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VENTURA SUPERIOR COURT

AUG 04 2014

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SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF VENTURA

BEVERLY COFFEY,

Plaintiff,

vs.

KAISER FOUNDATION HEALTH PLAN,  
INC., KAISER FOUNDATION  
HOSPITALS, KAISER PERMANENTE  
INSURANCE COMPANY, and DOES 1  
through 20, Inclusive

Defendants.

CASE NO:

COMPLAINT FOR PERSONAL  
INJURIES

(Unlimited Jurisdiction)

PLAINTIFF BEVERLY COFFEY ALLEGES:

**FIRST CAUSE OF ACTION FOR**  
**NEGLIGENCE AGAINST ALL DEFENDANTS**

1. The true names and capacities, whether individual, corporate, associate or otherwise of Defendants named herein as DOES 1 through 20, inclusive, are unknown to Plaintiff at this time who therefore sues said Defendants by such fictitious names. Plaintiff is informed and believes and thereon alleges that each of the Defendants named herein as a DOE is negligently or in some other manner legally liable and responsible for the events and happenings hereinbelow described and by their conduct did directly and proximately cause Plaintiff to suffer and sustain the serious and permanent damages and injuries set forth below. Plaintiff will seek

1 leave to amend this pleading to reflect their true names and capacities when the same are  
2 ascertained.

3 2. Plaintiff is informed and believes and thereon alleges that at all times herein  
4 mentioned, Defendants, and each of them, were residents of the County of Ventura, State of  
5 California.

6 3. Plaintiff is informed and believes and thereon alleges that at all times herein  
7 mentioned, Defendants, KAISER FOUNDATION HEALTH PLAN, INC., and DOES 1 through  
8 5, inclusive, and each of them, were and are corporations duly organized under the laws of the  
9 State of California. At all times herein mentioned, said Defendants were carrying on business in  
10 the City of Thousand Oaks, County of Ventura, State of California.

11 4. Plaintiff is informed and believes and thereon alleges that at all times herein  
12 mentioned, Defendants, KAISER FOUNDATION HOSPITALS, and DOES 6 through 10,  
13 inclusive, and each of them, were and are corporations duly organized under the laws of the State  
14 of California. At all times herein mentioned, said Defendants were carrying on business in the  
15 City of Thousand Oaks, County of Ventura, State of California.

16 5. Plaintiff is informed and believes and thereon alleges that at all times herein  
17 mentioned, Defendants, KAISER PERMANENTE INSURANCE COMPANY, and DOES 11  
18 through 15, inclusive, and each of them, were and are corporations duly organized under the laws  
19 of the State of California. At all times herein mentioned, said Defendants were carrying on  
20 business in the City of Thousand Oaks, County of Ventura, State of California.

21 6. Plaintiff is informed and believes and thereon alleges that at all times herein  
22 mentioned, Defendants, and each of them, were the agents, servants and employees of each and  
23 every other Defendant herein and were acting at all times herein mentioned within the purpose,  
24 course, scope and authority of said agency, service and employment and with the consent,  
25 permission and knowledge of their co-Defendants.

26 7. At all times herein mentioned, Defendants, and each of them, planned, designed,  
27 constructed, owned, operated, maintained, entrusted, supervised and inspected a certain business  
28

1 establishment commonly known as Kaiser Permanente Hospital located at or near 365 E.  
2 Hillcrest Drive, in the City of Thousand Oaks, County of Ventura, State of California.

3 8. On or about March 6, 2014, Plaintiff BEVERLY COFFEY was lawfully upon the  
4 premises of said Kaiser Permanente Hospital and was then and there a customer using the  
5 premises in a normal fashion.

6 9. At all times herein mentioned, the Defendants, and each of them, so negligently,  
7 carelessly and recklessly planned, designed, constructed, owned, operated, maintained, entrusted,  
8 supervised and inspected the subject premises of the Kaiser Permanente Hospital so as to directly  
9 and proximately cause and allow a dangerous and hazardous condition to then and there be  
10 present and so as to directly and proximately cause Plaintiff BEVERLY COFFEY to trip and  
11 fall, thereby causing serious damages and injuries to Plaintiff as will be set forth herein pursuant  
12 to California Code of Civil Procedure Section 425.11.

13 10. At said time and place, Defendants, and each of them, acted so negligently,  
14 carelessly and recklessly and/or negligently failed to act, so as to directly and proximately cause  
15 Plaintiff BEVERLY COFFEY to suffer and sustain the serious and permanent injuries and  
16 damages alleged below.

17 11. By reason of the conduct of the Defendants, and each of them, and as a direct and  
18 proximate result thereof, Plaintiff was hurt and injured in her health, strength and activity,  
19 sustaining injury to her body and shock and injury to her nervous system and person, all of which  
20 said injuries have caused and continue to cause Plaintiff great mental, physical and nervous pain  
21 and suffering. Plaintiff is informed and believes and thereon alleges that said injuries will result  
22 in serious permanent disability to the Plaintiff all to her general damage in an amount which will  
23 be set forth pursuant to California Code of Civil Procedure, Section 425.11.

24 12. As a further direct and proximate result of the conduct of Defendants, and each of  
25 them, Plaintiff was required to and did employ physicians and surgeons to examine, treat and  
26 care for her and said Plaintiff did incur medical and incidental expense. The exact amount of  
27 such expense is unknown to said Plaintiff at this time and Plaintiff will therefore seek leave to  
28 amend this Complaint to set forth the exact amount thereof when it is ascertained.

1           **WHEREFORE**, Plaintiff prays against Defendants as follows:

- 2           1.       For general damages in an amount which will be set forth pursuant to California  
3       Code of Civil Procedure, Section 425.11;  
4           2.       For medical and incidental expenses according to proof;  
5           3.       For costs of suit incurred herein; and  
6           4.       For such other and further relief as this court deems just and proper, including but  
7       not limited to prejudgment interest as allowed by law.

8  
9           DATED: July 30, 2014

LEWITT, HACKMAN, SHAPIRO,  
MARSHALL & HARLAN

11 By:   
12

DAVID B. BOBROSKY

Attorneys for Plaintiff BEVERLY COFFEY