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7 *Attorneys for Plaintiff, RDB a Minor through his Guardian Ad Litem David Blandin*

8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
9 **COUNTY OF LOS ANGELES**

10 RDB, a Minor through his Guardian Ad Litem,  
11 DAVID BLANDIN

12  
13 Plaintiff,

14 vs.

15  
16 DIGNITY HEALTH dba ST MARY'S  
17 MEDICAL CENTER; JAMES ARTHUR  
18 MURRAY, M.D.; JAMES MICHAEL  
19 TATUM, M.D.; MAURICIO JOSE  
20 HEILBRON, M.D.; CHARLES HUTTO and  
21 RICHARD ENLOE, as Nominal Defendants;  
DOES 1 through 25, Inclusive

22  
23 Defendants.

CASE NO: 20STCV47746

*Assigned for all purposes to:  
Judge Daniel M. Crowley, Dept 28*

**FIRST AMENDED COMPLAINT FOR  
DAMAGES**

1. **Wrongful Death** based on Professional Negligence (**Medical/Healthcare Malpractice**);
2. **Wrongful Death** based on Lack of Informed Consent

Complaint Filed: 12/14/20

FSC Date: 5/31/22

Trial Date: 6/13/22

24 The Plaintiff files this **First Amended Complaint** for Wrongful Death and Professional  
25 Negligence.

26 **COMES NOW** the Plaintiff, RDB, a Minor through his Guardian Ad Litem, DAVID  
27 BLANDIN, by his attorneys of record, CURD, GALINDO & SMITH, LLP, complains and  
28 alleges the following multiple causes of action and allegations against the Defendants:

1 **COMMON ALLEGATIONS TO ALL CAUSES OF ACTION**

2 1. Plaintiff RDB, is a minor, and at all times relevant to this action and herein mentioned  
3 was, a natural person and a resident of Los Angeles County, California, he brings this action  
4 through his Guardian Ad Litem, DAVID BLANDIN.  
5

6 2. CHRISTINA ELIZABETH HURLEY, (hereinafter "Decedent"), at all times relevant to  
7 this action and herein mentioned was the biological mother of RDB.  
8

9 3. At all times herein, Decedent was an adult residing within the County of Los Angeles.  
10 Decedent died on July 11, 2020 at St. Mary's Medical Center, 1050 Linden Avenue, Long  
11 Beach, California 90813. Decedent died with a surviving child, RDB and with a surviving  
12 mother. Decedent had two sons who were adopted at birth by a third party and are named herein  
13 as nominal defendants, pursuant to California Code of Civil Procedure section 382 and named as  
14 CHARLES HUTTO and RICHARD ENLOE.  
15

16 4. Defendant, JAMES ARTHUR MURRAY, M.D., (hereinafter "MURRAY") is, and at all  
17 times relevant to this action and herein mentioned was, a natural person residing in the County of  
18 Orange. MURRAY is, and at all times relevant to this action and herein mentioned was, a  
19 medical doctor licensed to practice such profession in the State of California. MURRAY is, and  
20 at all times relative to this complaint and herein mentioned was a joint venturer, employee of  
21 DIGNITY HEALTH dba ST MARY'S MEDICAL CENTER ; and DOES 6 THROUGH 10.  
22  
23

24 5. Defendant, MAURICIO JOSE HEILBRON, M.D., (hereinafter "HEILBRON") is, and at  
25 all times relevant to this action and herein mentioned was, a natural person residing in the  
26 County of Los Angeles. HEILBRON is, and at all times relevant to this action and herein  
27  
28

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1 mentioned was, a medical doctor licensed to practice such profession in the State of California.  
2 HEILBRON is, and at all times relative to this complaint and herein mentioned was a joint  
3 venturer, employee of DIGNITY HEALTH dba ST MARY'S MEDICAL CENTER and DOES  
4  
5 6 THROUGH 10.

