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Superior Court of California,  
Sacramento  
06/02/2023  
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By \_\_\_\_\_, Deputy  
34-2021-00298783-CU-NI

1 **UBALDI & McPHERSON LLP**  
Dennis P. McPherson, Esq., SBN 128879  
2 Jamie A. Pearson, Esq., SBN 221261  
555 University Avenue, Suite 140  
3 Sacramento, CA 95825  
Telephone: (916) 265-4555  
4 Facsimile: (916) 265-4568

5 Attorneys for Plaintiffs DIGNITY HEALTH  
dba MERCY GENERAL HOSPITAL and  
6 DIGNITY COMMUNITY CARE dba  
METHODIST HOSPITAL OF SACRAMENTO  
7

8  
9 SUPERIOR COURT OF CALIFORNIA  
10 COUNTY OF SACRAMENTO

11 DIGNITY HEALTH, dba MERCY  
GENERAL HOSPITAL, a California  
12 Nonprofit Public Benefit Corporation,  
DIGNITY COMMUNITY CARE dba  
13 METHODIST HOSPITAL OF  
SACRAMENTO, a California Nonprofit  
14 Corporation,

No. 34-2021-00298783

**FIRST AMENDED COMPLAINT FOR  
INTERFERENCE WITH ACCESS TO  
HEALTHCARE [Civil Code 3427, et  
seq.]; REQUEST FOR CIVIL DAMAGES  
AND PROVISIONAL REMEDIES**

15 Plaintiffs,

16 vs.

17 DAPHNE MUEHLENDORF, and DOES  
1 through 10,

18 Defendants.  
19 \_\_\_\_\_/

Date Action Filed: 4/15/21  
Trial Date: 11/13/23

20 COMES NOW Plaintiffs DIGNITY HEALTH dba MERCY GENERAL HOSPITAL  
21 and DIGNITY COMMUNITY CARE dba METHODIST HOSPITAL OF SACRAMENTO,  
22 a California Nonprofit Corporation, and allege as a cause of action as follows:

23 1. At all times herein mentioned DIGNITY HEALTH dba MERCY GENERAL  
24 HOSPITAL is a California Nonprofit Public Benefit Corporation, at all times in good  
25 standing, operating as a hospital and licensed healthcare facility at 4001 J Street,  
26 Sacramento, California;

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1           2.     At all times herein mentioned DIGNITY COMMUNITY CARE dba  
2 METHODIST HOSPITAL OF SACRAMENTO, a California Nonprofit Corporation, runs  
3 and operates Bruceville Terrace, a fully accredited and licensed Skilled Nursing Facility  
4 in the City and County of Sacramento.

5           3.     At all times herein mentioned the acts and injuries complained of herein  
6 occurred in the City of Sacramento, County of Sacramento, State of California;

7           4.     DIGNITY HEALTH dba MERCY GENERAL HOSPITAL and DIGNITY  
8 COMMUNITY CARE dba METHODIST HOSPITAL OF SACRAMENTO are aggrieved  
9 parties within the definition of aggrieved party pursuant to Civil Code 3427(a)(3) and  
10 3427(d), and therefore have the requisite standing to maintain and prosecute this action;

11          5.     At all times mentioned herein, defendant DAPHNE MUEHLENDORF, and  
12 DOES 1 through 10, are individual persons and have been and remain an inpatient at  
13 MERCY GENERAL HOSPITAL in Sacramento. Defendants, and each of them, have and  
14 continue to remain medically and legally eligible to be discharged from MERCY  
15 GENERAL HOSPITAL. Defendants, and each of them, unreasonably and unlawfully  
16 refuse discharge from MERCY GENERAL HOSPITAL. Due to laws in place protecting  
17 patients and requiring safe discharge, MERCY GENERAL HOSPITAL cannot discharge  
18 defendants unless there is safe, accepting placement.

