

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF BRONX - IA6

WANDA RIVERA and STEVEN RIVERA as
Administrators of the Estate of NICO RIVERA, deceased
and WANDA & STEVEN RIVERA, Individually,

Plaintiffs,

- against -

Index No. 36799/04

DEBRA GREENSTEIN, M.D., and PEDIATRIC
ASSOCIATES OF NEW YORK CITY, P.C.,

Defendants.

HON. HOWARD R. SILVER:

VERDICT SHEET

	<u>Answer</u>	<u>Vote</u>
1. Did defendant, Dr. Debra Greenstein, depart from good and accepted medical practice by failing to order a CK-MB test for Nico Rivera?	<u>Yes</u> Yes or No	<u>6-0</u> 5-1

If your answer to Question #1 is "NO", go on to Question #3. If your answer is "YES", go on to Question #2.

2. Was such departure a substantial factor in causing Nico's death?	<u>Yes</u> Yes or No	<u>6-0</u> 5-1
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3. Did defendant Dr. Debra Greenstein depart from good and accepted medical practice by failing to order an EKG for Nico Rivera?

Yes
Yes or No

6-0 5-1

If your answer to Question #3 is "NO", go on to Question #5. If your answer is "YES", go on to Question #4.

4. Was such departure a substantial factor in causing Nico's death?

Yes
Yes or No

6-0 5-1

5. Did defendant, Dr. Debra Greenstein, depart from good and accepted medical practice by failing to order Serum Troponin testing?

Yes
Yes or No

6-0 5-1

If your answer to Question #5 is "NO", go on to Question #7. If your answer is "YES", go on to Question #6.

6. Was such departure a substantial factor in causing Nico's death?

Yes
Yes or No

6-0 5-1

7. Did defendant, Dr. Debra Greenstein, depart from good and accepted medical practice by failing to refer Nico for a cardiac evaluation?

yes
Yes or No

6-05-1

If you answer to Question #7 is "NO", go on to Question #9. If your answer is "YES", go on to Question #8.

8. Was such departure a substantial factor in causing Nico's death?

yes
Yes or No

6-05-1

9. Did defendant, Dr. Debra Greenstein, depart from good and accepted medical practice by failing to hospitalize Nico or bring him into her office on January 24, 2004?

yes
Yes or No

6-05-1

If your answer to Question #9 is "YES", go on to Question #10. If you answered "NO" to Question #1 or #2 and #3 or #4 and #5 or #6 and #7 or #8 and #9, go no further and return your verdict.

10. Was such departure a substantial factor in causing Nico's death?

yes
Yes or No

6-05-1

If you answered "NO" to Questions #1 or #2 and #3 or #4 and #5 or #6 and #7 or #8 and #9 or #10, go no further and return your verdict. If you answered "YES" to Questions #1 and #2, and/or #3 and #4 and/or #5 and #6; and/or #7 and #8; and/or #9 and #10, go on to Question #11.

11. The dollar amount, if any, which will fairly and justly compensate Nico for his pain and suffering from the date of the malpractice to January 28, 2004 the date Nico died is...

(If NONE, Write NONE)

\$ 3,000,000
Dollar Amount (6-0)5-1

12. The dollar amount, if any, which will fairly and justly compensate the Estate for the Funeral expenses is...

\$ 0
Dollar Amount (6-0)5-1

THE ABOVE REPRESENTS A CORRECT REPORT OF THE JURY'S VERDICT.

- ① Kellye B...
- ② Amparo Romano
- ③ Chani Jones
- ④ Uthay...
- ⑤ Andrea Puchas
- ⑥ Nancy Reyes

ERP

ADW