

**COPY**

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By Amber Hayes, Deputy

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8 MARCIA MCFEELEY, SUSAN MILLER, DAVID HEBDEN AND THE ESTATE OF  
9 VALERA HEBDEN

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
11 FOR THE COUNTY OF LOS ANGELES

12 MARCIA MCFEELEY, SUSAN MILLER,  
13 DAVID HEBDEN AND THE ESTATE OF  
14 VALERA HEBDEN

15 Plaintiff,

16 v.

17 ANTELOPE VALLEY HOSPITAL, [REDACTED]

18 [REDACTED], AND DOES 1 through 20,  
19 inclusive

20 Defendants.

CASE NO. BC520219

COMPLAINT FOR MEDICAL  
MALPRACTICE WRONGFUL DEATH  
OF VALERA HEBDEN

Date of Death: 11-11-12

21 COMES NOW THE PLAINTIFF, MARCIA MCFEELEY, SUSAN MILLER, DAVID  
22 HEBDEN AND THE ESTATE OF VALERA HEBDEN, AND FOR A FIRST CAUSE OF  
23 ACTION AGAINST THE DEFENDANTS, ANTELOPE VALLEY HOSPITAL, [REDACTED]

24 [REDACTED] 1 THROUGH 20, INCLUSIVE,  
25 AND EACH OF THEM, COMPLAINS AND ALLEGES AS FOLLOWS:

- 26 1. At least one of the Plaintiffs is a resident of the county of Los Angeles, State of
- 27 California.
- 28 2. Plaintiffs are the heirs of decedent, Valera Hebden.
3. The true names and capacities, whether individual, corporate, associate or

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1 otherwise of Defendants, named herein as DOES 1 through 20, inclusive, and each of them, are  
2 unknown to Plaintiff, who therefore sues said Defendants by such fictitious names, and Plaintiff  
3 will ask leave of the Court to amend this Complaint to show their names and capacities when the  
4 same shall have been ascertained.

5 4. Plaintiff is informed and believes and, upon such information and belief, alleges  
6 that each Defendant designated herein as a DOE is responsible negligently, intentionally or in  
7 some other manner for the events and happenings herein referred to which legally caused those  
8 injuries and damages to Plaintiff as is hereafter alleged.

9 5. Plaintiff is informed and believes and, upon such information and belief, alleges  
10 that Defendants, and each of them, were the agents, servants and employees of their Co-  
11 Defendants and were, as such acting within the course, scope, purpose and authority of said  
12 agency and employment; that each of and every Defendant, as aforesaid, when acting as a  
13 principal, was negligent in the selection and hiring and continued employment of each and every  
14 Defendant as an agent, servant and employee.

15 6. Plaintiff is informed and believes and, upon such information and belief, alleges  
16 that at all times mentioned herein, Defendants, DOES 1 through 20 in inclusive, and each of them,  
17 were physical therapists, doctors, nurses, technicians, attendants, agents or employees of  
18 Defendants, ANTELOPE VALLEY HOSPITAL, [REDACTED],  
19 [REDACTED]

20 7. Plaintiff is informed and believes that Defendants ANTELOPE VALLEY  
21 HOSPITAL, [REDACTED] were health care  
22 providers in the State of California and in fact currently practice in Lancaster, CA, County of Los  
23 Angeles, where plaintiff's mother was treated and died.

24 8. Plaintiff is informed and believes that Defendant ANTELOPE VALLEY  
25 HOSPITAL is located in Lancaster, CA, County of Los Angeles, where plaintiff's mother was  
26 treated and died.

27 9. That in the Fall of 2012, specifically October 31, 2012, Plaintiff's mother went to  
28 the medical facilities of Defendants, ANTELOPE VALLEY HOSPITAL, [REDACTED]

1 [REDACTED] and DOES 1 through 20, inclusive, and each of  
2 them, and said Defendants agreed and undertook to care for, treat, medically manage and assist  
3 each other in the performance of such medical services and all other medical procedures  
4 reasonable, necessary and proper to the health and well-being of decedent, Valera Hebden,  
5 including but not limited to properly treating decedent for her medical condition.

6 10. That once at the medical facility of Defendants, ANTELOPE VALLEY  
7 HOSPITAL, [REDACTED], and DOES 1  
8 through 20, inclusive, and each of them, said Defendants failed to possess and to exercise that  
9 degree of knowledge and skill ordinarily possessed to and exercised by other doctors, medical  
10 facilities, nurses, aides, attendants, technicians and other such styled personnel and employees in  
11 the same professions as Defendants, and each of them, in that Defendants so negligently,  
12 wrongfully, and unlawfully cared for, treated and medically managed decedent's condition as to  
13 cause her death, Defendants' failure to properly manage and treat decedent's recovery and  
14 Defendants' further failure to monitor decedent during the treatment was a substantial factor in  
15 causing her death on November 11, 2012.

16 11. As a legal result of the negligence of Defendants, and each of them, as foresaid,  
17 decedent Valera Hebden died on November 11, 2012.

18 12. That as a further direct and legal cause of the negligence of the Defendants, and  
19 each of them, as aforesaid, Plaintiffs, MARCIA MCFEELEY, SUSAN MILLER, DAVID  
20 HEBDEN AND THE ESTATE OF VALERA HEBDEN, have lost love, companionship, support,  
21 care, assistance, protection, affection, moral support, sexual relations, training and guidance as a  
22 result of the wrongful death of Valera Hebden.

23 13. That as a further, direct and legal result of the negligence, carelessness and  
24 unlawfulness of the Defendants, and each of them, as aforesaid, Plaintiffs MARCIA MCFEELEY,  
25 SUSAN MILLER, DAVID HEBDEN AND THE ESTATE OF VALERA HEBDEN, were caused  
26 to and did suffer economic loss as a result of the wrongful death of Valera Hebden.

27 WHEREFORE, Plaintiff prays for judgment against the Defendants, and each of them, as  
28 follows:

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1 AS TO THE FIRST CAUSE OF ACTION:

- 2 1. For general damages, according to proof;
- 3 2. For economic damages, according to proof;
- 4 3. For prejudgment interest, according to law;
- 5 4. For costs of suit incurred herein; and
- 6 5. For such other and further relief as this Court may deem just and proper.

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8 DATED: August 28, 2013

LAW OFFICES OF STEVEN D. HILLYARD, APC

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10 BY: 

11 STEVEN D. HILLYARD  
12 Attorney for Plaintiff

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