

1655 Mobile Homes For Sale

Would you like a brand new mobile home all set up in my court on a contract for deed at tremendous savings? Call me, lets deal, Kenny, Nationwide Mobile Homes. (605)665-0822.

1660 Acreage - Lots For Sale

Lots available north of Hillcrest Golf Course. Ridgeway North Development. Call Kirby Hofer, (605)665-0524 or (605)660-1422.

1685 Want To Buy Real Estate

Attention we buy used mobile homes. Cash on the spot. Call now (605)665-0822

Want to buy 3 bedroom Yankton house with garage, in need of repair or renovation, will pay cash (605)665-1995.

We pay cash for used mobile homes! (712) 252-4381.

1705 Items \$100 or Less

Doll clothes and accessories handmade, fits American Girl dolls and other 18" dolls. Large selection very reasonable. \$5-7.50 10 sets (605)655-4061 or (605)665-4366.

Keurig coffee maker, new \$150, asking \$75. Gor-tex North Face women's snow boots, size 6-1/2, like new, \$25. (605)665-7300.

Leather brown jacket, bomber style, size large, inside pocket, nylon lining. \$40 (605)660-7110.

TV stand, black glass-top, 3 shelf, that hangs up to a 55 inch flat screen, \$100. (605)661-7321

Used nylon car cover in a carry bag. Fits a 1995 Mercury Sable/ Ford Taurus \$20. Call (605)664-1401.

1790 Lawn - Garden

Sears Craftsman 46 inch deck, 21 HP Briggs and Stratton turn tight hydrostatic riding lawn mower. 6 Bushel 2 bin soft bagger, extra new blade, used 2 and a half summers. \$1,350 firm.

Craftsman 33 inch, 357cc dual stage snowblower with EZ steer, heated hand grips, electric start, used less than 8 hours. \$1,250 firm.

Both for \$2,400 firm. Call (605)661-0321.

1800 Sports Equipment

Just in time for Christmas! "Like new" Nike Covert Driver- 3 & 5 Fairways and 7 through 60 degree VRS Forged Irons with bag. (605)857-1972.

1820 Give Aways

FREE: Christmas decorations (605)660-8268.

2000 Notices

Hypnotist Rick Bultez Scotland City Hall in Scotland, SD, 12/27, 8pm. Tickets available at Jac's Bar in Scotland, \$10/advance or \$12/door. Drifter's Barbeque starting 6pm. at City Hall. Prices will vary for the supper.

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12+2+9+16 STATE OF SOUTH DAKOTA) COUNTY OF YANKTON)

IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT

PRO. 13-50 NOTICE TO CREDITORS

IN THE MATTER OF THE ESTATE OF

CARLA K. CAP, Deceased.

Notice is given that on the 18th day of November, 2013, MYLA GAUTREAUX, whose address is 414 West 15th Street #60, Yankton, South Dakota 57078, was appointed as personal representative of the estate of CARLA K. CAP.

Creditors of decedent must file their claims within four months after the date of the first publication of this notice or their claims may be barred.

Claims may be filed with the personal representative or may be filed with the clerk, and a copy of the claim mailed to the personal representative.

Dated this 26th day of November, 2013.

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David D. Knoff KENNEDY PIER KNOFF LOFTUS, LLP 322 Walnut Street Yankton, SD 57078 (605) 665-3000 Attorney for Personal Representative

JODY JOHNSON Yankton Co Clerk of Courts 410 Walnut Street - Suite 205 Yankton, SD 57078 605-668-3080

MYLA GAUTREAUX 414 West 15th Street #60 Yankton, SD 57078 (605) 664-1633 Personal Representative

12+2+9+16 STATE OF SOUTH DAKOTA) COUNTY OF YANKTON)

IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT

PRO. 13-51 NOTICE TO CREDITORS

IN THE MATTER OF THE ESTATE OF

ROBERT D. VESPER, Deceased.

Notice is given that on the 19th day of November, 2013, EVA VESPER, whose address is 44497 Chris Road, Mission Hill, South Dakota 57046, was appointed as personal representative of the estate of ROBERT D. VESPER.

