

COMMONWEALTH OF KENTUCKY  
JEFFERSON CIRCUIT COURT  
CIVIL BRANCH, DIVISION 7  
CIVIL ACTION NO. 19-CI-001481

*FILED ELECTRONICALLY*

CHRISSEY CRAM

PLAINTIFF

v.

**DEFENDANTS' EXPERT WITNESS DISCLOSURE**

LEE E. CORBETT, M.D.;  
CORBETT COSMETIC SURGERY a/k/a  
CORBETT COSMETIC AESTHETIC SURGERY AND MEDSPA; and  
LOUISVILLE PLASTIC SURGERY, PLLC

DEFENDANTS

\* \* \* \* \*

Come the Defendants, Lee E. Corbett, M.D.; Corbett Cosmetic Surgery a/k/a Corbett Cosmetic Aesthetic Surgery and MedSpa; and Louisville Plastic Surgery, PLLC, by counsel, in accordance with Kentucky Rule of Civil Procedure 26.02 and the governing Civil Jury Trial Order, and hereby submit the following information regarding expert witnesses who may be called to testify at the trial of this action, either live or by way of deposition:

- 1. Steven Schuster, M.D.  
Schuster Plastic Surgery  
1905 Clint Moore Road, Suite 101  
Boca Raton, FL 33496**

Dr. Steven Schuster is a board-certified plastic surgeon and the founder of Schuster Plastic Surgery in Boca Raton, Florida. He also serves as an assistant professor at the University of Miami School of Medicine for the Division of Plastic Surgery in Miami, Florida. A copy of Dr. Schuster's current curriculum vitae is attached hereto and incorporated herein by reference as **Exhibit A**.

Based on Dr. Schuster's education, training, skill, and experience, and his review of Chrissy Cram's medical records and the depositions taken in this matter, Dr. Schuster is expected to testify as follows:

Dr. Schuster will testify that Dr. Corbett met the standard of care in his care and treatment of Ms. Chrissy Cram. On January 25, 2018, Ms. Cram presented to Dr. Corbett with complaints of old saline breast implants and a deflated left breast implant caused by injecting medicine into her breast. Ms. Cram presented photographs to Dr. Corbett of women in bathing suits with very large round breasts and desired to have large new gel implants placed. It is expected that Dr. Schuster will testify that Dr. Corbett appropriately recommended removal and replacement of Ms. Cram's bilateral breast implants. Additionally, Dr. Schuster will testify that Dr. Corbett appropriately recommended placing the implants in the subglandular position to eliminate a ridge on the upper pole of Ms. Cram's right breast.

It is expected that Dr. Schuster will testify that Dr. Corbett appropriately performed Ms. Cram's removal and replacement of bilateral breast implant procedure on February 2, 2018. Dr. Schuster will testify that Dr. Corbett placed Ms. Cram's bilateral breast implants in the subglandular position at the time of the procedure as documented in Dr. Corbett's operative note. It is expected that Dr. Schuster will testify implant malposition is a recognized complication of a breast augmentation procedure which was discussed with Ms. Cram pre-operatively by Dr. Corbett. Moreover, Dr. Schuster will testify that implant malposition occurs more frequently in breast implant revision surgeries as opposed to primary breast augmentation procedures. It is expected that Dr. Schuster will testify that the mere fact that Ms. Cram's implants were subsequently found to be in the submuscular position does not mean that Dr. Corbett did not place the implants at the time of the procedure in the subglandular position. Instead, Dr. Schuster is expected to testify that Ms. Cram experienced a recognized complication of the procedure, implant malposition, which occurred at some point in time between the procedure performed by Dr. Corbett on February 2, 2018 and the procedure performed by Dr. Schantz on April 9, 2018.

It is further expected that Dr. Schuster will testify that based on her preoperative and postoperative photographs from Dr. Corbett and Dr. Schantz, Dr. Corbett improved the appearance of Ms. Cram's breasts and achieved Ms. Cram's pre-operative desires. Dr. Schuster will testify that Ms. Cram had previously been diagnosed with chronic major depression, manic behaviors, probable bipolar disorder, chronic opiate dependence, and an acute anxiety reaction. Dr. Schuster is expected to testify that these diagnoses and medical conditions were undisclosed to Dr. Corbett but would have an impact on Ms. Cram's post-operative satisfaction and her response. It is anticipated that Dr. Schuster will testify that when Ms. Cram was dissatisfied with the appearance of her breasts post-operatively, Dr. Corbett appropriately offered to replace Ms. Cram's breast implants with smaller implants to reduce the asymmetry and perform a capsulorrhaphy. Ms. Cram agreed with this plan, but ultimately underwent these procedures by Dr. Schantz.

