

The Regents' and a Partner Physician Allegedly Caused a Wrongful Life / Birth and Committed a Medical Battery

Alleged Negligent Prenatal Care Results in Baby Born with Severe Birth Defects Missed on an 18 Week Targeted Ultrasound Examination

OAKLAND, CA, UNITED STATES, July 24, 2024

/EINPresswire.com/ -- "Baby ROCCO was born with a birth defect, and he and his family are forever gravely impacted by this diagnosed condition called arthrogryposis multiplex congenita (AMC) as well as quadriplegic cerebral palsy, both of which are incurable, non-progressive conditions that will nevertheless cause lifelong disability and special needs for a lifetime of care. Plaintiffs question why Baby ROCCO was born into this world when modern medicine - 23 years into the 21st Century - has well-educated and well-trained licensed healthcare practitioners and easy accessibility to the necessary medical devices to avoid this life. While deeply sad, but patently true - had MONICA been given any information whatsoever that her unborn son then had any sort of fetal anomaly as early as May 5, 2023 [18 weeks, 2 days gestational age], or as soon thereafter when given adequate information and advice from a board certified OB/GYN (obstetrician gynecologist) and/or more likely, an MFM (Maternal Fetal Medicine), to make an informed decision [her body, her choice to keep or terminate], she would have elected to have a second-trimester surgical abortion for pregnancy termination due to fetal anomalies."



Baby Rocco at 2 days of age admitted to Lucille Packard Children's Hospital's NICU at Stanford on October 8, 2023

The Ramos' [Complaint](#) was filed on July 15, 2024, in the Alameda County Superior Court (Case No. 24CV083414) and names as defendants healthcare providers including The Regents of the University of California, the governmental agency's Partner, Angela Pollard, MD (Los Gatos OB/GYN), her Registered Nurse Practitioner Christine Kalle, and three employees. Defendants are alleged to have committed medical malpractice in rendering prenatal care, or the lack

thereof, to Monica Ramos and therefore her child, Baby Rocco. The lawsuit alleges Wrongful Life (for Baby Rocco), Wrongful Birth (for his parents), Intentional Tort – Medical Battery – Conditional Consent (not subject to the California cap on damages per California Civil Code § 3333.2), Fraud – Intentional Misrepresentation, Breach of Fiduciary Duty, Negligence Per Se and Unjust Enrichment. The Complaint raises concerns about quality of care, billing irregularities, destruction of medical records, insurance fraud, and focuses on a specialized targeted ultrasound performed by an unlicensed technician which was then negligently – and with conscious disregard – interpreted by a licensed OB/GYN. Defendants have been served with the Summons and Complaint.

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"Suspected fetal anomaly not found" by Angela M. Pollard, MD and The Regents after interpreting a specialized fetal ultrasound when the fetus was 18 weeks and 2 days"

Angela M. Pollard, MD (The Regents)

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The Regents Los Gatos' Office of Partner
Angela M. Pollard, MD

Name: Monica Ramos | DOB: 3/18/1986 | MRN: 85793985 | PCP: Name Unknown Provider | Legal Name: Monica Ramos

A Note to Patients: Symptoms are concisely summarized to inform treatment recommendations. For reasons of privacy and brevity, this note does not attempt to capture all experiences that were discussed.

Progress Notes

Angela Pollard at 5/5/2023 2:30 PM

18w2d here for ultrasound
No complaints

OB ULTRASOUND 5/5/23 see report and photos

SIUP, breech PRESENTATION
PLACENTA grade 1, anterior no previa
Adequate amniotic fluid level
Active FM and tone
FHR 155 bpm

EFW 238 g c/w 18w2d and EDC 10/4/23 50%ile

No adnexal or uterine masses
Cervical length 4.2 cm

The following anatomy is visualized and is within normal limits
Calvarium, intracranial anatomy, cerebellum, choroid plexus, cisterna magna, right and left lateral ventricle, fetal profile, fetal face, fetal lips and nose, fetal orbits, stomach, diaphragm, right and left kidney, bladder, spine, umbilical cord insertion, three-vessel cord, four-chamber view of the heart, right and left ventricular outflow tracts, diaphragm, liver, right arm and hand, left arm and hand, right leg and foot, left leg and foot, genitalia male

1. **AMA (advanced maternal age) multigravida 35+, second trimester** **Ultrasound OB 2nd trimester level two (Clinic Performed)**
2. **Suspected fetal anomaly not found** **Ultrasound OB 2nd trimester level two (Clinic Performed)**
3. 18 weeks gestation of pregnancy

Monica Ramos' UCSF Medical Record (MyChart) for May 5, 2023 Targeted Ultrasound Performed by an unknown technician and interpreted by Angela M. Pollard, MD

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