

NOT PRECEDENTIAL

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 06-3765

LUZ AIDA CUEVAS, Individually on her own behalf and as a
parent and natural guardian of and on behalf of, DELIMAR
VERA, a minor; PEDRO VERA, Individually on his own behalf and as parent and
natural guardian of, and on behalf of, DELIMAR VERA, a minor

v.

CITY OF PHILADELPHIA; HAROLD B. HAIRSTON; JOHN J. GRUGAN;
VINCENT W. HEENEY; ROBERT J. MCBREARTY; LUCIEN CERULLI;
JOSEPH E. RISSLING; HARESH MIRCHANDANI, M.D.; CARL SPURILL;
DAVID QUAIN; PAT KAUFFMAN, M.D.; GREG MCDONALD, D.O.;
CAROLYN H. REVERCOMB, M.D.; RICHARD NEAL

LUZ AIDA CUEVAS, Individually on her own behalf
and as parent and natural guardian of,
and on behalf of, Delimar Vera, a minor,
Appellant

No. 06-3793

LUZ AIDA CUEVAS, Individually on her own behalf and as a
parent and natural guardian of and on behalf of, DELIMAR
VERA, a minor; PEDRO VERA, Individually on his own behalf and as parent and
natural guardian of, and on behalf of, DELIMAR VERA, a minor

v.

CITY OF PHILADELPHIA; HAROLD B. HAIRSTON; JOHN J. GRUGAN;
VINCENT W. HEENEY; ROBERT J. MCBREARTY; LUCIEN CERULLI;
JOSEPH E. RISSLING; HARESH MIRCHANDANI, M.D.; CARL SPURILL;
DAVID QUAIN; PAT KAUFFMAN, M.D.; GREG MCDONALD, D.O.;

CAROLYN H. REVERCOMB, M.D.; RICHARD NEAL

PEDRO VERA, individually and on
his own behalf as parent of
Delimar Vera,
Appellant

APPEAL FROM THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA
(D.C. Civil No. 05-cv-03749)
District Judge: The Honorable Gene E.K. Pratter

Argued: October 3, 2007

Before: McKEE, BARRY, and FISHER, Circuit Judges

(Filed: October 17, 2007)

Thomas M. Marrone, Esq. (Argued)
Alan M. Feldman, Esq.
Feldman, Shepherd, Wohlgelearnier
Tanner & Weinstock
1845 Walnut Street, 25th Floor
Philadelphia, PA 19103

Counsel for Appellant Luz Aida Cuevas

Michael J. Engle, Esq. (Argued)
Law Office of Joel P. Trigiani
123 South Broad Street
Suite 1812
Philadelphia, PA 19108

-AND-

I. Michael Luber, Esq.
Suite 1812
123 South Broad Street
Philadelphia, PA 19107

Counsel for Appellant Pedro Vera

Jane Lovitch Istvan, Esq. (Argued)
17th Floor
City of Philadelphia
Law Department
1515 Arch Street
One Parkway
Philadelphia, PA 19102

Counsel for Appellee City of Philadelphia, et al.

John P. Shea, Esq.
1617 JFK Blvd., Suite 1200
Philadelphia, PA 19102

Counsel for Appellee Patricia Kauffman, M.D.

OPINION

BARRY, Circuit Judge

Each of the contentions of the parties has been carefully considered by us, and we have heard oral argument. We have also had the benefit of Judge Pratter’s thoughtful and well reasoned forty-six page opinion. We are convinced that her analysis is not one on which we can improve, and to write separately would be to add nothing of substance to

that excellent opinion; indeed, to write separately would be doing little more than paraphrasing what has already been written. Accordingly, and substantially for the reasons set forth in Judge Pratter's opinion, we will affirm.