

TAMIKA LATOYA RICHARDSON,
Individually, and as Parent
and Next Friend of Ty'Mira Camiya Day
a deceased Minor.
3905 Balfern Avenue
Baltimore, MD 21213

and

TYRONE DAY as Parent
and Next Friend of Ty'Mira Camiya Day
a deceased Minor.
2828 Mayfield Avenue
Baltimore, MD 21213

Plaintiffs

v.

THE JOHNS HOPKINS HOSPITAL, et al
Serve on: Joanne Pollack, Esq.
Administration 414
600 Wolfe Street
Baltimore, MD 21205

AMANDA PATRICE STEWART, M.D.
600 N. Wolfe Street
Phipps 228
Baltimore, MD 21287

JUDE CRINO, M.D.
3740 Ashley Way
Owings Mills, MD 21117-1400

JANICE LYNN HENDERSON, M.D..
600 N. Wolfe Street, Phipps 205
Baltimore, MD 21287

LAUREN KRILL, M.D.
600 N. Wolfe Street
Baltimore, MD 21205

ALEXANDRE BUCKLEY de MERITENS, M.D. *
600 N. Wolfe Street
Baltimore, MD 21287

* IN THE
* CIRCUIT COURT
* FOR
* BALTIMORE CITY

24-C-11-006760

CASE NO.: _____

Case# 24-C-11-006760	
CV File Rev	
Appear fee	750.00
FILE	750.00
TOTAL	1500.00

COMMENT:
TAMIKA LATOYA RICHARDSON VS
JOHNS HOPKINS
HOSPITAL, ETAL.

Receipt #221100002611
Cashier: DE CONRAD
2/27/11 2:43pm

ANDREW YOON, M.D.
600 N. Wolfe Street
Baltimore, MD 21205

*

*

S. TANG
600 N. Wolfe Street
Baltimore, MD 21205

*

*

K. PENN
600 N. Wolfe Street
Baltimore, MD 21205

*

*

**OTHERS AS OF YET NOT
IDENTIFIED PROVIDING
SERVICES TO
TAMIKA LATOYA RICHARDSON AND
TY'MIRA CAMIYA DAY AT
THE JOHNS HOPKINS HOSPITAL**
600 N. Wolfe Street
Baltimore, MD 21205

*

*

*

*

*

*

Defendants

*

* * * * *

COMPLAINT

Now comes the Plaintiffs, Tamika LaToya Richardson and Tyrone Day, as Parents and Next Friends of Ty'Mira Camiya Day, a deceased minor, by and through their attorneys, Paul J. Weber, and Hyatt & Weber, P.A., and file suit against The Johns Hopkins Hospital (hereinafter "Hopkins"), Amanda Patrice Stewart, M.D., Jude Crino, M.D., Janice Lynn Henderson, M.D., Lauren Krill, M.D., Andrew Yoon, M.D., S. Tang, K. Penn, and other yet unidentified health care providers, Defendants herein, stating as reasons:

1. The amount in controversy exceeds the jurisdictional requirements.
2. The Plaintiff has complied with §3-2A-06-B of the Courts and Judicial Proceedings Article, Maryland Annotated Code, in bringing this matter before the Health Claims Dispute Resolution Office, and a copy of the Waiver of Arbitration is being filed with the Complaint.
3. Venue of this claim is proper in Baltimore City, Maryland.
4. Defendant Hopkins is located at 600 N. Wolfe Street, Baltimore, MD 21205..

FACTUAL BACKGROUND

5. From January 27, 2009 through August 10, 2009 Plaintiff Richardson and her unborn child, Ty'Mira Day, received prenatal care from Hopkins' Maternal and Fetal Medicine Department.
- 6 Hopkins' records indicated that trace protein levels were detected in Plaintiff, Richardson's urine on February 4, 2009, March 3, 2009, May 4, 2009, June 1, 2009 and July 6, 2009.
- 7 On July 20, 2009, Hopkins' records noted that Plaintiff Richardson's urine protein levels were +1=30mg/dL and that her Blood Pressure has risen to 128/75. The records also indicated that Hopkins' staff were aware that Plaintiff Richardson was developing preeclampsia..
5. Elevated protein levels and blood pressure readings are critical signs of preeclampsia, a disorder which occurs during pregnancy and the postpartum period, which is a leading contributor to both maternal and fetal death.

