

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
FIRST MUNICIPAL, CIVIL DIVISION

2013012664

CALENDAR/ROOM H

Law Division  
PI Other

MARTIN JENSEN, as Special Administrator of the Estate of Kristine Jensen, deceased,

Plaintiff

v.

RIVEREDGE HOSPITAL, INC. and UNIVERSAL HEALTH SERVICES, INC.,

Defendant

No. \_\_\_\_\_

Jury Demand  Yes  No

CIVIL ACTION COVER SHEET

A Civil Action Cover Sheet shall be filed with the complaint in all civil actions. The information contained herein is for administrative purposes only and cannot be introduced into evidence. Please check the box in front of the appropriate general category which best characterizes your action.

Civil Case (A)

- Tort not Personal Injury
- Confession of Judgment
- Replevin
- Detinue
- Foreign Judgment
  - Filing Out of State/Out of Country
- Registration of Administrative Judgment

Tort/Personal Injury Case

Any wrong or damage done to another person, such as, physical pain, illness, or any impairment of physical condition resulting from the careless or negligent actions of others. The most common cases involve auto accident injuries.

- Personal Injury Motor Vehicle
- Dram Shop
- Product Liability
- Personal Injury Subrogation
- Personal Injury Motor Vehicle Subrogation
- Personal Injury Other
  - Tort Intentional
  - Property Damage

Other Litigation Case

(i.e. credit card agreements, any contract between two or more individuals)

- Breach of Contract
- Fraud
- Consumer Fraud
- Breach of Warranty
- Statutory Action Complaint

By: \_\_\_\_\_  
 Atty. No.: 30037  Pro se 99500

Name: Law Offices of Thomas Popovich

Atty. for: Plaintiff

Address: 3416 W. Elm Street

City/State/Zip Code: McHenry, IL 60050

Telephone: 815-344-3797

Civil Case (B)

- Filing an Illinois Court Judgment
- Petition for Discovery
  - A Petition to take depositions or subpoena records before a case is filed.

Civil Housing Case

(i.e. condominium conversion, conservation, demolition/objection to fast track, exterior walls/facades, fire protection, heat call (including Unincorporated Cook County), lead paint new developments, public nuisance, public places of amusement, strategic task force inspections)

- Housing
- Objection to Fast Track
- Criminal Ordinance Violation
- Heat Case
- Vacant Building

Pro Se Case Type

The Pro Se Court section of the Civil Division resolves disputes between parties where the amount at issue does not exceed \$3,000. The party may act as their own attorney. Forms can be completed at the Pro Se desk in Room 602.

- Pro Se (\$3,000 or less)

Eviction Case/Civil Forcible/CHA Forcible

A summary proceeding in which the landlord seeks to restore possession of the premises or payment of rent when the tenant has wrongfully withheld rent or possession of the premises.

- Forcible (possession only)
- Joint Action (possession and rent)
- Distress for Rent

Service via email will be accepted at:

\_\_\_\_\_ by consent pursuant to Ill. Sup. Court. Rules 11 and 131.

**Pro Se Only:**  I have read and agree to the terms of the Clerk's Office Electronic Notice Policy and choose to opt in to electronic notice for this case at this email address:

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, LAW DIVISION

I.D. 30037

2013L012664  
CALENDAR/ROOM H  
TIME 00:00  
PI Other

MARTIN JENSEN, as Special )  
Administrator of the Estate of )  
Kristine Jensen, deceased, )  
 )  
Plaintiff, )  
 )  
vs. ) No.:  
 )  
RIVEREDGE HOSPITAL, INC. and )  
UNIVERSAL HEALTH SERVICES, INC., )  
 )  
Defendants, )

**COMPLAINT AT LAW**

NOW COMES the plaintiff, MARTIN JENSEN, as Special Administrator of the Estate of KRISTINE JENSEN, deceased, by and through his attorneys, LAW OFFICES OF THOMAS J. POPOVICH, P.C., and complaining of the defendants, RIVEREDGE HOSPITAL, INC. and UNIVERSAL HEALTH SERVICES, INC., states as follows:

