

IN THE CIRCUIT COURT FOR PRINCE GEORGE'S COUNTY, MARYLAND

IAN MARK PAREGOL, and MARGARET  
JOY RADFORD-PAREGOL, Individually,  
And as Personal Representatives of  
The Estate of OLIVIA PAREGOL  
4080 Roxmill Court  
Glenwood, MD 21738

CLERK OF THE  
CIRCUIT COURT  
2021 AUG 11 AM 11:39  
PR GEO CO MD #57

Plaintiffs

v.

Case No.: CAL21-09375

UNIVERSITY OF MARYLAND  
COLLEGE PARK :  
1000 Hilitop Circle :  
College Park, MD 20742 :  
Serve: Nancy K. Koop, Treasurer :  
80 Calvert Street :  
Annapolis, MD 21401 :  
Serve: Brian Frosh, Attorney General :  
200 Saint Paul Place :  
Baltimore, MD 21202 :  
:  
**Wallace D. Loh**  
300 Metzert Road, Suite 2C  
Adelphi, MD 20783

and

**David R. McBride, M.D.**  
Campus Drive, Building 140  
College Park, MD 20742  
Defendants

COMPLAINT

COMES NOW the Plaintiffs, Ian Mark Paregol and Margaret Joy Radford- Paregol Individually and As Personal Representatives of the Estate of Olivia Paregol, by and through their attorneys, Doyle & Associates, LLC and Thomas E. Doyle and William Askinazi and respectfully sues the Defendants University of Maryland College Park, Wallace D. Loh in his

individual capacity and David R. McBride, M.D. in his individual capacity and for cause of action state as follows:

1. This Complaint is timely filed within three years after the death of Olivia Paregol, pursuant to §3-901- 3-904 and §6-401 of the Courts and Judicial Proceedings Article of the Annotated Code of Maryland and §12-101 et seq. of the State Government Article of the Annotated Code of Maryland.
2. That pursuant to Maryland Rule of Civil Procedure, 15-1001, all the persons who could pursue a claim for the wrongful death of the late Olivia Paregol are named as Plaintiffs in the case at bar and are represented by counsel.
3. That the Circuit Court for Prince Georges County is the proper venue for this action as the negligent act that resulted in the death of the late Olivia Paregol occurred in Prince George's County, Maryland.
4. That Ian Mark Paregol and Margaret Joy Radford-Paregol are the properly appointed personal representatives for the Estate of Olivia Paregol as appointed by the Register of Wills for Howard County, Maryland on March 1, 2019.

#### **FACTUAL BASIS AND STATEMENT OF CLAIM**

5. All of the preceding paragraphs are adopted and incorporated herein by reference as if set forth fully herein.
6. In August of 2018, after being accepted and admitted to the Defendants University in College Park, Maryland, Olivia Paregol moved into the dormitory housing provided by the Defendant. Olivia Paregol was assigned to live in Elkton Hall, a building built in 1966.

7. The Defendant wantonly, recklessly, and intentionally with conscious disregard for the safety and welfare of incoming students placed over 570 students in the building which the Defendant knew exceeded the 530-student capacity. The Defendant knew that the HVAC and air flow systems were designed to safely house only approximately 530 students. The Defendants wantonly, recklessly, and intentionally engaged in conduct with conscious disregard of applicable health and safety codes and further did so with specific knowledge that the HVAC systems in Elkton Hall were not designed to remove the volumes of moisture from the air created by the excess capacity of students. The resulting excessive moisture created an optimal situation for hazardous mold to grow on and behind the walls and ceilings in Elkton Hall.
8. That prior to Olivia Paregol and the other students moving into Elkton Hall the Defendants were aware of mold that was growing in Elkton Hall and specifically on furniture for rooms that was to be used for Olivia and other students.
9. The Defendants specifically and repeatedly directed maintenance workers to conceal the health threat by painting over the mold that had grown on the furniture prior to placing the furniture in dormitory rooms and had directed University of Maryland staff and contract employees to “simply wipe off” any visible mold in the Elkton dormitory rooms prior to Olivia and other students moving into the rooms.
10. Almost immediately after moving into her assigned dormitory room, Olivia Paregol’s air conditioning unit needed repair and within days of moving in she began to see mold growth in the room and on personal items.
11. Within a short period of time after moving into the room both Olivia Paregol and her roommate began to experience respiratory symptoms, coughing and difficulty breathing.