6 6. Defendant, JAMES MICHAEL TATUM, M.D., (hereinafter "TATUM") is, and at all  
7 times relevant to this action and herein mentioned was, a natural person residing in the County of  
8 Los Angeles. TATUM is, and at all times relevant to this action and herein mentioned was, a  
9 medical doctor licensed to practice such profession in the State of California. TATUM is, and at  
10 all times relative to this complaint and herein mentioned was a joint venturer, employee of  
11 DIGNITY HEALTH dba ST MARY'S MEDICAL CENTER and DOES 6 THROUGH 10.  
12

13 7. Defendants, DOES 1 through 5, are, and at all times relevant to this action and are all  
14 licensed nurses licensed to practice such profession in the State of California. DOES 1 through 5  
15 are, and at all times relative to this complaint and herein mentioned are employees of DIGNITY  
16 HEALTH dba ST MARY'S MEDICAL CENTER.  
17

18 8. Plaintiff RDB is informed and believes, and on the basis of that information and belief  
19 alleges, that at all times mentioned in this complaint and herein mentioned Defendants DOES 1  
20 through 5 were the agents and employees of Defendant DIGNITY HEALTH dba ST MARY'S  
21 MEDICAL CENTER and DOES 6 THROUGH 10, and in doing the things alleged in this  
22 complaint, was acting within the course and scope of that agency and employment.  
23  
24

25 9. Defendant DIGNITY HEALTH, a California Nonprofit public benefit corporation owns  
26 and operates St Mary's Medical Center.  
27  
28

1 10. Plaintiff RDB, through his Guardian Ad Litem DAVID BLANDIN is, and at all times  
2 herein mentioned, was, the surviving son of Decedent and at all times herein mentioned was, an  
3 heir-at-law entitled to bring an action for the Wrongful Death of his mother, under California  
4 Code of Civil Procedure Section 377.60.  
5

6 11. At all times herein mentioned, Defendant DIGNITY HEALTH dba ST MARY'S  
7 MEDICAL CENTER and DOES 6 THROUGH 10, and which, based on information and belief,  
8 employs the other Defendants herein. At all times herein mention, Defendant DIGNITY  
9 HEALTH dba ST MARY'S MEDICAL CENTER and DOES 6 THROUGH 10, provided  
10 medical and healthcare to Decedent. Decedent died as a proximate result of the professional  
11 negligence and other tortious conduct in the commissions of actions and omissions to act of  
12 Defendant DIGNITY HEALTH dba ST MARY'S MEDICAL CENTER and DOES 6  
13 THROUGH 10, and its employees and agents which were negligent or otherwise tortious.  
14 Plaintiffs gave notice Defendant DIGNITY HEALTH dba ST MARY'S MEDICAL CENTER  
15 and DOES 6 THROUGH 10 on September 8, 2020 that this action would be commenced against  
16 the Defendants named herein within 90 days under C.C.P. Section 364.  
17  
18  
19

20 12. Plaintiffs are informed and believe and thereon allege that Defendant MURRAY is, and  
21 was, a physician and surgeon, licensed to practice medicine within the State of California, and an  
22 employee, agent, and principal of Defendants; DIGNITY HEALTH dba ST MARY'S  
23 MEDICAL CENTER and DOES 6 THROUGH 10 inclusive. In bringing this action against  
24 MURRAY, Plaintiffs are suing MURRAY in his individual and all other capacities for the  
25 actions and inactions complained of herein. Plaintiffs are informed and believe and thereon  
26 allege that, at all times herein mentioned, Defendant MURRAY acted within the course and  
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1 scope of his agency and employment with Defendants, DIGNITY HEALTH dba ST MARY'S  
2 MEDICAL CENTER and DOES 6 THROUGH 10 inclusive. At all times herein mention,  
3 Defendant MURRAY provided medical and healthcare to Decedent. Decedent died as a  
4 proximate result of the professional negligence and other tortious conduct in the commissions of  
5 actions and omissions to act of Defendant MURRAY which were negligent or otherwise tortious.  
6 Plaintiffs also timely gave notice (to MURRAY) on September 8, 2020 in the correspondence  
7 that this action would be commenced against the Defendants named herein within 90 days under  
8 C.C.P. Section 364.  
9  
10

