

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NASSAU=====X
PATRICIA MARINO,

Index No.: 604086/2023

Plaintiff,

VERIFIED ANSWER

-against-

EXCEL AT WOODBURY FOR REHABILITATION
AND NURSING, LLC., WOODBURY CENTER FOR
HEALTHCARE, SELENA SUTTER-REIZOVIC,
SELENA SUTTER-REIZOVIC, P.T., P.C., SELENA
SUTTER-REIZOVIC, INC., MITCHELL MARTIN
HEALTHCARE, LLC., MITCHELL/MARTIN, INC.,
8533 JERICHO TPKE REALTY CO., INC.,
WOODBURY REAL ESTATE HOLDING CO., LLC.,
FREDERICK WHITE, FREDERICK WHITE, LLC.,
ISSAC LAUFER, CHAIM LEBOWITZ,
JEFFREY WHITE AND MAX LEBOWITZ,

Defendants.

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Defendant, **CHAIM LEBOWITZ**, by his attorneys, RUBIN PATERNITI GONZALEZ
RIZZO KAUFMAN LLP, answers the plaintiff's verified complaint as follows, upon information
and belief:

1. Denies knowledge or information sufficient to form a belief as to each and every
allegation contained in the paragraphs of the verified complaint designated "1", "9", "10", "11",
"12", "13", "14", "15", "16", "17", "18", "19", "21", "22", "25", "26", "27", "28", "29", "30",
"31", "38", "39", "40", "41", "42", "43", "44", "45", "46", "47", "48", "49", "50", "51", "52",
"53", "54", "55", "56", "57", "58", "59", "60", "61", "62", "63", "64", "65", "66", "72", "73",
"74", "75", "76", "77", "78", "79", "80", "81", "82", "83", "84", "85", "86", "87", "88", "89",
"90", "91", "92", "93", "94", "95", "96", "97", "98", "99", "100", "101", "102", "103", "104",
"105", "106", "107", "108", "109", "110", "111", "112", "113", "114", "115", "116", "117",

“118”, “119”, “120”, “121”, “122”, “123”, “124”, “125”, “126”, “127”, “128”, “129”, “130”,
“131”, “132”, “133”, “134”, “135”, “136”, “137”, “138”, “139”, “140”, “141”, “142”, “143”,
“144”, “145”, “146”, “147”, “148”, “149”, “150”, “151”, “152”, “153”, “154”, “155”, “156”,
“157”, “158”, “159”, “160”, “161”, “162”, “163”, “164”, “165”, “166”, “167”, “168”, “169”,
“170”, “171”, “172”, “173”, “174”, “175”, “176”, “177”, “178”, “179”, “180”, “182”, “183”,
“184”, “185”, “186”, “188”, “189”, “190”, “191”, “192”, “193”, “195”, “196”, “197”, “198”,
“199”, “201”, “202”, “203”, “205”, “206”, “207”, “208”, “209”, “210”, “211”, “212”, “213”,
“214”, “215”, “216”, “217”, “218”, “219”, “220”, “221”, “222”, “223”, “225”, “226”, “227”,
“228”, “229”, “230”, “231”, “232”, “233”, “234”, “235”, “237”, “238”, “239”, “240”, “241”,
“242”, “243”, “244”, “245”, “246”, “248”, “249”, “250”, “251”, “252”, “253”, “254”, “255”,
“256”, “257”, “258”, “260”, “261”, “263”, “264”, “265”, “266”, “267”, “268”, “269”, “270”,
“271”, “272”, “274”, “275”, “276”, “278”, “279”, “280”, “281”, “282”, “283”, “284”, “285”,
“286”, “287”, “289”, “290”, “291”, “293”, “294”, “295”, “296”, “297”, “298”, “299”, “300”,
“301”, “302”, “303”, “305”, “306”, “308”, “309”, “310”, “311”, “312”, “313”, “314”, “315”,
“316”, “317”, “318”, “320”, “321”, “323”, “324”, “325”, “326”, “327”, “328”, “329”, “330”,
“331”, “332”, “333”, “335”, “336”, “338”, “339”, “340”, “341”, “342”, “343”, “344”, “345”,
“346”, “347”, “348”, “350”, “351”, “352”, “353”, “354”, “355”, “356”, “357”, “358”, “359”,
“360”, “361”, “362”, “363”, “364”, “365”, “367”, “368”, “370”, “371”, “372”, “373”, “374”,
“375”, “376”, “377”, “378”, “380”, “381”, “383”, “384”, “385”, “386”, “387”, “388”, “389”,
“390”, “391”, “392”, “394”, “395”, “396”, “398”, “399”, “400”, “401”, “402”, “403”, “404”,
“405”, “406”, “407”, “409”, “410”, “411”, “413”, “414”, “415”, “416”, “417”, “418”, “419”,
“420”, “421”, “422”, “423”, “425”, “426”, “428”, “429”, “430”, “431”, “432”, “433”, “434”,

“435”, “436”, “437”, “439”, “440”, “443”, “444”, “445”, “446”, “447”, “448”, “449”, “450”, “451”, “452”, “454”, “455” and 456.

2. Denies, in the form alleged, each and every allegation contained in the paragraphs of the verified complaint designated “2”, “3”, “4”, “5”, “6”, “20”, “23”, “24”, “32”, “200”, “204” and “441”.