**COUNT I - Riveredge Hospital, Inc. - Wrongful Death**

1. That the plaintiff, MARTIN JENSEN, is duly appointed, qualified and acting as Special Administrator of the Estate of KRISTINE JENSEN, deceased, pursuant to order of the Circuit Court of the Nineteenth Judicial Circuit, a copy of which is attached hereto and made a part hereof as Exhibit A.
2. That the plaintiff, MARTIN JENSEN, brings this action as such Special Administrator pursuant to and authorized by the Illinois Wrongful Death Act, 740 ILCS 180 et. seq.
3. That on or about June 7, 2013, and prior thereto, the defendant, RIVEREDGE HOSPITAL, INC., was a corporation engaged in the operation of and maintenance of a hospital,

commonly known as Riveredge Hospital, located in the City of Forest Park, County of Cook, State of Illinois, and existing under the laws of the State of Illinois.

4. Pleading in the alternative, that on or about June 7, 2013, and prior thereto, the defendant, UNIVERSAL HEALTH SERVICES, INC., was a corporation engaged in the operation of and maintenance of a hospital, commonly known as Riveredge Hospital, located in the City of Forest Park, County of Cook, State of Illinois, and existing under the laws of the State of Illinois.

5. That at all times relevant hereto, the defendant, RIVEREDGE HOSPITAL, INC., held itself out and represented itself to be skilled and careful in the rendering of medical and psychiatric care and treatment and further held out and represented that its agents and employees, including doctors, nurses, psychiatrists, psychologists and social workers, were specially trained, competent and qualified to render medical, surgical and psychiatric care and treatment.

6. That on June 7, 2013, the decedent, KRISTINE JENSEN, was discharged from the Elgin Mental Health Center, where she had been treated for, among other things, a recent suicide attempt and suicidal ideation.

7. On June 7, 2013, KRISTINE JENSEN was transported by the Lake County Sheriff from Elgin Mental Health Center to Riveredge Hospital.

8. On June 7, 2013, KRISTINE JENSEN, while being transferred by the Lake County Sheriff from the Elgin Mental Health Center to Riveredge Hospital, attempted suicide in the Lake County Sheriff's vehicle.

9. That on and after June 7, 2013, the deceased, KRISTINE JENSEN, was admitted to Riveredge Hospital for purposes of medical and psychiatric care and treatment, including treatment for a recent suicide attempt and suicidal ideation.

10. The defendant, RIVEREDGE HOSPITAL, INC., upon KRISTINE JENSEN being admitted to said facility, was advised that KRISTINE JENSEN had attempted to kill herself while being transferred by the Lake County Sheriff from the Elgin Mental Health Center to Riveredge Hospital.

11. That as of June 7, 2013, certain rooms at Riveredge Hospital contained slatted vents on the ceiling that would allow a patient in the room to feed a bed sheet through the slats of said vents.

12. That prior thereto, the defendant, no later than the year 2008, had been ordered by the State of Illinois and/or one of its departments/divisions to modify any and all such slatted vents and/or vent covers at Riveredge Hospital.

13. Despite being ordered by the State of Illinois and/or one of its departments/divisions to modify all of the slatted vents and/or vent covers some time no later than the year 2008, as of June 7, 2013, the defendant had still not modified all of said vents and/or vent covers at Riveredge Hospital.

14. As of June 7, 2013, the total time necessary for the defendant to modify said vents and/or vent covers at Riveredge Hospital would have been less than 48 hours.

15. Following KRISTINE JENSEN's death, the defendant, RIVEREDGE HOSPITAL, INC., modified the remaining vents and/or vent covers at Riveredge Hospital that had not been previously modified.

16. Following KRISTINE JENSEN's death, from the time the defendant, RIVEREDGE HOSPITAL, INC., started to modify the remaining vents and/or vent covers at Riveredge Hospital, to the time said modifications were complete, less than 48 hours elapsed.

17. On June 7, 2013, KRISTINE JENSEN was placed in a room at Riveredge Hospital with a ceiling vent and/or vent cover that had not yet been modified.