19          6.     At all times mentioned herein, Defendants TERRA KHAN and PETRA  
20 COFFIN were individual persons, the adult daughters of Defendant DAPHNE  
21 MUEHLDORF, and were involved in decision making process for their mother while  
22 Defendant DAPHNE MUEHLENDORF was a patient at Plaintiffs' facilities. Defendant  
23 CAROL COSTA SMITH was an individual person who held themselves out to the general  
24 public as a "patient care advocate". Defendant CAROL COSTA SMITH is employed by,  
25 and is an officer, managing agent, and/or principal of Defendant THE LIGHT FOR  
26 SENIORS, INC. dba LIGHT SOURCE INSURANCE SOLUTIONS. Based on information

1 and belief, Defendant CAROL COSTA SMITH is the President, Chief Executive Officer,  
2 and Founder of Defendant THE LIGHT FOR SENIORS, INC. dba LIGHT SOURCE  
3 INSURANCE SOLUTIONS, and is solely responsible for the day-to-day operations of  
4 Defendant THE LIGHT FOR SENIORS, INC. dba LIGHT SOURCE INSURANCE  
5 SOLUTIONS. Since Defendant CAROL COSTA SMITH was an officer, managing agent,  
6 and/or principal of Defendant THE LIGHT FOR SENIORS, INC. dba LIGHT SOURCE  
7 INSURANCE SOLUTIONS, Defendant THE LIGHT FOR SENIORS, INC. dba LIGHT  
8 SOURCE INSURANCE SOLUTIONS had advance knowledge of the unfitness of  
9 Defendant CAROL COSTA SMITH as an employee, and authorized and/or ratified all of  
10 Defendant CAROL COSTA SMITH's wrongful conduct. Defendant CAROL COSTA  
11 SMITH is not a certified nursing assistant, medical assistant, licensed vocational nurse,  
12 nurse, licensed clinical social worker, or physician. Defendants DAPHNE  
13 MUEHLENDORF, TERRA KHAN, and PETRA COFFIN, engaged the services of  
14 Defendants CAROL COSTA SMITH and THE LIGHT FOR SENIORS, INC. dba LIGHT  
15 SOURCE INSURANCE SOLUTIONS in approximately March of 2021 to act on their  
16 behalf as "patient care advocates". Defendants CAROL COSTA SMITH and THE LIGHT  
17 FOR SENIORS, INC. dba LIGHT SOURCE INSURANCE SOLUTIONS unreasonably and  
18 unlawfully advised Defendants DAPHNE MUEHLENDORF, TERRA KHAN, and PETRA  
19 COFFIN to ignore and refuse all safe discharge options offered to Defendant DAPHNE  
20 MUEHLENDORF by DIGNITY HEALTH dba MERCY GENERAL HOSPITAL and  
21 DIGNITY COMMUNITY CARE dba METHODIST HOSPITAL OF SACRAMENTO, a  
22 California Nonprofit Corporation.

23 7. Defendants CAROL COSTA SMITH and THE LIGHT FOR SENIORS, INC.  
24 dba LIGHT SOURCE INSURANCE SOLUTIONS have been providing services to seniors  
25 and disabled persons ("clients") since approximately 2005. Said Defendants are paid by  
26 clients to determine if Medi-Cal could offer assistance, then Defendants qualify the clients

1 for various programs within Medi-Cal. Many of the clients who have retained said  
2 Defendants' services have been individuals hospitalized in general acute care hospitals,  
3 like Mercy General Hospital. Since Defendants CAROL COSTA SMITH and THE LIGHT  
4 FOR SENIORS, INC. dba LIGHT SOURCE INSURANCE SOLUTIONS have worked with  
5 clients hospitalized in general acute care hospitals, Defendants CAROL COSTA SMITH  
6 and THE LIGHT FOR SENIORS, INC. dba LIGHT SOURCE INSURANCE SOLUTIONS  
7 have known the following since approximately 2005: (1) general acute care hospitals  
8 provide inpatient services to members of the public who are critically ill; (2) Medi-Cal  
9 stops paying for general acute care hospital services once a patient is deemed eligible  
10 for discharge from a general acute care hospital; and (3) physicians determine when a  
11 patient is eligible for discharge from a general acute care hospital. Because of the  
12 knowledge Defendants CAROL COSTA SMITH and THE LIGHT FOR SENIORS, INC.  
13 dba LIGHT SOURCE INSURANCE SOLUTIONS gained through working with clients  
14 hospitalized in general acute care hospitals, said Defendants understood the magnitude  
15 of the COVID-19 global pandemic and the strain the pandemic placed on general acute  
16 care hospitals like Mercy General Hospital. Because of their knowledge of how general  
17 acute care hospitals operated, said Defendants knew in March of 2021 of the bed  
18 shortages multiple general acute care hospitals in the Sacramento area were facing.