6. On July 27, 2009, Hopkins' records indicated that Plaintiff Richardson's urine protein levels were +2-100mg/dL and her blood pressure had risen to 142/74. Once again, the records indicated that Hopkins staff were aware that Plaintiff Richardson and her unborn child, Ty'Mira Day were at risk due to preeclampsia.
7. On August 3, 2009, Plaintiff Richardson and Ty'Mira Day were evaluated by Defendant Stewart. On this visit Plaintiff Richardson's urine protein levels had risen to +3=300mg/dL and her blood pressure was noted to be in the 140s/90s. Edema, another symptom of preeclampsia, was noted in Plaintiff Richardson's face and hands.
8. Defendant Stewart sent Plaintiff Richardson to Labor and Delivery for evaluation of her blood pressure cycles and additional laboratory studies.
12. At Labor and Delivery, Defendants S. Tang, A. Yoon, M.D. and Alexandre Buckley de Meritans, M.D. evaluated Plaintiff Richardson.
13. Prior to sending Plaintiff Richardson home, Defendant K. Penn provided Plaintiff Richardson with a list of symptoms which could indicate that labor has begun and/or eclampsia has developed. His list made no mention of decreased fetal movement.
14. On August 6, 2009, Defendant Crino received lab results indicating that analysis of Plaintiff Richardson's 24 hour urine sample revealed a protein content reading 2952mg against a normal reference range of 25-100mg protein. A non-stress test was performed and amniotic fluid was tested. Hopkins' records listed the indication for Plaintiff Richardson's non-stress test as pregnancy-induced

hypertension (preeclampsia). There was no ultrasound prescribed or performed by the Defendant, Crino on August 6, 2009.

15. On August 8, 2009, Defendant Henderson evaluated Plaintiff Richardson for preeclampsia and another non-stress test was performed. Plaintiff Richardson was instructed to return for another non-stress test in two days and was encouraged to rest as much as possible on her left side. There was no ultrasound prescribed or performed by the Defendant, Henderson on August 8, 2009.
16. On August 10, 2009, Plaintiff Richardson returned for evaluation and was seen by Defendant Crino. The indication listed for non-stress testing on this date was pregnancy-induced hypertension (pre-eclampsia). Her blood pressure reading on this visit was significantly higher (136/84) than on her previous visit (128/78) yet she was sent home with instructions to return to the hospital if she develops a headache (a symptom of severe pre-eclampsia). There was no ultrasound prescribed or performed by the Defendant Crino on August 10, 2009.
17. On August 11, 2009, Plaintiff Richardson awoke at about 7:00 a.m. with a headache, uterine contractions and decreased fetal movements..
18. Plaintiff Richardson's mother, Tamara Watson-Bridges called Hopkins' Labor and Delivery, explained her daughter's symptoms, and was instructed to bring Plaintiff Richardson to Labor and Delivery.
19. Plaintiff Richardson, her mother, sister and nephew drove the 5 miles from her home to Hopkins, arriving at approximately 7:20 a.m..

20. Upon arrival, Plaintiff Richardson checked in at the reception desk, informing a woman in street clothes, who was occupying the desk, that she had a headache, noted decreased fetal movement and was experiencing contractions. The woman in street clothes took down Plaintiff Richardson's personal and insurance information and informed Ms. Richardson that all of the Labor and Delivery rooms were in use and that she would be called when one was available.
21. Plaintiff Richardson noted that the only other person at the reception desk was a security guard, handing out passes.
22. Plaintiff Richardson and her family had been waiting for some time when she noticed that she was bleeding.
23. This prompted Plaintiff Richardson to return to the front desk and inform the woman sitting there that she was bleeding.
24. The woman sitting at the desk gave Plaintiff Richardson a glass of water and told her that she would call Ms. Richardson when a room was available.
25. Plaintiff Richardson returned to her seat and continued to wait with her family for some time until it became clear to her that she was bleeding so heavily that the blood had soaked through her clothes and was soiling the waiting room chair on which she was sitting.
26. Plaintiff Richardson returned to the front desk and informed the woman sitting there that she was bleeding heavily and had soiled the chair. The woman called back to Labor and Delivery, inquired about room availability and informed Plaintiff Richardson that a room was being cleaned for her use - that she should go back to her seat and would be called shortly.

