V I R G I N I A

IN THE CIRCUIT COURT OF

\*

Plaintiff \*

\*

v. \* Case No.

\*

\*

\*

Defendant \*

COMPLAINT

(Medical Malpractice)

COMES NOW the plaintiff, by counsel, and in support of this Complaint states as follows:

1. The plaintiff resides at the address listed in the caption of this matter.

2. The individual defendant is a medical doctor licensed to practice medicine in the Commonwealth of Virginia with offices at the address indicated in the caption above.

3. The corporate defendant is a professional corporation composed of one or more medical doctors licensed to practice medicine in the Commonwealth of Virginia. The individual defen­dant was at all times an agent, representative, and/or employee of the corporate defendant.

4. On or about the day of , 199 the defen­dants did undertake to perform certain medical/surgical services for the plaintiff consisting of the following:

5. The defendants failed to provide adequate care and treatment to the plaintiff in that

COUNT I

(Breach of Contract)

6. By engaging in the conduct set forth in the foregoing paragraphs the defendants breached their contract for the provi­sion of medical services to the plaintiff. As a result of the defendants' breach, the plaintiff has been damaged in that

COUNT II

(Negligence)

7. As indicated in the foregoing paragraphs, as a result of the defendants' undertaking to provide medical services to the plaintiff, and their employment by the plaintiff for that pur­pose, the defendants had a duty of care to the plaintiff to exercise the skill and knowledge ordinarily possessed by medical practitioners under similar circumstances, to exercise a reason­able degree of care, skill, and dispatch in carrying out the services for which they were employed.

8. By engaging in the conduct set forth in the foregoing paragraphs the defendants negligently breached their duty of care to the plaintiff.

9. As a result of the defendants' breach of their duty of care to the plaintiff, the plaintiff has been damaged in that

WHEREFORE, these premises considered, the plaintiff requests judgment against the defendants jointly and severally in the amount of $ , plus an award of costs, interest, and such other relief that the Court may deem appropriate.

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*Counsel for*

**Interrogatories and Request for Documents are served along with this Complaint**