19 8. CAROL COSTA SMITH and THE LIGHT FOR SENIORS, INC. dba LIGHT  
20 SOURCE INSURANCE SOLUTIONS's scope of work for client Defendant DAPHNE  
21 MUEHLENDORF was to complete the Medi-Cal application on her behalf and work  
22 towards getting it approved, advocate on behalf of Defendant DAPHNE MUEHLENDORF  
23 to both Plaintiffs DIGNITY HEALTH dba MERCY GENERAL HOSPITAL and DIGNITY  
24 COMMUNITY CARE dba METHODIST HOSPITAL OF SACRAMENTO, a California  
25 Nonprofit Corporation, as well as to Medi-Cal, and work towards getting Defendant  
26 DAPHNE MUEHLENDORF qualified for specific Medi-Cal programs, including but not



1 limited to the Assisted Living Waiver Program (“ALWP”). Through the ALWP, Medi-Cal  
2 will pay for the care provided to the patient at an assisted living facility. In the Spring of  
3 2021, the wait list for the ALWP was 2.5 years; however, a patient could bypass the wait  
4 list and be placed in an assisted living facility in a shorter time frame if the patient was in  
5 a skilled nursing facility or in a general acute care hospital and was Medi-Cal approved.

6 9. Due to high demands for patient beds for patients requiring acute hospital  
7 care, and due to defendant not requiring inpatient care but refusing discharge, defendant  
8 was transferred to plaintiff DIGNITY COMMUNITY CARE dba METHODIST HOSPITAL  
9 OF SACRAMENTO at Bruceville Terrace, but for all intents and purposes, defendant  
10 remains an undischarged patient at MERCY GENERAL HOSPITAL and the financial  
11 burden for defendant’s transfer to Bruceville Terrace rests with MERCY GENERAL  
12 HOSPITAL. Defendants CAROL COSTA SMITH and THE LIGHT FOR SENIORS, INC.  
13 dba LIGHT SOURCE INSURANCE SOLUTIONS never physically visited Defendant  
14 DAPHNE MUEHLENDORF at either Mercy General Hospital or Methodist Hospital’s  
15 facility Bruceville Terrace.

16 10. As part of the qualification process for the ALWP, an ALWP nurse assessed  
17 Defendant DAPHNE MUEHLENDORF in order to determine the level of care required by  
18 Defendant DAPHNE MUEHLENDORF. Defendant DAPHNE MUEHLENDORF’s  
19 physician was also required to fill out an assessment form as part of the ALWP  
20 application process. Defendants CAROL COSTA SMITH and THE LIGHT FOR  
21 SENIORS, INC. dba LIGHT SOURCE INSURANCE SOLUTIONS assisted in qualifying  
22 Defendant DAPHNE MUEHLENDORF for the ALWP. Although medical records of the  
23 findings of the ALWP nursing assessment were generated, neither Defendant CAROL  
24 COSTA SMITH or any other individual at Defendant THE LIGHT FOR SENIORS, INC.  
25 dba LIGHT SOURCE INSURANCE SOLUTIONS reviewed the ALWP nursing  
26 assessment medical records. Because said Defendants chose not to review the contents

1 of the ALWP nursing assessment medical records, said Defendants never knew what  
2 level of care Defendant DAPHNE MUEHLENDORF was assessed to need based on the  
3 ALP nursing assessment.