Several written communications were sent to the Defendants notifying the Defendants of the mold growth and the respiratory symptoms.

12. The Defendants were aware of Olivia Paregol's compromised immune system as a result of her disclosed health condition known as Crohn's Disease. The University of Maryland's Health Center was on notice of her pre-existing condition as she would obtain her prescribed medication from the Health Center. The Defendants knew that as a result of having this condition that Olivia Paregol's immune system was compromised and she was much more susceptible to infection.
13. Within the very first weeks of moving into the dormitory Olivia Paregol and the other student residents at Elkton Hall experienced extensive mold growth in the rooms. The Defendants responded by sending untrained and unprotected maintenance workers to the rooms to wipe the mold off. The Defendants knew at all times prior to the students moving in and while the students were living in Elkton Hall that simply wiping off mold would do nothing to eradicate the mold infestation yet continued the pattern of willful and reckless deceit and engaged in this willful, wanton cover-up in disregard for the health, safety and welfare of the students.
14. That the Defendants prior to August of 2018 had known for years of the increasing mold problems in the student dormitories yet intentionally chose not to perform the proper maintenance and repairs to eradicate the mold problems. The Defendant University of Maryland, under the direct leadership of Defendant Wallace Loh, maintained an intentional pattern of recklessness conduct with total disregard of the student health by failing to remediate the mold problem, including a pattern of intentionally hiding the mold problem from incoming students and further intentionally deprived the various responsible University

of Maryland Departments, including the maintenance departments, the University Health Center and the resident facilities with uniform set of protocols to handle the aforementioned problems.

15. During September 2018, Olivia Paregol became increasingly sick with persistent coughing, sore throat, congestion and overall weakness. The Defendant was aware of Olivia Paregol's condition as well as multiple other students in Elkton Hall that were battling constant sickness. The Defendant's Health Center was keenly aware of the high number of students that were experiencing the same or similar respiratory issues.
16. The Defendants in the later part of September 2018 made the decision to attempt to clean the mold. The Defendants intentionally had Olivia Paregol and other students stay in Elkton Hall while withholding critical information that included the threat that mold posed to immune compromised individuals. The Defendant, University of Maryland, hired contractors to attempt to remediate the mold while downplaying the threat of mold to the students. Tragically and ironically the Defendant, University of Maryland, directed contractors at all times to perform the mold cleaning wearing Hazmat Protective gear while at the same time Olivia Paregol and other student residents were in the building. Olivia Paregol and the other student residents were not briefed or offered or provided any such protective gear.
17. Throughout the month of September 2018, the Defendants knew or should have known of the escalating and extensive mold at Elkton Hall and the high number of students affected by the mold in the dorm. Yet the Defendants knowingly refused to publicize the threats that mold posed and failed to test the mold thereby further depriving Olivia Paregol and other students of information critical to their health and safety.

18. Despite being moved out of Elkton Hall for eleven days (11) the Defendant moved Olivia Paregol back into Elkton Hall with knowledge that a complete inspection of Elkton Hall was never performed. The Defendant intentionally placed Olivia Paregol and other students back into a highly unsafe living environment.
19. During the month of October 2018, after returning to Elkton Hall, Olivia Paregol's medical condition continued to deteriorate. The Defendant's Health Center had diagnosed Olivia Paregol as having a viral upper respiratory infection, cough and exposure to mold however the Defendant failed to offer any follow up with Olivia Paregol despite knowing of her compromised immune system and even despite that Olivia Paregol had returned to the Defendant's Health Center on November 2, 2018 in a worse physical condition than her previous visit.
20. At all times relevant herein Defendant David McBride, M.D. was the director of the Defendant's Health Center and knew the day before Olivia Paregol's visit on November 2, 2018, that a confirmed case of a student having adenovirus was reported to David R. McBride, M.D. but he willfully and intentional withheld this critical information.
21. The Defendants intentionally chose not to report to the rest of the student body that adenovirus had been confirmed until after Olivia's death. That the Defendant knew that adenovirus, in particular certain strains of the virus, were potentially life threatening to individuals, like Olivia Paregol, who suffered with conditions that compromise the immune system but the Defendant intentionally withheld this information.
22. The Defendant, as a result of an outbreak of viral meningitis in 2014, developed a detailed Infectious Disease Response Roles and Responsibilities and Campus Infectious Disease Management Plan. This plan was developed by University of Maryland leadership in

