

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address):
 Beverly A. Nemetz, Esq. (176536)
 LAW OFFICES OF BEVERLY A. NEMETZ & ASSOCIATES
 15060 Ventura Boulevard, Suite 210
 Sherman Oaks, California 91403

TELEPHONE NO: (818) 986-6755 FAX NO. (Optional):

E-MAIL ADDRESS (Optional):

ATTORNEY FOR (Name): Plaintiff Kimberly Thomas

FOR COURT USE ONLY

NAME OF COURT: SUPERIOR COURT OF THE STATE OF CALIFORNIA
 STREET ADDRESS: FOR THE COUNTY OF LOS ANGELES
 MAILING ADDRESS: 111 North Hill Street
 CITY AND ZIP CODE: Los Angeles, California 90012
 BRANCH NAME: CENTRAL DISTRICT

FILED
 LOS ANGELES SUPERIOR COURT
 MAR 19 2001
 JOHN A. CLARKE, CLERK
 BY *L. Caterio* L. CATERIO, DEPUTY

PLAINTIFF: KIMBERLY THOMAS

DEFENDANT: JOSEPH MARMET, M.D.; PLANNED PARENTHOOD LOS ANGELES;
 KAISER FOUNDATION HOSPITALS; KAISER FOUNDATION HEALTH PLAN,
 INC.; SOUTHERN CALIFORNIA PERMANENTE MEDICAL GROUP;
 DOES 1 TO 100

COMPLAINT — Personal Injury, Property Damage, Wrongful Death
 AMENDED (Number): FIRST

Type (check all that apply):

MOTOR VEHICLE OTHER (specify): Medical Malpractice
 Property Damage Wrongful Death
 Personal Injury Other Damages (specify):

Jurisdiction (check all that apply):

ACTION IS A LIMITED CIVIL CASE
 Amount demanded does not exceed \$10,000
 exceeds \$10,000, but does not exceed \$25,000

ACTION IS AN UNLIMITED CIVIL CASE

ACTION IS RECLASSIFIED by this amended complaint
 from limited to unlimited
 from unlimited to limited

CASE NUMBER:
 BC245785

1. PLAINTIFF (name): KIMBERLY THOMAS
 alleges causes of action against DEFENDANT (name): JOSEPH MARMET, M.D., ET AL.
2. This pleading, including attachments and exhibits, consists of the following number of pages: 5
3. Each plaintiff named above is a competent adult
 - a. except plaintiff (name):
 - (1) a corporation qualified to do business in California
 - (2) an unincorporated entity (describe):
 - (3) a public entity (describe):
 - (4) a minor an adult
 - (a) for whom a guardian or conservator of the estate or a guardian ad litem has been appointed
 - (b) other (specify):
 - (5) other (specify):
 - b. except plaintiff (name):
 - (1) a corporation qualified to do business in California
 - (2) an unincorporated entity (describe):
 - (3) a public entity (describe):
 - (4) a minor an adult
 - (a) for whom a guardian or conservator of the estate or a guardian ad litem has been appointed
 - (b) other (specify):
 - (5) other (specify):

Information about additional plaintiffs who are not competent adults is shown in Complaint — Attachment 3.

(Continued on reverse)



SHORT TITLE: THOMAS v. MARMET, ET AL.

CASE NUMBER:

BC 245785

4. Plaintiff (name): KIMBERLY THOMAS
is doing business under the fictitious name of (specify):
and has complied with the fictitious business name laws.

5. Each defendant named above is a natural person

a. except defendant (name): PLANNED PARENTHOOD LOS ANGELES

- (1) a business organization, form unknown
- (2) a corporation
- (3) an unincorporated entity (describe):
- (4) a public entity (describe):
- (5) other (specify):

c. except defendant (name): KAISER FOUNDATION HEALTH PLAN, INC.

