

1 phone call?

2 A. Well, my staff person told the patient that this  
3 sometimes happens. And she also said that she was  
4 allergic to an antibiotic that should be listed in the  
chart and my staff person didn't find that.

6 Q. All of your visits up to his point, where were  
7 you seeing Cheryl at, physically?

8 A. I'm not sure they were all at the same office.

9 Q. Were you employed at the time? Are you an  
10 employee of Nevyas Eye Associates at the time that you  
11 were seeing Cheryl?

12 A. Yes.

13 Q. Tell me where are Nevyas Eye Associates offices,  
14 where were they then?

15 A. Actually, I can answer your first question. I  
16 was seeing her at our Bala Cynwyd office, that is where  
17 all the visits were.

18 Q. Throughout the course of treatment from February  
through it looks like December of '98 I think you had  
20 seen her a little bit after that, were you always an  
21 employee of Nevyas Eye Associates?

22 A. Yes.

23 Q. Okay. Back to 3/20/97, you said you next saw  
24 Cheryl on 3/20/97?

1 A. Yes.

2 Q. Why did you see her on 3/20/97?

3 A. On 3/20/97, I performed lasik on her right eye.

4 Q. They're in the records. Now, are the records  
5 from that surgery all contained now in the surgery  
6 center file?

7 A. From the day of surgery?

8 Q. Yes.

9 A. Yes.

10 Q. So that in the surgery center file -- do you have  
11 a copy of that?

12 A. I do.

13 Q. Tell me what happens when Cheryl comes for  
14 surgery at the Delaware Surgery Center on March 20,  
15 what is the procedure?

16 A. I'm not sure what you are asking. She walks in  
17 is that what you want to know.

18 Q. That's what I want to know?

19 A. She walks in and is greeted by the receptionist  
20 and then the nurse gives her a hair cover and shoe  
21 covers and a gown and takes her into the preoperative  
22 area and asks her questions about her health and checks  
23 her blood pressure and her pulse and gives her eye  
24 drops to start preparing her for the surgery.

1 Then when she is ready for the  
2 surgery, the operating room is ready for her, and we  
3 have checked all of the equipment and that it is all in  
4 excellent working order, we bring her into the  
5 operating room. She walks in, and lies down on the  
6 table and gets more numbing drops and the nurse cleans  
7 off her face with alcohol and we put a drape on that  
8 covers her face and most of her body, exposing only the  
9 eye and we put a lid holder to hold the lids open so  
10 that even the eyelids are isolated from this, it is  
11 really just the globe.

12 And we explain how the surgery is  
13 going to be done and show her the blinking light that  
14 she needs to look at and give her a little practice  
15 session of looking at it so she knows what to expect  
16 and then run through the vocabulary with her. That  
17 look up means at the top of your head not the ceiling.  
18 Look down mean at your feet and not the floor and look  
19 up or down means with your eyes. If we want your whole  
20 head to move we'll say raise your chin, lower your chin  
21 and again, we rehearse all that so that for sure if we  
22 need her to look in any special direction, she'll know  
23 just what we mean. And then we get her into position  
24 under the laser, make sure everything is lined up

1 properly.

2 Q. How is she positioned under the laser?

3 A. Well, she is lying on the table but we need to be  
4 sure that the eye is exactly lined up and that she  
5 doesn't need to lift her chin a little or tilt her head  
6 slightly and that she knows where to look and that  
7 she's in exactly the right spot. And we do all of that  
8 before we start so that we can be sure that we won't  
9 have to be repositioned so she's right where she needs  
10 to be and that she understands what we need to do.

11 Q. Let me stop you before we continue into the  
12 procedure because we covered a good deal of ground  
13 there. According to the records here, it looks like  
14 there is a preoperative phone call on March 19 which is  
15 the day before surgery?

16 MS. NEWMAN: Are you in the Delaware  
17 Valley Laser Surgery Institute records?

18 MR. KAFRISSSEN: Yes, exactly and the  
19 sheet just for the record it's pre and  
20 postoperative phone call refractive  
21 procedures.

22 MS. NEWMAN: 3/19/97.

23 MR. KAFRISSSEN: 3/19/97 date of  
24 preoperative phone call, Page 7, is what's