consultation with the Defendant Dr. David McBride and under the direction of Defendant Wallace Loh which outlined communication protocols and health and safety strategies which were to be implemented in the event of future health hazards arising at the University of Maryland College Park.

23. In December 2017 and February 2018, the Infectious Disease Response and Management Plan was revised by the Defendants providing affirmative duties for: disclosure, internal and external stakeholder communication, incident coordination, outbreak readiness preparations, medical treatment and other health and safety protocols for University of Maryland operations, recognizing inter alia that:

“Cases and outbreaks of new and emerging infections or existing infections are an ongoing potential hazard to the health and safety of our University community and our operation as an Institution of Higher Education. Given the global nature of our community, we are potentially at a particular risk in this area. The Campus Infectious Disease Management Plan (CIDMP) provides a framework for how key units at the University of Maryland, College Park, will work together internally and with local, regional and national public health authorities to manage the incidence of infectious disease on our campus. As a part of the larger University Emergency Operations Plan, the CIDMP names levels of response that are divided 1, 2 and 3 based on the transmissibility, number of cases and morbidity and mortality associated with a particular infection. The plan addresses basic steps that each unit will employ to care for ill individuals, communicate about disease situations with the community and prevent the spread of an infection. The CIDMP is reviewed at least annually with key stakeholders and is a living document which is constantly updated based on new information and experience.”

The Defendant’s Infectious Disease Response and Management Plan established a three (3) tier action plan which described the various responsibilities, duties, obligations and actions expected from University leadership including but not limited to the Defendants, Loh and McBride, depending upon the extent, spread, mortality and morbidity of the infectious disease outbreak, providing in part:

“Level 1-Limited transmission of infectious disease with low mortality and morbidity. At this level, the University is working toward mitigating spread of an infection that is of low danger, providing information to the community about the infection in

question, increasing prevention measures in Resident Halls/Dining Halls/public locations. Ex: Norovirus outbreak, viral meningitis.

Level 2-Case(s) of an infectious disease with high mortality or morbidity that potentially threaten campus health & safety. At this level, it is likely that the University will see a significant increase in student, faculty and staff absenteeism, there will be a heightened level of anxiety about the infection, significant social distancing practices may be implemented and that classes and/or events may need to be cancelled. It is likely that hospitalization or death of community member(s) may occur at this level. Ex: Bacterial meningitis, isolated case of Ebola, measles.

Level 3-Cases of an infectious disease with high mortality and morbidity that disrupts the conduct of University business. At this level, normal operations will likely be interrupted, but it should not be assumed that the campus would necessarily close. The University may be called upon to provide food and shelter to members of the community on a large scale. It is likely that the surrounding area will also be affected by the infection at this level, so the ability to receive external support to manage the situation may be limited. Ex: Virulent flu strain.”

24. On or about November 30, 2018, Dr. David McBride admitted during a meeting with Ian Paregol and Margaret Paregol at the University of Maryland, that the University should have followed a Level 2 protocol with respect to the Infectious Disease Response and Management Plan and informed the student body of the adenovirus outbreak.
25. In an email from David R. McBride, M.D. from his University of Maryland email account, dated December 3, 2018, to Ian Paregol, David R. McBride, M.D., noted that the Fall 2018 adenovirus outbreak “...situation on campus is most consistent with Level 2” scenario under the Infectious Disease Response and Management Plan.
26. That the Defendant, specifically the Defendants’ employee, Defendant Dr. David McBride, intentionally and willfully failed to follow the procedures specifically implemented to protect the health and safety of the students, choosing to withhold



critical information that would have altered the treatment that Olivia Paregol would have received by medical providers.