- (1) a business organization, form unknown
- (2) a corporation
- (3) an unincorporated entity (describe):
- (4) a public entity (describe):
- (5) other (specify):

b. except defendant (name): KAISER FOUNDATION HOSPITALS

- (1) a business organization, form unknown
- (2) a corporation
- (3) an unincorporated entity (describe):
- (4) a public entity (describe):
- (5) other (specify):

d. except defendant (name): SOUTHERN CALIFORNIA PERMANENTE MEDICAL GROUP

- (1) a business organization, form unknown
- (2) a corporation
- (3) an unincorporated entity (describe):
- (4) a public entity (describe):
- (5) other (specify):

Information about additional defendants who are not natural persons is contained in Complaint — Attachment 5.

6. The true names and capacities of defendants sued as Does are unknown to plaintiff.

7. Defendants who are joined pursuant to Code of Civil Procedure section 382 are (names):

8. This court is the proper court because

- a. at least one defendant now resides in its jurisdictional area.
- b. the principal place of business of a defendant corporation or unincorporated association is in its jurisdictional area.
- c. injury to person or damage to personal property occurred in its jurisdictional area.
- d. other (specify):

9. Plaintiff is required to comply with a claims statute, and

- a. plaintiff has complied with applicable claims statutes, or
- b. plaintiff is excused from complying because (specify):

(Continued on page three)

SHORT TITLE: THOMAS v. MARMET, ET AL.

CASE NUMBER:

BC245785

10. The following causes of action are attached and the statements above apply to each (*each complaint must have one or more causes of action attached*):

- a. Motor Vehicle
- b. General Negligence
- c. Intentional Tort
- d. Products Liability
- e. Premises Liability
- f. Other (*specify*):

11. Plaintiff has suffered

- a. wage loss
- b. loss of use of property
- c. hospital and medical expenses
- d. general damage
- e. property damage
- f. loss of earning capacity
- g. other damage (*specify*):

12. The damages claimed for wrongful death and the relationships of plaintiff to the deceased are

- a. listed in Complaint — Attachment 12.
- b. as follows:

13. The relief sought in this complaint is within the jurisdiction of this court.

14. **PLAINTIFF PRAYS** for judgment for costs of suit; for such relief as is fair, just, and equitable; and for

- a. compensatory damages
 - (1) (unlimited civil cases) according to proof.
 - (2) (limited civil cases) in the amount of \$
- b. other (*specify*): Pre-judgment interest as provided by law.

15. The paragraphs of this complaint alleged on information and belief are as follows (*specify paragraph numbers*):

Date: March 5, 2001

Beverly A. Nemetz, Esq.
(TYPE OR PRINT NAME)


(SIGNATURE OF PLAINTIFF OR ATTORNEY)

SHORT TITLE:

THOMAS v. MARMET, ET AL.

CASE NUMBER:

FIRST CAUSE OF ACTION - General Negligence

Page 4

(number)

ATTACHMENT TO Complaint Cross-Complaint

(Use a separate cause of action form for each cause of action.)

GN-1. Plaintiff (name): KIMBERLY THOMAS

alleges that defendant (name): JOSEPH MARMET, M.D.; PLANNED PARENTHOOD ANGELES;
KAISER FOUNDATION HOISPIITALS; KAISER FOUNDATION HEALTH PLAN, INC.;
SOUTHERN CALIFORNIA PERMANENTE MEDICAL GROUP

Does 1 to 100

was the legal (proximate) cause of damages to plaintiff. By the following acts or omissions to act, defendant negligently caused the damage to plaintiff
on (date): August 16, 2000
at (place): Los Angeles, California

(description of reasons for liability):

1. Plaintiff repeats and realleges as if set forth in full herein the General Allegations contained on page 5.
2. Defendants Joseph Marmet, and Does 1 through 50, inclusive, and each of them, provided care to plaintiff which did comply with the standard of care, thus proximately causing the injuries and damages to plaintiff described herein. Simultaneously, defendants Planned Parenthood Los Angeles, Kaiser Foundation Hospitals, Kaiser Foundation Health Plan, Inc., and Southern California Permanente Medical Group, and Does 51 through 100, inclusive, and their agents, servants, employees, and each of them, cared for and provided medical treatment to plaintiff so as to cause the injuries and damages described herein.

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