incurred medical and other expenses, was unable to pursue her usual vocations, and will cause her eventual death.

62. The aforesaid severe and serious personal injuries, severe and serious conscious pain and suffering, severe and serious mental anguish, and severe and serious economic losses suffered and sustained by plaintiff **MICHELLE BRESLIN** was occasioned by reason of the recklessness, negligence, carelessness, and medical malpractice of the defendants **LUI** and **STANISLAWSKI** either in their individual capacity as well as by and through their agents, servants, employees, or those persons who provided care and

treatment to the plaintiff, and said injuries were in no way contributed to by the plaintiff herein.

63. By reason of the foregoing the plaintiff is entitled to compensatory damages from the defendants in a sum which exceeds the jurisdictional limits of all lower Courts which might otherwise have jurisdiction.

AS AND FOR A FIFTH CAUSE OF ACTION

64. Plaintiff repeats, reiterates and re-alleges each and every allegation set forth above in paragraphs numbered "1" through "63" with the same force and effect as if more fully set forth at length herein.

65. At all times hereinafter mentioned the defendants **LIU, STANISLAWSKI, NASSAU HEALTH CARE CORPORATION and NU HEALTH NASSAU HEALTH CARE CORPORATION, PLANNED PARENTHOOD OF NASSAU COUNTY, INC.,** and **CDD**, their agents, servants and/or employees, either in their individual capacity and/or as agents, servants, employees, or those persons who ordered, requested, recommended, advised, performed, rendered, or provided medical, gynecological, surgical, diagnostic, radiological, technical, and/or nursing examinations, evaluations, care, treatments, procedures, tests, studies, services, or advice ordered, requested, recommended, advised, performed, rendered, or provided to the plaintiff **MICHELLE BRESLIN**, on behalf of, jointly with, or under the supervision of the defendants, failed to adequately inform plaintiff, or to warn plaintiff of the nature, purposes, known perils, recognized hazards, risks, or possible complications of the examinations, evaluations, consultations, care,

treatments, procedures, tests, studies, services, or advice ordered for, requested for, recommended for, advised for, performed upon, rendered to, or provided to the plaintiff **MICHELLE BRESLIN**; nor did said defendants, nor did said persons inform plaintiff, **MICHELLE BRESLIN** of any alternative methods of treatment; nor did said defendants, nor did said persons, obtain an informed consent by or on behalf of plaintiff's decedent **MICHELLE BRESLIN** regarding the outcome or possible consequences of the examinations, evaluations, consultations, care, treatments, procedures, tests, studies, services, or advice ordered, requested, recommended, advised, performed, rendered, or provided, or omitted to be ordered, requested, recommended, advised, performed, rendered, or provided, of, for, and to the plaintiff **MICHELLE BRESLIN**.

66. A reasonably prudent person in **MICHELLE BRESLIN's** position would not have consented to the procedures and treatments as undertaken by the defendants **LIU, STANISLAWSKI, NASSAU HEALTH CARE CORPORATION and NU HEALTH NASSAU HEALTH CARE CORPORATION, PLANNED PARENTHOOD OF NASSAU COUNTY, INC., and CDD**, their agents, servants and/or employees, upon his person, and instead would have elected other procedures and/or treatments.

67. As a result of the foregoing, the medical care, treatments, procedures and services performed, rendered, or provided to the plaintiff **MICHELLE BRESLIN** were done so without **MICHELLE BRESLIN's** informed consent.

68. As a proximate result of the foregoing, the plaintiff **MICHELLE BRESLIN** was caused to and did suffer severe and serious personal injuries of

a physical, emotional and mental nature; severe and serious conscious pain and suffering; has been rendered sick, sore and lame; has suffered great pain, incurred medical and other expenses, was unable to pursue usual vocations, and will cause her eventual death.

69. The foregoing injuries were caused solely by the negligence, carelessness, recklessness, want of care, departures and deviations from good, accepted and proper medical practice of defendants **LIU, STANISLAWSKI, NASSAU HEALTH CARE CORPORATION and NU HEALTH NASSAU HEALTH CARE CORPORATION PLANNED PARENTHOOD OF NASSAU COUNTY, INC.,** and **CDD**, their agents, servants and/or employees, or those persons who rendered care, treatments, procedures, services, or advice of, for, and to plaintiff **MICHELLE BRESLIN** on behalf of, jointly with, or under the supervision of the defendants, and not from any negligence, want of care, assumption of risk or culpable conduct on the part of the plaintiff **MICHELLE BRESLIN**.

70. By reason of the foregoing the plaintiff are entitled to compensatory damages from the defendants in a sum which exceeds the jurisdictional limits of all lower Courts which might otherwise have jurisdiction.


