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**Attorneys at Law**

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14th October, 2015

**To**

**CEO**

**Eastern Regional Health Authority**

**Ojoe Road**

**Sangre Grande**

Dear Madam

**RE: Sophia Albert, of 81/2 MM, Toco Main Road, Mathura**

**PRE-ACTION PROTOCOL ISSUED IN ACCORDANCE WITH PRACTICE DIRECTION DATED THE 15TH DAY OF NOVEMBER, 2005 MADE BY THE CHIEF JUSTICE OF TRINIDAD AND TOBAGO.**

We act on behalf of the above named Claimant.

This pre Action protocol is issued in accordance with the practice Direction dated the 15th of November, 2005 made by the Judiciary of Trinidad and Tobago.

We are instructed by my Client that

1. She is a patient of your hospital. She has been attending MOPC Clinic, and visited the clinic on 16th of June, 2015.
2. She informed the Doctor that she did a pregnancy test and it was positive.
3. The Doctor Present on that day, Doctor Bhagaloo, sent her to do an Ultra Sound.
4. The Ultra sound was done on 16th of June, 2015. The Radiology report was signed by the Sonographer Ms. D. Bastaldo, and the impression of the report says, query ectopic pregnancy.
5. Eventhough it says just a query and did not absolutely confirm it they did not do a repeat ultra sound to confirm it.
6. They also did some blood tests on 16th to the 21st. The test done before the surgery the result says the HCB/B- HCG(HCG/B-HCG) is 146.986 mLU/ml. which is not an indication for ectopic pregnancy.
7. On 17th of June, 2015, My client was made to sign a consent form and the doctor explained the procedure. However, the Doctor did not explain that it a query and there is possiblility that it might not be ectopic pregnancy. This procedure is necessary to confirm absolutely that it is an ectopic pregnancy.
8. MY client signed the consent form on the assumption that the procedure is to remove the right ectopic and not to rule out whether there is ectopic pregnancy or not
9. The procedure was done on 17th of June, 2015 and it was revealed that she do not have any ectopic pregnancy.
10. Hence she was cut unnecessaritly
11. **Particulars of Negligence.**

the repeat ultra sound was not done to confirm whether it is definitely the Ectopic or not

1. She was not advised and /or informed that it might not be ectopic before she was made to sign the consent form
2. The procedure was done even though she did not require the operation.

Hence she suffered damages.

1.loss of earnings (to be calculated)

She had to be hospitalized and could not go to work for two months.

2. loss of amenities including not being able to have sex for two months

3.There was severe pain and she had come to the hospital twice

Pain and suffering.

4. The travelling expenses to and fro to the hospital.

**You are required to respond within 14 days from the day of receipt of this letter.. Failure to do so will result in legal proceedings being commenced against you without further notice.**

Please be guided accordingly

Yours in Service,

**Christopher Ross Gidla**

Attorney at law