

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

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CRAIG BROWN and MICHELLE BROWN,

Plaintiffs,

Plaintiff designates
as New York County as
the place of trial
the basis of the
Venue is Defendant's
Residence and place
of Business.

02105230

- against -

SUMMONS

MARK G. SPEAKER, M.D., LASER AND CORNEAL
SURGERY ASSOCIATES, P.C., TLC LASER EYE
CENTER and WILLIAM TULLO, O.D.,

Plaintiff resides at
200 Riverside Blvd.
New York, NY 10069

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Defendants.

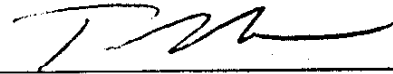
MAR 13 2002 County of **NEW YORK**

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To the above named Defendant

NEW YORK
COUNTY CLERK'S OFFICE

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 Attorney(s) within 20 days after the service of this summons, exclusive of the day 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, judgement will be taken against you by default for relief demanded in the complaint.

Dated, March 6, 2002


THOMAS P. VALET, ESQ.
RHEINGOLD, VALET, RHEINGOLD,
SHKOLNIK, P.C.
113 East 37th Street
New York, New York 10016

Defendants' Addresses:

(212) 684-1880

Mark G. Speaker, M.D.
115 East 57th Street
New York, New York 10022

Laser and Corneal Surgery Associates, P.C.
115 East 57th Street
New York, New York 10022

TLC Laser Eye Center
115 East 57th Street
New York, New York 10022

William Tullo, O.D.
115 East 57th Street
New York, New York 10022

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

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Plaintiffs,

- against -

MARK G. SPEAKER, M.D., LASER AND CORNEAL
SURGERY ASSOCIATES, P.C., TLC LASER
EYE CENTER and WILLIAM TULLO, O.D.,

Defendants.

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VERIFIED COMPLAINT

NEW YORK
COUNTY CLERK'S OFFICE

02105230

MAR 25 2002

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Plaintiff, as and for their Verified Complaint, by
their attorneys Rheingold, Valet, Rheingold, Shkolnik & McCartney
LLP, allege as follows:

FIRST CAUSE OF ACTION

1. At all times mentioned, the defendants, their
agents, servants, and/or employees, undertook and agreed to
render medical care and treatment to plaintiff Craig Brown and
did continuously render such care and treatment between on or
about 6/18/99, and on or about 2/2/01, and at other times.

2. The defendants, their agents, servants, and/or
employees, were negligent in the services rendered for and on
behalf of plaintiff, in failing to use reasonable care; in
failing to heed plaintiff's condition; in departing from accepted
standards in the procedures and treatment performed; in failing
to follow appropriate practice; in failing to properly examine
plaintiff; in failing to properly treat plaintiff's eyes; in

failing to determine that plaintiff was not a candidate for Lasik eye surgery; in performing Lasik eye surgery on plaintiff when said procedure was contraindicated; and were otherwise negligent in their treatment of plaintiff.

3. As a result, plaintiff Craig Brown was permanently injured and has incurred special damages.

4. As a result, plaintiff was damaged in a sum which exceeds the jurisdictional limits of all lower courts which would otherwise have jurisdiction.

SECOND CAUSE OF ACTION

5. Plaintiffs repeat every allegation contained in the prior paragraphs of this complaint.

6. Defendants, their agents, servants, and/or employees, failed to provide plaintiff Craig Brown with the information that reasonably prudent medical practitioners should have provided under the circumstances, and failed to make plaintiff aware of the risks and benefits of, and the alternatives to, the procedures employed.

7. A reasonably prudent person, being fully informed, would not have consented to the procedures employed by defendants, their agents, servants, and/or employees.

8. The procedures employed, and the failure to employ appropriate procedures, were the competent producing cause of the injuries suffered by plaintiff.

THIRD CAUSE OF ACTION

9. Plaintiffs repeat each and every allegation contained in the prior paragraphs of this complaint.

10. At all times herein mentioned, the plaintiffs were husband and wife, and as a spouse, plaintiff Michelle Brown was entitled to the services and society of the injured plaintiff and was responsible for the care, maintenance and medical expenses of the injured plaintiff.

11. As a result of the foregoing, plaintiff Michelle Brown was deprived of the services of a spouse and became liable for expenses on the injured plaintiff's behalf.

12. As a result, plaintiff Michelle Brown has been damaged in a sum which exceeds the jurisdictional limits of all lower courts which would otherwise have jurisdiction.

WHEREFORE, plaintiffs demand judgment against the defendants on the First, Second and Third Causes of Action in amounts which exceed the jurisdictional limits of all lower courts which would otherwise have jurisdiction, together with interest, costs and disbursements.

Dated: New York, New York
March 6, 2002

Yours etc,



THOMAS P. VALET, ESQ.
RHEINGOLD, VALET, RHEINGOLD,
SHKOLNIK & MCCARTNEY, LLP
Attorneys for Plaintiffs
113 E. 37th Street
New York, New York 10016
(212) 684-1880