27. On November 6, 2018, Olivia Paregol was taken to Howard County General Hospital for her worsening medical condition and treated her for what was believed to be bacterial pneumonia. She was released and given a prescription for antibiotics.
28. Three days later, on November 9, 2018, Olivia Paregol was brought back to Howard County General Hospital and this time was admitted as an in-patient. Olivia Paregol's condition continued to worsen.
29. That during the period of time from November 1, 2018 to November 9, 2018, the Defendant, specifically its employee, Dr. David McBride, knew of multiple cases of adenovirus infecting students and was even cautioned by a physician from Washington Adventist hospital about the possibility of an outbreak of adenovirus on the College Park campus, the Defendant intentionally withheld the information in direct defiance to the protocols in place regarding notification to students.
30. On November 11, 2018, Olivia Paregol was transferred to the Intensive Care Unit due to her worsening medical condition and the physicians at that time made the decision to airlift Olivia Paregol to the Johns Hopkins Hospital in Baltimore, Maryland.
31. On November 12, 2018, the Defendant, specifically David R. McBride, M.D. and Dr. Loh, were contacted by the parent of another sick student, Olivia Paregol's roommate. By email communication David R. McBride, M.D., elected to inform only the parent that there had been several cases of adenovirus, yet the Defendants continued to willfully and with reckless disregard of the consequences of their inaction, chose not to alert the entire student body in accordance with the Defendant's

own protocols. By failing to notify Olivia Paregol and the entire student body of the adenovirus outbreak, the Defendants conduct and reckless disregard for the safety of the health and welfare of the students deprived Olivia Paregol and other students proper medical care and treatment by withholding this information.

32. On November 13, 2018, Ian Paregol reached out to Defendant David R. McBride, M.D. to find out if the Defendant knew of any illnesses at the University and any connection to the mold infestation. At that time the Defendant, through David R. McBride, M.D., informed Ian Paregol that there had been cases of adenovirus on campus. Ian Paregol asked Defendant David R. McBride, M.D. to immediately contact the Johns Hopkins Hospital physicians.
33. After learning the information, the Johns Hopkins treating physicians performed laboratory tests on Olivia Paregol and it was learned that she was infected with adenovirus 7, a potentially deadly strain of adenovirus which remained untreated for ten (10) days.
34. Despite knowing that another student was infected with adenovirus the Defendant continued to withhold the information from the student body until November 19, 2018 at 2:30 PM, 18 days after the Defendants knew there were reported cases of adenovirus. The Defendants intentional and willful act of withholding this information from the student body was performed with reckless disregard for the lives, health and safety of Olivia Paregol and the entire student body at the University.
35. During the entire time that the Defendants intentionally withheld the information concerning adenovirus on the University campus, Olivia Paregol's medical condition

continued to decline and she suffered unimaginable pain and suffering and ultimately, as a result of the Defendants willful conduct and with reckless disregard for the consequences of these actions, Olivia Paregol passed away on the evening of November 18, 2018.

**COUNT I**  
**Survival Action**  
**(Negligence – University of Maryland)**

36. All of the preceding paragraphs are adopted and incorporated herein by reference as if set forth fully herein.
37. At all times during Olivia Paregol's residing at Elkton Hall at the University of Maryland, the Defendant, University of Maryland, owed a duty of care to Olivia Paregol, and the entire student body, to provide safe housing, free of harmful substances. The Defendant also owed a duty of care to provide Olivia Paregol, and the entire student body, with information regarding potential health crisis's that existed on the campus in accordance with the Defendants established protocols. Specifically, The Defendant, the University of Maryland failed to adhere to the University's Infectious Disease Response and Management Plan and disregarded the protocols it had established for management of health hazards within the University system. The Defendant, the University of Maryland, failed to treat the adenovirus outbreak in the Fall of 2018 as a Level Two (2) scenario under the University's Infectious Disease Response and Management Plan, and disregarded the Level Two (2) obligations for disclosure, internal and external stakeholder communication, incident coordination, outbreak readiness preparations, medical treatment and other

health and safety protocols it had established for management of health hazards within the University system.

