

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTER DISTRICT OF VIRGINIA
(Richmond Division)

THE NATIONAL FEDERATION OF THE
BLIND OF VIRGINIA, et al.,

Plaintiffs,

v.

Case No. 3:23-cv-127

VIRGINIA DEPARTMENT OF CORRECTIONS, et al.,

Defendants.

ANSWER TO AMENDED COMPLAINT
ON BEHALF OF DEFENDANT PRANAY GUPTA, M.D.

COMES NOW Defendant Pranay Gupta, M.D. (“Dr. Gupta”), by counsel, without in any way waiving or limiting his previously filed 12(b)(6) Motion to Dismiss the initial Complaint, and for his Answer to Plaintiffs’ Amended Complaint (“Complaint”)[ECF 136] herein states as follows:

1. Dr. Gupta denies the allegation or conclusion that William Stravitz (“Stravitz”) is blind as is set forth in paragraph 1 of the Complaint, and admits only that Stravitz was a prisoner in the custody of the Virginia Department of Corrections (“VDOC”) while Dr. Gupta rendered care to Stravitz. Dr. Gupta states that he is without information sufficient or readily obtainable to admit or deny the remaining allegations or conclusions contained in paragraph 1 of the Complaint.

2. Dr. Gupta denies the allegation or conclusion that Stravitz is blind as is set forth in paragraph 2 of the Complaint. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 2 of the Complaint. To the extent that the remaining allegations or conclusions contained in paragraph 2 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

3. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 3 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 3 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

4. Dr. Gupta denies the allegations or conclusions made against him and contained in paragraph 4 of the Complaint. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 4 of the Complaint. To the extent that the remaining allegations or conclusions contained in paragraph 4 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

5. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 5 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 5 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

6. Dr. Gupta states that the allegations or conclusions contained in paragraph 6 of the Complaint are legal conclusions, to which he is not required to respond.

7. Dr. Gupta states that the allegations or conclusions contained in paragraph 7 of the Complaint are legal conclusions, to which he is not required to respond.

8. Dr. Gupta states that the allegations or conclusions contained in paragraph 8 of the Complaint are legal conclusions, to which he is not required to respond.

9. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 9 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 9 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

10. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 10 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 10 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

11. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 11 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 11 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

12. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 12 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 12 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

13. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 13 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 13 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

14. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 14 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 14 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

15. Dr. Gupta denies that Stravitz has rapidly lost his vision over the last two years due to cataracts as alleged in paragraph 15 of the Complaint, but he admits that Stravitz was a prisoner in the custody of VDOC while Dr. Gupta rendered care to Stravitz. Dr. Gupta states that he is

without information sufficient or reasonably obtainable to permit him to admit or deny the remaining allegations or conclusions contained in paragraph 15 of the Complaint.

16. In response to the allegations or conclusions contained in paragraph 16 of the Complaint, Dr. Gupta admits only that Plaintiff National Federation of the Blind of Virginia is a nonprofit membership organization. Dr. Gupta states that he is without information sufficient or reasonably obtainable to permit him to admit or deny the remaining allegations or conclusions contained in paragraph 16 of the Complaint.

17. Dr. Gupta states that he is without information sufficient or reasonably obtainable to permit him to admit or deny the allegations or conclusions contained in paragraph 17 of the Complaint.

18. In response to the allegations or conclusions contained in paragraph 18 of the Complaint, Dr. Gupta denies that Stravitz is blind or was blind at any time relevant to this action. Dr. Gupta states that he is without information sufficient or reasonably obtainable to permit him to admit or deny the remaining allegations or conclusions contained in paragraph 18 of the Complaint.

19. Dr. Gupta states that the allegations or conclusions contained in paragraph 19 of the Complaint are legal conclusions, to which he is not required to respond.

20. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 20 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 20 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

21. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 21 of the Complaint. To the extent that

the allegations or conclusions contained in paragraph 21 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

22. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 22 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 22 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

23. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 23 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 23 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

24. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 24 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 24 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

25. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 25 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 25 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

26. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 26 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 26 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

27. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 27 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 27 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

28. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 28 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 28 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

29. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 29 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 29 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

30. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 30 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 30 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

31. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 31 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 31 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

32. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 32 of the Complaint. To the extent that

the allegations or conclusions contained in paragraph 32 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

33. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 33 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 33 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

34. In response to the allegations or conclusions contained in paragraph 34 of the Complaint, Dr. Gupta admits only that he is an ophthalmologist licensed in Virginia and that VitalCore and formerly Armor contracted with the medical practice that Dr. Gupta owns for Dr. Gupta to provide ophthalmic care to prisoners at Deerfield and Greensville.

35. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 35 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 35 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

36. Dr. Gupta denies the allegations or conclusions contained in the sentences immediately preceding paragraph 36 of the Complaint that state, “A. National Federation of the Blind, “a. Blind Prisoners, including Individual Plaintiffs, lack equal access to written materials and information,” and “i. VDOC’s written materials are inaccessible for blind prisoners,” and denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in the sentences immediately preceding paragraph 36 and in paragraph 36 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 36 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

37. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 37 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 37 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

38. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 38 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 38 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

39. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 39 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 39 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

40. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 40 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 40 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

41. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 41 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 41 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

42. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 42 of the Complaint. To the extent that

the allegations or conclusions contained in paragraph 42 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

43. In response to the allegations or conclusions contained in paragraph 43 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the remaining allegations or conclusions made against other Defendants and contained in paragraph 43 of the Complaint. To the extent that the remaining allegations or conclusions contained in paragraph 43 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

44. In response to the allegations or conclusions contained in paragraph 44 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 44 of the Complaint. To the extent that the remaining allegations or conclusions contained in paragraph 44 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

45. In response to the allegations or conclusions contained in paragraph 45 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 45 of the Complaint. To the extent that the remaining allegations or conclusions contained in paragraph 45 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

46. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 46 of the Complaint. To the extent that

the allegations or conclusions contained in paragraph 46 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

47. Dr. Gupta denies the allegations or conclusions made against him and contained in the sentence immediately preceding paragraph 47 of the Complaint that states “ii. Forcing blind prisoners to rely on other prisoners does not provide them with independent, effective access to VDOC communications,” and denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in the sentence immediately preceding paragraph 47 and in paragraph 47 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 47 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

48. Dr. Gupta is without information sufficient to admit or deny the allegations or conclusions contained in paragraph 48 of the Complaint.

49. In response to the allegations or conclusions contained in paragraph 49 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 49 of the Complaint. To the extent that the remaining allegations or conclusions contained in paragraph 49 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

50. In response to the allegations or conclusions contained in paragraph 50 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 50 of the Complaint. To the extent that the remaining allegations or conclusions

contained in paragraph 50 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

51. In response to the allegations or conclusions contained in paragraph 51 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 51 of the Complaint. To the extent that the remaining allegations or conclusions contained in paragraph 51 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

52. Dr. Gupta is without information sufficient to admit or deny the allegations or conclusions contained in paragraph 52 of the Complaint.

53. In response to the allegations or conclusions contained in paragraph 53 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 53 of the Complaint. To the extent that the remaining allegations or conclusions contained in paragraph 53 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

54. In response to the allegations or conclusions contained in paragraph 54 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 54 of the Complaint. To the extent that the remaining allegations or conclusions contained in paragraph 54 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

55. Dr. Gupta denies the allegations or conclusions made against him and contained in paragraph 55. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 55 of the Complaint.

56. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 56 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 56 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

57. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 57 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 57 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

58. Dr. Gupta denies the allegations or conclusions against him and contained in paragraph 58 of the Complaint. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 58 of the Complaint.

59. Dr. Gupta denies the allegations or conclusions made against him and contained in the sentence immediately preceding paragraph 59 of the Complaint that states “iii. Library computers are inaccessible for blind prisoners,” and denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 59 and the immediately preceding sentence of the Complaint.

60. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 60 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 60 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

61. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 61 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 61 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

62. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 62 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 62 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

63. Dr. Gupta denies the allegations or conclusions made against him and contained in the sentence immediately preceding paragraph 63 of the Complaint, that states “iv. Other prison technology is inaccessible for Individual Plaintiffs and other blind prisoners,” and denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in the sentence immediately preceding paragraph 63 or in paragraph 63 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 63 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

64. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 64 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 64 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

65. Dr. Gupta denies the allegations or conclusions made against him and contained in paragraph 65 of the Complaint, and denies that Stravitz is blind. Dr. Gupta states that he is not

required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 65 of the Complaint.

66. Dr. Gupta denies the allegations or conclusions made against him and contained in paragraph 66 of the Complaint, and denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 66 of the Complaint.

67. Dr. Gupta denies the allegations or conclusions contained in the sentence immediately preceding paragraph 67 of the Complaint that states, “b. VDOC Defendants have denied blind prisoners, including the Individual Plaintiffs, equal access to work assignments” and denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in the sentence immediately preceding paragraph 67 or in paragraph 67 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 67 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

68. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 68 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 68 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

69. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 69 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 69 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

70. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 70 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 70 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

71. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 71 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 71 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

72. In response to the allegations or conclusions contained in paragraph 72 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 72 of the Complaint. To the extent that the remaining allegations or conclusions contained in paragraph 72 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

73. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 73 of the Complaint. To the extent that the remaining allegations or conclusions contained in paragraph 73 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

74. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 74 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 74 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

75. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 75 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 75 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

76. In response to the allegations or conclusions contained in paragraph 76 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 76 of the Complaint. To the extent that the remaining allegations or conclusions contained in paragraph 76 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

77. Dr. Gupta denies the allegations or conclusions made against him and contained in the sentence immediately preceding paragraph 77 of the Complaint that states “c. VDOC has failed to provide reasonable accommodations to blind prisoners,” and denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in the sentence immediately preceding paragraph 77 of the Complaint or in paragraph 77 of the Complaint. To the extent that the remaining allegations or conclusions contained in paragraph 77 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

78. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 78 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 78 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

79. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 79 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 79 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

80. Dr. Gupta is without information sufficient to admit or deny the allegations or conclusions contained in paragraph 80 of the Complaint.

81. Dr. Gupta is without information sufficient to admit or deny the allegations or conclusions contained in paragraph 81 of the Complaint.

82. Dr. Gupta is without information sufficient to admit or deny the allegations or conclusions contained in paragraph 82 of the Complaint.

83. In response to the allegations or conclusions contained in paragraph 83 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta is without information sufficient to admit or deny the allegations or conclusions contained in paragraph 83 of the Complaint.

84. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 84 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 84 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

85. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 85 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 85 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

86. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 86 and the immediately preceding

sentences of the Complaint that state “1. Nacarlo Courtney” and “VDOC has denied Mr. Courtney reasonable accommodations.” To the extent that the allegations or conclusions contained in paragraph 86 and in the sentences immediately preceding paragraph 86 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

87. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 87 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 87 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

88. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 88 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 88 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

89. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 89 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 89 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

90. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 90 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 90 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

91. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 91 of the Complaint. To the extent that

the allegations or conclusions contained in paragraph 91 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

92. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 92 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 92 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

93. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 93 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 93 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

94. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 94 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 94 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

95. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 95 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 95 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

96. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 96 and the immediately preceding sentence of the Complaint that states “b. Defendants Armor, VitalCore, and Dr. Gore failed to provide medically necessary treatment to Nacarlo Courtney.” To the extent that the allegations or

conclusions contained in paragraph 96 and the sentences immediately preceding paragraph 96 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

97. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 97 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 97 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

98. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 98 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 98 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

99. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 99 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 99 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

100. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 100 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 100 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

101. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 101 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 101 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

102. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 102 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 102 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

103. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 103 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 103 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

104. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 104 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 104 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

105. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 105 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 105 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

106. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 106 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 106 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

107. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 107 of the Complaint. To the extent

that the allegations or conclusions contained in paragraph 107 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

108. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 108 and the immediately preceding sentence of the Complaint that states “c. Defendants Clarke, Marano, Talbott, and Smith retaliated against Mr. Courtney for grieve his lack of accommodations.” To the extent that the allegations or conclusions contained in paragraph 108 and in the immediately preceding sentence of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

109. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 109 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 109 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

110. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 110 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 110 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

111. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 111 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 111 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

112. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 112 of the Complaint. To the extent

that the allegations or conclusions contained in paragraph 112 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

113. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 113 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 113 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

114. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 114 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 114 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

115. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 115 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 115 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

116. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 116 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 116 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

117. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 117 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 117 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

118. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 118 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 118 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

119. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 119 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 119 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

120. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 120 and the immediately preceding sentence of the Complaint that states “C. William Hajaos.” To the extent that the allegations or conclusions contained in paragraph 120 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

121. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 121 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 121 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

122. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 122 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 122 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

123. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 123 and the immediately preceding

sentence of the Complaint that states “D. Michael McCann.” To the extent that the allegations or conclusions contained in paragraph 123 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

124. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 124 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 124 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

125. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 125 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 125 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

126. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 126 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 126 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

127. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 127 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 127 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

128. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 128 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 128 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

129. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 129 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 129 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

130. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 130 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 130 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

131. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 131 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 131 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

132. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 132 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 132 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

133. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 133 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 133 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

134. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 134 of the Complaint. To the extent

that the allegations or conclusions contained in paragraph 134 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

135. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 135 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 135 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

136. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 136 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 136 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

137. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 137 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 137 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

138. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 138 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 138 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

139. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 139 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 139 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

140. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 140 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 140 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

141. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 141 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 141 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

142. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 142 and the immediately preceding sentence of the Complaint that states “E. Wilbert Rogers.” To the extent that the allegations or conclusions contained therein intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

143. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 143 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 143 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

144. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 144 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 144 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

145. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 145 of the Complaint. To the extent

that the allegations or conclusions contained in paragraph 145 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

146. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 146 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 146 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

147. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 147 and the immediately preceding sentence of the Complaint that states “F. Kevin Muhammad Shabazz.” To the extent that the allegations or conclusions contained therein intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

148. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 148 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 148 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

149. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 149 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 149 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

150. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 150 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 150 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

151. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 151 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 151 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

152. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 152 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 152 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

153. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 153 and the immediately preceding sentence of the Complaint that states “Patrick Shaw.” To the extent that the allegations or conclusions contained therein intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

154. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 154 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 154 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

155. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 155 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 155 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

156. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 156 of the Complaint. To the extent

that the allegations or conclusions contained in paragraph 156 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

157. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 157 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 157 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

158. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 158 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 158 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

159. Dr. Gupta denies the allegations or conclusions contained in paragraph 159 of the Complaint. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 159 and the immediately preceding sentences of the Complaint that state, “H. William Stravitz” and “a. VDOC has failed to reasonably accommodate Mr. Stravitz.” To the extent that the allegations or conclusions contained therein intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

160. Dr. Gupta denies the allegations or conclusions contained in paragraph 160 of the Complaint.

161. Dr. Gupta denies the allegations or conclusions contained in paragraph 161 of the Complaint.

162. Dr. Gupta denies the allegations or conclusions contained in paragraph 162 of the Complaint.

163. Dr. Gupta denies the allegation or conclusions made against him and contained in the sentence immediately preceding paragraph 163 of the Complaint that states “Defendants . . . Dr. Gupta failed to provide medically necessary treatment to Mr. Stravitz.” In response to the allegations or conclusions contained in paragraph 163 of the Complaint, Dr. Gupta states that the medical records of Stravitz speak for themselves, and Dr. Gupta hereby denies any and all allegations or conclusions contained in paragraph 163 of the Complaint. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 163 and the immediately preceding sentence of paragraph 163 that states “b. Defendants Armor, VitalCore, Dr. Harris, . . . failed to provide medically necessary treatment to Mr. Stravitz.” To the extent that the allegations or conclusions contained therein intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

