

Received from nurse
20250328 at 10:03

STATE OF NEW YORK
SUPREME COURT: COUNTY OF ERIE

In the Matter of the Application of

ERIE COUNTY MEDICAL CENTER CORPORATION,

Petitioner,

For an Order Authorizing the Involuntary Treatment of

PETITION

Deirdre Moore,

a patient at the Erie County Medical Center Corporation

Martha Mumbach, Risk Management Assistant, as the designee of the Petitioner, Erie County Medical Center Corporation ["ECMCC"], by Thomas Quatroche, Jr., Ph.D., Chief Executive Officer, respectfully states and alleges:

1. I am the Risk Management Assistant of the Erie County Medical Center Corporation and am the designee of Thomas Quatroche, Jr., Ph.D., Chief Executive Officer, of ECMCC.

2. As said designee, I am authorized to commence a proceeding pursuant to Mental Hygiene Law §33.03; 14 NYCRR Part 527 for Court authorization to treat Deirdre Moore, ["the patient"] over objection.

3. The patient is admitted to ECMCC, and, upon information and belief, is presently suffering from a mental illness for which the patient is refusing treatment.

4. The patient has been evaluated by Michael Guppenberger, M.D. and Yogesh Bakhai, M.D., whose affirmations and evaluations are appended hereto and made a part hereof. The two physicians have determined that the proposed treatment is in the

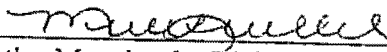
6.001/6.010

patient's best interests and that the patient lacks capacity to make a reasoned decision concerning such treatment.

5. No previous application has been made for the relief sought herein.

WHEREFORE, Petitioner respectfully requests that:

1. The Court appoint an attorney to represent the patient in these proceedings;
2. An Order of the Court be granted authorizing involuntary treatment of the patient, including, but not limited to, administration of medication as prescribed by the treating physician; and
3. Petitioner have such other and further relief as to the Court may deem just and proper.



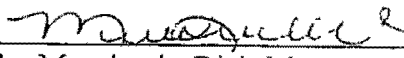
Martha Mumbach, Risk Management Assistant
as designee of
Thomas Quatroche, Jr., Ph.D.,
Chief Executive Officer
Erie County Medical Center Corporation

VERIFICATION

STATE OF NEW YORK)
COUNTY OF ERIE) SS:

Martha Mumbach, Risk Management Assistant, as designee of Thomas Quatroche, Jr., Ph.D., Chief Executive Officer of the Erie County Medical Center Corporation, being duly sworn, deposes and says:

That I am the designee of the Petitioner named in the foregoing Petition, that I duly executed the same, and that the contents of said Petition are true to my own knowledge, except as to the facts alleged upon information and belief, and that as to those facts, I believe the same to be true.



Martha Mumbach, Risk Management Assistant
as designee of
Thomas Quatroche, Jr., Ph.D.,
Chief Executive Officer
Erie County Medical Center Corporation

6.003

STATE OF NEW YORK
SUPREME COURT : COUNTY OF ERIE

In the Matter of the Application of

Erie County Medical Center Corporation

Petitioner,

For an Order Authorizing the Involuntary Treatment of

DEIRDRE MOORE,

A Patient at the Erie County Medical Center Corporation

NOTICE OF PETITION

Index No. _____

PLEASE TAKE NOTICE that a Petition for an Order Authorizing the Involuntary Treatment of DEIRDRE MOORE pursuant to Mental Hygiene Law §33.03 and 14 NYCRR §527.8, has been made by ERIE COUNTY MEDICAL CENTER CORPORATION, Martha Mumbach, Risk Management Department, as Designee of Thomas J. Quatroche, Jr., Ph.D., Chief Executive Officer, and is supported by the attached affidavits and evaluations of Michael Guppenberger, M.D. and Yogesh Bakhai, M.D., and all prior pleadings and proceedings heretofore had in this matter.

Said Petition is returnable at the Courthouse, Erie County Medical Center Corporation, 462 Grider Street, 5th Floor, Buffalo, New York, on the 2nd day of April, 2025 at 9:30 a.m. or as soon thereafter as counsel can be heard.

