



UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF ILLINOIS



RECEIVED

ROBERT R. SERRITELLA	MAY U 9 2016
	THOMAS G. BRUTON CLERK, U.S. DISTRICT COURT
(Enter above the full name of the plaintiff or plaintiffs in this action) vs.	1:16-cv-5096 Judge John W. Darrah
DR. PAUL	Magistrate Judge Young B. Kim PC11
DR. RICHARDSON LEDVORA DR. LEVFORA	-
DR. DAWALIBI	
SHERIFF TOM DART (H	EAD OFFICER OF CCDOC)
(Enter above the full name of ALL defendants in this action. Do not use "et al.")	
CHECK ONE ONLY:	
	THE CIVIL RIGHTS ACT, TITLE 42 SECTION 1983, or municipal defendants)
	THE CONSTITUTION ("BIVENS" ACTION), TITLE Code (federal defendants)
OTHER (cite statute, if	known)
BEFORE FILLING OUT THIS COMP FILING." FOLLOW THESE INSTR	PLAINT, PLEASE REFER TO "INSTRUCTIONS FOR UCTIONS CAREFULLY.

I.	Plainti	ff(s):	
	A.	Name: ROBERT R. SERRITELLA	
	В.	List all aliases: NA	
	C.	Prisoner identification number: 20140904026	
	D,	Place of present confinement: COOK COUNTY DEPT: OF CORRECTION	
	numbe	Address: 26 ^{+\text{\tex{}	
п.	II. Defendant(s): (In A below, place the full name of the first defendant in the first blank, his or her official position in the second blank, and his or her place of employment in the third blank. Space for two additional defendants is provided in B and C.)		
	A.	Defendant: DR. PAUL	
		Title: PHYSICIAN	
		Place of Employment: DIVISION 8 COOK COUNTY JAIL	
	В.	Defendant: DR. RICHARDSON	
		Title: PHYSICIAN	
		Place of Employment: DIVISION 10 COOK COUNTY JAIL	
	C .	Defendant: DR. LEVFORA	
		Title: PHYSICIAN	
		Place of Employment: DIVISION 10 COOK COUNTY JAIL	

(If you have more than three defendants, then all additional defendants must be listed according to the above format on a separate sheet of paper.)

A.	Name of case and docket number:
В.	Approximate date of filing lawsuit:
C.	List all plaintiffs (if you had co-plaintiffs), including any aliases:
ı	
D.	List all defendants:
E.	Court in which the lawsuit was filed (if federal court, name the district; if state contents are the county):
F.	Name of judge to whom case was assigned:
G.	Basic claim made:
	Disposition of this case (for example: Was the case dismissed? Was it appear

IF YOU HAVE FILED MORE THAN ONE LAWSUIT, THEN YOU MUST DESCRIBE THE ADDITIONAL LAWSUITS ON ANOTHER PIECE OF PAPER, USING THIS SAME FORMAT. REGARDLESS OF HOW MANY CASES YOU HAVE PREVIOUSLY FILED, YOU WILL NOT BE EXCUSED FROM FILLING OUT THIS SECTION COMPLETELY, AND FAILURE TO DO SO MAY RESULT IN DISMISSAL OF YOUR CASE. COPLAINTIFFS MUST ALSO LIST ALL CASES THEY HAVE FILED.

IV. Statement of Claim:

State here as briefly as possible the facts of your case. Describe how each defendant is involved, including names, dates, and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. (Use as much space as you need. Attach extra sheets if necessary.)

On or about July 14th, 2014, 7, Robert Serritella, was arrested by the Los Angles Police Dept, in Los Angeles, CA were I was at the time residing. At the time of this arrest I was wearing a set of corrective custom made braces for both legs. These corrective braces were made and issued to me by the West Los Angles Veterans Hospital. I was diagnosed with "RHEUMATOID ARTHRITIS" in both knews. I have no cartiledge in either knee. The doctor that treated me and had the braces made is named Dr. Sugawada. The Mei's taken by the VA hospital clearly showed that my upper and lower knee joints are grinding against my upper and lower leg bones, due to the lack of cartiledge. I was also issued sooms tablets of Hydrocodone (VICODIN) for pain. My knees are bowed " slightly which made it terribly painful to Halk, thus I was examined athe fitted with corrective leg braces! I have been under their care since April of 2004. I was actually schedualed for corrective surgery In the month of September of 2014. I have several witnesses that can testify to me having on these braces at the time of my arrest, the LAPD that took me into costody, the U.S. Marshall's officers that transported me to Illinois. The flight attendants that served on the flight to Illinois (to not have fught number or Arrune), the U.S. Marshalls officers that transported me to Illinois (DO NOT HAVE THEIR NAMES), CHUCK GOUDIE and cAMERA HAN OF CHANNEL 7 EVEHITNESS NEWS TEAM

