

1 A. I want to backtrack. I realize when you say
 2 procedures you probably mean eyes.
 3 Q. Right.
 4 A. And I performed more than 15 eyes in a week; I
 would say 20 to 25.
 6 Q. Now, when you say 20, 25, you're talking about
 7 eyes?
 8 A. Eyes.
 9 Q. So each patient you could be doing one eye some
 10 patients you could be doing both eyes?
 11 A. Exactly.
 12 Q. Did you have any complication rate as of 1997
 13 with lasik procedures?
 14 MS. NEWMAN: I'm going to object as
 15 to the broadness. If you want to narrow it
 16 down to some complications, that I think
 17 would be appropriate.
 18 BY MR. KAFRISSEN:
 19 Q. Okay. Tell me what kind of complications you've
 20 encountered in lasik procedures?
 21 MS. NEWMAN: Between when she started
 22 and March of 1997?
 23 MR. KAFRISSEN: 1997, yes.
 24 THE WITNESS: I encountered flaps

1 that were not satisfactory for performing
 2 ablation.
 3 BY MR. KAFRISSEN:
 4 Q. What do you mean by ablation?
 5 A. Using the laser to reshape the cornea laser
 6 abrasions.
 7 Q. Okay. Anything else, have you encountered halos?
 8 A. That's not a surgical complication. That's a
 9 post operative symptom.
 10 Q. Okay. So the flaps, that you consider to be a
 11 surgical complication?
 12 A. Yeah, intraoperative flap complication.
 13 Q. What else have you encountered as a surgical
 14 complication?
 15 MS. NEWMAN: Again, between 1995 and
 16 March of '97.
 17 THE WITNESS: Poor patient fixation.
 18 BY MR. KAFRISSEN:
 19 Q. Meaning what?
 20 A. The patient didn't look at the fixation light,
 21 they looked somewhere else.
 22 Q. The patient's eye moved off of the light?
 23 A. Right.
 24 Q. Anything else?

1 A. Not that I recall.
 2 Q. Between '95 and '97 what was your surgical
 3 complication rate, can you estimate X number of
 4 patients, I had X number of surgical complication?
 5 A. I don't want to guess.
 6 Q. Are you aware for the procedure, the lasik
 7 procedure, what was the surgical complication rate as
 8 of 1997?
 9 MS. NEWMAN: For her?
 10 MR. KAFRISSEN: No, for the procedure
 11 you were performing on Cheryl Fiorelli, the
 12 lasik procedure, was there any expected
 13 surgical complication rate for that
 14 procedure.
 15 THE WITNESS: For intraoperative
 16 complications?
 17 BY MR. KAFRISSEN:
 18 Q. Right.
 19 A. I don't have that data.
 20 Q. Now, you said that halos, for instance, you said,
 21 I think it was a --
 22 MS. NEWMAN: She said it was a
 23 postoperative symptom and not a surgical
 24 complication.

1 MR. KAFRISSEN: Postoperative
 2 symptom, okay.
 3 BY MR. KAFRISSEN:
 4 Q. Tell me what you consider to be postoperative
 5 symptoms?
 6 A. Postoperative symptoms are things that the
 7 patient experiences and complaints of the patients.
 8 Q. Tell me what they are that you've experienced
 9 between '95, '97, actually between '95 and I guess late
 10 December '98 which is when Cheryl Fiorelli's last
 11 surgery took place?
 12 MS. NEWMAN: Let me object because if
 13 you're talking about lasik, unless I'm
 14 mistaken, the only lasik procedure was in
 15 March of 1997 on Ms. Fiorelli.
 16 MR. KAFRISSEN: There are three
 17 lasik.
 18 MS. NEWMAN: Three lasik?
 19 THE WITNESS: There was one lasik and
 20 two enhancements.
 21 MR. KAFRISSEN: Right. And my
 22 understanding is that those were lasik
 23 enhancements, right?
 24 THE WITNESS: Lasik enhancements.