

**IN THE CIRCUIT COURT OF ANY COUNTY, ANY STATE
COUNTY DEPARTMENT, LAW DIVISION**

MARY CARTER CLARK as Special
Administrator of the Estate of DONALD
CLARK, Deceased,

Plaintiff,

v.

JOANNA STOVER, M.D.,

Defendant.

Court No.

ANSWER TO COMPLAINT AT LAW

NOW COMES the defendant, JOANNA STOVER, M.D., by and through her attorneys, **SMITH AND JONES, P.C.**, and for her answer to plaintiff's Complaint at Law, states as follows:

1. In and after July 2014 Defendant, Dr. Stover was a licensed physician, practicing in Any County, Any State.

ANSWER: Defendant admits the allegation contained in paragraph 1.

2. Defendant, Dr. Stover held herself out as a specialist in psychiatry.

ANSWER: Defendant admits the allegations contained in paragraph 2.

3. In and after July 2014 Defendant, Dr. Stover undertook to diagnose, monitor and treat Donald Clark, Plaintiff's Decedent.

ANSWER: Defendant admits the allegation contained in paragraph 3.

4. It then and there became Defendant, Dr. Stover's duty to provide evaluation, monitoring and treatment to Plaintiff's Decedent in a manner which would protect Plaintiff's Decedent from harming himself.

ANSWER: Defendant admits only to any duty imposed on her by law and none other and that She complied with any and all such duty; further pleading, defendant denies the allegations contained in paragraph 4.

5. Defendant, Dr. Stover breached her duty to Plaintiff's Decedent and was negligent

In that she:

- a. failed to adequately evaluate Plaintiff's Decedent;
- b. failed to appropriately diagnose Plaintiff's Decedent condition;
- c. failed to adequately monitor Plaintiff's Decedent;
- d. failed to adequately treat Plaintiff's Decedent;
- e. failed to appropriately assess the danger of Plaintiff's Decedent committing suicide;
- f. failed to adequately supervise other healthcare professionals caring for plaintiff's Decedent;
- g. inappropriately discharged Plaintiff's Decedent from hi hospitaJoannation;
- h. was otherwise careless and negligent.

ANSWER: Defendant denies the allegation contained in paragraph 5 and specifically denies sub-paragraphs (a)-(h).

6. Plaintiff's Decedent followed Defendant's advice and instructions.

ANSWER: Defendant denies the allegation contained in paragraph 6.

7. As a result of Defendant's negligence, Plaintiff's Decedent, who was unable to control his own impulses, through no fault of his own, shot himself and died from injuries received.

ANSWER: Defendant denies the allegation contained in paragraph 7 and denies that the plaintiff was injured as a result of any act or omission by the defendant.

8. Plaintiff's Decedent is survived by his widow, Mary Carter Clark and his minor children who were dependent upon Plaintiff's Decedent for support society guidance and close relationship and who suffered loss of such support and society and other damages caused by the death of her husband and father Donald Clark.

ANSWER: Defendant admits that decedent is survived by his widow and minor children and has insufficient knowledge to form a belief as to the truth or falsity of the remaining allegations in paragraph 8 and demand strict proof thereof.

9. Mary Carter Clark is the duly appointed Special Administrator of the Estate of Donald Clark, Deceased.

ANSWER: Defendant admits the allegation contained in paragraph 9.

WHEREFORE, defendant, JOANNA STOVER, M.D., prays for judgment in this lawsuit together with costs.

Respectfully submitted:

By: _____
SMITH AND JONES, P.C.
Attorneys for Defendant.

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