



2. Court (if Federal Court, give name of District; if State Court, give name of County)

U.S. District Court, Central District

3. Docket Number unknown at this time (lost all documents)

4. Name of judge to whom case was assigned Gormac J. Carney

5. Disposition (For example: Was the case dismissed? Was it appealed? Is it still pending?)  
Voluntarily Dismissed

6. Approximate date of filing lawsuit May, 2008

7. Approximate date of disposition September 2011

II. Exhaustion of Administrative Remedies

A. Is there a grievance procedure available at your institution?  Yes  No

B. Have you filed a grievance concerning the facts relating to this complaint?  
 Yes  No

If your answer is no, explain why not \_\_\_\_\_

C. Is the grievance process completed?  Yes  No

III. Defendants

(In Item A below, place the full name of the defendant in the first blank, his/her official position in the second blank, and his/her place of employment in the third blank. Use item B for the names, positions and places of employment of any additional defendants.)

A. Defendant Dr. Akanno is employed as Medical Doctor / Physician at Kern Valley State Prison 3000 West Cecil Avenue, Delano, CA 93216

B. Additional defendants \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

IV. Statement of Claim

(State here as briefly as possible the facts of your case. Describe how each defendant is involved, including dates and places. Do not give any legal arguments or cite any cases or statutes. Attach extra sheets if necessary.)

- ① I have been diagnosed with a rare kidney disease called Gitelman's syndrome which causes the body to dump potassium
- ② For this condition I receive large doses of potassium orally for the rest of my life
- ③ Two of the side effects of large dose potassium intake are nausea and vomiting. Both symptoms I have suffered for several years if my potassium is not taken with food and an anti nausea medication.
- ④ Prior to 9/30/2010, the date I began being treated by Dr. Akannos I had been receiving such a medication called Phenergan.
- ⑤ When I receive this medication (Phenergan) I go several months without

V. Relief.

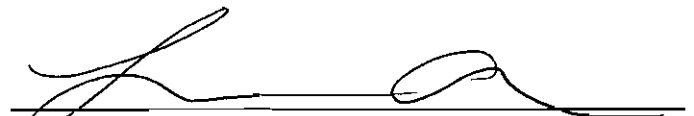
(State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.)

Plaintiff respectfully Requests Monetary Relief for:

- ① General damages according to proof
- ② Compensatory damages for physical pain and suffering, and emotional distress according to proof
- ③ For cost of suit incurred herein
- ④ For punitive and exemplary Damages according to proof and to the extent of the law
- ⑤ For future and consequential Damages
- ⑥ For such other relief as the court deems just and proper according to proof.

Wherefore plaintiff request aforementioned relief plaintiff hereby demands a Trial by Jury.

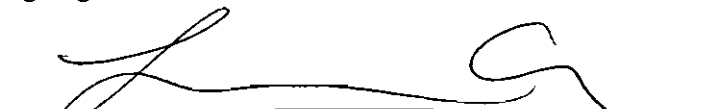
Signed this 24 day of June, 2012.



(Signature of Plaintiff)

I declare under penalty of perjury that the foregoing is true and correct.

6/24/12  
(Date)



(Signature of Plaintiff)

# Statement Of Claim

(Continuation)

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1 experiencing nausea or vomiting, as long as my potassium is also  
2 taken with food.

3 ⑥ In 2010 I filed an inmate grievance / Appeal with the Department of Corrections  
4 when I did not receive my phenergan and it was granted and ordered that  
5 I receive it to treat my nausea and vomiting.

6 ⑦ I had no further problems with nausea and vomiting as long as I received my  
7 phenergan until 9/30/10 when Dr. Akanno became my primary care physician.

8 ⑧ Dr. Akanno refused to adequately treat my nausea and vomiting, despite  
9 several complaints of nausea and vomiting on an almost daily basis.  
10 I even showed medical staff on occasion when I experienced vomiting.

11 ⑨ Dr. Akanno discontinued this medication without substitute or reason and continued  
12 to let me suffer the symptoms. He additionally refused to allow me to see a  
13 specialist about other forms of treatment for my nausea and vomiting since he would  
14 not treat the symptoms.

15 ⑩ It wasn't until 1 year and 3 months later, after I filed my second inmate  
16 appeal on the issue, and informed Dr. Akanno that I would be taking the issue  
17 before the court, that he allowed me to see a specialist and ordered that  
18 I receive this medication (Phenergan)

19 ⑪ On several occasions I would not receive my potassium for several days at  
20 a time. I had previously been told by Dr. Akanno to notify him when this  
21 happens. While this occurred on several occasions where I notified Doctor  
22 Akanno and he did not get my medication immediately. There was a particular  
23 occasion where my condition was exacerbated and I experienced muscle weakness,  
24 spasms, pain, weakness, fatigue, and cardiac arrhythmias, and chest pain.  
25 This is defined by CDC (California Department of Corrections) as an  
26 Emergency but was not treated as such by Dr. Akanno. Dr. Akanno never  
27 even documented my symptoms, pain, and misclassified me as a muslim  
28 inmate, most likely confusing me with another inmate when writing his notes.

# Statement of Claim

(Continuation)

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1  
2 (12) On September 7, 2010 I reported to Dr. AKanno and RN Moonga,  
3 that I had not received my medication for 15-20 days despite putting in sick  
4 call slips. I could barely even walk on this day and had to be assisted to and  
5 from medical in a wheel chair. My heart rate range from 133 - 149 beats  
6 per minute while resting I had been experiencing tachycardia, palpitations  
7 muscle weakness, spasms, pain, fatigue, weakness, and chest pain.  
8 The only thing Dr. AKanno did was told me that I would have my potassium  
9 within the hour and I was sent back to the building, after an hour I didn't  
10 receive my potassium all Dr. AKanno said is I would get tylenol in a couple  
11 of days and sent me back to the building. I continued to experience the  
12 same symptoms and continued to be in pain. My symptoms continued to get  
13 worse until the next morning at 3:00am I still had not received  
14 my potassium when I tried to get out of bed to go to the bathroom I fell  
15 backward and my cellmate had to call a man down. I had to be sent  
16 to the hospital by Ambulance and treated for hypokalemia (low potassium).

17 (13) Additionally when I was seen by the nephrologist Specialist  
18 regarding my stomach issues, nausea, and vomiting from potassium  
19 he agreed that I get phenergan as treatment for my nausea and  
20 vomiting.  
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PROOF OF SERVICE BY MAIL

(C.G.P. §§1013(A); 2015.5 & U.S.C. §1746)

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I, Tristan D. Allan am a citizen of state of California,  
County of Sacramento, and/or I am over the age of eighteen years of  
age, and not a party of the cause.

My address is California State Prison - Sacramento C-6-213  
P.O. Box 290066  
Repeza, CA 95671 Zip Code.

Upon this this Date June 24, 2012; 200 I serve a true copy of  
the original and/or the reproductions thereto of the following doc-  
uments: 1983 Civil Complaint, Request for Service, Request to Proceed  
informa popperis, Request for Conformed Copy

By Mailing them to:  
Office of the Clerk  
U.S District Court, Eastern District of California  
2 500 Tulare Street, 1st floor  
Fresno, CA Zip Code 93721

Said service was executed by placing said documents enclosed in a  
sealed envelope(s) with the postage thereon with fully prepaid, and  
depositing them in the United States Mail. At the time of the maili-  
ng there existed normal mailing service between the above parties.

I declare under the penalty of perjury that the foregoing is true  
and correct.

Executed on June 24, Year 2012

Signature 