164. In response to the allegations or conclusions or conclusions made against him and contained in paragraph 164 of the Complaint, Dr. Gupta states that the medical records of Stravitz speak for themselves, and Dr. Gupta hereby denies any and all allegations or conclusions made against him and contained in paragraph 164 of the Complaint that are inconsistent therewith. Dr. Gupta states that he is not required to respond to allegations or conclusions made against other Defendants and contained in paragraph 164 the Complaint.

165. In response to the allegations or conclusions made against him and contained in paragraph 165 of the Complaint, Dr. Gupta admits only that he diagnosed Mr. Stravitz with cataracts, explained the risks and benefits of surgery with Mr. Stravitz, and told Mr. Stravitz that he would begin the process of scheduling Stravitz for cataract surgery for his left eye. Dr. Gupta denies all remaining allegations or conclusions made against him and contained in paragraph 165

of the Complaint. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 165 of the Complaint.

166. Dr. Gupta is without information sufficient to admit or deny the allegations or conclusions contained in paragraph 166 of the Complaint.

167. Dr. Gupta admits the allegations made against him and contained in paragraph 167 of the Complaint.

168. Dr. Gupta is without information sufficient to admit or deny the allegations or conclusions contained in paragraph 168 of the Complaint.

169. Dr. Gupta denies the allegations or conclusions made against him and contained in paragraph 169 of the Complaint. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 169 of the Complaint.

170. Dr. Gupta denies the allegations or conclusions made against him and contained in paragraph 170 of the Complaint. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 170 of the Complaint.

171. Dr. Gupta is without information sufficient to admit or deny the allegations or conclusions contained in paragraph 171 of the Complaint.

172. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 172 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 172 intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

173. Dr. Gupta denies the allegations or conclusions contained in paragraph 173 of the Complaint.

174. In response to paragraph 174 of the Complaint, Dr. Gupta repeats and realleges his responses to paragraphs 1 through 173 of the Complaint as if the same were set forth fully herein.

175. Dr. Gupta states that paragraph 175 of the Complaint contains only legal conclusions, to which he is not required to respond.

176. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 176 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 176 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

177. In response to the allegations or conclusions contained in paragraph 177 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 177 of the Complaint. To the extent that the remaining allegations or conclusions contained in paragraph 177 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

178. In response to the allegations or conclusions contained in paragraph 178 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 178 of the Complaint. To the extent that the remaining allegations or conclusions contained in paragraph 178 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

179. In response to the allegations or conclusions contained in paragraph 179 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 179 of the Complaint. To the extent that the remaining allegations or conclusions contained in paragraph 179 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

180. In response to the allegations or conclusions contained in paragraph 180 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 180 of the Complaint. To the extent that the remaining allegations or conclusions contained in paragraph 180 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

181. In response to the allegations or conclusions contained in paragraph 181 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 181 of the Complaint. To the extent that the remaining allegations or conclusions contained in paragraph 181 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

182. In response to the allegations or conclusions contained in paragraph 182 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 182 of the Complaint. To the extent that the remaining allegations or conclusions

contained in paragraph 182 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

183. In response to the allegations or conclusions contained in paragraph 183 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 183 of the Complaint. To the extent that the remaining allegations or conclusions contained in paragraph 183 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

184. In response to paragraph 184 of the Complaint, Dr. Gupta repeats and realleges his responses to paragraphs 1 through 183 of the Complaint as if the same were set forth fully herein.

185. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants or to the legal conclusions contained in paragraph 185 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 185 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

186. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 186 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 186 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

187. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 187 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 187 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

188. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 188 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 188 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

189. In response to paragraph 189 of the Complaint, Dr. Gupta repeats and realleges his responses to paragraphs 1 through 188 of the Complaint as if the same were set forth fully herein.

190. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants or the legal conclusions contained in paragraph 190 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 190 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

191. In response to the allegations or conclusions contained in paragraph 191 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 191 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 191 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

192. In response to the allegations or conclusions contained in paragraph 192 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 192 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 192 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

193. In response to the allegations or conclusions contained in paragraph 193 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 193 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 193 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

194. In response to the allegations or conclusions contained in paragraph 194 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 194 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 194 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

195. In response to the allegations or conclusions contained in paragraph 195 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 195 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 195 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

196. In response to the allegations or conclusions contained in paragraph 196 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 196 of the Complaint. To the extent that the allegations or conclusions contained in

paragraph 196 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

197. In response to the allegations or conclusions contained in paragraph 197 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 197 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 197 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

198. In response to the allegations or conclusions contained in paragraph 198 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 198 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 198 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

199. In response to the allegations or conclusions contained in paragraph 199 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 199 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 199 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

200. In response to paragraph 200 of the Complaint, Dr. Gupta repeats and realleges its responses to paragraphs 1 through 199 of the Complaint as if the same were set forth fully herein.

201. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants or the legal conclusions contained in paragraph 201 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 201 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

202. In response to the allegations or conclusions contained in paragraph 202 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 202 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 202 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

203. In response to the allegations or conclusions contained in paragraph 203 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 203 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 203 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

204. In response to the allegations or conclusions contained in paragraph 204 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 204 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 204 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

205. In response to the allegations or conclusions contained in paragraph 205 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 205 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 205 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

206. In response to the allegations or conclusions contained in paragraph 206 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 206 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 206 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

207. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 207 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 207 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

208. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 208 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 208 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

209. In response to the allegations or conclusions contained in paragraph 209 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in

paragraph 209 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 209 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

210. In response to paragraph 210 of the Complaint, Dr. Gupta repeats and realleges his responses to paragraphs 1 through 209 of Complaint as if the same were set forth fully herein.

211. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants or the legal conclusions contained in paragraph 211 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 211 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

212. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 212 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 212 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

213. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants or the legal conclusions contained in paragraph 213 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 213 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

214. In response to the allegations or conclusions contained in paragraph 214 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 214 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 214 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

215. In response to the allegations or conclusions contained in paragraph 215 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 215 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 215 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

216. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 216 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 216 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

217. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 217 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 217 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

218. In response to paragraph 218 of the Complaint, Dr. Gupta repeats and realleges his responses to paragraphs 1 through 217 of the Complaint as if the same were set forth fully herein.

219. Dr. Gupta denies the allegations or conclusions made against him and contained in paragraph 219 of the Complaint. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 219 of the Complaint.

220. In response to the allegations or conclusions made against him and contained in paragraph 220 of the Complaint, Dr. Gupta admits only that Stravitz had cataracts when he presented to Dr. Gupta and that Dr. Gupta recommended cataract surgery for his left eye. Dr. Gupta

denies the remaining allegations or conclusions contained in paragraph 220 of the Complaint. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 220 of the Complaint.

221. In response to the allegations or conclusions or conclusions made against him and contained in paragraph 221 of the Complaint, Dr. Gupta states that the medical records of Stravitz speak for themselves, and Dr. Gupta hereby denies any and all allegations or conclusions made against him and contained in paragraph 221 of the Complaint that are inconsistent therewith.

222. Dr. Gupta states that the allegations or conclusions made against him and contained in paragraph 222 of the Complaint call for an expert opinion, which he is not required to give. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 222 of the Complaint.

223. Dr. Gupta denies the allegations or conclusions made against him and contained in paragraph 223 of the Complaint. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 223 of the Complaint.

224. Dr. Gupta denies the allegations or conclusions made against him and contained in paragraph 224 of the Complaint. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 224 of the Complaint.