Furthermore, it is expected that Dr. Schuster will testify that Dr. Corbett's operative note clearly documents that he took all necessary steps to place the implants in the subglandular position including dissecting the muscle from the capsule and creating a subglandular pocket. Dr. Corbett documented in his operative note that he changed the plane of the implants to the subglandular position. Therefore, Dr. Schuster will testify that Dr. Corbett placed the implants in the subglandular position at the time of the procedure. Likewise, Dr. Schuster will testify that any statement made by Dr. Corbett as to the placement of Ms. Cram's implants at the time of his procedure in the subglandular position was not false. Likewise, Dr. Schuster will testify that any statement by Dr. Corbett as to the placement of Ms. Cram's implants at the time of his procedure in the subglandular position would not have been known by Dr. Corbett to be false as Dr. Corbett appropriately created a subglandular pocket prior to placing the implants, Ms. Cram's breasts had nice symmetry after her procedure, and the placement of the implant cannot be determined post-operatively by physical examination alone. Finally, Dr. Schuster is expected to testify that based

on her preoperative and postoperative photographs from Dr. Corbett and Dr. Schantz, the procedure performed by Dr. Corbett improved the appearance of Ms. Cram's breast and his procedure did not cause any injury or harm to Ms. Cram.

Finally, it is anticipated that Dr. Schuster will testify that Ms. Cram consented to Dr. Corbett performing a bilateral breast implant removal and replacement procedure. Prior to the procedure, Dr. Corbett recommended that the implants be placed in the subglandular position. Dr. Schuster will testify that Ms. Cram consented and agreed with this surgical plan. Dr. Schuster is expected to testify that Dr. Corbett intended to place and did place the implants in the subglandular position at the time of the procedure. Based on Dr. Corbett's medical records and his deposition testimony, Dr. Schuster will testify that there is no indication that Dr. Corbett intended to place the implants in the submuscular position nor is there any evidence that supports that the implants were placed in the submuscular position at the time of his procedure. Instead, Dr. Schuster will testify that Ms. Cram experienced implant malposition at some point after her procedure with Dr. Corbett. Dr. Schuster will testify that implant malposition is a recognized complication of breast augmentation procedures with a higher incidence occurring in replacement procedure like the procedure Dr. Corbett performed for Ms. Cram. Finally, it is expected that Dr. Schuster will testify that Ms. Cram suffered no harm or injury from the procedure performed by Dr. Corbett. Dr. Schuster will testify that Dr. Corbett improved the appearance of Ms. Cram's breasts.

Dr. Schuster's opinions are based upon his knowledge, training, skills, and experience, and his review of the pertinent documentation noted above.

**2. Any treating physicians of Chrissy Cram including Stephen A. Schantz, M.D.**

Dr. Stephen Schantz is a plastic surgeon practicing in Lexington, Kentucky. Dr. Schantz subsequently treated Ms. Cram after Dr. Corbett. Dr. Schantz advised Ms. Cram that she had very attractive breasts with great shape with good fullness. Dr. Schantz is anticipated to testify as to

the care and treatment he provided to Ms. Cram and consistent with his medical records. Additionally, it is expected that Dr. Schantz will testify consistent with his affidavit previously filed in this matter. Specifically, Dr. Schantz has no criticisms of Dr. Corbett or of the manner in which he performed Ms. Cram's removal and replacement of bilateral breast implants on February 2, 2018. Dr. Schantz's opinions are based upon his knowledge, training, skill, and experience, and his review of the pertinent documents above.

**3. Any expert designated by Plaintiff.**

**4. Any additional experts for good cause shown.**

Finally, Lee E. Corbett, M.D., will testify to the treatment and care he provided to Chrissy Cram and his opinions regarding Ms. Cram's condition. Dr. Corbett's opinions have already been provided in the deposition taken previously by Plaintiff's counsel.

Respectfully submitted,

*/s/ Clay A. Edwards*

\_\_\_\_\_  
Clay A. Edwards  
O'BRYAN, BROWN & TONER, PLLC  
401 S. Fourth Street, Suite 2200  
Louisville, KY 40202  
*Counsel for Defendant*

**CERTIFICATE OF SERVICE**

I certify that on this the 3<sup>rd</sup> day of January, 2022, I electronically filed the foregoing with the clerk of the court using the KCOJ e filing system, which will send a notice of electronic filing to the following:

Joseph D. Buckles, Esq.  
BUCKLES LAW OFFICE, PLLC  
149 N. Limestone  
Lexington, KY 40507

*/s/ Clay A. Edwards* \_\_\_\_\_

Clay A. Edwards

*Counsel for Defendants*