4 11. At all times herein mentioned, defendants DAPHNE MUEHLENDORF,  
5 TERRA KHAN, PETRA COFFIN, CAROL COSTA SMITH and THE LIGHT FOR  
6 SENIORS, INC. dba LIGHT SOURCE INSURANCE SOLUTIONS were provided multiple  
7 safe placement options for Defendant DAPHNE MUEHLENDORF's discharge from  
8 MERCY GENERAL HOSPITAL, all of which were safe, lawful, appropriate, and accepting  
9 of defendant. Plaintiff also offered to pay for up to 90 days placement in a board and  
10 care facility for Defendant DAPHNE MUEHLENDORF; a facility that is consistent with  
11 Defendant DAPHNE MUEHLENDORF's care needs. Notwithstanding, defendants  
12 DAPHNE MUEHLENDORF, TERRA KHAN, PETRA COFFIN, CAROL COSTA SMITH  
13 and THE LIGHT FOR SENIORS, INC. dba LIGHT SOURCE INSURANCE SOLUTIONS  
14 have refused all placement options for Defendant DAPHNE MUEHLENDORF, refused  
15 to allow Defendant DAPHNE MUEHLENDORF to be discharged, and have unreasonably  
16 delayed placement and refuse all efforts at discharge provided by MERCY GENERAL  
17 HOSPITAL, including refusal to be discharged out of Bruceville Terrace. Defendants  
18 CAROL COSTA SMITH AND THE LIGHT FOR SENIORS, INC. dba LIGHT SOURCE  
19 INSURANCE SOLUTIONS recklessly, willfully, and with a conscious disregard for the  
20 safety of others, advised Defendants DAPHNE MUEHLENDORF, TERRA KHAN, and  
21 PETRA COFFIN to refuse Defendant DAPHNE MUEHLENDORF's discharge and refuse  
22 Plaintiff's offer the 90-days' placement in a board and care facility. Said Defendants'  
23 advisement was carried out with a willful and conscious disregard for the rights of  
24 Plaintiffs and the safety of Defendant DAPHNE MUEHLENDORF and the community at  
25 large.

26 12. At all times herein mentioned, defendant DAPHNE MUEHLENDORF has

1 legal capacity and has mental faculties to make her own decisions and as such, all acts  
2 described of herein were done either intentionally, or recklessly with conscious disregard  
3 for the consequences of her actions.

4 13. In addition to defendants DAPHNE MUEHLENDORF, TERRA KHAN,  
5 PETRA COFFIN, CAROL COSTA SMITH and THE LIGHT FOR SENIORS, INC. dba  
6 LIGHT SOURCE INSURANCE SOLUTIONS's refusal to accept safe and lawful  
7 placement of Defendant DAPHNE MUEHELDORF and allow for her to be discharged,  
8 defendants unreasonably refuse to be interviewed by prospective placement facilities,  
9 and refuse to cooperate with the discharge planning team at the hospital to place  
10 defendant DAPHNE MUEHLENDORF.

11 14. Defendants CAROL COSTA SMITH and THE LIGHT FOR SENIORS, INC.  
12 dba LIGHT SOURCE INSURANCE SOLUTIONS knew a physician had deemed  
13 Defendant DAPHEN MUEHLENDORF eligible for discharge from Mercy General Hospital  
14 on March 15, 2021. Despite never physically seeing Defendant DAPHNE  
15 MUEHLENDORF during her hospitalization at Mercy General Hospital or Bruceville  
16 Terrace, despite never reviewing a single Physical Therapy note regarding Defendant  
17 DAPHNE MUEHLENDORF's level of functioning, despite being told by Defendants  
18 TERRA KHAN and PETRA COFFIN that Defendant DAPHNE MUEHLENDORF had met  
19 all Physical Therapy progress goals, and despite never speaking to a single physical  
20 therapist at either Mercy General Hospital or Bruceville Terrace, Defendants CAROL  
21 COSTA SMITH and THE LIGHT FOR SENIORS, INC. dba LIGHT SOURCE  
22 INSURANCE SOLUTIONS recklessly, willfully, and with a conscious disregard for the  
23 safety of others, advised Defendants DAPHNE MUEHLENDORF, TERRA KHAN, and  
24 PETRA COFFIN that the professional judgment of the Physical Therapy team was wrong  
25 and its assessment of Defendant DAPHEN MUEHLENDORF should be ignored by  
26 Defendants DAPHNE MUEHLENDORF, TERRA KHAN, and PETRA COFFIN.

1 Defendants CAROL COSTA SMITH and THE LIGHT FOR SENIORS, INC. dba LIGHT  
2 SOURCE INSURANCE SOLUTIONS had no knowledge of what Defendant DAPHNE  
3 MUEHLENDORF's Physical Therapy progress goals were, and yet said Defendants  
4 recklessly, willfully, and with a conscious disregard for the safety of others, advised  
5 Defendants DAPHNE MUEHLENDORF, TERRA KHAN, and PETRA COFFIN to lie to  
6 Mercy General Hospital staff by stating Defendant DAPHNE MUELENDORF was no  
7 better after rehabilitation than she was when she first entered the Hospital.