225. Dr. Gupta denies the allegations or conclusions made against him and contained in paragraph 225 of the Complaint. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 225 of the Complaint.

226. Dr. Gupta denies the allegations or conclusions made against him and contained in paragraph 226 of the Complaint. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 226 of the Complaint.

227. In response to paragraph 227 of the Complaint, Dr. Gupta repeats and realleges his responses to paragraphs 1 through 226 of the Complaint as if the same were set forth fully herein.

228. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 228 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 228 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

229. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 229 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 229 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

230. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 230 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 230 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

231. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 231 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 231 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

232. In response to paragraph 232 of the Complaint, Dr. Gupta repeats and realleges his responses to paragraphs 1 through 231 of the Complaint as if the same were set forth fully herein.

233. In response to the allegations or conclusions against Dr. Gupta and contained in paragraph 233 of the Complaint, Dr. Gupta admits only that the duty owed to Stravitz is set forth in § 8.01-581.20 of the *Code of Virginia*. Dr. Gupta denies all remaining allegations or conclusions made against him and contained in paragraph 233 of the Complaint. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 233 of the Complaint.

234. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 234 of the Complaint. To the extent that the remaining allegations or conclusions contained in paragraph 234 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

235. Dr. Gupta denies all allegations or conclusions made against him and contained in paragraph 235 of the Complaint. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 235 of the Complaint.

236. Dr. Gupta denies all allegations or conclusions made against him and contained in paragraph 236 of the Complaint. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 236 of the Complaint.

237. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 237 of the Complaint. To the extent

that the allegations or conclusions contained in paragraph 237 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

238. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 238 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 238 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

239. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 239 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 239 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

240. In response to the allegations or conclusions contained in paragraph 240 of the Complaint, Dr. Gupta denies that Stravitz is blind. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 240 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 240 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

241. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 241 of the Complaint. To the extent that the allegations or conclusions contained in paragraph 241 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

242. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 242 of the Complaint. To the extent

that the allegations or conclusions contained in paragraph 242 of the Complaint intend to assert a fact or act of wrongdoing as to Dr. Gupta, they are denied.

243. Dr. Gupta denies the allegations or conclusions made against him and contained in paragraph 243 of the Complaint. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 243 of the Complaint.

244. Dr. Gupta denies the allegations or conclusions made against him and contained in paragraph 244 of the Complaint. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 244 of the Complaint.

245. Dr. Gupta denies the allegations or conclusions made against him and contained in paragraph 245 of the Complaint. Dr. Gupta states that he is not required to respond to the allegations or conclusions made against other Defendants and contained in paragraph 245 of the Complaint.

246. Dr. Gupta states that the unnumbered paragraph entitled “Jury Demand” immediately following paragraph 245 of the Complaint contains a jury trial demand to which he is not required to respond. Dr. Gupta denies that the Plaintiffs are entitled to any of the relief requested in this unnumbered paragraph that follows paragraph 245 of the Complaint.

247. Dr. Gupta denies all allegations or conclusions made against him in the Complaint that are not specifically admitted herein.

248. Dr. Gupta denies that he, or anyone for whom at law he would be responsible, has breached or violated any duty owing to Plaintiffs or has been guilty of any negligence whatsoever.

249. Dr. Gupta denies that any act or omission on his part, or on the part of anyone for whom at law he would be responsible, was a proximate cause of any injury or damage to Plaintiffs.

250. Dr. Gupta denies that he, or anyone for whom at law he would be responsible, is obligated to the Plaintiffs in any amount or for any cause whatsoever.

251. Dr. Gupta alleges and charges that the injuries and damages claimed by the Plaintiffs were unavoidable as to them.

252. Dr. Gupta affirmatively alleges that any recovery against him by the Plaintiffs herein is limited to the applicable amount set forth in §8.01-581.15 of the *Code of Virginia*.