18. On June 7, 2013, when KRISTINE JENSEN was admitted to Riveredge Hospital, the defendant had a room available for KRISTINE JENSEN to be placed into with a ceiling vent and/or vent cover that had been modified in accordance with the prior order to modify said vents.

19. On June 7, 2013, the room in which KRISTINE JENSEN was placed had a ceiling vent and/or vent cover that did not prevent KRISTINE JENSEN or any other patient from feeding a bed sheet through the slats of said vent.

20. On June 7, 2013, when KRISTINE JENSEN was placed by the defendant in said room, the defendant knew KRISTINE JENSEN had attempted to commit suicide on the way to Riveredge Hospital.

21. On June 7, 2013, when the defendant placed KRISTINE JENSEN in said room, the defendant knew KRISTINE JENSEN was a suicide risk.

22. On June 7, 2013, and at all other relevant times, the defendant, RIVEREDGE HOSPITAL, INC., provided patients with the following for potential observation levels: routine, line of sight, 1:1 while awake, and 1:1.

23. The "routine" observation level is the least observant of the four observation levels followed by the defendant and called for a patient to be placed in a room and be checked on every 15 minutes.

24. The observation level 1:1 is the most observant level maintained by the defendant and required the patient to be monitored at all times.

25. KRISTINE JENSEN, from the time she was admitted to Riveredge Hospital to the

time she was discharged, was at all times placed on the “routine” level of observation.

26. On June 8, 2013, KRISTINE JENSEN continued to be designated by the defendant as being appropriate for only the “routine” level of observation assigned by the defendant.

27. On June 8, 2013, KRISTINE JENSEN put a sheet through the slats of the ceiling vent in her room and tied the sheet around her neck.

28. On June 8, 2013, KRISTINE JENSEN attempted to and was successful in committing suicide by putting a sheet through the slats of the ceiling vent and tying the sheet around her neck.

29. On June 8, 2013, KRISTINE JENSEN, at the time she attempted to commit suicide, was still designated by the defendant to be observed under the “routine” level of observation protocol assigned by the defendant.

30. On June 8, 2013, an employee of the defendant found KRISTINE JENSEN in her room with a bed sheet that had been fed through the ceiling vent in her room and wrapped around her neck.

31. From the time KRISTINE JENSEN was admitted to the defendant’s hospital to the time an employee of the defendant found her in her room with a bed sheet that had been fed through the ceiling vent in her room and wrapped around her neck, KRISTINE JENSEN was never placed on an observation level other than the “routine” protocol described above.

32. On June 8, 2013, KRISTINE JENSEN was transferred from Riveredge Hospital to Loyola Medical Center, where she subsequently died as a result of the injuries she sustained due to her suicide.

33. That it was the duty of the defendant, RIVEREDGE HOSPITAL, INC., to exercise a reasonable degree of care, caution, skill and ability in examining, diagnosing, conducting and

supervising the care and treatment of KRISTINE JENSEN, commensurate with the degree of care, caution, skill and ability exhibited by other hospitals, medical centers, doctors, nurses, psychiatrists, psychologists and social workers within the community.

34. That notwithstanding the aforesaid duties, the defendant, RIVEREDGE HOSPITAL, INC., by and through its employees and agents, was then and there guilty of one of more of the following acts and/or omissions.

- (a) Carelessly and negligently failed to exercise due care in the aforementioned medical and psychiatric/psychological care and treatment and as a result, the decedent committed suicide;
- (b) Carelessly and negligently failed to conduct an adequate psychiatric/psychological evaluation of the decedent despite being advised that the decedent had recently attempted suicide;
- (c) Carelessly and negligently failed to evaluate, diagnose and appreciate the nature and severity of decedent's mental illness and risk for suicide when the decedent exhibited symptoms of severe depression, and suicide ideation, plan and attempts;
- (d) Carelessly and negligently failed to evaluate, diagnose and appreciate the nature and severity of the decedent's mental illness and the risk for future suicide when the defendant had knowledge of the decedent's prior attempts to commit suicide;
- (e) Carelessly and negligently failed to provide the decedent with appropriate medications to treat decedent's severe depression and high risk of suicide

upon her admission to Riveredge Hospital;

