

FILED
JUN 25 2014
Clerk, U.S. District and
Bankruptcy Courts

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

CLIFTON ODELL BELL

624 SYMPHONY WOODS DRIVE

SILVER SPRING, MD. 20901

PLAINTIFF

v.

CIVIL ACTION NUMBER:

SECRETARY OF HEALTH AND HUMAN SERVICES

RE: ALJ APPEAL NUMBER: 1-937896828

– COUNCIL'S DOCKET NUMBER: M-13-2882

330 INDEPENDENCE AVENUE, , COHEN BUILDING

ROOM G-644 , WASHINGTON, D.C. 20201
DEFENDANT

AND

KAISER FOUNDATION HEALTH PLAN MID-ATLANTIC STATES, INC.

2101 EAST JEFFERSON STREET, ROCKVILLE, MD. 20852
DEFENDANT

COMPLAINT

PLAINTIFF'S **COMPLAINT** IS TO DEMAND A **JURY TRIAL** AND TO DEMAND THAT (BASED SOLELY UPON SUBSTANTIAL EVIDENCE) THAT THE KAISER FOUNDATION HEALTH PLAN, INC., BE ADJUDICATED FINANCIALLY RESPONSIBLE AND THEN JUDICIOUSLY ORDERED TO PAY \$5,000.00 REIMBURSEMENT TO THE PLAINTIFF FOR THE \$5,000.00 CO-PAYMENT THAT THE PLAINTIFF PAID OUT OF HIS POCKET FOR THE

Case: 1:14-cv-01072
Assigned To : Howell, Beryl A.
Assign. Date : 6/25/2014
Description: Pro Se General Civil

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(PLANTIFF'S – PLAN'S UROLOGIST ROY JOSEPH. M.D. ORDERED – URGENT AND MEDICALLY NECESSITY) CYBERKNIFE PROSTRATE CANCER SURGERY THAT THE PLANTIFF WAS (AT THE END OF 6 MONTHS BEING DENIED FOR AN APPROVED REFERRAL FOR PROSTRATE CANCER SURGERY) WAS FORCED (OUT OF THE PLAN'S NETWORK FOR PROSTRATE SURGEY. AND THUS WAS FORCED (TO PAY THE \$5.000.00 PROSTRATE CANCER SURGEY CO-PAYMENT BECAUSE THE KAISER HP PLAN 'HAD FOR 6 MONTHS CONTINUALLY DENIED THE PLANTIFF IN NETWORK' CYBERKNIFE PROSTRATE SURGEY. THUS, THE PLANTIFF'S BINDING HEALTH CARE CONTRACT WAS BREACHED BY KAISER PERMANENTE MEDICARE PLUS (COST) HEALTH PLAN. REFERRED TO HEREIN AS THE 2011 KAISER FOUNDATION HEALTH PLAN OF THE MID-ATLANTIC STATES, INC. THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES MAINTAIN A PARTNERSHIP WITH THE SAID KAISER FOUNDATION HEALTH PLAN AND DID APPROVE THE (SAID) 2011 BREACH. AT TRIAL, THE PLAINTIFF SHALL DULY PROVE THE VALIDITY OF THIS COMPLAINT CONTAINS. SUBSTANTIAL AND VERIFIABLE EVIDENCE.



CLIFTON ODLELL BELL

624 SYMPHONY WOODS DRIVE, SILVER SPRING, MD 209801