253. Dr. Gupta reserves the right to amend this Answer at such time as he may be advised, including, but not limited to, amendments asserting any additional affirmative defenses lawfully available to him that may be revealed either during discovery or at the trial itself.

WHEREFORE, for the foregoing reasons, Defendant Pranay Gupta, M.D. demands judgment on his behalf, together with its costs expended herein.

TRIAL BY JURY IS DEMANDED.

PRANAY GUPTA, M.D.

By Counsel

/s/Michelle L. Warden
Kenneth T. Roeber, Esq. (VSB No. 41850)
Michelle L. Warden, Esq. (VSB No. 77266)
Bradley D. Reeser (VSB No. 89511)
Wimbish Gentile McCray & Roeber PLLC
8730 Stony Point Parkway, Suite 201
Richmond, VA 23235
804-655-4830– Telephone
804-980-7819 – Facsimile
kroeber@wgmrlaw.com
mwarden@wgmrlaw.com
breeser@wgmrlaw.com

CERTIFICATE OF SERVICE

I hereby certify that on this 16th day of November 2023, I filed the foregoing electronically with the Clerk of the Court using the CM/ECF system, with copies to the following attorneys:

Vishal Agraharkar, Esq.
Samantha Westrum, Esq.
American Civil Liberties Union of Virginia
701 E. Franklin Street, Suite 1412
Richmond, VA 23219
vagraharkar@acluva.org
swestrum@acluva.org
Co-counsel for Plaintiffs

Rebecca Herbig, Esq.
Disability Law Center of Virginia
1512 Willow Lawn Drive, Suite 100
Richmond, VA 23230
rebecca.Herbig@dlcv.org
Co-counsel for Plaintiffs

Eve L. Hill, Esq.
Jessica Weber, Esq.
Monica R. Basch, Esq. (pro hac pending)
Evan Monod, Esq. (pro hac pending)
Brown, Goldstein & Levy, LLP
120 E. Baltimore Street, Suite 2500
Baltimore, MD 21202
ehill@browngold.com
jweber@browngold.com
mbasche@browngold.com
emonod@browngold.com
Co-counsel for Plaintiffs

Laura Maughan, Esq.
Timothy Davis, Esq.
Megan K. Kasper, Esq.
Office of the Virginia Attorney General
202 North 9th Street
Richmond, VA 23219
lmaughan@oag.state.va.us
tdavis@oag.state.va.us
mkasper@oag.state.va.us
*Counsel for Defendants Barry Marano, Darrell Miller, Harold Clarke,
Kevin Punturi, Lakiesha Shaw, Lane Talbott, Larry Edmonds, Officer D. Smith,
Tammy Williams and the Virginia Department of Corrections*

Patrick Burns, Esq.
Gloria R. Cannon, Esq.
Gordon Rees Scully Mansukhani, LLP
1101 King Street, Suite 520
Alexandria, VA 22314
Pburns@grsm.com
gcannon@grsm.com
Counsel for Defendants VitalCore Health Strategies and Vincent Gore, M.D.

Jeff W. Rosen, Esq.
Pender & Coward, P.C.
222 Central Park Avenue, Suite 400
Virginia Beach, VA 23462
jrosen@pendercoward.com
Counsel for Alvin Harris, M.D.

I hereby further certify that on this 16th day of November, 2023, I will transmit the foregoing to the following pro se parties by First Class Mail:

Armor Correctional Health Services, Inc.
4960 SW 72nd Avenue, Suite 400
Miami, FL 33155

/s/Michelle L. Warden
Kenneth T. Roeber, Esq. (VSB No. 41850)
Michelle L. Warden, Esq. (VSB No. 77266)
Bradley D. Reeser (VSB No. 89511)
Wimbish Gentile McCray & Roeber PLLC
8730 Stony Point Parkway, Suite 201
Richmond, VA 23235
804-655-4830– Telephone
804-980-7819 – Facsimile
kroeber@wgmlaw.com
mwarden@wgmlaw.com
breeser@wgmlaw.com