- (f) Carelessly and negligently failed to monitor and supervise the decedent upon her being admitted to Riveredge Hospital;
- (g) Carelessly and negligently placed the decedent in a room that was unreasonably dangerous.
- (h) Carelessly and negligently placed the decedent in a room with a ceiling vent that was unreasonably dangerous.
- (I) Carelessly and negligently failed to replace and repair the ceiling vent in the room where the decedent was placed despite being ordered by the State of Illinois to repair and/or replace said ceiling vent no later than the year 2008.
- (j) Carelessly and negligently failed to provide decedent with adequately constant and proper care while the decedent was under the care of the defendant.

35. That as a direct and proximate result of one or more of the aforesaid negligent, careless and wrongful acts and/or omissions of the defendant, the decedent was caused to and did suffer a fatal injury, resulting in her death on June 12, 2013.

36. That the decedent, KRISTINE JENSEN, left surviving immediate family members consisting of her two children, ALLISON JENSEN and NICHOLAS JENSEN, and her husband, MARTIN JENSEN.

37. That by reason of the wrongful death of the decedent, said surviving family members have been deprived of valuable services that the decedent was accustomed to perform for them and would have continued to perform but for her death, and that said surviving members have been



deprived of the affection, society, companionship, loss of financial support and guidance of the decedent, and said family members all experienced grief and sorrow as a result of the decedent's death, all to the great detriment of the plaintiff, as Special Administrator of the Estate of the decedent.

38. The plaintiff attaches hereto the attorney's affidavit and reviewing health professional's report as required by 735 ILCS 5/2-622 of the Illinois Code of Civil Procedure.

WHEREFORE, the plaintiff, MARTIN JENSEN, as Special Administrator of the Estate of KRISTINE JENSEN, deceased, prays that this Court enter judgment in favor of the plaintiff and against the defendant, RIVEREDGE HOSPITAL, INC., in an amount in excess of FIFTY THOUSAND DOLLARS (\$50,000.00) plus costs of this suit.

**COUNT II - Riveredge Hospital, Inc. - Negligence/Survival**

1- 35. The plaintiff, MARTIN JENSEN, hereby restates and realleges paragraph 1 - 35 of Count I as paragraphs 1 - 35 of Count II as though fully set forth herein.

36. That as a proximate result of one or more of the aforesaid negligent acts or omissions by the defendant, RIVEREDGE HOSPITAL, INC., prior to her death, the decedent, KRISTINE JENSEN, suffered personal injuries, causing her to endure conscious pain and suffering, emotional distress, loss of a normal life, and disfigurement and incurred medical bills which, but for her death, she would be entitled to recover for against the defendant.

37. This lawsuit is brought pursuant to the Illinois Survival Act, 755 ILCS 5/1-1, et seq.

38. The plaintiff attaches hereto the attorney's affidavit and reviewing health professional report as required by 735 ILCS 5/2-622 of the Illinois Code of Civil Procedure.

WHEREFORE, the plaintiff, MARTIN JENSEN, as Special Administrator of the Estate of

KRISTINE JENSEN, deceased, prays that this Court enter judgment in favor of the plaintiff and against the defendant, RIVEREDGE HOSPITAL, INC., in an amount in excess of FIFTY THOUSAND DOLLARS (\$50,000.00) plus costs of this suit.

**COUNT III - Universal Health Services, Inc. - Wrongful Death**

1. That the plaintiff, MARTIN JENSEN, is duly appointed, qualified and acting as Special Administrator of the Estate of KRISTINE JENSEN, deceased, pursuant to order of the Circuit Court of the Nineteenth Judicial Circuit, a copy of which is attached hereto and made a part hereof as Exhibit A.

2. That the plaintiff, MARTIN JENSEN, brings this action as such Special Administrator pursuant to and authorized by the Illinois Wrongful Death Act, 740 ILCS 180 et. seq.