11 13. Plaintiffs are informed and believe and thereon allege that Defendant HEILBRON is, and  
12 was, a physician and surgeon, licensed to practice medicine within the State of California, and an  
13 employee, agent, and principal of Defendants, DIGNITY HEALTH dba ST MARY'S  
14 MEDICAL CENTER and DOES 6 THROUGH 10 inclusive. In bringing this action against  
15 HEILBRON, Plaintiffs are suing HEILBRON in his individual and all other capacities for the  
16 actions and inactions complained of herein. Plaintiffs are informed and believe and thereon  
17 allege that, at all times herein mentioned, Defendant HEILBRON acted within the course and  
18 scope of his agency and employment with Defendants DIGNITY HEALTH dba ST MARY'S  
19 MEDICAL CENTER and DOES 6 THROUGH 10 inclusive. At all times herein mention,  
20 Defendant HEILBRON provided medical and healthcare to Decedent. Decedent died as a  
21 proximate result of the professional negligence and other tortious conduct in the commissions of  
22 actions and omissions to act of Defendant HEILBRON which were negligent or otherwise  
23 tortious. Plaintiffs also timely gave notice (to HEILBRON) on September 8, 2020 in the  
24 correspondence that this action would be commenced against the Defendants named herein  
25 within 90 days under C.C.P. Section 364.  
26  
27  
28

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1 14. Plaintiffs are informed and believe and thereon allege that Defendant TATUM is, and  
2 was, a physician and surgeon, licensed to practice medicine within the State of California, and an  
3 employee, agent, and principal of Defendants DIGNITY HEALTH dba ST MARY'S  
4 MEDICAL CENTER and DOES 6 THROUGH 10 inclusive. In bringing this action against  
5 TATUM, Plaintiffs are suing TATUM in his individual and all other capacities for the actions  
6 and inactions complained of herein. Plaintiffs are informed and believe and thereon allege that, at  
7 all times herein mentioned, Defendant TATUM acted within the course and scope of his agency  
8 and employment with Defendants DIGNITY HEALTH dba ST MARY'S MEDICAL CENTER  
9 and DOES 6 THROUGH 10 inclusive. At all times herein mention, Defendant TATUM  
10 provided medical and healthcare to Decedent. Decedent died as a proximate result of the  
11 professional negligence and other tortious conduct in the commissions of actions and omissions  
12 to act of Defendant TATUM which were negligent or otherwise tortious. Plaintiffs also timely  
13 gave notice (to TATUM) on September 8, 2020 in the correspondence that this action would be  
14 commenced against the Defendants named herein within 90 days under C.C.P. Section 364.  
15  
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17

18 15. Plaintiffs are unaware of the true names and capacities of Defendants sued herein as  
19 DOES 1 to 25 and therefore sues said Defendants by such fictitious names. Said fictitiously  
20 named Defendants were negligent or otherwise tortious in and about the matters alleged herein,  
21 and such negligence or tortious conduct was the proximate cause of the injuries and damages  
22 complained of by plaintiffs. Each of the Defendants identified herein, including the DOE  
23 Defendants, is an agent and servant of the others and acted within the time, purpose and scope of  
24 said agency and each of the Defendants ratified the conduct of the other agents identified herein.  
25 Plaintiffs will seek leave to amend this Complaint when the true names and capacities of such  
26 fictitiously-named Defendants have been ascertained. In filing the current Complaint, Plaintiffs  
27  
28

1 are bringing this action and suing all Defendants, known and unknown (DOES) who caused or  
2 contributed to causing the death of CHRISTINA ELIZABETH HURLEY as of the time of the  
3 filing of this Complaint.  
4

5 **GENERAL ALLEGATIONS**  
6

7 16. Decedent CHRISTINA ELIZABETH HURLEY was 46 years old and died on July 11,  
8 2020 due to the wrongful actions, inactions, negligence, professional negligence; medical  
9 malpractice, medical negligence; hospital negligence, battery, lack of care by Defendants,  
10 DIGNITY HEALTH dba ST MARY'S MEDICAL CENTER, DOES 1 THROUGH 10,  
11 MURRAY, HEILBRON and TATUM and all doctors, nurses and healthcare providers employed  
12 by or agents of the above.  
13

