

Complainant:

Michał Siemaszko

Defendants:

1. European Patient Service s.r.o.
2. Uroklínikum s.r.o.
3. MuDr. Joseph Stolz, Urologická klinika Uroklínikum Praha

Case number: 60 C 328/2018

## Reply

to call for the formal deficiencies of the claim to be remedied

In response to the Court's request, dated January 7th 2019, delivered on January 31st 2019, case number 60 C 328/2018, asking for formal deficiencies of the lawsuit which the Complainant filed in person on December 3rd 2018 in Prague to be remedied, the Complainant respectfully submits the following:

- 1) The Complainant seeks reimbursement in the amount of CZK 200,000.00 (*two hundred thousand Czech Korunas*). Any higher amount is as per Court's discretion, considering the extent of damages Defendants' actions brought upon the Complainant;
- 2) The amount of CZK 200,000.00 (*two hundred thousand Czech Korunas*) which Complainant seeks to be reimbursed by the Defendants—as outlined on pages 21st through 23rd of the lawsuit filed on December 3rd 2018—includes both:
  - (a) the cost of Defendants' deficient services—where Defendants failed to deliver on each and every arrangement established in writing as evidenced in annexed email communication, then failed to provide the Complainant with timely and sufficient refund—as well as
  - (b) the damages Defendants' actions brought upon the Complainant—including gross negligence in diagnosing Complainant's health problem, the resulting significant damages due to the delay in establishment of comprehensive diagnosis, the delay in undertaking of necessary treatment when Complainant's injuries could be repaired and resolved more easily, the delay in supplementation of evidence in criminal assault case being cause of these injuries, as well as the prolonged physical, mental and emotional suffering;

- 3) All three Defendants listed in the lawsuit filed on December 3rd 2018 are responsible, because—as evidenced in documents attached to the lawsuit—all three parties were involved:
  - (a) European Patient Service s.r.o.,
  - (b) Uroklínikum s.r.o.,
  - (c) MuDr. Joseph Stolz, Urologická klinika Uroklínikum Praha;
  
- 4) The cause of action qua the Defendants first arose on December 14, 2015;

Aside from the detailed information the Complainant provided in the lawsuit filed on December 3rd 2018 and, most importantly, in the 37 documents annexed to the lawsuit—including email communication and medical documentation—which fully corroborate all statements contained in the lawsuit, and extensively answer the who, when and what questions Honorable Court seeks answers to, the Complainant respectfully submits that the Honorable Court conducts proper evidentiary proceedings, including studying evidence provided and ordering hearings if there any doubts or unanswered questions still remain. The Complainant therefore attaches to the herein reply the following:

- A copy of the lawsuit filed on December 3rd 2018, where on page 23rd—mentioned next to CZK 200,000.00 (*two hundred thousand Czech Korunas*)—the word “at least” should be therefore disregarded, as the exact amount of CZK 200,000.00 (*two hundred thousand Czech Korunas*) is claimed, and any higher amount is as per Court's discretion considering the extent of damages Defendants' actions brought upon the Complainant, and the rest of the lawsuit contents remains unaltered,
- A copy of all 37 attachments of which the Complainant provided 4 hard copies with the lawsuit filed on December 3rd 2018

Michał Siemaszko