38. The Defendant, the University of Maryland, chose to withhold information about emerging adenovirus outbreak in the Fall of 2018, and by breaching the duty of care owed to communicate with stakeholders, governmental authorities and medical service units directly caused the death of Olivia Paregol.
  39. The Defendant, the University of Maryland, chose to withhold information about emerging adenovirus outbreak on or about November 2, 2018 when Olivia Paregol was seen at the University Health Center while exhibiting the symptoms of adenovirus, by failing to communicate neither the need for additional medical treatment evaluation nor the emergence of an adenovirus outbreak directly causing the death of Olivia Paregol, a person who was known to be immunoe-compromised within the University of Maryland health system.
  40. As a direct and proximate result of the Defendant, University of Maryland's negligent acts, Olivia Paregol suffered extensive conscious mental and physical pain and suffering, resulting fear, anguish, turmoil and ultimately was caused to suffer a frightening, painful and premature death. She suffered a loss of the enjoyment of life as well as all other damages recoverable under the Survival Act in Maryland.
- WHEREFORE, The Plaintiffs, Ian Mark Paregol and Margaret Joy Radford-Paregol, Personal Representatives of Olivia Paregol, Deceased, demands judgement against the Defendant University of Maryland College Park, for the maximum amount allowed under the requisite statute in the State of Maryland.

**COUNT II**  
**Survival Action**

**(Gross Negligence – University of Maryland)**

41. All of the preceding paragraphs are adopted and incorporated herein by reference as if set forth fully herein.
42. At all times during Olivia Paregol's residing at Elkton Hall at the University of Maryland, the Defendant, University of Maryland, owed a duty of care to Olivia Paregol, and the entire student body, to provide safe housing, free of harmful substances. The Defendant over the course of many years intentionally failed to maintain the student living premises, including Elkton Hall, in a safe and habitable manner. The Defendant maintained a course of conduct that purposefully allowed mold to grow and fester in the housing facilities, including Elkton Hall, intentionally and knowingly covering up hazardous mold conditions, instructed employees not to inform students of the cover up of mold and mold conditions and otherwise failed to perform the duty of care owed to Olivia Paregol and the student body to provide a safe environment to live in reckless disregard of the consequences of these actions with utter indifference.
43. The Defendant the University of Maryland, further intentionally and with reckless disregard to the consequences, failed to adhere to the University's Infectious Disease Response and Management Plan and willfully and wantonly disregarded the protocols it had established for management of health hazards within the University system.
44. The Defendant, the University of Maryland, failed to treat the adenovirus outbreak in the Fall of 2018 as a Level Two (2) scenario under the University's Infectious Disease Response and Management Plan, and willfully, wantonly and with reckless disregard to the consequences, disregarded the Level Two (2) obligations for

disclosure, internal and external stakeholder communication, incident coordination, outbreak readiness preparations, medical treatment and other health and safety protocols it had established for management of health hazards within the University system.

45. The Defendant, the University of Maryland, willfully, wantonly and with reckless disregard to the consequences chose to withhold information about emerging adenovirus outbreak in the Fall of 2018, and by failing to communicate with stakeholders, governmental authorities and medical service units which directly caused the death of Olivia Paregol.
46. The Defendant, the University of Maryland, willfully, wantonly and with reckless disregard to the consequences chose to withhold information about emerging adenovirus outbreak on or about November 2, 2018 when Olivia Paregol was seen at the University Health Center while exhibiting the symptoms of adenovirus, by failing to communicate neither the need for additional medical treatment evaluation nor the emergence of an adenovirus outbreak directly causing the death of Olivia Paregol, a person who was known to be immunoe-compromised within the University of Maryland health system.
47. As a direct and proximate result of the Defendant, University of Maryland's willful, wanton and reckless intentional acts, Olivia Paregol suffered extensive conscious mental and physical pain and suffering, resulting fear, anguish, turmoil and ultimately was caused to suffer a frightening, painful and premature death. She suffered a loss of the enjoyment of life as well as all other damages recoverable under the Survival Act in Maryland.

