

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF QUEENS-----x
RICARDO BOUTUREIRA,

Plaintiff,

- against -

AARON B. GROTAS, M.D., and
AARON GROTAS, M.D., P.L.L.C.Defendants.
-----x

Index No.:

Date of Purchase:

SUMMONS WITH NOTICEPlaintiff designates
Queens County as the
Place of Venue
The basis of venue is:
Plaintiff's Residence:
31-74 29 Street
Astoria, N.Y. 11106

To The Above-Named Defendants:

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(s) 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 herein.

Dated: Queens, New York
April 29, 2022ROBERT ARENA, ESQ., PLLC.
Attorney for Plaintiff
42-40 Bell Blvd., Suite 302
Bayside, New York 11361
(718) 278-7191Defendants Addresses:AARON B. GROTAS, M.D., and
AARON GROTAS, M.D., P.L.L.C.
1800 Rockaway Ave., Suite 212
Hewlett, New York 11557

Notice: The nature of this action is medical malpractice.

RELIEF SOUGHT: Money damages.

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF QUEENS-----X
RICARDO BOUTUREIRA,

Index No.:

Plaintiff,

VERIFIED COMPLAINT

- against -

AARON B. GROTAS, M.D., and
AARON GROTAS, M.D., P.L.L.C.Defendants.
-----X

Plaintiff, RICARDO BOUTUREIRA as and for his Verified Complaint, by his attorney, ROBERT ARENA, ESQ., PLLC. states upon information and belief the following:

1. That at all times hereinafter mentioned the plaintiffs, RICARDO BOUTUREIRA, was and still is a resident of the County of Queens, State of New York.
2. That at all times mentioned, defendant, AARON B. GROTAS, M.D., was and still is a physician licensed to practice medicine in the State of New York, specializing in the field of urology and urologic surgery.
3. That at all times hereinafter mentioned, the defendant, AARON GROTAS, M.D., P.L.L.C., d/b/a FIVE TOWNS UROLOGY was and still is a professional corporation existing by virtue of the laws of New York State.
4. That at all times hereinafter mentioned the defendants, AARON B. GROTAS, M.D., and AARON GROTAS, M.D., P.L.L.C., maintained offices at 1800 Rockaway Ave., Suite 212, Hewlett, New York 11557 in the County of Nassau, State of New York and 10 Union Square, East, Suite 3A, New York, New York, in the County of New York, State of New York.
5. That at all times hereinafter mentioned, the defendant, AARON GROTAS, M.D., P.L.L.C., through its agents, servants and/or employees provided health care and engaged in the practice of medicine in the State of New York, specializing in the field of urology and urologic surgery.
6. That at all times hereinafter mentioned, the defendants, AARON B. GROTAS,

M.D., and AARON GROTAS, M.D., P.L.L.C., provided medical care to the plaintiff.

7. That plaintiff, RICARDO BOUTUREIRA, was a patient of the defendants, AARON B. GROTAS, M.D., and AARON GROTAS, M.D., P.L.L.C., from on or about September 18, 2018 through on or about December 18, 2020.

8. That the plaintiff, RICARDO BOUTUREIRA, was advised by the defendants, AARON B. GROTAS, M.D., and AARON GROTAS, M.D., P.L.L.C., to undergo a surgical procedure, specifically, a plication procedure for Peyronie's Disease.

9. That on or about May 3, 2019, the plaintiff underwent said surgical procedure.

10. That the aforesaid surgical procedure, lens implant and tests were performed by defendants AARON B. GROTAS, M.D., and AARON GROTAS, M.D., P.L.L.C.

11. That the aforesaid surgical procedure, performed by the defendants, AARON B. GROTAS, M.D., and AARON GROTAS, M.D., P.L.L.C., on plaintiff, RICARDO BOUTUREIRA on May 3, 2019, were contraindicated.

12. That after the surgical procedure of May 3, 2019, the plaintiff, RICARDO BOUTUREIRA'S condition of Peyronie's Disease continued to deteriorate.

AS AND FOR A FIRST CAUSE OF ACTION
AGAINST AARON B. GROTAS, M.D., and AARON GROTAS, M.D., P.L.L.C.TO
RECOVER DAMAGES FOR PAIN AND SUFFERING

13. That the care and treatment rendered by the defendants to the plaintiff, RICARDO BOUTUREIRA, was negligent and a deviation from accepted standards of care in the medical profession so as to constitute malpractice.