8 15. Defendants CAROL COSTA SMITH and THE LIGHT FOR SENIORS, INC.  
9 dba LIGHT SOURCE INSURANCE SOLUTIONS never reviewed any of Defendant  
10 DAPHNE MUEHLENDORF's medical records from Mercy General Hospital or Bruceville  
11 Terrace. Despite the fact that said Defendants never spoke to any health care providers  
12 at either facility, Defendants CAROL COSTA SMITH and THE LIGHT FOR SENIORS,  
13 INC. dba LIGHT SOURCE INSURANCE SOLUTIONS recklessly, willfully, and with a  
14 conscious disregard for the safety of others, advised Defendants DAPHNE  
15 MUEHLENDORF, TERRA KHAN, and PETRA COFFIN to ignore a physician's exercise  
16 of professional judgment and order deeming Defendant DAPHNE MUEHLENDORF  
17 medically eligible for discharge and to refuse all safe discharge options offered to  
18 Defendant DAPHNE MUEHLENDORF by DIGNITY HEALTH dba MERCY GENERAL  
19 HOSPITAL and DIGNITY COMMUNITY CARE dba METHODIST HOSPITAL OF  
20 SACRAMENTO, a California Nonprofit Corporation.

21 16. At all times herein mentioned the actions of defendant DAPHNE  
22 MUEHLENDORF as a patient who does not currently require acute hospitalization and  
23 refusal to participate in the discharge planning process constitute within Civil Code  
24 section 3427, et seq. a commercial blockade of MERCY GENERAL HOSPITAL,  
25 constitute a disruption of the normal functioning of plaintiff's hospital, and constitute a  
26 blockade by refusing exit by proper, safe discharge placements offered to her. At all

1 times herein mentioned the actions of defendants CAROL COSTA SMITH, THE LIGHT  
2 FOR SENIORS, INC. dba LIGHT SOURCE INSURANCE SOLUTIONS, DAPHNE  
3 MUEHLENDORF, TERRA KHAN, and PETRA COFFIN in recklessly and willfully refusing  
4 discharge from a general acute care hospital when authorized by a physician's order, in  
5 recklessly and willfully advising discharge refusal and failing to participate in the  
6 discharge and care coordination process deprived the community of a general acute care  
7 hospital bed. All of defendants' said actions therefore constitute a commercial blockade  
8 within the meaning of Civil Code section 3427, et seq. Defendants CAROL COSTA  
9 SMITH, THE LIGHT FOR SENIORS, INC. dba LIGHT SOURCE INSURANCE  
10 SOLUTIONS, DAPHNE MUEHLENDORF, TERRA KHAN, and PETRA COFFIN, and  
11 each of them, orchestrated a plan with each of the other defendants concerning the  
12 refusal of Defendant DAPHNE MUEHLENDORF's discharge and safe placement for the  
13 purpose of circumventing Medi-Cal regulations regarding placement through the ALWP.  
14 Defendants CAROL COSTA SMITH, THE LIGHT FOR SENIORS, INC. dba LIGHT  
15 SOURCE INSURANCE SOLUTIONS, DAPHNE MUEHLENDORF, TERRA KHAN, and  
16 PETRA COFFIN were therefore acting in concert with each of the other defendants within  
17 the meaning of Civil Code section 3427.2.

18 17. By virtue of defendant's actions, all while legally eligible for discharge, have  
19 and continue to cause financial harm to plaintiff, inasmuch as defendant's insurance  
20 denies payment and MERCY GENERAL HOSPITAL has no lawful recourse for  
21 compensation for services provided to defendant.

22 18. The hospital is prevented from allowing persons with actual acute  
23 hospitalization needs from using that bed, particularly during the COVID-19 pandemic.  
24 Said damages are continuing, all in amounts according to proof at the time of trial.