WHEREFORE, The Plaintiffs, Ian Mark Paregol and Margaret Joy Radford-Paregol, Personal Representatives of Olivia Paregol, Deceased, demands judgement against the Defendant University of Maryland College Park, for punitive damages in the amount of Twenty -Five Million Dollars (\$25,000,000.00) plus interest, costs and any and all other relief to which this Court feels her entitled.

**COUNT III**  
**Survival Action**  
**(Gross Negligence – Wallace D. Loh)**

48. All of the preceding paragraphs are adopted and incorporated herein by reference as if set forth fully herein.
49. At all times during Olivia Paregol's residing at Elkton Hall at the University of Maryland, the Defendant, Wallace D. Loh, owed a duty of care to Olivia Paregol, and the entire student body, to provide safe housing, free of harmful substances. The Defendants leadership over the course of many years intentionally failed to maintain the student living premises, including Elkton Hall, in a safe and habitable manner. The Defendant maintained a course of conduct that purposefully allowed mold to grow and fester in the housing facilities, including Elkton Hall, intentionally and knowingly covering up hazardous mold conditions, instructed employees not to inform students of the cover up of mold and mold conditions and otherwise failed to perform the duty of care owed to Olivia Paregol and the student body to provide a safe environment to live in reckless disregard of the consequences of these actions with utter indifference.
50. The Defendant the Wallace D. Loh, further intentionally and with reckless disregard to the consequences, failed to adhere to the University's Infectious Disease Response

and Management Plan and willfully and wantonly disregarded the protocols it had established for management of health hazards within the University system under his direction.

51. The Defendant, Wallace D. Loh, failed to treat the adenovirus outbreak in the Fall of 2018 as a Level Two (2) scenario under the University's Infectious Disease Response and Management Plan, and willfully, wantonly and with reckless disregard to the consequences, disregarded the Level Two (2) obligations for disclosure, internal and external stakeholder communication, incident coordination, outbreak readiness preparations, medical treatment and other health and safety protocols it had established for management of health hazards within the University system.
52. The Defendant, Wallace D. Loh, willfully, wantonly and with reckless disregard to the consequences chose to withhold information about emerging adenovirus outbreak in the Fall of 2018, and by failing to communicate with stakeholders, governmental authorities and medical service units which directly caused the death of Olivia Paregol.
53. The Defendant, Wallace D. Loh, willfully, wantonly and with reckless disregard to the consequences chose to withhold information about emerging adenovirus outbreak on or about November 2, 2018 when Olivia Paregol was seen at the University Health Center while exhibiting the symptoms of adenovirus, by failing to communicate neither the need for additional medical treatment evaluation nor the emergence of an adenovirus outbreak directly causing the death of Olivia Paregol, a person who was known to be immune-compromised within the University of Maryland health system.



54. As a direct and proximate result of the Defendant, Wallace D. Loh's willful, wanton and reckless intentional acts, Olivia Paregol suffered extensive conscious mental and physical pain and suffering, resulting fear, anguish, turmoil and ultimately was caused to suffer a frightening, painful and premature death. She suffered a loss of the enjoyment of life as well as all other damages recoverable under the Survival Act in Maryland.

WHEREFORE, The Plaintiffs, Ian Mark Paregol and Margaret Joy Radford-Paregol, Personal Representatives of Olivia Paregol, Deceased, demands judgement against the Defendant Wallace D. Loh for punitive damages in the amount of Twenty Five-Million Dollars (\$25,000,000.00) plus interest, costs and any and all other relief to which this Court feels her entitled.