Creditors of decedent must file their claims within four months after the date of the first publication of this notice or their claims may be barred.

Claims may be filed with the personal representative or may be filed with the clerk, and a copy of the claim mailed to the personal representative.

Dated this 26th day of November, 2013.

DAVID D. KNOFF KENNEDY PIER KNOFF LOFTUS, LLP 322 Walnut Street Yankton, SD 57078 605-665-3000 Attorney for Personal Representative

JODY JOHNSON Yankton Co Clerk of Courts 410 Walnut Street - Suite 205 Yankton, SD 57078 605-668-3080

EVA VESPER 44497 Chris Road Mission Hill, SD 57046 (605) 660-0915 Personal Representative

12+9+16+23+30 STATE OF SOUTH DAKOTA) COUNTY OF YANKTON)

IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT CIV. #13-445 SUMMONS

KIM ANDREWS,

Plaintiffs,

vs.

ALLEN A SOSSAN, D.O., also known as ALAN A SOOSAN, also known as ALLEN A. SOSSAN, LEWIS & CLARK SPECIALTY HOSPITAL, LLC, a South Dakota Limited Liability Company, and RECONSTRUCTIVE SPINAL SURGERY AND ORTHOPEDIC SURGERY, P.C., a New York Professional Corporation,

Defendants.

TO THE ABOVE NAMED DEFENDANTS, ALLEN A. SOSSAN, D.O. a/k/a ALAN A SOOSAN, a/k/a ALLEN A SOSSAN AND RECONSTRUCTIVE SPINAL SURGERY AND ORTHOPEDIC SURGERY, P.C., 2200 NO. 49TH STREET, NORFOLK, NEBRASKA, 68701:

YOU ARE HEREBY SUMMONED AND REQUIRED to answer the Complaint, of the above-named Plaintiff, a copy of which is hereto annexed and herewith served upon you, and to serve copies of your Answer on

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the Attorney for the Plaintiff at his office at P.O. Box 879 - 721 Douglas Avenue, Ste. 102, Yankton, SD 57078, within thirty (30) days after the service of this Summons upon you, exclusive of the day of service, and if you fail to answer within the said time, judgment by default may be rendered against you for the relief requested in the Complaint. A copy of this Summons and Complaint for medical malpractice have been filed with the Clerk of the above captioned Court.

Dated this 3 day of December 2013.

JAMES LAW, P.C. Timothy L. James P.O. Box 879 721 Douglas, Ste. 102 Yankton, SD 57078 (605)665-0594 Attorney for Plaintiff

STATE OF SOUTH DAKOTA) COUNTY OF YANKTON)

IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT CIV. #13-445

COMPLAINT AND JURY DEMAND

KIM ANDREWS,

Plaintiffs,

vs.

ALLEN A SOSSAN, D.O., also known as ALAN A SOOSAN, also known as ALLEN A. SOSSAN, LEWIS & CLARK SPECIALTY HOSPITAL, LLC, a South Dakota Limited Liability Company, and RECONSTRUCTIVE SPINAL SURGERY AND ORTHOPEDIC SURGERY, P.C., a New York Professional Corporation,

Defendants.

COMES NOW Plaintiff, Kim Andrews, and for her Complaint against the above-named Defendants, Allen A. Sossan, D.O., a/k/a Alan A. Soosan, a/k/a Allen A. Soosan, Lewis & Clark Specialty Hospital, LLC, and Reconstructive Spinal Surgery and Orthopedic Surgery, P.C., states and alleges as follows:

JURISDICTION AND VENUE

1. Plaintiff, Kim Andrews, is a resident of Nebraska.

2. Defendant, Allen A. Sossan, D.O. ("Sossan") was at all times material hereto a resident of the State of Nebraska and engaged in the practice of medicine in the States of Nebraska and South Dakota and licensed as a physician under the laws of both of both States and at all times material was providing medical services to Plaintiff and at all times material was an employee, agent, and shareholder of Defendant, Lewis & Clark Specialty Hospital, LLC, and Defendant, Reconstructive Spinal Surgery and Orthopedic Surgery, P.C., and acting within the scope of this employment with both.