27. Shortly thereafter, at approximately 9:00 a.m., Plaintiff Richardson was called back to a labor and delivery room.
28. Plaintiff Richardson's blood pressure was recorded as being 158/106 at 9:07 a.m. and Nurse Catherine Trentacost could not find a fetal heartbeat at 9:09 a.m..
29. By 9:11 a.m. Defendant Stewart and two other Hopkins doctors arrive at Plaintiff Richardson's bedside, confirm that there is no fetal heartbeat and begin treating Plaintiff Richardson for severe pre-eclampsia.
30. Plaintiff Richardson requires two units of transfused red blood cells shortly after admission.
31. Hopkins' records indicate that Plaintiff Richardson was admitted to Labor and Delivery at 1:30 p.m. where labor is induced and Plaintiff Richardson delivered of a stillborn girl, Ty'Mira Day. Plaintiff Richardson's admit diagnosis was listed as fetal demise in utero and severe preeclampsia.
32. Ms. Richardson suffered a seizure shortly after admission to Labor and Delivery. Seizures are a serious complication of pre-eclampsia.
33. Later, on the afternoon of August 11th, it was discovered that Plaintiff Richardson's retina had detached and she was cared for and followed up by Hopkins ophthalmologists.
34. Plaintiff Richardson was treated at Hopkins for the next 4 days, until she had recovered from her eclamptic symptoms and could return home.
35. Plaintiff Richardson's Discharge summary states that, "Delivery was notable for an apparent abruption, with 75% of the placental surface covered by

an adherent clot. Total blood loss was 300ml.” Placental abruption is a common, devastating consequence of poorly managed preeclampsia.

36. Plaintiff Ty’Mira Day weighed only 1,150 grams at birth, one pound less than what she should have weighed at 35 weeks, 4 days of age, which is highly suggestive that Ty’Mira Day suffered from Fetal Growth Restriction, a common complication of preeclampsia, which remained apparently unnoticed by Hopkins’ staff throughout thirty-four weeks of pre-natal care.

COUNT I – MEDICAL MALPRACTICE

37. The Defendant, The Johns Hopkins Hospital and its agents, employees, and representatives, including but not limited to, Amanda Patrice Stewart, M.D., Jude Crino, M.D., Janice Lynn Henderson, M.D., Lauren Krill, M.D., Andrew Yoon, M.D., S. Tang, K. Penn, and other yet unidentified health care providers, negligently departed from the standard of care by:

- a. The failure to use Doppler Velocimetry testing to determine if Ty’mira Day had developed intrauterine growth restriction, an indication of the severity of Plaintiff Richardson’s preeclampsia, which would have mandated delivery of the child.
- b. By allowing Ms. Richardson’s pregnancy to continue past 34 weeks with evidence of severe preeclampsia;
- c. The failure to provide any type of triage for Plaintiff Richardson upon her arrival at Hopkins’ Labor and Delivery.

- d. The failure to recognize, despite having treated Plaintiff Richardson as a high risk obstetric patient throughout the prenatal period, that she needed to be evaluated immediately upon her arrival at Hopkins' Labor and Delivery.
- e. The failure of Hopkins' intake staff at Labor and Delivery to recognize that bleeding, in any pregnant woman near term is an emergency requiring immediate treatment.
- f. The failure of Hopkins' intake staff at Labor and Delivery to recognize that a high risk patient, bleeding profusely should not be directed back to her chair with instructions to continue waiting before being seen.
- g. And, were otherwise negligent.