WHEREFORE, the plaintiff **MICHELLE BRESLIN**, demands judgment against the defendants **LIU, STANISLAWSKI, NASSAU HEALTH CARE CORPORATION and NU HEALTH NASSAU HEALTH CARE CORPORATION, PLANNED PARENTHOOD OF NASSAU COUNTY, INC.,** and **CDD**, in each of

the **FIRST, SECOND, THIRD, FOURTH** and **FIFTH** causes of action, in an amount which exceeds the jurisdictional limitations of all lower Courts.

Dated: New York, New York
March // , 2014

Yours, etc.,

DINKES & SCHWITZER, P.C.


BY: ELLEN M. SUNDHEIMER, ESQ.
Attorneys for Plaintiff
112 Madison Avenue - 10th Fl.
New York, New York 10016
(212) 685-7800

**SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NASSAU**

=====X Index No.:

MICHELLE BRESLIN,

Plaintiff,

**CERTIFICATE
OF MERIT**

-against-

**PAUL LIU, M.D., SCOTT STANISLAWSKI, M.D.,
NASSAU HEALTH CARE CORPORATION,
NU HEALTH CORPORATION, PLANNED
PARENTHOOD OF NASSAU COUNTY, INC.,
and CENTER FOR DISEASE DETECTION,**

Defendants.

=====X

ELLEN M. SUNDHEIMER, ESQ., an attorney and counselor of law duly admitted to practice in the Courts of the State of New York and a member of the firm of **DINKES & SCHWITZER, P.C.** attorneys for the plaintiffs herein, affirms the following statement to be true under the penalties of perjury, pursuant to CPLR 2106:

Your affirmant has reviewed the facts of the above action and has consulted with a physician, who your affirmant reasonably believes is knowledgeable in the relevant issues involved in the within action. Based upon said review and consultation, your affirmant has concluded that there is a reasonable basis for the commencement of the within action.

Dated: New York, New York
March // , 2014


ELLEN M. SUNDHEIMER, ESQ.

Index No.:

**SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NASSAU**

MICHELLE BRESLIN,

Plaintiff,

-against-

**PAUL LIU, M.D., SCOTT STANISLAWSKI, M.D.,
NASSAU HEALTH CARE CORPORATION,
NU HEALTH CORPORATION, PLANNED
PARENTHOOD OF NASSAU COUNTY, INC.,
and CENTER FOR DISEASE DETECTION,**

Defendants.

VERIFIED COMPLAINT

DINKES & SCHWITZER, PC

Attorneys for Plaintiff
Office and Post Office Address, Telephone
112 Madison Avenue
New York, New York 10016
212-683-3800

**SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NASSAU**

MICHELLE BRESLIN,

Plaintiff/Petitioner,

- against -

PAUL LIU, M.D., SCOTT STANISLAWSKI, M.D., NASSAU HEALTH CARE CORPORATION, NU HEALTH CORPORATION, PLANNED PARENTHOOD OF NASSAU COUNTY, INC. and CENTER FOR DISEASE DETECTION.

Defendant/Respondent.

Index No. _____

**NOTICE OF COMMENCEMENT OF ACTION
SUBJECT TO MANDATORY ELECTRONIC FILING**

PLEASE TAKE NOTICE that the matter captioned above, which has been commenced by filing of the accompanying documents with the County Clerk, is subject to mandatory electronic filing pursuant to Section 202.5-bb of the Uniform Rules for the Trial Courts. This notice is being served as required by Subdivision (b) (3) of that Section.

The New York State Courts Electronic Filing System ("NYSCEF") is designed for the electronic filing of documents with the County Clerk and the court and for the electronic service of those documents, court documents, and court notices upon counsel and self-represented parties. Counsel and/or parties who do not notify the court of a claimed exemption (see below) as required by Section 202.5-bb(e) must immediately record their representation within the e-filed matter on the Consent page in NYSCEF. Failure to do so may result in an inability to receive electronic notice of document filings.

Exemptions from mandatory e-filing are limited to: 1) attorneys who certify in good faith that they lack the computer equipment and (along with all employees) the requisite knowledge to comply; and 2) self-represented parties who choose not to participate in e-filing. For additional information about electronic filing, including access to Section 202.5-bb, consult the NYSCEF website at www.nycourts.gov/efile or contact the NYSCEF Resource Center at 646-386-3033 or efile@courts.state.ny.us.

Dated: 3/11/14



(Signature)

ELLEN M. SUNDHEIMER, ESQ.

(Name)

DINKES & SCHWITZER, P.C.

(Firm Name)

112 MADISON AVE (Address)
NEW YORK, NY 10016

212-683-3800 (Phone)

WH@dandsatlaw.com (E-Mail)

To: PAUL LIU, M.D.
SCOTT
STANISLAWSKI, M.D.
NASSAU HEALTH
CARE
CORPORATION