

STATE DIVISION OF HUMAN RIGHTS
STATE OF NEW YORK EXECUTIVE DEPARTMENT

STATE DIVISION OF HUMAN RIGHTS
on the Complaint of

Lauren Schlanger ,

Complainant

VERIFIED COMPLAINT
Pursuant to Executive

v.

Beach and Surf Medical and
Dr. Edward Kleiner as Aider
and Abettor

Respondents

Lauren Schlanger,
charges the above named respondent, whose address is 1013 West Beech St., Long Beach, NY 11561 with an unlawful discriminatory practice relating to employment in violation of Article 15 of the Executive Law of the State of New York (Human Rights Law) because of gender, sexual harassment and retaliation.

The most recent date of discrimination is October 26, 2010.

The particulars are:

1. In or around June 2009, Lauren Schlanger ("Lauren"), then 19 years old, began working for Beach and Surf Medical as a receptionist. Lauren worked directly for Dr. Edward Kleiner ("Kleiner"), the only doctor in the practice. Since the commencement of her position, Lauren, along with the two other administrative employees in the office, Shivon Super ("Super") and Samantha Romanger ("Romanger") was sexually harassed by Kleiner.
2. In Fall 2009, Kleiner exposed his penis to Lauren and Romanger while alone in an examination room with them.
3. Throughout Lauren's tenure, Kleiner often told her that she had a nice "ass and boobs", and that he had the "hottest staff ever."
4. Lauren often witnessed Kleiner perform inappropriate and fraudulent acts. For example, he would charge patients on suboxone (used for opiate dependance) \$400 for their first visit and \$200 for every visit thereafter, instead of charging their insurance companies. Kleiner also

often made patients pay out of pocket in addition to charging their insurance.

5. Kleiner also frequently asked his female patients out on dates. His inappropriate behavior often caused these patients to discontinue using his services. (Names of patients have been excluded for confidentiality purposes but are available upon request.)
6. Beginning in or around Winter of 2009, Kleiner discussed with Lauren and Romanger how much he loved anal sex and described his past sexual relationships.
7. In Winter 2009, Kleiner sent excessive and inappropriate texts to a female patient (name available upon request) to the point where the patient's husband confronted him.
8. In Winter 2009, Kleiner brought a blow up doll to an office dinner, where he proceeded to kiss, fondle and hump it (see Exhibit 1).
9. In or around December 2009, Lauren and Romanger witnessed Kleiner smoking marijuana in his car in the parking lot of a restaurant.
10. In January 2010, while at a dinner with a pharmaceutical representative, Lauren witnessed Kleiner incessantly tell Super that he wanted to marry her. He also often told Lauren and Romanger that he wanted to marry them as well.
11. In or around February 2010, Kleiner told Lauren that she would look better if she lost a few pounds, and pressured her to take Adderall to lose weight.
12. In July 2010, Lauren witnessed Kleiner attempt to put his hand up a patient's skirt at a block party (see Exhibit 2).
13. On or about July 22, 2010, Kleiner told Lauren, Super and Romanger that they were sexy and that he was "so horny" because he was going out on a date with a patient.
14. In August 2010, Kleiner began sending text messages to Lauren's boyfriend stating that he was lucky to be with Lauren because she was "hot" and that he wished he could "do things to her."
15. In or around September 2010, Kleiner told Lauren that he injected himself with testosterone and his penis grew wider.
16. In October 2010, Kleiner told Lauren that her mother was hot and that he wanted to marry her so that he could be Lauren's stepfather.
17. In October 2010, Kleiner told Lauren and Romanger that Super, who was pregnant at the time, should not have her baby because he did not want her to miss any work.

18. On or about October 10, 2010, Lauren was at her boyfriend's house and witnessed Kleiner standing in the front yard staring at his house.
19. Throughout the time Lauren worked for Kleiner, she often witnessed patients bring him marijuana as payment for their visits.
20. Kleiner often instructed Lauren to write prescriptions for patients for narcotics while he was away on vacation. The prescription papers were pre-signed by him but he instructed Lauren to fill them out.
21. Kleiner frequently charged the patients for drugs while also billing their insurance companies. He would also permit the patients to choose how many pills of Vicodin or Xanax they wanted.
22. Kleiner often pressured Lauren, Super and Romanger to go to the mall with him to help him pick out clothes. One time while they were there, Kleiner asked a man in the mall if he had a large penis because he was African American.
23. On October 26, 2010 and October 27, 2010, Kleiner terminated Lauren, Super and Romanger for refusing to participate in an inappropriate and possibly illegal act. Specifically, a couple came into the office and Kleiner agreed to artificially inseminate the woman. Notably, Kleiner is not a specialist in fertility and, upon information and belief, is not qualified to perform such a procedure. Kleiner instructed the couple to go into the office's only bathroom and have sex in order to obtain the man's semen. Lauren and Romanger were forced to endure hearing the couple have sex, as the sounds traveled through the small office. After the couple finished having sex, Kleiner instructed Lauren and Romanger to be in the exam room with them for the insemination. The girls refused as they believed that Kleiner's action, without being certified as a fertility specialist and without having done any prior fertility tests, constituted malpractice. In addition, the women were administrative employees and not health care workers. As a result of the women's refusal to participate in malpractice and continual denials of his sexual advances, Kleiner terminated Lauren and Romanger in retaliation for their refusals. Super was terminated the next day when the doctor told her if she did not support him she could no longer work there.

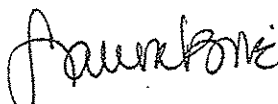
Based on the foregoing, I charge respondent with an unlawful discriminatory practice relating to employment because of gender, sexual harassment and retaliation in violation of the New York State Human Rights Law (Executive Law, Article 15), Section 296.

I have not commenced any other civil action, nor do I have an action pending before any administrative agency, under any state or local law, based upon this same unlawful discriminatory practice.

Laura Schlanger, being duly sworn, deposes and says: that she is the complainant herein; that she has read (or had read to her) the foregoing complaint and knows the content thereof; that the same is true of her own knowledge except as to the matters therein stated on information and belief; and that as to those matters, she believes the same to be true.


Lauren Schlanger

Subscribed and sworn to
before me this day
of December 14, 2010


Signature of Notary Public

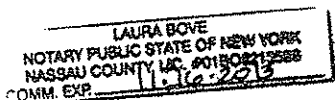


Exhibit 1



Exhibit 2