46. A reasonably prudent hospital and practitioner operating under the same or similar conditions, would not have failed to provide the important care listed above. Each of the foregoing acts of negligence on the part of the Defendants listed above, operating separately, in combinations of two or more, or jointly accumulatively, was the proximate cause of Ty'Mira Camiya Day's death, Plaintiff Tamika Richardson's eclamptic seizure and retinal detachment, and the damages that are more specifically described below. Neither the decedent nor the Plaintiffs were in any way negligent.

46. As a direct and proximate result of Defendants' negligence in causing the death of Ty'Mira Camiya Day, Plaintiffs, Tamika LaToya Richardson and Tyrone Day sustained pecuniary loss, past and future mental anguish, past and future emotional pain and

suffering, loss of society, loss of companionship, loss of affection, loss of advice, loss of counsel, and loss of comfort.

47. This Complaint is timely filed within three (3) years after the death of Ty'Mira Camiya Day pursuant to Section 3-904 (f) of the Courts and Judicial Proceedings Article of the Maryland Annotated Code.

WHEREFORE, Plaintiffs, Tamika LaToya Richardson and Tyrone Day, as Parents and Next Friends of Ty'Mira Camiya Day, a deceased minor, demands judgment be entered against Defendants The Johns Hopkins Hospital, Amanda Patrice Stewart, M.D., Jude Crino, M.D., Janice Lynn Henderson, M.D., Lauren Krill, M.D., Andrew Yoon, M.D., S. Tang, K. Penn, and other yet unidentified health care providers in an amount in excess of the \$30,000.00 jurisdictional amount of this Court, with interest, costs, and any and all other relief to which this Court finds them entitled.



Paul J. Weber
Lisa Manissi
HYATT & WEBER, P.A.
Severn Bank Building
200 Westgate Circle, Suite 500
Annapolis, MD 21401
(410) 266-0626
Attorney for Plaintiffs

TAMIKA LATOYA RICHARDSON,
Individually, and as Parent
and Next Friend of Ty'Mira Camiya Day
a deceased Minor.
3905 Balfern Avenue
Baltimore, MD 21213

and

TYRONE DAY as Parent
and Next Friend of Ty'Mira Camiya Day
a deceased Minor.
2828 Mayfield Avenue
Baltimore, MD 21213

Plaintiffs

v.

THE JOHNS HOPKINS HOSPITAL, et al
Serve on: Joanne Pollack, Esq.
Administration 414
600 Wolfe Street
Baltimore, MD 21205

AMANDA PATRICE STEWART, M.D.
600 N. Wolfe Street
Phipps 228
Baltimore, MD 21287

JUDE CRINO, M.D.
3740 Ashley Way
Owings Mills, MD 21117-1400

JANICE LYNN HENDERSON, M.D..
600 N. Wolfe Street, Phipps 205
Baltimore, MD 21287

LAUREN KRILL, M.D.
600 N. Wolfe Street
Baltimore, MD 21205

ALEXANDRE BUCKLEY de MERITENS, M.D. *
600 N. Wolfe Street
Baltimore, MD 21287

* IN THE
* CIRCUIT COURT
* FOR
* BALTIMORE CITY

*
*
*
* CASE NO.: _____

*

*

*

*

*

*

*

*

*

*

*

*

*

*

*

ANDREW YOON, M.D.
600 N. Wolfe Street
Baltimore, MD 21205

*
*

S. TANG
600 N. Wolfe Street
Baltimore, MD 21205

*
*

K. PENN
600 N. Wolfe Street
Baltimore, MD 21205

*
*

**OTHERS AS OF YET NOT
IDENTIFIED PROVIDING
SERVICES TO
TAMIKA LATOYA RICHARDSON AND
TY'MIRA CAMIYA DAY AT
THE JOHNS HOPKINS HOSPITAL**
600 N. Wolfe Street
Baltimore, MD 21205

*
*
*
*
*


Defendants

*
*

* * * * *

REQUEST FOR JURY TRIAL

NOW COMES the Plaintiffs, Tamika Latoya Richardson, Individually, and as Parent and Next Friend of Ty'Mira Camiya Day and Tyrone Day as Parent and Next Friend of Ty'Mira Camiya Day, by and through their attorneys, Paul J. Weber, Lisa Mannisi and Hyatt & Weber, P.A. and request the captioned matter be tried by a jury.