that met Plane upon arrival in chirago, and the affirme of the

Maywood Steriff's Dept. that took custody of me. I arrived at the Maywood steriff's Dept on Aug. 28th ,2014. This is where my leg braces were confiscated claiming they were contraband", but they will be following me when I am transferred to the cook country Jail as "personal property". I don't have the names of these officers, but I do know for a fact that they did not consult a physicial before confiscating my leg braces. My braces did not follow me as part of my personal property. The Maywood Sheriff's Dept. refused to inventory my leg braces and were kept by them. When I arrived at CCDOC, during the medical intake Process, I explained the situation to the doctor and the rest of the medical staff concerning my medical condition and about my leg braces that should have followed me. Hithout further examination, I was issued a cane and they did nothing else. No Medication or anything. I was then sent to my housing unit in DIV 10-ZA. After I settled in, I started my plight to retrieve my leg braces because by now I was in tremendous pain I was forced to walk from Div 8-RTU to Div 10 which 15 Well over a mile and a half. No one seemed to have any knowledge of Where my leg braces were Being new to this facility having never been arrested before in my life, I knew nothing of the proceedures on how to see a doctor, I relayed my concern's to the deck officers, Sgt's and Lt's of DIV 10, but my requests fell on deaf ears. I also asked the counsier of my deck, but to no avail. I was finally told about the Heath Care Request forms and the grievance process. I immediatly started that process. I spent the 1st month or so in agonizing pain with out any medical relief what-so-ever. On October 2nd 2014, I filed my first grievance explaining my situation in grave detail (See Exhibit #1). The response came back stating that they notified property here at CCDOC, but I explained that the leg braces were taken by the Maywood Sheriffs Dept located on 5th and Lake St., Maywood, IL. I have no idea if they checked with the Maywood Sheriff's Dept. or not, but I do know that I am being told that there is no record of me ever having my leg braces. My word has been

In sofficient che: 11th commence out have a Hitelie and a soft and the property of the propert verification. Since my first grievance up to now, I have been . totally ignored of my pain and soffering and my medical needs because of my physical impairment. I have followed all proceedures of the Heath Care Request form and the grievance process to constantly complain of my pain. I was finally sent to Cermak to have X-rays done, thice in fact, and then I was seen by a Doctor Lev fora who claimed that the x-rays showed nothing, He then asked me what did I want pain medication for and we argued on what He claimed the X-rays showed. After our exchange of words, he stated he would in fact issue me Tylenol Extra-Strength (500mg), but Instead prescribed 325 Mg regular strength Tylenol, which is no help or relief for the pain I am experiencing. I also requested a Wheelchair for the long distance travel I I have to endure Whenever I have to go to court or to Cermak which in distance is over 3 miles round trip. I was refused.

During my time neve, I have seen several doctors, Dr. Paul in division 8, who prescribed Tramadol for the pain, but I was only issued this medication for I week and then discontinued. She also ordered X-rays but after I did this, I was never called for a reading of these X-rays.

Dr. Dawalibi, Dr. Richardson in Division 10, Whom did nothing to help alleviate the pain caused by my condition. Not one doctor or any one else in this institution took my pain and medical condition seriously.

Dr. Levfora at Cermak lied to my face about the results of my X-rays and refused the only remedy at that time for me to alleviate. Some of the pain by issuing me a wheelchair for the long distance travel, I am being forced to endure this pain and suffering due to inadaquate treatment from the medical staff here at conoc.