**COUNT IV**  
**Survival Action**  
**(Gross Negligence – David R. McBride, M.D.)**

55. All of the preceding paragraphs are adopted and incorporated herein by reference as if set forth fully herein.

56. The Defendant, David R. McBride, M.D., further intentionally and with reckless disregard to the consequences, failed to adhere to the University's Infectious Disease Response and Management Plan and willfully and wantonly disregarded the protocols it had established for management of health hazards within the University system under his direction.

57. The Defendant, David R. McBride, M.D., failed to treat the adenovirus outbreak in the Fall of 2018 as a Level Two (2) scenario under the University's Infectious Disease Response and Management Plan, and willfully, wantonly and with reckless

disregard to the consequences, disregarded the Level Two (2) obligations for disclosure, internal and external stakeholder communication, incident coordination, outbreak readiness preparations, medical treatment and other health and safety protocols it had established for management of health hazards within the University system.

58. The Defendant, David R. McBride, M.D., willfully, wantonly and with reckless disregard to the consequences chose to withhold information about emerging adenovirus outbreak in the Fall of 2018, and by failing to communicate with stakeholders, governmental authorities and medical service units which directly caused the death of Olivia Paregol.
59. The Defendant, David R. McBride, M.D., willfully, wantonly and with reckless disregard to the consequences chose to withhold information about emerging adenovirus outbreak on or about November 2, 2018 when Olivia Paregol was seen at the University Health Center while exhibiting the symptoms of adenovirus, by failing to communicate neither the need for additional medical treatment evaluation nor the emergence of an adenovirus outbreak directly causing the death of Olivia Paregol, a person who was known to be immune-compromised within the University of Maryland health system.
60. As a direct and proximate result of the Defendant, David R. McBride, M.D.'s willful, wanton and reckless intentional acts, Olivia Paregol suffered extensive conscious mental and physical pain and suffering, resulting fear, anguish, turmoil and ultimately was caused to suffer a frightening, painful and premature death. She suffered a loss of

the enjoyment of life as well as all other damages recoverable under the Survival Act in Maryland.

WHEREFORE, The Plaintiffs, Ian Mark Paregol and Margaret Joy Radford-Paregol, Personal Representatives of Olivia Paregol, Deceased, demands judgement against the Defendant David R. McBride, M.D. for punitive damages in the amount of Twenty- Five Million Dollars (\$25,000,000.00) plus interest, costs and any and all other relief to which this Court feels her entitled.

**COUNT V**  
**Wrongful Death**  
**(University of Maryland)**

61. All of the preceding paragraphs are adopted and incorporated herein by reference as if set forth fully herein.
62. At all times during Olivia Paregol's residing at Elkton Hall at the University of Maryland, the Defendant, University of Maryland, owed a duty of care to Olivia Paregol, and the entire student body, to provide safe housing, free of harmful substances. The Defendant also owed a duty of care to provide Olivia Paregol, and the entire student body, with information regarding potential health crisis's that existed on the campus in accordance with the Defendants established protocols. Specifically, The Defendant, the University of Maryland failed to adhere to the University's Infectious Disease Response and Management Plan and disregarded the protocols it had established for management of health hazards within the University system. The Defendant, the University of Maryland, failed to treat the adenovirus outbreak in the Fall of 2018 as a Level Two (2) scenario under the University's Infectious Disease Response and Management Plan, and disregarded the Level Two

(2) obligations for disclosure, internal and external stakeholder communication, incident coordination, outbreak readiness preparations, medical treatment and other health and safety protocols it had established for management of health hazards within the University system.

63. The Defendant, the University of Maryland, chose to withhold information about emerging adenovirus outbreak in the Fall of 2018, and by breaching the duty of care owed to communicate with stakeholders, governmental authorities and medical service units directly caused the death of Olivia Paregol.
64. The Defendant, the University of Maryland, chose to withhold information about emerging adenovirus outbreak on or about November 2, 2018 when Olivia Paregol was seen at the University Health Center while exhibiting the symptoms of adenovirus, by failing to communicate neither the need for additional medical treatment evaluation nor the emergence of an adenovirus outbreak directly causing the death of Olivia Paregol, a person who was known to be immune-compromised within the University of Maryland health system.
65. As a direct and proximate result of the Defendant, University of Maryland's negligent acts in causing the death of Olivia Paregol, the Plaintiffs, Ian Mark Paregol and Margaret Joy Radford- Paregol Individually and As Personal Representatives of the Estate of Olivia Paregol, sustained pecuniary loss, mental anguish, emotional pain and suffering, loss of society, loss of companionship, loss of attention and did otherwise suffer.