3. That on or about June 7, 2013, and prior thereto, the defendant, UNIVERSAL HEALTH SERVICES, INC., was a corporation engaged in the operation of and maintenance of a hospital, commonly known as Riveredge Hospital, located in the City of Forest Park, County of Cook, State of Illinois, and existing under the laws of the State of Illinois.

4. Pleading in the alternative, that on or about June 7, 2013, and prior thereto, the defendant, RIVEREDGE HOSPITAL, INC., was a corporation engaged in the operation of and maintenance of a hospital, commonly known as Riveredge Hospital, located in the City of Forest Park, County of Cook, State of Illinois, and existing under the laws of the State of Illinois.

5. That at all times relevant hereto, the defendant, UNIVERSAL HEALTH SERVICES, INC., held itself out and represented itself to be skilled and careful in the rendering of medical and psychiatric care and treatment and further held out and represented that its agents and employees, including doctors, nurses, psychiatrists, psychologists and social workers, were specially trained,

competent and qualified to render medical, surgical and psychiatric care and treatment.

6. That on June 7, 2013, the decedent, KRISTINE JENSEN, was discharged from the Elgin Mental Health Center, where she had been treated for, among other things, a recent suicide attempt and suicidal ideation.

7. On June 7, 2013, KRISTINE JENSEN was transported by the Lake County Sheriff from Elgin Mental Health Center to Riveredge Hospital.

8. On June 7, 2013, KRISTINE JENSEN, while being transferred by the Lake County Sheriff from the Elgin Mental Health Center to Riveredge Hospital, attempted suicide in the Lake County Sheriff's vehicle.

9. That on and after June 7, 2013, the deceased, KRISTINE JENSEN, was admitted to Riveredge Hospital for purposes of medical and psychiatric care and treatment, including treatment for a recent suicide attempt and suicidal ideation.

10. The defendant, UNIVERSAL HEALTH SERVICES, INC., upon KRISTINE JENSEN being admitted to said facility, was advised that KRISTINE JENSEN had attempted to kill herself while being transferred by the Lake County Sheriff from the Elgin Mental Health Center to Riveredge Hospital.

11. That as of June 7, 2013, certain rooms at Riveredge Hospital contained slatted vents on the ceiling that would allow a patient in the room to feed a bed sheet through the slats of said vents.

12. That prior thereto, the defendant, no later than the year 2008, had been ordered by the State of Illinois and/or one of its departments/divisions to modify any and all such slatted vents and/or vent covers at Riveredge Hospital.

13. Despite being ordered by the State of Illinois and/or one of its departments/divisions to modify all of the slatted vents and/or vent covers some time no later than the year 2008, as of June 7, 2013, the defendant had still not modified all of said vents and/or vent covers at Riveredge Hospital.

14. As of June 7, 2013, the total time necessary for the defendant to modify said vents and/or vent covers at Riveredge Hospital would have been less than 48 hours.

15. Following KRISTINE JENSEN's death, the defendant, UNIVERSAL HEALTH SERVICES, INC., modified the remaining vents and/or vent covers at Riveredge Hospital that had not been previously modified.

16. Following KRISTINE JENSEN's death, from the time the defendant, UNIVERSAL HEALTH SERVICES, INC., started to modify the remaining vents and/or vent covers at Riveredge Hospital, to the time said modifications were complete, less than 48 hours elapsed.

17. On June 7, 2013, KRISTINE JENSEN was placed in a room at Riveredge Hospital with a ceiling vent and/or vent cover that had not yet been modified.

18. On June 7, 2013, when KRISTINE JENSEN was admitted to Riveredge Hospital, the defendant had a room available for KRISTINE JENSEN to be placed into with a ceiling vent and/or vent cover that had been modified in accordance with the prior order to modify said vents.

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20. On June 7, 2013, when KRISTINE JENSEN was placed by the defendant in said room, the defendant knew KRISTINE JENSEN had attempted to commit suicide on the way to

Riveredge Hospital.

21. On June 7, 2013, when the defendant placed KRISTINE JENSEN in said room, the defendant knew KRISTINE JENSEN was a suicide risk.

