

EXHIBIT A

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

THE ESTATE OF JACK D. MCHONE, by his
Administratrix, JOAN MCHONE,

Plaintiff(s),

-against-

ST. JAMES OPERATING, LLC d/b/a ST. JAMES
REHABILITATION & HEALTHCARE CENTER, ABC
CORPORATION, ABC PARTNERSHIP,

Defendant(s),

SUMMONS

Index No.:

Date Purchased:

Plaintiff designates **SUFFOLK**
County as the place of trial

The basis of venue is defendant's
address: **ST. JAMES**

**REHABILITATION &
HEALTHCARE CENTER.**

275 Moriches Road

St James, New York 11780

To the above-named Defendant:

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 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, judgment will be taken against you by default for the relief demanded in the complaint.

Dated: Melville, New York
June 27, 2023

NAPOLI SHKOLNIK, PLLC
Attorneys for Plaintiff



By: _____
Joseph L. Ciaccio
400 Broadhollow Road
Melville, New York, 11747
T: 212-397-1000

Defendants' Addresses:

ST. JAMES REHABILITATION & HEALTHCARE CENTER
275 Moriches Road, St James, NY 11780

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

THE ESTATE OF JACK D. MCHONE, by his Administratrix,
JOAN MCHONE,

Plaintiff(s),

-against-

ST. JAMES OPERATING, LLC d/b/a ST. JAMES
REHABILITATION & HEALTHCARE CENTER, ABC
CORPORATION, ABC PARTNERSHIP,

Defendant(s)

**VERIFIED
COMPLAINT**

Plaintiff demands
a Jury Trial

Plaintiff, by her attorneys, NAPOLI SHKOLNIK PLLC, complaining of the defendants, respectfully alleges upon information and belief:

I. THE PARTIES

a. Plaintiff

1. That at all times hereinafter mentioned, plaintiff JOAN MCHONE, is the widow and next of kin of the decedent, JACK D. MCHONE, and is a resident of the State of New York, County of Suffolk.

2. That at all times hereinafter mentioned, plaintiff's decedent, JACK D. MCHONE, was a resident of the County of Suffolk, State of New York.

3. That on April 23, 2020, plaintiff's decedent, JACK D. MCHONE, died in the County of Suffolk, State of New York.

4. That on November 6, 2020, Letters of Administration were granted by the Suffolk County Surrogate's Court, State of New York, to plaintiff JOAN MCHONE, appointing her Administratrix of the Estate of JACK D. MCHONE.

5. That at all times hereinafter mentioned, JACK D. MCHONE is represented in this action by his widow and next of kin, JOAN MCHONE, as Administratrix of his Estate.

6. This action falls within one or more exceptions as set forth in N.Y. Civil Practice Laws and Rules ("C.P.L.R.") Article 16.

7. This action is filed pursuant to C.P.L.R. §205-a.

b. Defendant ST. JAMES REHABILITATION & HEALTHCARE CENTER

8. According to the New York Department of Health, defendant ST JAMES OPERATING, LLC is the owner and operator of the nursing home facility at located at 275 Moriches Road, St James, New York 11780, County of Suffolk, known as ST JAMES REHABILITATION & HEALTHCARE CENTER.

9. That at all times relevant hereto, the term “nursing home” shall refer to and include defendants ST JAMES OPERATING, LLC d/b/a ST JAMES REHABILITATION & HEALTHCARE CENTER, ABC CORPORATION and/or ABC PARTNERSHIP, the owner(s) and operator(s) of same, as well as any agents, representatives, employees, care givers, nurses, directors, doctors, physician’s assistants, or staff members of said facility or corporations.

10. Defendant ST JAMES OPERATING, LLC d/b/a ST JAMES REHABILITATION & HEALTHCARE CENTER is located at 275 Moriches Road, St James, New York 11780.

11. That at all times hereinafter mentioned, upon information and belief, defendant ST JAMES OPERATING, LLC d/b/a ST JAMES REHABILITATION & HEALTHCARE CENTER was and still is a domestic corporation, duly organized under and existing by virtue of the laws of the State of New York.

12. That at all times hereinafter mentioned, upon information and belief, the defendant, ST JAMES REHABILITATION & HEALTHCARE CENTER, was and still is a business entity doing business within the State of New York.

13. That at all times hereinafter mentioned, upon information and belief, defendant ST JAMES REHABILITATION & HEALTHCARE CENTER maintained its principal place of business in the County of Suffolk, State of New York.

14. Prior to and at all times hereinafter mentioned, defendant ST JAMES REHABILITATION & HEALTHCARE CENTER was authorized to do business and to operate a nursing home facility located at 275 Moriches Road, St James, New York 11780.

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.