25 19. This court has current and ongoing jurisdiction to protect and safeguard and  
26 prevent harassment to hospital staff, disruption of lawful hospital activities, and is

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1 authorized under Civil Code 3427.3 to issue provisional and protective order remedies  
2 prior to trial on the merits. Plaintiff will request the issuance of provisional protective  
3 orders to protect the health, safety of hospital staff and to cease what amounts to a  
4 disruption of lawful hospital operations and a commercial blockade.

5 20. Defendants CAROL COSTA SMITH, and THE LIGHT FOR SENIORS, INC.  
6 dba LIGHT SOURCE INSURANCE SOLUTIONS committed malice, fraud, and/or  
7 oppression as defined by Civil Code section 3294, and Plaintiffs should recover, in  
8 addition to actual damages, damages to make an example of and to punish said  
9 Defendants. During the height of the COVID-19 global pandemic and having specific  
10 knowledge about the functioning of a general acute care hospital, and knowing that health  
11 care providers had determined Defendant DAPHNE MUEHLENDORF was eligible for  
12 discharge, said Defendants' despicable conduct in advising Defendants DAPHNE  
13 MUEHLENDORF, TERRA KHAN, and PETRA COFFIN to refuse all safe discharge  
14 option and refuse a 90-day placement in a board and care facility was carried out with a  
15 willful and conscious disregard of the rights and/or safety of others, including but not  
16 limited to, Defendant DAPHNE MUEHLENDORF and the community that Plaintiffs'  
17 facilities serve. When Defendants CAROL COSTA SMITH and THE LIGHT FOR  
18 SENIORS, INC. dba LIGHT SOURCE INSURANCE SOLUTIONS advised Defendants  
19 DAPHNE MUEHLENDORF, TERRA KHAN, and PETRA COFFIN to lie to Hospital staff  
20 about Defendant DAPHNE MUEHLENDORF'S physical condition, Defendant CAROL  
21 COSTA SMITH and THE LIGHT FOR SENIORS, INC. dba LIGHT SOURCE  
22 INSURANCE SOLUTIONS intentionally misrepresented or concealed a material fact  
23 known to them, and did so with the intention of thereby depriving Plaintiffs of property or  
24 legal rights and/or preventing Plaintiffs from providing care and treatment to the  
25 community that Plaintiffs' facilities serve. Defendants CAROL COSTA SMITH and THE  
26 LIGHT FOR SENIORS, INC. dba LIGHT SOURCE INSURANCE SOLUTIONS's conduct



1 described herein also amounts to oppression in that their despicable conduct in advising  
2 Defendants DAPHNE MUEHLENDORF, TERRA KHAN, and PETRA COFFIN to refuse  
3 all safe discharge option and refuse a 90-day placement in a board and care facility  
4 subjected Plaintiffs to the cruel and unjust hardship of not being able to provide general  
5 acute care hospital services to the community that Plaintiffs' facilities serve, during the  
6 height of the COVID-19 global pandemic. Starting on approximately March 15, 2021,  
7 when Defendant DAPHNE MUEHLENDORF was eligible for discharge, Plaintiffs were  
8 unable to provide services to members of the community because Defendant DAPHNE  
9 MUEHLENDORF held over in a hospital bed for which she had no medical need for,  
10 based entirely on the advisement of Defendants CAROL COSTA SMITH and THE LIGHT  
11 FOR SENIORS, INC. dba LIGHT SOURCE INSURANCE SOLUTIONS. Defendants  
12 CAROL COSTA SMITH and THE LIGHT FOR SENIORS, INC. dba LIGHT SOURCE  
13 INSURANCE SOLUTIONS's despicable conduct caused cruel and unjust hardship to the  
14 community that Plaintiffs' facilities serve, and also caused cruel and unjust hardship to  
15 Plaintiffs because Medi-Cal stopped paying for Defendant DAPHNE MUEHLENDORF's  
16 hospitalization on approximately March 15, 2021.

