

**IN THE CIRCUIT COURT OF THE EIGHTH
JUDICIAL CIRCUIT IN AND FOR ALACHUA
COUNTY, FLORIDA**

SUSAN CAROL WINSLETT,

Case No.: 2015-ME

Petitioner.

**PETITION TO EXTEND STATUTE OF LIMITATIONS
PURSUANT TO SECTION 766.104(2), FLORIDA STATUTES**

COMES NOW, Petitioner, SUSAN CAROL WINSLETT, by and through her undersigned counsel, and files this “Petition to Extend Statute of Limitations Pursuant to Section 766.104(2), Florida Statutes,” for an automatic 90-day extension of the statute of limitations to allow the reasonable investigation required under §766.104(1), Florida Statutes regarding the matters set forth herein, and states:

1. Petitioner, SUSAN CAROL WINSLETT, believes that beginning sometime on or about January 11, 2013 and continuing through on or about May 8, 2013 (herein also referred to as the “relevant period”), the below identified/described health care institutions, physicians and/or other medical personnel responsible for SUSAN CAROL WINSLETT’s medical care and treatment were negligent in that they failed to render SUSAN CAROL WINSLETT that level of medical care, skill and treatment which, in light of all relevant surrounding circumstances, is recognized as acceptable and appropriate by similar and reasonably careful health care institutions, physicians, nurses, medical technicians, and other relevant medical providers, and that such negligent medical care and treatment caused or substantially contributed to injuries, losses and damages suffered by SUSAN CAROL WINSLETT:

A. SHANDS TEACHING HOSPITAL AND CLINICS, INC.

B. SHANDS TEACHING HOSPITAL AND CLINICS, INC., d/b/a:

- SHANDS HOSPITAL AT THE UNIVERSITY OF FLORIDA
- SHADS AT UF
- SHANDS HOSPITAL
- UF HEALTH SHANDS HOSPITAL
- SHANDS HEALTHCARE

C. THE UNIVERSITY OF FLORIDA BOARD OF TRUSTEES.

D. THE UNIVERSITY OF FLORIDA BOARD OF TRUSTEES, d/b/a:

- UNIVERSITY OF FLORIDA PHYSICIANS

E. BRYAN RODGER PRINE, JR., M.D.,

F. KALIA KUMAR SADASIVAN, M.D., and,

G. Certain yet to be identified MEDICAL PERSONNEL employed by SHANDS TEACHING HOSPITAL AND CLINICS, INC., or THE UNIVERSITY OF FLORIDA BOARD OF TRUSTEES, who were assigned to assist with x-rays being administered to SUSAN CAROL WINSLETT as a patient of the “Ortho Institute Non-Operative Sports Medicine Division” of SHANDS TEACHING HOSPITAL AND CLINICS, INC., during the relevant period.

2. More specifically, SUSAN CAROL WINSLETT believes that during the relevant period the above described MEDICAL PERSONNEL (paragraph 1G) assigned to assist with x-rays being administered to SUSAN CAROL WINSLETT as a patient of the “Ortho Institute Non-Operative Sports Medicine Division” of SHANDS TEACHING HOSPITAL AND CLINICS, INC., engaged in negligent conduct which caused SUSAN CAROL WINSLETT to suffer injury to her right upper extremity, neck and coccyx/pelvic areas.

3. SUSAN CAROL WINSLETT further believes one or more of the physicians identified above, as well as other yet to be identified supervisory staff assigned to the “Ortho Institute Non-Operative Sports Medicine Division” of SHANDS TEACHING HOSPITAL AND CLINICS, INC., may have been negligent in training, overseeing and supervising the MEDICAL PERSONNEL assigned to assist with SUSAN CAROL WINSLETT’s x-rays.

4. SUSAN CAROL WINSLETT also believes that SHANDS TEACHING HOSPITAL AND CLINICS, INC., and/or THE UNIVERSITY OF FLORIDA BOARD OF TRUSTEES, d/b/a UNIVERSITY OF FLORIDA PHYSICIANS may be vicariously liable as the employer(s) of the negligent MEDICAL PERSONNEL assigned to assist with x-rays being administered to SUSAN CAROL WINSLETT as a patient of the said “Ortho Institute Non-Operative Sports Medicine Division,” as well as their supervising physicians and/or yet to be identified supervisory medical personnel.

5. This “Petition to Extend Statute of Limitations Pursuant to Section 766.104(2), Florida Statutes” is being filed in order to permit Ms. Winslett and her attorney to conduct a reasonable investigation as required under §766.104(1), Florida Statutes.

Dated this 15th day of January, 2015.



DAVID W. MOYÉ
Fla. Bar No.: 0782350
TRACY P. MOYÉ
Fla. Bar No.: 0782361

MOYÉ LAW FIRM
527 East Park Avenue
Tallahassee, FL 32301
(850) 224-MOYÉ (6693) Voice
(850) 222-MOYÉ (6693) Facsimile
service@moyelawfirm.com