

EXHIBIT O

IN THE COURT OF COMMON PLEAS
SUMMIT COUNTY, OHIO

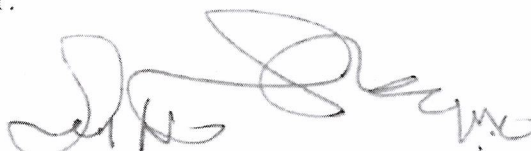
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|-----------------------------|---|-----------------------------------|
| MEMBER WILLIAMS, et al., |) | Case No. CV-2016-09-3928 |
| |) | |
| Plaintiffs, |) | Judge James A. Brogan |
| |) | |
| vs. |) | <u>AFFIDAVIT OF SAM N.</u> |
| |) | <u>GHOUBRIAL, M.D.</u> |
| KISLING, NESTICO, & REDICK, |) | |
| LLC, et al., |) | |
| |) | |
| Defendants. |) | |

Now comes Affiant, Sam N. Ghoubrial, having first been sworn upon his oath, and attests as follows:

- 1) That I am of legal age, sound mind, and otherwise competent to testify.
- 2) That this affidavit is based on my personal knowledge.
- 3) I am a medical doctor licensed to practice in the State of Ohio and in good standing.
- 4) I formed my personal injury clinic and was taking referrals from chiropractors before ever meeting anyone from Kisling, Nestico and Redick.
- 5) In the course of my practice, I have treated patients injured in automobile accidents represented by attorneys employed by Kisling, Nestico & Redick ("KNR").
- 6) In the course of my practice, I have treated patients injured in automobile accidents NOT represented by Kisling, Nestico, and Redick.
- 7) In the course of my practice, I have received patient referrals from over thirty chiropractors and over fifty attorneys.
- 8) It is common and usual practice for attorneys representing my patients to seek a reduction of the bills for services I provided as part of their negotiations of the clients' personal injury claims.

- 9) On various and numerous occasions I have negotiated with attorneys representing my patients including but not limited to Attorney Rob Nestico, other attorneys employed by KNR, and attorneys employed by other firms, and agreed to reduce the bills for my services.
- 10) Reductions are the product of negotiation, and the amount of reduction depends on the facts and circumstances of each case.
- 11) I have employed five physicians in my clinic over the class period.
- 12) Kisling, Nestico and Redick neither plays nor have they ever played a role in setting or determining the amounts I, and/or my corporations charge for medical care, medical procedures and medical devices.
- 13) Neither Kisling, Nestico and Redick, nor any of its attorneys ever played a role in determining the specific treatment prescribed to any patient.
- 14) The cost of trigger point injections since 2010 have varied.
- 15) The charges for medical devices prescribed and given by my practice, and the medical care I provide, have varied since 2010.

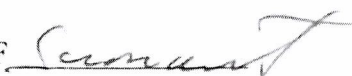
FURTHER AFFIANT SAYETH NAUGHT.



SAM N. GHOUBRIAL, M.D.

STATE OF OHIO

COUNTY OF

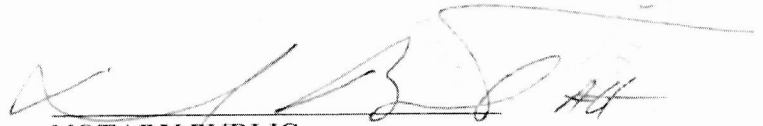


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) SS:

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SWORN TO AND SUBSCRIBED in my presence by SAM N. GHoubrial,
M.D. this 5th day of June, 2019.



NOTARY PUBLIC