17 WHEREFORE, plaintiffs DIGNITY HEALTH dba MERCY GENERAL HOSPITAL  
18 and DIGNITY COMMUNITY CARE dba METHODIST HOSPITAL OF SACRAMENTO  
19 pray for relief, judgment, orders as follows:

20 1. Defendants' actions constitute a commercial blockade as defined under  
21 Civil Code 3427, et seq.;

22 2. Provisional protective orders to and including enjoining defendant from  
23 refusing to participate in discharge planning process, and disruption of the normal  
24 functioning of plaintiff hospital;

25 3. Provisional remedies including an order for defendant's immediate  
26 discharge at the next available discharge placement facility;

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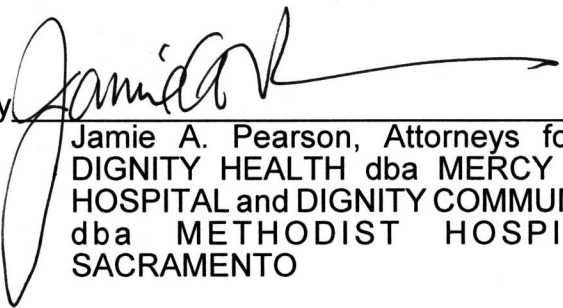
4. Monetary damages for defendant's commercial blockade, including all species of monetary damages authorized by Civil Code 3427.2, according to proof;

5. Punitive damages pursuant to Civil Code section 3294 against Defendants CAROL COST SMITH and THE LIGHT FOR SENIORS, INC. dba LIGHT SOURCE INSURANCE SOLUTIONS;

- 6. For costs of suit herein;
- 7. For attorney's fees authorized by law;
- 8. For such other and further relief as may be proper.

Dated: May 31, 2023

**UBALDI & McPHERSON LLP**

By  \_\_\_\_\_  
Jamie A. Pearson, Attorneys for Plaintiffs  
DIGNITY HEALTH dba MERCY GENERAL  
HOSPITAL and DIGNITY COMMUNITY CARE  
dba METHODIST HOSPITAL OF  
SACRAMENTO

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3 **PROOF OF SERVICE**

4 I am a citizen of the United States, over the age of 18 years, and not a party to or  
5 interested in the within entitled cause. I am an employee of Ubaldi & McPherson LLP,  
and my business address is 555 University Avenue, Suite 140, Sacramento, CA 95825.

6 On this date, I served the following document:

7 **FIRST AMENDED COMPLAINT FOR INTERFERENCE WITH ACCESS TO**  
8 **HEALTHCARE [Civil Code 3427, et seq.]; REQUEST FOR CIVIL DAMAGES**  
**AND PROVISIONAL REMEDIES**

9        by placing a true copy thereof enclosed in a sealed envelope with postage thereon  
10 fully prepaid, in the United States Post Office mail at Sacramento, California,  
addressed as set forth below.

11 XX by e-mailing the document(s) to the persons at the e-mail address(es) shown  
12 herein, due to the declared National Emergency because of the COVID-19  
13 pandemic. No electronic message or other indication that the transmission was  
unsuccessful was received within a reasonable time after the transmission.

14 **Attorneys for Defendants DAPHNE**  
**MUEHLENDORF, TERRA KHAN and**  
**PETRA COFFIN:**

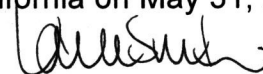
15 Ulric N. Duverney, Esq.  
16 3838 Watt Ave., Suite E-510  
Sacramento, CA 95821  
17 Phone: (916) 993-6766  
ulric@duverneylaw.com

**Attorney for Defendants CAROL**  
**COSTA-SMITH and THE LIGHT FOR**  
**SENIORS, INC. dba LIGHT SOURCE**  
**INSURANCE SOLUTIONS:**

William C. Seiffert, Esq.  
Law Office of William C. Seiffert  
P.O. Box 3231  
Citrus Heights, CA 95611  
Phone: (916) 729-6249  
wseiffert@att.net

19 I am familiar with the business practice of UBALDI & McPHERSON LLP with  
20 regard to collection and processing of documents for mailing with the United States  
21 Postal Service. The documents described above were sealed and placed for collection  
22 and mailing on the date stated below. Pursuant to said business practices, documents  
were deposited with the United States Postal Service in Sacramento, California, that  
same day in the ordinary course of business. I certify by the act of filing or service that  
the original document was produced on paper purchased as recycled.

23 I declare under penalty of perjury that the foregoing is true and correct and that this  
24 declaration was executed at Sacramento, California on May 31, 2023.

  
\_\_\_\_\_  
Laura J. Smith