

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF QUEENS

-----X
DIANNA L. SMITH as Proposed Administrator of the Estate
of JOHN LOGAN, Deceased,

Plaintiff,

-against-

THE JAMAICA HOSPITAL d/b/a JAMAICA HOSPITAL
MEDICAL CENTER, TJH MEDICAL SERVICES, P.C.,
RAVICHAND OODAL, M.D., LONG ISLAND CARE
CENTER, INC. d/b/a LONG ISLAND CARE CENTER,

Defendants.

INDEX NO.:

SUMMONS

Plaintiff Designates
Queens County as the
Place of Trial.

The Basis of Venue is
Defendant's place of
Business: 89th Avenue &
Van Wyck Expressway,
Jamaica, NY 11418

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To the above-named Defendants:

You are hereby summoned to answer the Verified Complaint in this action, and to serve a copy of your answer, or, if the Verified Complaint is not served with this Summons, to serve a Notice of Appearance on the Plaintiff's attorney(s) within twenty days (20) after the service of this Summons, exclusive of the day of service, where service is made by delivery upon you personally within the state, or, within thirty (30) days after completion of service where service is made in any other manner. In case of your failure to appear or answer, judgment will be taken against you by default for the relief demanded in the Verified Complaint.

Dated: New York, New York
May 17, 2023

LAW FIRM OF D.F. TRUHOWSKY

Deborah F. Truhowsky

By: DEBORAH F. TRUHOWSKY, ESQ.
Attorneys for Plaintiff
100 Park Avenue, 16th Floor
New York, New York 10017
(212) 880-6496

TO:

THE JAMAICA HOSPITAL
d/b/a JAMAICA HOSPITAL MEDICAL CENTER
Office of the President
89th Avenue & Van Wyck Expressway
Jamaica, NY 11418
Via Secretary of State

TJH MEDICAL SERVICES, P.C.
C/O ANTHONY S. DIMARIA
89-06 135th Street, Suite 7E
Jamaica, NY 11418
Via Secretary of State

TJH MEDICAL SERVICES, P.C.
129-01 Liberty Avenue
South Richmond Hill, NY 11419

RAVICHAND OODAL, M.D.
129-01 Liberty Avenue
South Richmond Hill, NY 11419

LONG ISLAND CARE CENTER, INC.
d/b/a LONG ISLAND CARE CENTER
144-61 38th Avenue
Flushing, NY 11354
Via Secretary of State

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF QUEENS

-----X
DIANNA L. SMITH as Proposed Administrator of the Estate
of JOHN LOGAN, Deceased,

INDEX NO.:

Plaintiff,

**VERIFIED
COMPLAINT**

-against-

THE JAMAICA HOSPITAL d/b/a JAMAICA HOSPITAL
MEDICAL CENTER, TJH MEDICAL SERVICES, P.C.,
RAVICHAND OODAL, M.D., LONG ISLAND CARE
CENTER, INC. d/b/a LONG ISLAND CARE CENTER,

Defendants.

-----X

Plaintiff, DIANNA L. SMITH, as Proposed Administrator of the Estate of JOHN LOGAN,
Deceased, by her attorneys, LAW FIRM OF D.F. TRUHOWSKY, complaining of the Defendants,
respectfully alleges, upon information and belief, as follows:

1. That at all times hereinafter mentioned, DIANNA L. SMITH was and is a resident of the County of Queens, State of New York.
2. That at all times hereinafter mentioned, Plaintiff's Decedent, JOHN LOGAN, was a resident of the County of Queens, State of New York.
3. That JOHN LOGAN, Plaintiff's decedent, died on July 25, 2021.
4. That on January 24, 2023, a Petition for Letters of Limited Administration and Temporary Administration was filed with the Queens County Surrogate's Court proposing that DIANNA L. SMITH be appointed Administrator of the Estate of JOHN LOGAN, Deceased.
5. That at all times hereinafter mentioned, Plaintiff, DIANNA L. SMITH, as Proposed Administrator of the Estate of JOHN LOGAN, commences this action on behalf of the Estate of the deceased, JOHN LOGAN.