22. On June 7, 2013, and at all other relevant times, the defendant, UNIVERSAL HEALTH SERVICES, INC., provided patients with the following for potential observation levels: routine, line of sight, 1:1 while awake, and 1:1.

23. The “routine” observation level is the least observant of the four observation levels followed by the defendant and called for a patient to be placed in a room and be checked on every 15 minutes.

24. The observation level 1:1 is the most observant level maintained by the defendant and required the patient to be monitored at all times.

25. KRISTINE JENSEN, from the time she was admitted to Riveredge Hospital to the time she was discharged, was at all times placed on the “routine” level of observation.

26. On June 8, 2013, KRISTINE JENSEN continued to be designated by the defendant as being appropriate for only the “routine” level of observation assigned by the defendant.

27. On June 8, 2013, KRISTINE JENSEN put a sheet through the slats of the ceiling vent in her room and tied the sheet around her neck.

28. On June 8, 2013, KRISTINE JENSEN attempted to and was successful in committing suicide by putting a sheet through the slats of the ceiling vent and tying the sheet around her neck.

29. On June 8, 2013, KRISTINE JENSEN, at the time she attempted to commit suicide, was still designated by the defendant to be observed under the “routine” level of observation protocol assigned by the defendant.

30. On June 8, 2013, an employee of the defendant found KRISTINE JENSEN in her room with a bed sheet that had been fed through the ceiling vent in her room and wrapped around her neck.

31. From the time KRISTINE JENSEN was admitted to the defendant's hospital to the time an employee of the defendant found her in her room with a bed sheet that had been fed through the ceiling vent in her room and wrapped around her neck, KRISTINE JENSEN was never placed on an observation level other than the "routine" protocol described above.

32. On June 8, 2013, KRISTINE JENSEN was transferred from Riveredge Hospital to Loyola Medical Center, where she subsequently died as a result of the injuries she sustained due to her suicide.

33. That it was the duty of the defendant, UNIVERSAL HEALTH SERVICES, INC., to exercise a reasonable degree of care, caution, skill and ability in examining, diagnosing, conducting and supervising the care and treatment of KRISTINE JENSEN, commensurate with the degree of care, caution, skill and ability exhibited by other hospitals, medical centers, doctors, nurses, psychiatrists, psychologists and social workers within the community.

34. That notwithstanding the aforesaid duties, the defendant, UNIVERSAL HEALTH SERVICES, INC., by and through its employees and agents, was then and there guilty of one of more of the following acts and/or omissions.

- (a) Carelessly and negligently failed to exercise due care in the aforementioned medical and psychiatric/psychological care and treatment and as a result, the decedent committed suicide;
- (b) Carelessly and negligently failed to conduct an adequate

psychiatric/psychological evaluation of the decedent despite being advised that the decedent had recently attempted suicide;

- (c) Carelessly and negligently failed to evaluate, diagnose and appreciate the nature and severity of decedent's mental illness and risk for suicide when the decedent exhibited symptoms of severe depression, and suicide ideation, plan and attempts;
- (d) Carelessly and negligently failed to evaluate, diagnose and appreciate the nature and severity of the decedent's mental illness and the risk for future suicide when the defendant had knowledge of the decedent's prior attempts to commit suicide;
- (e) Carelessly and negligently failed to provide the decedent with appropriate medications to treat decedent's severe depression and high risk of suicide upon her admission to Riveredge Hospital;
- (f) Carelessly and negligently failed to monitor and supervise the decedent upon her being admitted to Riveredge Hospital;
- (g) Carelessly and negligently placed the decedent in a room that was unreasonably dangerous.
- (h) Carelessly and negligently placed the decedent in a room with a ceiling vent that was unreasonably dangerous.
- (I) Carelessly and negligently failed to replace and repair the ceiling vent in the room where the decedent was placed despite being ordered by the State of Illinois to repair and/or replace said ceiling vent no later than the year 2008.

- (j) Carelessly and negligently failed to provide decedent with adequately constant and proper care while the decedent was under the care of the defendant.