Dated: March 27, 2025
Buffalo, New York

MAGAVERN MAGAVERN GRIMM LLP

DocuSigned by:

Emily H. O'Reilly

A11C7A7C42D04BE

Emily H. O'Reilly, Esq.
Attorneys for Petitioner
1100 Rand Building
14 Lafayette Square
Buffalo, New York 14203
(716) 856-3500

6.004

TO: DEIRDRE MOORE
c/o Erie County Medical Center Corporation
462 Grider Street
Buffalo, New York 14215

Mental Hygiene Legal Service
438 Main Street - Suite 400
Buffalo, New York 14202

Affirmation of Service

Emily H. O'Reilly, Esq., affirms that on March 27, 2025, a true and complete copy of the foregoing Notice of Petition and supporting documentation will be delivered by hand to the Mental Hygiene Legal Service by Magavern Magavern Grimm LLP at their address indicated above, and in accordance with standard procedure a true and complete copy of the Notice of Petition and supporting documentation will be hand delivered to the patient by Martha Mumbach or her designee, an employee of the Erie County Medical Center Corporation.

Dated: March 27, 2025

DocuSigned by:
Emily H. O'Reilly
811C767C42D04BE...

Emily H. O'Reilly, Esq..

6.006

STATE OF NEW YORK
SUPREME COURT: COUNTY OF ERIE

In the Matter of the Application of
ERIE COUNTY MEDICAL CENTER CORPORATION,

Petitioner,

For an Order Authorizing the Involuntary Treatment of

Deirdre Moore

A Patient at the Erie County Medical Center Corporation.

AFFIRMATION
IN SUPPORT BY
REVIEWING
PHYSICIAN

STATE OF NEW YORK)
COUNTY OF ERIE) ss.

Yogesh Bakhai, M.D. being duly sworn, deposes and says:

1. I am a physician duly licensed to practice in the State of New York.
2. I affirm under the penalties of perjury under the laws of New York, which may include a fine or imprisonment, that the foregoing is true, and I understand that this document may be filed in an action or proceeding in a court of law.
3. I submit this Affirmation in support of the application of the Erie County Medical Center Corporation to treat **Deirdre Moore** ("the patient") over objection in accordance with Mental Hygiene Law §33.03; 14 NYCRR §527.8.
4. I have completed an evaluation of the patient by reviewing the patient's records and physically examining the patient.
5. It is my opinion and belief that the patient is presently suffering from a mental illness, lacks capacity to make a reasoned decision concerning treatment, and that the proposed

6.008

treatment contained in the attached "Evaluation for Treatment Over Objection" appended to the application herein, is in the patient's best interests.

6. I respectfully request that this Court grant the application for authorization of treatment of **Deirdre Moore** in accordance with the treatment plan described in the attached "Evaluation for Treatment Over Objection".

Date: 03/26/2025

ybakhai 
Yogesh Bakhai, M.D.

6.008

STATE OF NEW YORK
SUPREME COURT: COUNTY OF ERIE

In the Matter of the Application of

ERIE COUNTY MEDICAL CENTER CORPORATION,

Petitioner,

For an Order Authorizing the Involuntary Treatment of

Deirdre Moore,

a Patient at the Erie County Medical Center Corporation.

AFFIRMATION
IN SUPPORT BY
TREATING
PHYSICIAN

STATE OF NEW YORK)
COUNTY OF ERIE) SS

Michael Guppenberger, M.D.

being duly sworn, deposes and says:

1. I am a physician duly licensed to practice in the State of New York.
2. I affirm under the penalties of perjury under the laws of New York, which may include a fine or imprisonment, that the foregoing is true, and I understand that this document may be filed in an action or proceeding in a court of law.
3. I submit this Affirmation in support of the application of the Erie County Medical Center Corporation to treat Deirdre Moore, ["the patient"] over objection in accordance with Mental Hygiene Law §33.03; 14 NYCRR §527.8.
4. I am familiar with the patient in that I am the patient's treating physician, and I have formally evaluated the patient's condition.

6.009

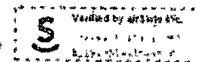
5. It is my opinion and belief that the patient is presently suffering from a mental illness and lacks capacity to make reasoned decisions concerning treatment. The basis for the opinion is described in the "Evaluation for Treatment Over Objection" that is appended hereto and incorporated herein by reference.

6. Having taken into consideration the risks, benefits, and alternatives to treatment, as well as the nature of the patient's objection to the treatment, it is my opinion that it would be in the best interests of the patient to be treated according to the proposed course of treatment outlined in the attached "Evaluation for Treatment Over Objection."

7. For the above-stated reasons, I respectfully request that this Court grant the application for authorization of treatment of Deirdre Mobre, in accordance with the treatment plan described in the attached Evaluation.

Date: 03/26/2025

Michael T Guppenberger, M.D.



Michael Guppenberger, M.D.

6.000