Paul J. Weber
Lisa Manissi
Hyatt & Weber, P.A.
200 Westgate Circle, Suite 500
Annapolis, MD 21401

Circuit Court for BALTIMORE CITY

City or County

CIVIL - NON-DOMESTIC CASE INFORMATION REPORT

DIRECTIONS:

Plaintiff: This Information Report must be completed and attached to the complaint filed with the Clerk of Court unless your case is exempted from the requirement by the Chief Judge of the Court of Appeals pursuant to Rule 2-111(a). A copy must be included for each defendant to be served.

Defendant: You must file an Information Report as required by Rule 2-323(h).

THIS INFORMATION REPORT CANNOT BE ACCEPTED AS AN ANSWER OR RESPONSE.

FORM FILED BY: PLAINTIFF DEFENDANT CASE NUMBER _____ (Clerk to insert)

CASE NAME: TAMIKA LATOYA RICHARDSON, et al vs. JOHNS HOPKINS HOSPITAL, et al
Plaintiff Defendant

JURY DEMAND: Yes No Anticipated length of trial: _____ hours or _____ days

RELATED CASE PENDING? Yes No If yes, Case #(s), if known: _____

Special Requirements? Interpreter (Please attach Form CC-DC 41)
 ADA accommodation (Please attach Form CC-DC 49)

**NATURE OF ACTION
(CHECK ONE BOX)**

DAMAGES/RELIEF

<p>TORTS</p> <input type="checkbox"/> Motor Tort <input type="checkbox"/> Premises Liability <input type="checkbox"/> Assault & Battery <input type="checkbox"/> Product Liability <input checked="" type="checkbox"/> Professional Malpractice <input checked="" type="checkbox"/> Wrongful Death <input type="checkbox"/> Business & Commercial <input type="checkbox"/> Libel & Slander <input type="checkbox"/> False Arrest/Imprisonment <input type="checkbox"/> Nuisance <input type="checkbox"/> Toxic Torts <input type="checkbox"/> Fraud <input type="checkbox"/> Malicious Prosecution <input type="checkbox"/> Lead Paint <input type="checkbox"/> Asbestos <input checked="" type="checkbox"/> Other <u>Medical Malpractice</u>	<p>LABOR</p> <input type="checkbox"/> Workers' Comp. <input type="checkbox"/> Wrongful Discharge <input type="checkbox"/> EEO <input type="checkbox"/> Other _____	<p>A. TORTS</p> <p>Actual Damages</p> <input type="checkbox"/> Under \$7,500 <input type="checkbox"/> \$7,500 - \$50,000 <input type="checkbox"/> \$50,000 - \$100,000 <input checked="" type="checkbox"/> Over \$100,000	<input type="checkbox"/> Medical Bills \$ _____ <input type="checkbox"/> Property Damages \$ _____ <input type="checkbox"/> Wage Loss \$ _____
<p>CONTRACTS</p> <input type="checkbox"/> Insurance <input type="checkbox"/> Confessed Judgment <input type="checkbox"/> Other _____	<p>REAL PROPERTY</p> <input type="checkbox"/> Judicial Sale <input type="checkbox"/> Condemnation <input type="checkbox"/> Landlord Tenant <input type="checkbox"/> Other _____	<p>B. CONTRACTS</p> <input type="checkbox"/> Under \$10,000 <input type="checkbox"/> \$10,000 - \$20,000 <input type="checkbox"/> Over \$20,000	<p>C. NONMONETARY</p> <input type="checkbox"/> Declaratory Judgment <input type="checkbox"/> Injunction <input type="checkbox"/> Other _____

ALTERNATIVE DISPUTE RESOLUTION INFORMATION

Is this case appropriate for referral to an ADR process under Md. Rule 17-101? (Check all that apply)
A. Mediation Yes No
B. Arbitration Yes No
C. Settlement Conference Yes No
D. Neutral Evaluation Yes No

TRACK REQUEST

With the exception of Baltimore County and Baltimore City, please fill in the estimated LENGTH OF TRIAL. THIS CASE WILL THEN BE TRACKED ACCORDINGLY.

