

IN THE CIRCUIT COURT OF MARYLAND FOR
HARFORD COUNTY

DENNIE KRISHER
411 S. Caroline Street
Baltimore, Maryland 21231

Claimant

vs.

Case No.: ~~13~~-C-13-2761

Mid-Atlantic Permanente Medical Group, P.C. *
2101 East Jefferson Street
Rockville, Maryland. 20852

HCA no.: 2013-276

and

SERVE ON: The Prentice-Hall
Corporation System, M
Suite 1660
7 St. Paul Street
Baltimore, MD 21202

Case: 12-C-13-2761
CF-Civil File
\$200.00
CF-App Fee
\$50.00
MLSC
\$55.00
TOTAL
\$305.00

and

Kaiser Foundation Health Plan of the
Mid-Atlantic States, Inc.
2101 East Jefferson Street
Rockville, Maryland. 20852

Receipt #201308087400
Cashier: MS OCHACR1
08/30/13 1:52PM

SERVE ON: The Corporation
Trust Incorporated
32 South Street
Baltimore, MD 21202

and

Dr. Charles Eck, Jr.
4920 Campbell Blvd.
Nottingham, Md. 21236

FILED

and

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CLERK OF THE CIRCUIT COURT
HARFORD COUNTY, MD.
CIVIL DEPT

CC: State Board of Phys. 9-3-13 cag

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cag

Kaiser Permanente
2101 East Jefferson Street
Rockville, Maryland. 20852

*

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Corporation System, M
Suite 1660
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Health Care Providers

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COMPLAINT

Dennie Krisher, Claimant, by his attorney, Mark Herman, sues the above captioned named defendants and says:

1. On July 22, 2010, Claimant came under the treatment and care of an individual who worked for, and therefore the agent for, the named defendants in order to have blood drawn.
2. The individual health care provider stuck a needle in Claimant's right forearm. See attached Exhibit A. However, nowhere in the chart is her named mentioned. The health care provider is female, appearing to be approximately 35 years of age, 5'4" and Caucasian.
3. During the process of extracting the blood, the Defendants' agent took a telephone call on her personal cell phone and diverted her full time and attention away from the drawing of blood.
4. Once the ampule filled, Defendants' agent used one hand to release the tourniquet and in the process Claimant's right arm moved. In turn, the needle moved and in the process struck a nerve injuring it.
5. As a further direct and proximate consequence, Claimant lost strength in his right hand; experienced numbness and tingling, was not able to perform his work, was fired from his job, received further medical treatment and care, incurred medical bills, and suffered other economic and non-economic consequences, past, present and future.
6. The Defendants' agent owed Claimant a duty of care to provide full time and attention to her task, to use two hands when to remove the tourniquet, one to remove the tourniquet and

the other to stabilize the hand to keep it from moving.

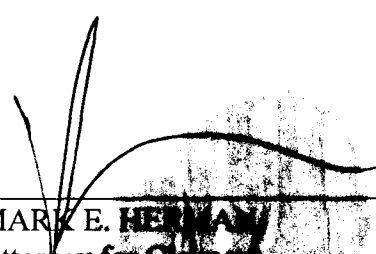
7. The Defendants' agent breached the standard of care by taking a telephone call, by using one hand to end the procedure, by not stabilizing the arm, and was otherwise negligent.

8. The Claimant was injured as a direct and proximate result as described above.

9. The Defendant are responsible for the health care provider under the theory of respondeat superior.

10. Plaintiff has arbitrated this matter before the HCADRO, case no.: 2013-276 and waived arbitration, E. 1

WHEREFORE, this claim is brought and the Claimant sues the Defendants for compensatory damages in excess of \$30,000.00.



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Baltimore, MD 21201
(410) 837-2144

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