6. At all times mentioned herein, Defendant, THE JAMAICA HOSPITAL d/b/a JAMAICA HOSPITAL MEDICAL CENTER, was and still is an active domestic not-for-profit corporation duly organized and existing under and by virtue of the laws of the State of New York, and it conducts and transacts business as a healthcare facility known as JAMAICA HOSPITAL MEDICAL CENTER located at 89th Avenue & Van Wyck Expressway, Jamaica, New York 11418.
7. At all times mentioned herein, Defendant, THE JAMAICA HOSPITAL d/b/a JAMAICA HOSPITAL MEDICAL CENTER, was and still is a domestic not-for-profit corporation duly organized and existing under and by virtue of the laws of the State of New York.
8. At all times mentioned herein, the principal place of business of Defendant, THE JAMAICA HOSPITAL d/b/a JAMAICA HOSPITAL MEDICAL CENTER, was located in the County of Queens and State of New York.
9. That at all times hereinafter mentioned, Defendant, THE JAMAICA HOSPITAL d/b/a JAMAICA HOSPITAL MEDICAL CENTER, owned the premises and appurtenances and fixtures thereto known as JAMAICA HOSPITAL MEDICAL CENTER located at 89th Avenue & Van Wyck Expressway, Jamaica, New York 11418.
10. That at all times hereinafter mentioned, Defendant, THE JAMAICA HOSPITAL d/b/a JAMAICA HOSPITAL MEDICAL CENTER, leased the premises and appurtenances and fixtures thereto known as JAMAICA HOSPITAL MEDICAL CENTER located at 89th Avenue & Van Wyck Expressway, Jamaica, New York 11418.
11. At all times mentioned herein, Defendant, THE JAMAICA HOSPITAL d/b/a JAMAICA HOSPITAL MEDICAL CENTER, was and still remains engaged in the ownership of a healthcare facility known as JAMAICA HOSPITAL MEDICAL CENTER located at 89th

- Avenue & Van Wyck Expressway, Jamaica, New York 11418, which was and is governed by the laws and regulations of the State of New York and Federal law and regulations.
12. At all times mentioned herein, Defendant, THE JAMAICA HOSPITAL d/b/a JAMAICA HOSPITAL MEDICAL CENTER, was and still remains engaged in the operation of a healthcare facility known as JAMAICA HOSPITAL MEDICAL CENTER located at 89th Avenue & Van Wyck Expressway, Jamaica, New York 11418, which was and is governed by the laws and regulations of the State of New York and Federal law and regulations.
 13. At all times mentioned herein, Defendant, THE JAMAICA HOSPITAL d/b/a JAMAICA HOSPITAL MEDICAL CENTER, was and still remains engaged in the control of a healthcare facility known as JAMAICA HOSPITAL MEDICAL CENTER located at 89th Avenue & Van Wyck Expressway, Jamaica, New York 11418, which was and is governed by the laws and regulations of the State of New York and Federal law and regulations.
 14. At all times mentioned herein, Defendant, THE JAMAICA HOSPITAL d/b/a JAMAICA HOSPITAL MEDICAL CENTER, was and still remains engaged in the maintenance of a healthcare facility known as JAMAICA HOSPITAL MEDICAL CENTER located at 89th Avenue & Van Wyck Expressway, Jamaica, New York 11418, which was and is governed by the laws and regulations of the State of New York and Federal law and regulations.
 15. At all times mentioned herein, Defendant, THE JAMAICA HOSPITAL d/b/a JAMAICA HOSPITAL MEDICAL CENTER, was and still remains engaged in the management of a healthcare facility known as JAMAICA HOSPITAL MEDICAL CENTER located at 89th Avenue & Van Wyck Expressway, Jamaica, New York 11418, which was and is governed by the laws and regulations of the State of New York and Federal law and regulations.
 16. At all times mentioned herein, Defendant, THE JAMAICA HOSPITAL d/b/a JAMAICA

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