1/2 day of trial or less
 1 day of trial time
 2 days of trial time
 3 days of trial time
 More than 3 days of trial time

PLEASE SEE PAGE TWO OF THIS FORM FOR INSTRUCTIONS PERTAINING TO THE BUSINESS AND TECHNOLOGY CASE MANAGEMENT PROGRAM AND COMPLEX SCIENCE AND/OR MEDICAL CASE MANAGEMENT PROGRAM (ASTAR), AS WELL AS ADDITIONAL INSTRUCTIONS IF YOU ARE FILING YOUR COMPLAINT IN BALTIMORE CITY, PRINCE GEORGE'S COUNTY, OR BALTIMORE COUNTY.

Date 1/24/11

Signature [Signature]

BUSINESS AND TECHNOLOGY CASE MANAGEMENT PROGRAM

For all jurisdictions, if Business and Technology track designation under Md. Rule 16-205 is requested, attach a duplicate copy of complaint and check one of the tracks below.

Expedited
Trial within 7 months
of Filing

Standard
Trial within 18 months
of Filing

EMERGENCY RELIEF REQUESTED _____

Signature

Date

**COMPLEX SCIENCE AND/OR MEDICAL CASE
MANAGEMENT PROGRAM (ASTAR)**

*FOR PURPOSES OF POSSIBLE SPECIAL ASSIGNMENT TO AN ASTAR RESOURCE JUDGE under Md. Rule 16-202.
Please check the applicable box below and attach a duplicate copy of your complaint.*

Expedited - Trial within 7 months of Filing

Standard - Trial within 18 months of Filing

IF YOU ARE FILING YOUR COMPLAINT IN BALTIMORE CITY, PRINCE GEORGE'S COUNTY, OR BALTIMORE COUNTY PLEASE FILL OUT THE APPROPRIATE BOX BELOW.

CIRCUIT COURT FOR BALTIMORE CITY (CHECK ONLY ONE)

Expedited Trial 60 to 120 days from notice. Non-jury matters.

Standard-Short Trial 210 days.

Standard Trial 360 days.

Lead Paint Fill in: Birth Date of youngest plaintiff _____.

Asbestos Events and deadlines set by individual judge.

Protracted Cases Complex cases designated by the Administrative Judge.

CIRCUIT COURT FOR PRINCE GEORGE'S COUNTY

To assist the Court in determining the appropriate Track for this case, check one of the boxes below. This information is not an admission and may not be used for any purpose other than Track Assignment.

Liability is conceded.

Liability is not conceded, but is not seriously in dispute.

Liability is seriously in dispute.

CIRCUIT COURT FOR BALTIMORE COUNTY

- | | |
|---|---|
| <input type="checkbox"/> Expedited
(Trial Date-90 days) | Attachment Before Judgment, Declaratory Judgment (Simple), Administrative Appeals, District Court Appeals and Jury Trial Prayers, Guardianship, Injunction, Mandamus. |
| <input type="checkbox"/> Standard
(Trial Date-240 days) | Condemnation, Confessed Judgments (Vacated), Contract, Employment Related Cases, Fraud and Misrepresentation, International Tort, Motor Tort, Other Personal Injury, Workers' Compensation Cases. |
| <input type="checkbox"/> Extended Standard
(Trial Date-345 days) | Asbestos, Lender Liability, Professional Malpractice, Serious Motor Tort or Personal Injury Cases (medical expenses and wage loss of \$100,000, expert and out-of-state witnesses (parties), and trial of five or more days), State Insolvency. |
| <input type="checkbox"/> Complex
(Trial Date-450 days) | Class Actions, Designated Toxic Tort, Major Construction Contracts, Major Product Liabilities, Other Complex Cases. |