

Michael S. Hauser, D.M.D., M.D.

Oral and Maxillofacial Surgery

Diplomat, American Board of Oral and Maxillofacial Surgery

October 19, 2001

Ms. P.J. Malnar
Reminger & Reminger
200 Courtyard Square
80 South Summit Street
Akron, OH 44308

RE: Gortney, et al v. Western Reserve Center, et al

Dear Ms. Malnar,

I had a chance to review the deposition transcripts of Brian Gortney and Connie Gortney. After reviewing their depositions and the other records available to me, I have the following thoughts:

1. The reason Mr. Gortney has chronic facial pain is due to neuralgia. This is why removing his wisdom teeth and having multiple root canals did not solve the pain.
2. Unfortunately, Mr. Gortney went to Mexico for treatment which appeared to consist of debridement of the left posterior maxilla and filling of multiple teeth. No records are available.
3. Since Mr. Gortney felt somewhat better after that operation, he sought Dr. Zak's care for continued debridement of the "cavitation".
4. Dr. Zak found chronic sinus disease on the left side so the Caldwell-Luc operation was indicated.
5. Dr. Zak found signs of diseased or inflamed bone in the left posterior maxilla. Subsequent exploration and grafting of the residual cavity was reasonable.
6. Since this did not help Mr. Gortney, Dr. Zak concluded that the problem is neuralgia and recommended a neurosurgical procedure to interrupt the nerve causing the pain.
7. Mr. Gortney misinterpreted the operation on the trigeminal nerve and thought it would cause drooping of his face. This is caused by interruption of the facial nerve which is not involved.
8. Mr. Gortney felt that he was feeling poorly much of the time. This is much more likely due to the chronic bladder infection. Bladder infections in men are unusual and a fistula between the bowel and the bladder is extremely remote. Mr. Gortney went on to have subsequent debridement surgeries in Nevada. I believe he was operated on four times according to his testimony. It is clear that at least the first three Nevada operations were not of substantial

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benefit or repeated operations would not be necessary.

9. Mrs. Gortney seemed upset when Dr. Diamantis came to speak with her after Brian's bone graft procedure at University Hospitals. Mrs. Gortney did not seem to understand that Dr. Zak and Diamantis operate together. The Gortney's become extremely emotionally dependent on their doctor and this probably affected Mrs. Gortney when she did not see Dr. Zak immediately after the surgery but rather saw Dr. Diamantis whom she may not have met prior to the surgery.

I would like to see the records of the Mexico surgery as well as the multiple surgeries done in Nevada if possible. Thank you for asking my opinions in this case.

Sincerely,

A handwritten signature in black ink that reads "Michael S. Hauser". The signature is written in a cursive, flowing style with a large initial "M".

Michael S. Hauser, D.M.D., M.D.

MSH/sl

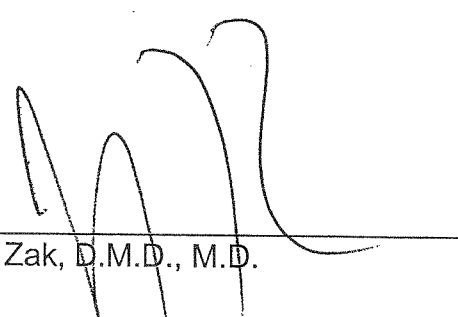
STATE OF OHIO)
)
COUNTY OF STARK)

SS: AFFIDAVIT OF JOHN F. ZAK, D.M.D., M.D.

I, John F. Zak, D.M.D., M.D., being first duly sworn according to law, depose and state as follows:

1. I have knowledge of the facts contained in this Affidavit and am competent to testify to matters herein.
2. I am a licensed practicing physician and dentist in the State of Ohio and spend over 50 percent of my professional time in the clinical practice of medicine and dentistry.
3. I am qualified to render opinions as to standards of care in the practice of medicine and dentistry by reasons of my education, training and experience.
4. On each occasion that I rendered care and treatment to the Plaintiff in my capacity as a treating doctor, I did so in accordance with the skill, care and diligence required by the accepted recognized standards of the medical and dental communities, given the presenting conditions and circumstances.
5. I further state that based upon my education, training and experience that, while I deny departure from the accepted standards of medical practice, by arguendo, if such exists, it was not a direct and proximate cause of any injury or damage whatsoever to the Plaintiff.

FURTHER AFFIANT SAYETH NAUGHT.



John F. Zak, D.M.D., M.D.

Sworn to before me and subscribed in my presence this 19 day of March, 2003.



NOTARY PUBLIC


THERESA A PERDUK
NOTARY PUBLIC STATE OF OHIO
MY COMMISSION EXPIRES MARCH 1, 2005

STATE OF OHIO)
) SS: AFFIDAVIT OF NICHOLAS DIAMANTIS, M.D.
COUNTY OF STARK)

I, Nicholas Diamantis, M.D., being first duly sworn according to law, depose and state as follows:

1. I have knowledge of the facts contained in this Affidavit and am competent to testify to matters herein.
2. I am a licensed practicing physician in the State of Ohio and spend over 50 percent of my professional time in the clinical practice of medicine.
3. I am qualified to render opinions as to standards of care in the practice of medicine by reasons of my education, training and experience.
4. On each occasion that I rendered medical care and treatment to the Plaintiff in my capacity as a treating doctor, I did so in accordance with the skill, care and diligence required by the accepted recognized standards of the medical community, given the presenting conditions and circumstances.
5. I further state that based upon my education, training and experience that, while I deny departure from the accepted standards of medical practice, by arguendo, if such exists, it was not a direct and proximate cause of any injury or damage whatsoever to the Plaintiff.

FURTHER AFFIANT SAYETH NAUGHT.



Nicholas Diamantis, M.D.

Sworn to before me and subscribed in my presence this 18 day of March, 2003.



NOTARY PUBLIC

**THERESA A PERDUK
NOTARY PUBLIC STATE OF OHIO
MY COMMISSION EXPIRES MARCH 1, 2005**