WHEREFORE, The Plaintiffs, Ian Mark Paregol and Margaret Joy Radford-Paregol, Personal Representatives of Olivia Paregol, Deceased, demands judgement against the

Defendant University of Maryland College Park, for the maximum amount allowed under the requisite statutes in the State of Maryland

**COUNT VI**  
**Survival Action**

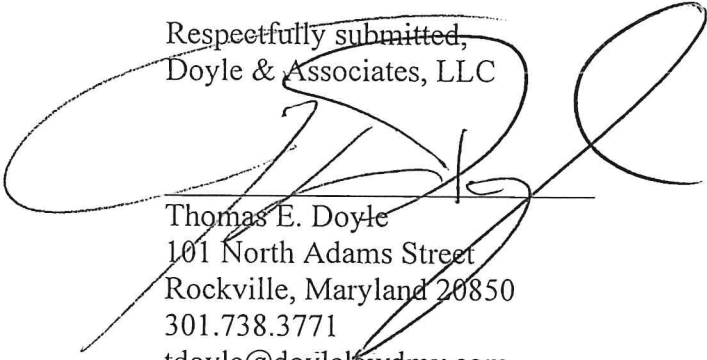
**(Civil Conspiracy- University of Maryland, Wallace D. Loh, David R. McBride, M.D.)**

66. All the preceding paragraphs are adopted and incorporated herein by reference as if set forth fully herein.
67. The Defendants, The University of Maryland, Wallace D. Loh and David R. McBride, M.D., further intentionally and with reckless disregard to the consequences, conspired to deprive and withhold critical information relating to the health and safety of Olivia Paregol and all students with knowledge of the potential risks of not properly disclosing this information. The Defendants specifically had meetings regarding mold issues in Elkton and other dormitories as well as meetings regarding an increase in illnesses at the University Health Center yet the Defendants made the intentional decision with wanton disregard for the health and safety of Olivia Paregol and all other students failed to adhere to the University's Infectious Disease Response and Management Plan and willfully and wantonly disregarded the protocols it had established for management of health hazards within the University system under his direction.
68. By deciding to withhold this critical information and not follow the University's Infectious Disease Response and Management Plan specifically not to disclose the outbreak of adenovirus cases at the University the Defendants committed an overt act.
69. As a direct and proximate result of the Defendants overt willful, wanton and reckless intentional actions as aforementioned, Olivia Paregol suffered extensive conscious

mental and physical pain and suffering, resulting fear, anguish, turmoil and ultimately was caused to suffer a frightening, painful and premature death. She suffered a loss of the enjoyment of life as well as all other damages recoverable under the Survival Act in Maryland.

WHEREFORE, The Plaintiffs, Ian Mark Paregol and Margaret Joy Radford-Paregol, Personal Representatives of Olivia Paregol, Deceased, demands judgement against the Defendants The University of Maryland, Wallace D. Loh and David R. McBride, M.D., jointly and severally, for punitive damages in the amount of Twenty Five-Million Dollars (\$25,000,000.00) plus interest, costs and any and all other relief to which this Court feels her entitled.

Respectfully submitted,  
Doyle & Associates, LLC



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**REQUEST FOR JURY TRIAL**

COMES NOW the Plaintiffs, Ian Mark Paregol and Margaret Joy Radford- Paregol Individually and As Personal Representatives of the Estate of Olivia Paregol, by and through their attorneys, Doyle & Associates, LLC and Thomas E. Doyle, Esquire and respectfully request a jury trial on all above-referenced matters.

Respectfully submitted,

  
Thomas E. Doyle