35. That as a direct and proximate result of one or more of the aforesaid negligent, careless and wrongful acts and/or omissions of the defendant, the decedent was caused to and did suffer a fatal injury, resulting in her death on June 12, 2013.

36. That the decedent, KRISTINE JENSEN, left surviving immediate family members consisting of her two children, ALLISON JENSEN and NICHOLAS JENSEN, and her husband, MARTIN JENSEN.

37. That by reason of the wrongful death of the decedent, said surviving family members have been deprived of valuable services that the decedent was accustomed to perform for them and would have continued to perform but for her death, and that said surviving members have been deprived of the affection, society, companionship, loss of financial support and guidance of the decedent, and said family members all experienced grief and sorrow as a result of the decedent's death, all to the great detriment of the plaintiff, as Special Administrator of the Estate of the decedent.

38. The plaintiff attaches hereto the attorney's affidavit and reviewing health professional's report as required by 735 ILCS 5/2-622 of the Illinois Code of Civil Procedure.

WHEREFORE, the plaintiff, MARTIN JENSEN, as Special Administrator of the Estate of KRISTINE JENSEN, deceased, prays that this Court enter judgment in favor of the plaintiff and against the defendant, UNIVERSAL HEALTH SERVICES, INC., in an amount in excess of FIFTY THOUSAND DOLLARS (\$50,000.00) plus costs of this suit.



**COUNT IV - Universal Health Services, Inc. - Negligence/Survival**

1- 35. The plaintiff, MARTIN JENSEN, hereby restates and realleges paragraph 1 - 35 of Count I as paragraphs 1 - 35 of Count II as though fully set forth herein.

36. That as a proximate result of one or more of the aforesaid negligent acts or omissions by the defendant, UNIVERSAL HEALTH SERVICES, INC., prior to her death, the decedent, KRISTINE JENSEN, suffered personal injuries, causing her to endure conscious pain and suffering, emotional distress, loss of a normal life, and disfigurement and incurred medical bills which, but for her death, she would be entitled to recover for against the defendant.

37. This lawsuit is brought pursuant to the Illinois Survival Act, 755 ILCS 5/1-1, et seq.

38. The plaintiff attaches hereto the attorney's affidavit and reviewing health professional report as required by 735 ILCS 5/2-622 of the Illinois Code of Civil Procedure.

WHEREFORE, the plaintiff, MARTIN JENSEN, as Special Administrator of the Estate of KRISTINE JENSEN, deceased, prays that this Court enter judgment in favor of the plaintiff and against the defendant, UNIVERSAL HEALTH SERVICES, INC., in an amount in excess of FIFTY THOUSAND DOLLARS (\$50,000.00) plus costs of this suit.



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MARK J. VOGG

Mark J. Vogg  
**LAW OFFICES OF THOMAS J. POPOVICH, P.C.**  
3416 West Elm Street  
McHenry, IL 60050  
815-344-3797  
ARDC#6199056

S:\Main\JENSEN, MARTIN (for Kristine, decd)\Complaint at Law 10-16-13 wpd

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, LAW DIVISION


MARTIN JENSEN, as Special	)	
Administrator of the Estate of	)	
Kristine Jensen, deceased,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	No.:
	)	
RIVEREDGE HOSPITAL, INC. and	)	
UNIVERSAL HEALTH SERVICES, INC.,	)	
	)	
Defendants,	)	

**735 ILCS 5/2-622 AFFIDAVIT**

The undersigned, having been duly sworn under oath, could testify to the following based upon his own personal knowledge:

1. I am MARK J. VOGG, a lawyer licensed in the State of Illinois, and I represent MARTIN JENSEN, as Special Administrator of the Estate of Kristine Jensen, deceased;
2. I have consulted with a physician who is a licensed psychiatrist here in the State of Illinois who has practiced within the last six years in the same area of medicine that is at issue in this particular action, and who I reasonably believe is familiar with the relevant issues involved in this particular action, and who I reasonably believe is qualified by the psychiatric physician's experience to render opinions in the subject area of this case; that the reviewing healthcare provider has determined in a written report, after review of the medical records of Kristine Jensen, along with other relevant materials involved in this action, that there is a reasonable and meritorious cause for the filing of such action against the defendants;

3. I reasonably believe that the reviewing doctor is knowledgeable as to the appropriate standards of care in cases like those involving Kristine Jensen.