3. Defendant, Lewis & Clark Specialty Hospital, LLC ("Hospital") was at all times material hereto a South Dakota Limited Liability Company organized for the purpose of providing medical services with its principal place of business in Yankton, South Dakota and at all times material had under its control and direction as its employee, shareholder and agent, Defendant, Sossan, who was acting within the scope of his employment and agency, thus subjecting Hospital to vicarious liability for the acts and omissions of Sossan. Hospital further has institutional liability in its own right for its failures, acts and omissions administratively and in the care provided to Plaintiff by its employees and agents.

4. Defendant, Reconstructive Spinal Surgery and Orthopedic Surgery, P.C., was at all times material hereto, a dissolved New York Professional Corporation, registered in the State of Nebraska and organized for the purpose of providing medical services and at all times material had under its control and direction as its employee and agent Defendant, Sossan, who was acting within the scope of his employment and agency, thus subjecting Reconstructive Spinal Surgery and Orthopedic Surgery, P.C. to vicarious liability for the acts and omissions of Sossan.

5. The acts that gave rise to this Complaint occurred in Madison County, Nebraska and Yankton County, South Dakota.

GENERAL ALLEGATIONS

6. On or about March 21, 2011, Plaintiff suffered a lifting injury to her back and was admitted as an inpatient at Avera Sacred Heart Hospital where she was seen by Sossan although she had no prior physician/patient relationship with Sossan.

7. During Plaintiff's first encounter with Sossan and while Plaintiff was in severe pain, Sossan advised Plaintiff that she absolutely required a series of surgeries for her lifting injury, including spine surgery from levels L3 to S1 and both sacroiliac joints.

8. During Plaintiff's first encounter with Sossan, he advised Plaintiff that despite her fear of back surgery, if she would permit him to perform the proposed spine surgeries she would be 100% pain free.

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9. During Plaintiff's first encounter with Sossan, and as further enticement, Sossan advised Plaintiff that he had recently performed the same surgical procedures on a construction worker who then returned to work within a very short time without any pain and that Plaintiff would achieve the same results with Sossan's proposed surgeries.

10. Sossan advised Plaintiff that although the surgeries were absolutely necessary he would first have to "go through the motions" of performing injections and radiofrequency for the sole purpose of securing approval for spinal surgeries.

11. At no time did Sossan offer Plaintiff any conservative measures or alternative therapies to address Plaintiff's back symptoms.

12. At no time did Sossan explain the medical necessity or lack thereof for the spine surgeries, the likelihood that Plaintiff would actually benefit from the spine surgeries, that the lifting injury symptoms may resolve without the surgeries or explain the risks of any spine surgeries, specifically that fusion surgery would likely cause additional issues at adjacent vertebral levels and that Plaintiff may have continuing or worsening back symptoms.

13. Following Plaintiff's discharge from Avera Sacred Heart on March 24, 2011, Plaintiff's condition began to improve without treatment.

14. On or about April 1, 2011, Sossan performed injections on plaintiff at Hospital and Plaintiff's condition continued to improve such that Plaintiff was able to participate in family outings and vacation without limitations.

15. On or about April 29, 2011, Sossan performed radiofrequency ablation on Plaintiff at Hospital and Plaintiff's condition had improved to pre-injury status and Plaintiff was doing her regular activities including carrying her laundry basket up and down the basement stairs and maintaining her lifestyle with anti-inflammatory and pain medications.

16. Prior to meeting Sossan, Plaintiff had never been a candidate for spinal surgery, did not want spinal surgery and feared having such a surgery.

17. Despite Plaintiff's marked improvement and return to pre-injury status, Sossan convinced Plaintiff, by false representations of absolute necessity and being completely pain free, to undergo the first extensive fusion surgery with an anterior approach from L-4 to S-1, on or about May 10, 2011, at Hospital.

18. When Plaintiff asked Sossan why he was just doing L-4 to S-1 when he had previously stated that it was absolutely necessary to do L-3 to S-1 and the sacroiliac joints, Sossan explained that it was too dangerous to leave a patient on the surgery table for that length of time and the other areas would have to be addressed in separate procedures.