14 17. Decedent had previously had an abdominal hernia which was repaired. MURRAY  
15 recommended that Decedent undergo an elective surgery for repair of the abdominal wall hernia.  
16 On October 8, 2019 Decedent met with defendant MURRAY to discuss the surgery and sign the  
17 necessary documents. Decedent was provided with an informed consent which indicated the  
18 associated risks with the subject surgery. The disclosure did not indicate that death was a known  
19 risk associated with the surgery. The surgery was described as a simple outpatient surgery. The  
20 outpatient surgery was scheduled for 07/01/2020. On July 1, 2020, Decedent presented to the St.  
21 Mary's Medical Center and was taken to an operating room wherein MURRAY and TATUM  
22 where to perform the hernia repair.  
23  
24

25  
26 18. During the surgical procedure MURRAY and TATUM commenced with the entry of a  
27 12mm trocar which lacerated CHRISTINA ELIZABETH HURLEY's aorta/inferior vena cava,  
28

1 and CHRISTINA ELIZABETH HURLEY developed a large amount of bleeding. CHRISTINA  
2 ELIZABETH HURLEY subsequently developed a cardiac arrest from hemorrhagic shock and  
3 CPR was commenced and continued for over two (2) hours until a pulse was regained and  
4 massive transfusion protocol initiated and the aorta was attempted to be repair by HEILBRON.  
5

6 19. CHRISTINA ELIZABETH HURLEY was then transferred to ICU and remained on  
7 mechanical ventilation and her abdomen was left open subject to infection. CHRISTINA  
8 ELIZABETH HURLEY again went to the operating room on July 4, 2020 for repeat exploratory  
9 laparoscopy and closure of the abdominal wall performed by MURRAY and TATUM with  
10 complication of the right lung collapsing after a central venous catheter insertion attempt was  
11 performed subsequent to a chest tube placement.  
12

13  
14 20. CHRISTINA ELIZABETH HURLEY suffered a large intraparenchymal hemorrhages at  
15 right frontal lobe and right parietal lobes measuring 1 x 2 cm and 5.3 x 2.5 cm.  
16

17 21. CHRISTINA ELIZABETH HURLEY died as a result of complications of the aortic  
18 vascular injury during the intra-operative repair of the abdominal hernia. CHRISTINA  
19 ELIZABETH HURLEY sustained sufficient blood loss to cause hypovolemic shock and code  
20 blue. Extensive resuscitative efforts were performed. This led to significant hypoxic/reperfusion  
21 damage to the liver and brain, ultimately causing her death.  
22

23 22. The care by Defendants DIGNITY HEALTH dba ST MARY'S MEDICAL CENTER,  
24 DOES 1 THROUGH 10, MURRAY, HEILBRON, TATUM and all doctors, nurses and  
25 healthcare providers employed by or agents of the above was below the standard of appropriate  
26 medical care leading to the death of CHRISTINA ELIZABETH HURLEY on July 11, 2020.  
27 Defendants held themselves out as providers of appropriate medical and healthcare services and  
28



1 Decedent and Plaintiffs relied on the Defendants to provide appropriate medical and healthcare  
2 services; Plaintiffs were unaware of the misdiagnosis and inappropriate medical and healthcare  
3 and Decedent did not pass away until after July 11, 2020.  
4