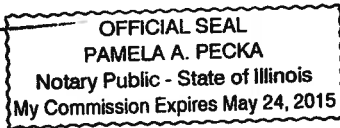
  
\_\_\_\_\_  
MARK J. VOGG

Subscribed and sworn to

before me this 12<sup>th</sup> day

of November, 2013.

  
\_\_\_\_\_  
(Notary Public)



**LAW OFFICES OF THOMAS J. POPOVICH, P.C.**  
3416 West Elm Street  
McHenry, IL 60050  
815-344-3797  
ARDC# 6199056

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, LAW DIVISION

MARTIN JENSEN, as Special	)	
Administrator of the Estate of	)	
Kristine Jensen, deceased,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	No.:
	)	
RIVEREDGE HOSPITAL, INC. and	)	
UNIVERSAL HEALTH SERVICES, INC.,	)	
	)	
Defendants,	)	

**735 ILCS 5/2-622 CERTIFICATION**

I am a licensed physician in the State of Illinois. I am a board-certified psychiatric physician. I have reviewed the medical records for Kristine Jensen from Elgin Mental Health Center, Riveredge Hospital, Loyola Medical Center, Illinois Department of Health and Human Services, Lake County Jail, and North Riverside Fire Department. I am knowledgeable in the relevant issues involved in this matter and am knowledgeable of the appropriate standard of care for a reasonably well-qualified psychiatric institution. The actions below reasonably caused or contributed to Kristine Jensen committing suicide while under the care of the defendant. Based upon my review, I believe there is a reasonable and meritorious cause for filing an action against defendants, RIVEREDGE HOSPITAL, INC. and UNIVERSAL HEALTH SERVICES, INC. My reasons are as follows:

- A. Kristine Jensen, who had admittedly attempted to kill herself while being transported to Riveredge Hospital, Inc./Universal Health Services, Inc. was an acute suicide risk, and should have been given 1:1 observation;

- B. Defendants failed to properly evaluate, diagnose, and appreciate the nature and severity of Kristine Jensen's mental illness and risk for suicide even though Kristine exhibited symptoms of severe depression and suicidal ideation;
- C. Defendants failed to evaluate, diagnose and appreciate the nature and severity of Kristine Jensen's mental illness and the risk for future suicide even though the defendants' agents had knowledge of Kristine Jensen's prior attempts to commit suicide;
- D. Defendants placed Kristine Jensen in a room that was unreasonably dangerous and inappropriate for patients with suicidal ideations because the room had a ceiling vent with slats in it, which can easily be utilized by a suicidal patient for hanging;
- E. Defendants failed to replace or repair the slatted ceiling vent in the room where Kristine Jensen was placed even though the defendants had been previously been ordered by the State of Illinois to replace them no later than the year 2008.

As a result of one or more of the above violations of the standard of care, Kristine Jensen hanged herself, leading to her unfortunate death.



IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, LAW DIVISION

MARTIN JENSEN, as Special )  
Administrator of the Estate of )  
Kristine Jensen, deceased, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
RIVEREDGE HOSPITAL, INC. and )  
UNIVERSAL HEALTH SERVICES, INC., )  
 )  
Defendants, . )


No.:

**AFFIDAVIT**

I, MARK J. VOGG, being first duly sworn on oath, depose and state as follows:

1. That I am one of the attorneys responsible for the prosecution of the above-entitled case.
2. That on behalf the Plaintiff, MARTIN JENSEN, as Special Administrator of the Estate of Kristine Jensen, deceased, I am hereby requesting money damages in an amount in excess of \$50,000.00, against each of the above-named Defendants.

FURTHER, Affiant sayeth naught.

  
\_\_\_\_\_  
MARK J. VOGG

Mark J. Vogg  
**LAW OFFICES OF THOMAS J. POPOVICH, P.C.**  
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McHenry, IL 60050  
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