19. In fact, Sossan knew that three level fusions were rarely indicated and Hospital had advised Sossan that he would not be allowed to proceed with three level fusions at Hospital.

20. On or about May 10, 2011, Sossan assisted by Kynan C. Trail, M.D. (Trail) a co-owner/shareholder of Hospital with Sossan, performed unnecessary spinal fusion surgery on Plaintiff at Hospital including anterior incision and fusion at levels L-4 and L-5 with cage placement resulting in Plaintiff's hospitalization at Hospital through May 15, 2011.

21. At no time did Trail or Sossan inform Plaintiff that they were both shareholders of Hospital and by recommending surgical procedures, not only stood to gain financially from performance of the surgery but also from the profit in Plaintiff's use of Hospital's surgical suite, staff, equipment and goods and Plaintiff's extended post-operative stay at Hospital.

22. At no time did Trail or Sossan inform Plaintiff of the medical necessity of the surgery, the likely and realistic outcomes of the surgery or the risks of the procedure and most specifically that they had recently experienced severe complications in another patient from anterior surgery.

23. At no time did Trail or Sossan inform Plaintiff that the anterior spinal surgery would likely result in additional symptoms at adjacent levels or that Plaintiff may have continuing or

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worsening symptoms.

24. On or about May 25, 2011, Sossan performed additional unnecessary spinal fusion surgery on Plaintiff at Hospital including posterior incision and fusion at levels L-4 and L-5 with instrumentation resulting in Plaintiff's hospitalization at Hospital through May 28, 2011.

25. On or about June 29, 2011, Sossan performed unnecessary bilateral sacroiliac joint injections on Plaintiff at Hospital.

26. On or about October 24, 2011, Sossan performed additional unnecessary spinal surgery on Plaintiff at Hospital including posterior exploration with total laminectomy and bilateral facetectomy and transfacet and far lateral discectomy and neural faraminotomy with bilateral L-4 to S-1 internal neurolyses and release of adhesions with fluoroscopic guidance resulting in Plaintiff's hospitalization at Hospital through October 26, 2011.

27. On or about January 6, 2012, Sossan performed unnecessary S1 or S-3 bilateral Dorsal Primary Rami Medial Branch Nerve Radiofrequency Ablation on Plaintiff at Hospital.

28. On or about February 3, 2012, Sossan performed additional unnecessary spinal surgery on Plaintiff at Hospital including left sacroiliac joint fusion with implants resulting in Plaintiff's hospitalization at Hospital through February 4, 2012.

29. Sossan advised Plaintiff that she would need to return to have the right sacroiliac joint fused in the near future.

30. During Plaintiff's hospitalization at Hospital, Plaintiff was given morphine by agents by Hospital despite her documented allergy to morphine which resulted in a severe allergic reaction.

31. Following, Plaintiff's February 3, 2012 procedure, Sossan, who had already lost surgical privileges at other hospitals, was finally banned from performing any spinal surgeries at Hospital.

32. Sossan failed to tell Plaintiff the truth about his status but rather continued scheduling unnecessary appointments with Plaintiff to continue to bill Plaintiff and to mislead Plaintiff to prevent her from seeing another spinal surgeon.

33. Plaintiff has been unable to obtain her medical records from Sossan and has not received a complete medical record from Hospital who indicated to Plaintiff that it did not even have all the operative reports relating to Plaintiff's surgeries.

CROSSWORD

By THOMAS JOSEPH

ACROSS 39Three squared

1 Nigger neighbor

5 River area

10Estate recipient

11"Lawrence of Arabia" star

13Take apart

14Sighed phrase

15Hurled explosive

17Homer's neighbor

18Motorcycle add-on

19Wisdom bringer

20Comic Caesar

21 Stadium section

22Hen's group

25Coats with precious metal

26Diving bird

27Unruly crowd

28Tough wood

29Article supplement

33Singer Tillis

34Yet to come

35Made blank

37Impresses

38Experience anew

40Out of style

41Pants part

DOWN

1 Gulps down

2 Painter

3 Helped

4 Talks monotonously

5 Gizmo

6 Old anesthetic

7 Sad

8 Pedicure target

9 Stated without proof

12Church leaders

16Corrosive stuff

21Lhasa natives

22Fingerpointer

23Snow White's sister

24"Hubba hubba"