5 23. On or about July 1, 2020, a surgery was performed by MURRAY and TATUM which  
6 caused the laceration of Decedent's aorta. Decedent was cared for by doctors, nurses and  
7 healthcare providers at St Mary's Medical Center. On July 1, 2020, Decedent was operated on  
8 and/or supervised by Defendants MURRAY, TATUM, HEILBRON and others, including  
9 Defendants DOES 1-25. The surgery of July 1, 2020 and July 4, 2020 were performed below the  
10 standard of care of acceptable medical practice by MURRAY, TATUM and HEILBRON and  
11 others, including Defendants DOES 1-25, and by any and all other doctors, nurses or healthcare  
12 providers of Defendants DIGNITY HEALTH dba ST MARY'S MEDICAL CENTER, DOES 1  
13 THROUGH 10. After the Decedent died, MURRAY admitted to Decedent's sister, "I'm sorry;  
14 we made a mistake and lacerated her aorta". In filing the current Complaint, Plaintiffs are suing  
15 any and all Defendants named herein and any and all DOE Defendants, whose identities are  
16 unknown for any and all professional negligence, healthcare negligence, medical malpractice,  
17 tortious conduct and any other acts or omissions that caused or contributed to causing the death  
18 of CHRISTINA ELIZABETH HURLEY.  
19  
20  
21

22 24. On July 1 and July 4, 2020, defendants and each of them failed to exercise reasonable  
23 care and skill in undertaking to perform the subject medical services, including, but not limited  
24 to the laceration of decedent's aorta. The medical procedures performed by defendants and each  
25 of them, on decedent, were performed negligently and improperly, and caused her death.  
26  
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1 25. Defendants MURRAY and TATUM, and each of them, learning that that the aorta was  
2 lacerated, in order to hide, cloak and otherwise conceal, their negligence, and without the  
3 informed consent of decedent, proceeded to cover up the unorthodox, unconventional and wholly  
4 incompetent medical procedure on decedent by failing to chart and report the procedure on July  
5 1, 2020 and the lacerated aorta and IVC. Defendants MURRAY and TATUM, failed to chart the  
6 use of the trocar and cannula, including failing to identify and report the size and failed to  
7 describe the entry of the trocar into Decedent's body, as a result of their conduct committed  
8 battery on decedent. This particular medical procedure, which was the clear, obvious and known  
9 cause of decedent's heart attack, stroke and distress, and ultimate death. This shocking,  
10 repugnant, outrageous and reprehensible conduct of defendants MURRAY and TATUM, and  
11 each of them, was intentional and deliberate.

12  
13 26. MURRAY and TATUM, committed medical battery by terminally lacerating Decedent's  
14 aorta/IVC without her consent, as modified, and without the consent of decedent and failed to  
15 chart and report it in the medical records.

16  
17 27. Decedent consented to certain medical procedures as set forth herein above in the  
18 preceding paragraphs, which was to be a simple outpatient surgery; however, Defendants  
19 MURRAY and TATUM, performed an additional and substantially different medical  
20 procedure which was not agreed to by decedent and was not and should not have been related to  
21 the hernia repair.

22 **FIRST CAUSE OF ACTION**

23 **WRONGFUL DEATH BASED ON PROFESSIONAL NEGLIGENCE (MEDICAL**  
24 **MALPRACTICE, HEALTHCARE MALPRACTICE) BY ALL PLAINTIFFS AGAINST**  
25 **ALL DEFENDANTS, INCLUDING DEFENDANTS DOES 1-25**

26  
27 28. Plaintiffs hereby reallege and incorporate herein by reference each and every allegation  
28 contained above and below as though fully set forth again at this point.

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1 29. At times complained of herein, Plaintiffs' Decedent consulted, retained, and/or employed  
2 Defendants DIGNITY HEALTH dba ST MARY'S MEDICAL CENTER, DOES 1 THROUGH  
3 10, MURRAY, HEILBRON, TATUM and DOES 1-25 as physicians, surgeons, medical doctors,  
4 specialists, nurses, technicians, staff, workers in radiology department, radiologic technicians,  
5 clerks, computer operators, medical facilities, hospital, and medical practitioners to examine,  
6 diagnose, advise and administer care and treatment. Plaintiffs' Decedent placed herself under the  
7 care and treatment of Defendants, and each of them (including DOE Defendants) and was to be  
8 provided with reasonable medical care and treatment as well as other medically necessary  
9 services. Defendants, and each of them (including DOE Defendants) and each of them, promised  
10 to faithfully, skillfully and carefully test, advise, diagnose, treat, operate on, perform surgery on  
11 and care for Plaintiffs' Decedent.