My claim is this, due to the "deliberate indifference on the part of Dr. Paul, Dr. Dawalibi, Dr. Richardson, and LEDVORA Dr. Levfora I have been forced to endure constant and excruciating pain. None of them took my medical condition scriously and refused to treat me as a proffessional in the medical field. Not one doctor took the time out to verify my statements made to them concerning my treatment at the West Los Angeles Veterans Hospital and thier diagnosis. I truly believe that the Maywood Sheriff's Dept. deliberatly kept my leg braces as a punishment because of my case, which is a very "High Profile" case, thus no record of my lea braces being confiscated by them. I am being treated with total disregard of my medical needs. I am still to this date in serious agonizing pain with no medical attention, no medication, no physical therepy, no resolve in the future whatsoever and I have exhausted all my remedies within my powers seek much needed medical assistance Attached are various copies of grievances + health care request forms throughout my time here to this date, and I have yet to recieve adaquate medical assistance. I Robert Serritella am a 73 vr. old Viet Nam Era war Veteran and while serving contracted a lethal dose of carbon-monpaide Poisoning and soffer from 5 short-term memory loss and I attest to the statements on this form are true and correct to the best of my recollection and Knowledge.

V	Relief	

State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.

Sheriff tom DART request this court holds, Dr. Dawalibi, Dr. Richardson, Dr. Paul and Dr. Leyforg accountable for the "deliberate indifference" in the handling of my medical situation. I request the court to award me compensatory and punitive damages in the amount of \$500,000.00. I also request pain and suffering damages in the amount of \$5,000,000.00, and any other damages this honorable court deems NO

X YES The plaintiff demands that the case be tried by a jury. VI.

CERTIFICATION

By signing this Complaint, I certify that the facts stated in this Complaint are true to the best of my knowledge, information and belief. I understand that if this certification is not correct, I may be subject to sanctions by the Court.

Signed this 12th day of FEB, 2016

(Signature of plaintiff or plaintiffs) ROBERT R. SERRITELLA (Print name) 20140904026 (I.D. Number) P.O. Box 089002 DIVISION 10-4A-14 CHICAGO, IL 60608-9002 (Address)

Case: 1:16-cV-05096 L COOK COUNTY SHER (Oficina del Alguacil del Conda INMATE GRIEVANCE F (Formulario de Queja del Pres	ORM	* ()	GRIEVANCE NON-GRIEVANCE (REQUEST) CONTROL#
!This section is to be completed by Pro	ogram Services Staff - C	NLY! (! Para ser llena	do solo por el personal de Program Services !)
GRIEVANCE FORM PROCESSED A	S:	REFERRED TO:	
		CERMAK HEA	LTH SERVICES
GRIEVANCE		SUPERINTENI	DENT:
NON-GRIEVANCE (REQUEST)		OTHER:	
Program Services Supervisor Approving Non-Grie	evance (Request) Signature		
	INMATE INFORMATION		
PRINT - INMATE LAST NAME (Apellido del Preso):	PRINT - FIRST NAME (Primer Nom	ibre):	ID Number (# de identificación):
DIVISION (División):	LIVING UNIT (Unidad):		DATE (Fecha):
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		第四十八年四十八日	
* Inmate Disciplinary Hearing Board decision		nrough the use of an Inmate G	Grievance Request / Response / Appeal Form.
	s been no response to the request		ce issue after 15 days to obtain a "Control Number" satisfactory.
* Las decisiones del Comité Disciplinario de los preso		eladas a través del uso del Fo	ormulario de Quejas / Respuesta / Forma de Apelación.
	NO (PETICIÓN), un preso podría o porque no hay una respuesta o p		és de los 15 días para recibir un "Numero de Control", actoria.
			ic Location of Incident Específico Del Incidente)
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SUPPORT DUE TO KNEE CARTILLINE DEFICIENCY OF ABSENCE.			
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			rested in Los Anneles.
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ACTION THAT YOU ARE REQUESTING (Acción que esta solicitano			LKING I PRESENTLY
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	10N+THE 3+++	4th AMENDM	ENTS AND DUE to THE INTER +
NAME OF STAFF OR INMATE(S) HAVING INFORMATION REGARDING THIS COMPLAINT: (Nombre del personal o presos que tengan información): INMATE SIGNATURE (Firma del Preso):			
tranz Branto	2013-1018/3	- Spanni	Sorritelle
			ALLEGING STAFF USE OF FORCE, STAFF MISCONDUCT,
CRW / PLATOON COUNSELOR (Print):	SIGNATURE:	SOO NATORE, THE SUPERIN	DATE CRW/PLATOON COUNSELOR RECEIVED:
(0 (CI)	. The	cif	10 104 114
SUPERINTENDENT / DIRECTOR / DESIGNEE (Print):	SIGNATURE:		DATE REVIEWED:

Case: 1:16-cv-05096 Document #: 6 Filed: 08/09/16 Page 11 of 18 PageID #:44

DELI BERLATE IN DIFFERENCE.

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THEY REDUSE TO TREAT MY MEDICAL NEEDS



Thomas J. Dart Sheriff Dr. Nneka Jones Executive Director

COOK COUNTY SHERIFF RECORDS OFFICE

2700 S. California Avenue Chicago, Illinois 60608 Tel: (773) 674-5201 Fax: (773) 674-7292 doc.records@cookcountyil.gov

VERIFICATION OF INCARCERATION

JAIL BOOKING NUMBER 2014-0704626	IUDAY'S DATE:	11-6-13
REGARDING: Robert Servitelle SUBJECT'S NAME	•	
DATE OF BIRTH: 10 - 19 - 42		
SOCIAL SECURITY NUMBER: 355-30-		
Pursuant to your request the following information	on is submitted:	•
Date entered in CCDOC: 9-4-14		
Date Released:	Date Released:	
Case / Docket # 14 CR16 8800/	Case / Docket #	
Charge (s): Murder Intert to Kill Inju	<u>re</u> Charge (s):	
Disposition: <u>Case continued</u>	Disposition:	
Disposition Date: 12-4-15 Next Court Date:	Disposition Date: Next Court Date:	
	`.	
Signature of Personnel Completing form	·	



DEPARTMENT OF VETERANS AFFAIRS

Records Management Center P.O. BOX 5020 St. Louis Missouri 63115-0020

December 22, 2015

In Reply Refer To: 376/272/SK1

C XX XX7 709

ROBERT R SERRITELLA 20140904026 POST OFFICE BOX 089002 DIVISION 10-4A-14 CHICAGO IL 60608-9002

Dear Mr. SERRITELLA:

Re: Privacy Act Request

This letter acknowledges receipt of your Privacy Act Request dated 12/04/2015. In your letter, you are requesting the following:

All Military medical records

All VA medical/clinical records located in claims folder

The number in the upper right hand corner is your case number. Please refer to this number when communicating with our office about your request.

We will begin searching for records responsive to your request and notify you of the results of the search and our next steps in processing your request. We will grant you access to the requested records, *if found*, providing the records are not exempted from disclosure by law. Any releasable sections of the requested records shall be provided to you after redaction of the parts that are exempt.

Your request will be processed in the order of receipt. You may expect to receive a response as soon as possible. This office will be providing your records on a compact disc (CD) for use on your personal computer. Only records of 10 pages or more are eligible for CD printing. The CD can be viewed on all computers through the use of Adobe Reader software, which is available online for free.

To request your responsive records on paper, please mail your request to: ATTN: Paper Copy Request at the address above or you may fax your request to 314-679-3732.

Our agency may not be the custodian of some of the records you requested such as official personnel records, medals, service medical records dated prior to 1992, etc. As a result, we have referred your request to the appropriate agency marked on the attached page to provide a response for any records which may not be in the records in our holdings.

2

C XX XX7 709

Thank you for your interest in the Department of Veterans Affairs. Customer service is very important to us. If you have questions or concerns regarding your request for records under the Privacy Act or Freedom of Information Act, please contact our agency at 1-888-533-4558. Please refer to the assigned case number so we may easily locate your information.

If you have questions or concerns regarding your entitlement to VA benefits or the status of your claim, please contact the VA National Call Center at 1-800-827-1000.