25Olympus group

27Cared about

29Colander's cousin

30Rocker David

31 Sports spot

32Stopwatch button

36Use a chair

NEW CROSSWORD BOOK! Send \$4.75 (check/m.o.) to Thomas Joseph Book 1, P.O. Box 536475, Orlando, FL 32853-6475

Crossword grid with numbers 1-41 indicating starting positions for clues.

A XYDLBAXR is LONGFELLOW

One letter stands for another. In this sample, A is used for the three L's, X for the two O's, etc. Single letters, apostrophes, the length and formation of the words are all hints. Each day the code letters are different.

CRYPTOQUOTE

Q N Y K S P K X S O K W O I K X R

S U K C W G F U S S W H K , Y K

U K I O S U K D H K Z W D K Y U X S

S U K C X P K Z X O X H I K W N

H K Z W D Q V F . — F W K S U K

Saturday's Cryptoquote: ANYONE WHO KEEPS THE ABILITY TO SEE BEAUTY IN EVERY AGE OF LIFE REALLY NEVER GROWS OLD. — FRANZ KAFKA

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tiff's surgeries.

34. On one of the visits following the February 3, 2012 surgery, Sossan scheduled Plaintiff to meet him at the offices of Don Swift, M.D. another co-owner/shareholder of Hospital at which time Sossan did not have any of Plaintiff's medical records.

35. At the appointment at Dr. Swift's office, Sossan complained that he was being held back by other area physicians who had "ancient" ideas and practices and did not appreciate his modern approaches to spine surgery and that the actions of other doctors were interfering with Plaintiff's treatment.

36. At the appointment at Dr. Swift's office, Sossan advised Plaintiff that the real reason for all of Plaintiff's back problems was that Plaintiff was overweight and she did not need any of the additional surgeries Sossan originally described.

37. At an October, 2012 appointment, Sossan advised Plaintiff that she was fine and did not require any additional surgery yet Sossan ordered an unnecessary MRI for Plaintiff with a plan to review the MRI with Plaintiff at a subsequent appointment.

38. Following the October, 2012, MRI, Plaintiff contacted Sossan's office as directed by Sossan but his office was closed and Sossan could not be reached.

39. However, Plaintiff received a bill from Sossan for a follow-up appointment that never occurred.

40. Sossan was convicted of felony burglary in 1983 for burglarizing the St. Petersburg Junior College science department to steal answers to a biology test under the name Alan A. Soosan and remained on felony probation until 1987.

41. Thereafter, Sossan began changing his name, first to Allen A. Soosan and then to his current name of Allen A. Sossan.

42. In 2004, Sossan failed to advise the Nebraska medical board of his true identity, failed to disclose his 1983 felony, failed to disclose his probation status, failed to report a prior malpractice claim and committed the act of perjury in signing a false and misleading application for licensing.

43. On information and belief, Sossan committed similar acts of perjury in making application to other medical boards including South Dakota.

44. Hospital failed to prop-

Crossword grid with numbers 1-41 indicating starting positions for clues.

Saturday's answer

Crossword grid with numbers 1-41 indicating starting positions for clues.

A XYDLBAXR is LONGFELLOW

One letter stands for another. In this sample, A is used for the three L's, X for the two O's, etc. Single letters, apostrophes, the length and formation of the words are all hints. Each day the code letters are different.

CRYPTOQUOTE

Q N Y K S P K X S O K W O I K X R

S U K C W G F U S S W H K , Y K

U K I O S U K D H K Z W D K Y U X S

S U K C X P K Z X O X H I K W N

H K Z W D Q V F . — F W K S U K

Saturday's Cryptoquote: ANYONE WHO KEEPS THE ABILITY TO SEE BEAUTY IN EVERY AGE OF LIFE REALLY NEVER GROWS OLD. — FRANZ KAFKA