12  
13 30. As set forth in the General Allegations above, and as may be discovered herein in the  
14 future, from and after said time of consultation, retention and/or employment, Defendants, and  
15 each of them (including DOE Defendants) so negligently failed to exercise the standard degree  
16 of skill, care and knowledge in providing medical care and healthcare, including surgery to  
17 Plaintiffs' Decedent that caused Decedent's death. Decedent died on July 11, 2020, due to the  
18 medical malpractice of Defendants, and each of them, causing Plaintiffs to suffer the damages  
19 alleged herein.

20  
21 31. At all times herein mentioned, Defendants DIGNITY HEALTH dba ST MARY'S  
22 MEDICAL CENTER, DOES 1 THROUGH 10, MURRAY, HEILBRON, TATUM and DOES  
23 1-25 held themselves out as skilled professionals who were qualified to skillfully and faithfully  
24 perform medical services and surgery to the appropriate level of the professional medical  
25 standard of care of those trained in medicine, diagnostic scanning, internal medicine and other  
26 medical disciplines. At all times herein mentioned, Defendants DIGNITY HEALTH dba ST  
27 MARY'S MEDICAL CENTER, DOES 1 THROUGH 10, MURRAY, HEILBRON, TATUM  
28 and DOES 1-25 breached their duty of due care to skillfully examine, diagnose, advise, care,

1 treat, operate on, perform surgery on, care for and administer to Plaintiffs' Decedent causing the  
2 death of Plaintiffs' Decedent. The actions of Defendants, and each of them (including DOE  
3 Defendants) were well below the standard of care of appropriate and customary medical practice  
4 and hospital administration.

5  
6 32. As a direct and proximate result of said tortious acts, omissions and/or conduct of  
7 Defendants, and each of them, Plaintiffs have sustained and incurred, and is certain in the future  
8 to sustain and incur losses, injuries, and damages which are itemized as follows:

9 (a) Funeral and burial expenses in a sum to be determined according to proof. Plaintiffs will  
10 request leave of court to determine the total amount thereof, once the same has been ascertained  
11 and medical expenses; and

12 (b) The value of Decedent's financial support and household services to be determined  
13 according to proof; and

14 (c) Plaintiffs have been deprived of the love, aid, comfort, society, affection, care, protection,  
15 guidance, service, solace and companionship of Decedent, stemming from their loving and  
16 devoted relationship, all to Plaintiffs' loss and general damage in a sum in excess of the  
17 minimum jurisdictional requirements herein according to proof.

18  
19 33. Based on information and belief, on July 1, 2020, Defendants MURRAY and TATUM,  
20 cut the Decedent's aorta and IVC which was not in or near the area where the surgery discussed  
21 with Decedent was to be performed. The aorta and IVC is a body part that was not supposed to  
22 be impacted let alone cut or in some way touched or operated on. The aorta and IVC are in an  
23 area that was unconsented to, constituting an unconsented touching, battery of Plaintiffs'  
24 Decedent. Plaintiffs stand in the shoes of Plaintiffs' Decedent who is now deceased.

25  
26 34. The consent for the surgery which Decedent signed did not inform Decedent fully of all  
27 the risks of surgery, including death.  
28

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1 35. Based on information and belief plaintiffs' allege that Decedent would have declined the  
2 procedure if adequately informed of all the risks including death.

3  
4 **SECOND CAUSE OF ACTION**  
5 **FOR WRONGFUL DEATH BASED ON LACK OF INFORMED CONSENT BY ALL**  
6 **PLAINTIFFS AGAINST MURRAY, TATUM, and DOES 1 THROUGH 10**

7  
8 36. Plaintiffs hereby reallege and incorporate herein by reference each and every allegation  
9 contained above and below as though fully set forth again at this point.