Sincerely,

Kathy Austin

Kathy Austin
Privacy Officer
Chief, Customer Service Division

Enclosures

DEPARTMENT OF VETERANS AFFAIRS

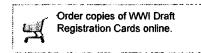
Records Management Center P. O. Box 5020 St. Louis, Missouri 63115

•		V.
Air Force Personnel Center HQ AFPC/DPSSRP 550 C Street West, Suite 19 Randolph AFB, TX 78150-4721		U.S. Coast Guard Health Safety & Worklife Service Center Attn: Central Cell
National Archives & Records Administration		300 Main Street, Suite 1000 Norfolk, VA 23510
Old Military and Civil Records (NWCTB-Military) Textual Services Division 700 Pennsylvania Ave., N.W. Washington, DC 20408-0001		Commander, CGPC-adm-3 USCG Personnel Command 4200 Wilson Blvd., Suite 1100 Arlington, VA 22203-1804
Air Reserve Personnel Center /DSMR HQ ARPC/DPTG 18420 E. Silver Creek Ave., Bldg 390 MS 68		Headquarters U.S. Marine Corps Personnel Management Support Branch (MMSB-10) 2008 Elliot Road Quantico, VA 22134-5030
Buckley AFB, CO 80011 U.S. Army Human Resources Command www.hrc.army.mil	\checkmark	National Personnel Records Center (Military Personnel Records) #1 Archives Drive St. Louis, MO 63138-1002
Division of Commissioned Corps Officer Support		eVetRecs! www.archives.gov/veterans/evetrecs/
ATTN: Records Officer 1101 Wooton Parkway, Plaza Level, Suite 100 Rockville, MD 20852		The Adjutant General (of the appropriate state, DC, or PR)
AF STR Processing Center 3370 Nacogdoches Road, Suite 116 San Antonio TX 78217		Marine Forces Reserve 4400 Dauphine St. New Orleans, LA 70146-5400
AMEDD (ARMY) 3370 Nacogdoches Road, Suite 116 San Antonio TX 78217		Navy Personnel Command (PERS-312E) 5720 Integrity Drive Millington, TN 38055-312
Navy Medicine Records Activity (NMRA) BUMED Detachment St. Louis 4300 Goodfellow Blvd, Bldg. 103 St. Louis, MO 63120		

The Privacy Act of 1974 does not permit the release of a social security number or other personal information to the public without the authorization of the veteran concerned. Therefore, if applicable, personal data pertaining to other individuals have been deleted from the enclosed documents.

Military Record Requests Using Standard Form 180 (SF-180)

Veterans or next-of-kin of deceased veterans can use the online order form at vetrecs.archives.gov (or use the SF-180). Archival requests may also be processed online (or via the SF-180).



- · Obtain and Fill out Standard Form 180 (SF-180)
- Or Write a Letter to Request Records

1. How to Obtain Standard Form 180 (SF-180) to Request Military Records

There are several ways to obtain an SF-180. You can:

- 1. Download and print a copy of the SF-180 in PDF format.
 - You need access to a printer and the Adobe Acrobat Reader software (see link below).
 The form is a total of 3 pages.
 - The SF-180 is formatted for letter size paper (8.5" x 11"). If your printer can not accommodate this, select "shrink to fit" when the Adobe Acrobat Reader "Print" dialog box appears.
 - This is also a fillable version of the SF-180. It will allow you to type the needed information into the form using your keyboard. You will still need to print, sign and mail the form. Otherwise, it works the same as stated above.

Download form SF-180
to mail or fax your request.

Where to Return the Form:

- Review the tables on page 3 of SF 180 to identify the correct location of the record you need (based on branch of service, dates of separation, and type of record)
- · send the completed form to the address identified on the table
- 2. Contact Us to order the form through the mail

National Personnel Records Center 1 Archives Drive St. Louis, Missouri 63138

Other Ways to Obtain the SF-180:

From the Department of Defense

From Federal Information Centers

From local Veterans Administration offices

From veterans service organizations

SERRITELLA SERRITELLA The SF 180 may be photocopied as needed. Please submit a separate SF 180 for each individual whose records are being requested.

Write a Letter to Request Records

If you are not able to obtain a SF-180, you may still submit a request for military records. Requests must contain enough information to allow us to identify the record from among the more than 70 million on file at the NPRC. For example, if you are requesting an Official Military Personnel File (OMPF), please include as much of the following information as possible:

- · The veteran's complete name used while in service
- · Service number or social security number
- · Branch of service
- · Dates of service
- Date and place of birth may also be helpful, especially if the service number is not known
- If the request pertains to a record that may have been involved in the 1973 fire, also include:
 - · Place of discharge
 - · Last unit of assignment
 - · Place of entry into the service, if known.

Please submit a separate request (either SF 180 or letter) for each individual whose records are being requested.

Please Note: Next-of-kin (the un-remarried widow or widower, son, daughter, father, mother, brother or sister of the deceased veteran) must provide proof of death of the veteran, such as a copy of the death certificate, a letter from the funeral home or a published obituary.

Additional information is required if you are requesting clinical or medical treatment records (see Federal Records).

How to Submit Requests:

WHAT IS THE DIFFERENCE BETWEEN FEDERAL AND ARCHIVAL RECORDS? Learn more

Federal law [5 USC 552a(b)] requires that all written requests for Federal (non-archival) records and information be **signed** (in cursive) and **dated** (within the last year).

You may submit more than one request per envelope or fax, but please submit a separate request (either SF 180 or letter) for each individual whose records are being requested.

· Mail a letter or Standard Form (SF) 180, Request Pertaining to Military Records to:

National Personnel Records Center 1 Archives Drive St. Louis, MO 63138

• Fax a letter or Standard Form 180 to: 314-801-9195

The Center will respond in writing by U.S. Mail.

Order Processing Time

Response time for records requested from the National Personnel Records Center (NPRC) varies and is dependent upon the complexity of your request, the availability of records and our workload. Please do not send a follow-up request before 90 days have elapsed, as it may cause further delays. While the NPRC works actively to respond to each request in a timely fashion, the Center receives

approximately 4,000 - 5,000 requests per day. We are responding to requests for separation documents within 10 days about 92% of the time. However, requests that involve reconstruction efforts due to the 1973 Fire, or older records which require extensive search efforts, may take 6 months or more to complete.

Emergency Requests and Deadlines:

If your request is urgent (e.g. upcoming surgery, funeral, etc.) and there is a deadline associated with your request, please provide this information in the "Comments" section of eVetrecs or in the "Purpose" section of the SF-180 and fax it to our Customer Service Team at (314) 801-0764. Our goal is to complete all urgent requests within two working days. However, in some instances we can complete requests the same day if necessary. Please contact our customer service staff at (314) 801-0800 if you have questions or require same day service. Due to the large number of calls we receive at this number, hold times are often long. However, once you reach a technician they will be happy to assist you with emergency service.

If your burial request involves internment at a Department of Veterans Affairs National Cemetery, contact the National Cemetery Scheduling Office at (800) 535-1117 or visit their website http://www.cem.va.gov/cem/burial_benefits/. We work directly with the Veterans Affairs staff to obtain records to verify service for burial benefits. If the veteran is not going to be interned at a National Cemetery, the requester may fax the SF-180 or signature page from eVetRecs (including signature of the next of kin and proof of death) to the Customer Service Team at (314) 801-0764. If your request involves the burial of a Marine Corps veteran, you may also contact the USMC Liaison Officer at (314) 538-2344.

NOTE: The 1973 Fire at the National Personnel Records Center damaged or destroyed 16-18 million Army and Air Force records that documented the service history of former military personnel discharged from 1912-1964. Although the information in many of these primary source records was either badly damaged or completely destroyed, often alternate record sources can be used to reconstruct the service of the veterans impacted by the fire. Sometimes we are able to reconstruct the service promptly using alternate records that are in our holdings, but other times we must request information from other external agencies for use in records reconstruction. In some instances, therefore, requests that involve reconstruction efforts may take several weeks to a month to complete.

"NARA ensures, for the Citizen and the Public Servant, for the President and the Congress and the Courts, ready access to essential evidence."

Contact Us Accessibility Privacy Policy Freedom of Information Act No FEAR Act USA.gov

PDF files require the free Adobe Reader.

The U.S. National Archives and Records Administration

More information on Adobe Acrobat PDF files is available on the Control of the Control of