3. Denies each and every allegation contained in the paragraphs of the verified complaint designated “7”, “8”, “33”, “34”, “35”, “36”, “37”, “67”, “68”, “69”, “70”, “71”, “181”, “187”, “194”, “224”, “236”, “247”, “259”, “262”, “273”, “277”, “288”, “292”, “304”, “307”, “319”, “322”, “334”, “337”, “349”, “354”, “366”, “369”, “379”, “382”, “393”, “397”, “408”, “412”, “424”, “427”, “438”, “442”, “453”, “460”, “461”, “462”, “463” and “464” except begs leave to refer all questions of fact to the trier of fact and all questions of law to the Court.

4. Denies each and every allegation contained in the paragraphs of the verified complaint designated “457” and “458”.

5. Denies each and every allegation contained in the paragraph of the verified complaint designated “459” except begs leave to refer all questions of fact to the trier of fact and all questions of law to the Court and admits that defendant rendered nursing care to and for said plaintiff on certain dates in accordance with acceptable medical standards of care.

ANSWERING THE FIRST CAUSE OF ACTION

6. Repeats and realleges each and every response to paragraphs “1” through “464” of the verified complaint as if fully set forth herein, as his response to paragraph “465” of the verified complaint.

7. Denies each and every allegation contained in the paragraphs of the verified complaint designated “466”, “467”, “468”, “469” and “470”.

8. Denies each and every allegation contained in the paragraph of the verified complaint designated “471” except begs leave to refer all questions of fact to the trier of fact and all questions of law to the Court.

ANSWERING THE SECOND CAUSE OF ACTION

9. Repeats and realleges each and every response to paragraphs “1” through “471” of the verified complaint as if fully set forth herein, as his response to paragraph “472” of the verified complaint.

10. Denies, in the form alleged, each and every allegation contained in the paragraph of the verified complaint designated “473”.

11. Denies each and every allegation contained in the paragraphs of the verified complaint designated “474”, “475”, “476”, “477” and “478”.

12. Denies each and every allegation contained in the paragraph of the verified complaint designated “479” except begs leave to refer all questions of fact to the trier of fact and all questions of law to the Court.

ANSWERING THE THIRD CAUSE OF ACTION

13. Repeats and realleges each and every response to paragraphs “1” through “479” of the verified complaint as if fully set forth herein, as his response to paragraph “480” of the verified complaint.

14. Denies knowledge or information sufficient to form a belief as to each and every allegation contained in the paragraphs of the verified complaint designated “481”, “482”, “483”, “484”, “485”, “486”, “487”, “488”, “489”, “491”, “492”, “493”, “494”, “495”, “510”, “511”, “512”, “513”, “514”, “515”, “516”, “517”, “518”, “520”, “521”, “522”, “523”, “524”, “525”, “526”, “527”, “528”, “529”, “530”, “531”, “532”, “534”, “535”, “536”, “537”, “538”, “539”,

“540”, “541”, “542”, “543”, “544”, “545”, “546”, “548”, “549”, “550”, “551”, “552”, “553”, “554”, “555”, “556”, “557”, “558”, “559”, “560”, “562”, “563”, “564”, “565”, “566”, “567”, “568”, “569”, “570”, “571”, “572”, “573”, “574”, “575”, “577”, “578”, “579”, “580”, “581”, “582”, “583”, “584”, “585”, “586”, “587”, “588”, “589”, “591”, “592”, “593”, “594”, “596”, “597”, “598”, “599”, “600”, “601”, “602”, “603”, “604”, “605”, “606”, “608”, “609”, “610”, “611”, “612”, “613”, “614”, “615”, “616”, “617”, “619”, “620”, “621”, “622”, “623” and “624”.

15. Denies each and every allegation contained in the paragraphs of the verified complaint designated “490”, “496”, “497”, “498”, “499”, “500”, “501”, “502”, “503”, “504”, “505”, “506”, “507”, “508”, “509”, “519”, “533”, “547”, “561”, “576”, “590”, “595”, “607”, “618”, “626”, “627”, “628”, “629”, “630”, “631”, “632”, “633”, “634”, “635”, “636”, “637”, “638”, “639”, “640”, “641”, “642”, “643”, “644”, “645”, “646”, “647”, “648”, “649”, “650”, “651”, “652”, “653”, “654”, “655”, “656”, “657”, “658”, “659”, “660”, “661”, “662”, “663”, “664”, “665”, “666”, “667” and “684” except begs leave to refer all questions of fact to the trier of fact and all questions of law to the Court.

16. Denies each and every allegation contained in the paragraphs of the verified complaint designated “625”, “668”, “669”, “670”, “671”, “672”, “673”, “674”, “675”, “676”, “677”, “678”, “679”, “680”, “681”, “682” and “683”.

ANSWERING THE FOURTH CAUSE OF ACTION

17. Repeats and realleges each and every response to paragraphs “1” through “684” of the verified complaint as if fully set forth herein, as his response to paragraph “685” of the verified complaint.

18. Denies each and every allegation contained in the paragraphs of the verified complaint designated “686”, “687”, “688”, “689”, “690”, “691”, “692”, “693”, “694”, “695”,

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