10  
11 37. Based on information and belief, on July 1 and July 4, 2020, Defendants MURRAY and  
12 TATUM, cut the wrong artery, blood vessel or body part that was not supposed to be cut or in  
13 some way touched or operated on an area that was unconsented. The lack of disclosure of the  
14 various risks, including the risk of injuring or lacerating the aorta or IVC or the risk of death,  
15 constitutes a lack of informed consent. Defendants, MURRAY and TATUM, and DOES 1  
16 THROUGH 10, and each of them, failed to disclose the various risks including death.  
17 Defendants, MURRAY and TATUM, and DOES 1 THROUGH 10 never obtained the consent of  
18 Decedent to cut the wrong artery, blood vessel or body part that was not supposed to be cut or in  
19 some way touched or operated on. This lack of informed consent proximately caused the death of  
20 Plaintiffs' Decedent. Plaintiffs stand in the shoes of Plaintiffs' Decedent who is now deceased.

21  
22 38. As a direct and proximate result of said tortious acts, omissions and/or conduct of  
23 Defendants, and each of them, Plaintiffs have sustained and incurred, and is certain in the future  
24 to sustain and incur losses, injuries, and damages which are itemized as follows:

25 (a) Funeral and burial expenses in a sum to be determined according to proof. Plaintiffs will  
26 request leave of court to determine the total amount thereof, once the same has been ascertained  
27 and medical expenses; and  
28

1 (b) The value of Decedent's financial support and household services to be determined  
2 according to proof; and

3 (c) Plaintiffs have been deprived of the love, aid, comfort, society, affection, care, protection,  
4 guidance, service, solace and companionship of, Decedent stemming from their loving and  
5 devoted relationship, all to Plaintiffs' loss and general damage in a sum in excess of the  
6 minimum jurisdictional requirements herein according to proof.  
7

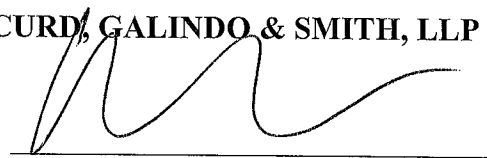
8 **WHEREFORE**, Plaintiffs pray for relief and damages as follows:

- 9 1. For general damages for loss of love, aid, comfort, society, affection, care, protection,  
10 guidance, service, solace and companionship of Decedent, according to proof at trial (wrongful  
11 death);  
12 2. For special damages for funeral and burial expenses according to proof at trial (wrongful  
13 death);  
14 3. For special damages for the value of Decedent's financial support and household services  
15 according to proof at trial (wrongful death);  
16 4. For pre-judgment and post-judgment interest according to law;  
17 5. For costs of suit incurred herein; and  
18 6. For such other and further relief as this Court deems just and proper.  
19

20 DATE: February 17, 2021

**CURD, GALINDO & SMITH, LLP**

21  
22  
23 By



Alexis Galindo  
Attorneys for Plaintiffs

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**PROOF OF SERVICE**

**STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

I am a citizen of the United States and a resident of the aforesaid county; I am over the age of 18 and not a party to the within entitled action; my business address is 301 E. Ocean Blvd., Suite 1700, Long Beach, CA 90802.

On **February 17, 2021** I served the following document(s):

**SUMMONS ON FIRST AMENDED COMPLAINT; FIRST AMENDED COMPLAINT FOR DAMAGES**

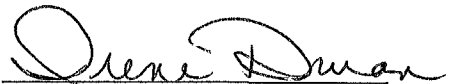
in said action, on the following interested parties at the following addresses (including fax numbers and e-mail addresses as follows:

**(BY FIRST CLASS MAIL)** I am “readily familiar” with the firm’s practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid at Long Beach, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

**(BY ELECTRONIC SERVICE) ONLY BY ELECTRONIC TRANSMISSION:** Only by emailing the document(s) listed above to the parties in this action using the email addresses identified on the attached Service List. During the period of National Emergency declared pursuant to the COVID-19 pandemic, as well as the Order of the Governor of California, electronic mail will be the preferred method of communication. No electronic message or other indication that the transmission was unsuccessful was received within a reasonable time after the transmission. We will provide a physical copy, on request only, upon the conclusion of the National Emergency and the above referenced Orders.

**(STATE)** I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on **February 17, 2021** at Long Beach, California.

  
Irene Duran

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## SERVICE LIST

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