14. That as a result of the defendants' deviation from accepted standards of care in the medical profession and medical malpractice, the plaintiff, RICARDO BOUTUREIRA, sustained serious physical injury, loss of enjoyment of life, mental anguish, additional medical expenses, and suffered financial losses.

15. That due to the defendants' deviation from accepted standards of care in the medical profession and medical malpractice, the plaintiff has suffered losses in excess of the jurisdictional limits of all lower Courts.

**AS AND FOR A SECOND CAUSE OF AS AGAINST AARON B. GROTAS, M.D., and
AARON GROTAS, M.D., P.L.L.C. FOR LACK OF INFORMED CONSENT**

16. Plaintiff, repeats, reiterates and reallege each and every allegation contained in paragraphs "1" through "15" of this Complaint with the same force and effect as if same were set forth more fully and alleged at length herein.

17. That at no time was the plaintiff, RICARDO BOUTUREIRA, ever advised, either orally or in writing, of the possible risks and dangers nor the possibility of permanent damage to his vision with regard to the care being rendered to him, or of his injuries, nor was he ever advised that he may suffer severe or personal injuries and damages and had the defendants or any of their agents, servants, employees and/or associates informed or advised the Plaintiff of the possible risks involved, the plaintiff would not have been lulled into a false sense of security and would never have consented to said treatment rendered to him.

18. By reason of the above, the medical care and treatment rendered and afforded to the plaintiff, RICARDO BOUTUREIRA, was without first obtaining an informed consent and as such the plaintiff has been damaged in the amount and manner aforesaid in a substantial sum of money to in excess of the jurisdictional limits of all lower Courts which would otherwise have jurisdiction of this action.

WHEREFORE, Plaintiff demands Judgment on the first and second causes of action in an amount that exceeds the jurisdictional limits of all lower Courts, plus the costs and disbursements of this action.

Dated: Queens, New York
April 29, 2022

Respectfully Submitted:



ROBERT R. ARENA, ESQ., PLLC
Attorney for Plaintiff
42-40 Bell Blvd., Suite 302
Bayside, New York 11361
(718) 278-7191

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF QUEENS

-----X
RICARDO BOUTUREIRA,

Index No.:

Plaintiff,

CERTIFICATE OF MERIT

- against -

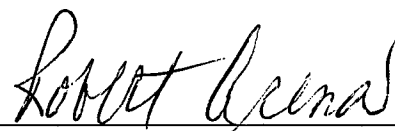
AARON B. GROTAS, M.D., and
AARON GROTAS, M.D., P.L.L.C.

Defendants.
-----X

I, ROBERT R. ARENA, attorney for the above-named plaintiff, affirm that I have been unable to obtain the consultation required by paragraph one of this subdivision because limitation of time, established by article two of this chapter, would bar the action and that the certificate required by paragraph one of this subdivision could not be reasonably obtained before such time expired.

Dated: Queens, New York
April 29, 2022

Respectfully Submitted:



ROBERT R. ARENA, ESQ., PLLC
Attorney for Plaintiff
42-40 Bell Blvd., Suite 302
Bayside, New York 11361
(718) 278-7191

Index Number:

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF QUEENS

RICARDO BOUTUREIRA,

Plaintiff,

- against -

AARON B. GROTAS, M.D., and
AARON GROTAS, M.D., P.L.L.C.

Defendants

SUMMONS WITH NOTICE AND VERIFIED COMPLAINT

ROBERT ARENA, ESQ., PLLC.Attorney for Plaintiff
42-40 Bell Blvd., Suite 302
Bayside, New York 11361
(718) 278-7191
Nytrialatty@aol.com

Service of a copy of the within

is hereby admitted.

Dated,

Attorney(s) for

NOTICE OF ENTRY

Sir: Please take notice

that the within is a (**certified**) true copy of a

duly entered in the office of the clerk of the within named court on

Dated,

Yours, etc.,

ROBERT ARENA, ESQ., PLLC.Attorney for: Plaintiff
42-40 Bell Blvd., Suite 302
Bayside, New York 11361
Nytrialatty@aol.com

TO:

Attorney(s) for:

NOTICE OF SETTLEMENT

Sir: Please take notice that an order

of the judges of the within named Court, at

Dated,

Yours, etc.,

of which the within is a true copy will be presented for settlement to the Hon.

one

on the day of , 20 at M.

ROBERT ARENA, ESQ., PLLC.Attorneys for Plaintiff(s)
42-40 Bell Blvd., Suite 302
Bayside, New York 11361
Nytrialatty@aol.com

TO:

Attorney(s) for: