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October 10, 2024

BY FEDEX

Hon. Cathy M. Cosby, Clerk of Court
Halifax County Circuit Court
8 S. Main Street
Halifax, VA 24558-0729

Re: *Joshua Caleb Shiver v. Acadia Healthcare LLC, et al.*
Case No. CL24000490-00

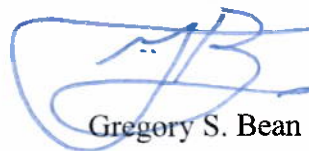
Dear Ms. Cosby:

Enclosed please find the following for filing in the above referenced matter:

Motion for Leave to File Late Answer
Answer to Complaint

Should you have any questions, please do not hesitate to contact me at the direct dial telephone number listed above.

Sincerely,



Gregory S. Bean

Enclosures

cc: Joshua Caleb Shiver (by U.S. Mail)

STATE OF VIRGINIA: HALIFAX CIRCUIT COURT

JOSHUA CALEB SHIVER,

Plaintiff,

v.

**ACADIA HEALTHCARE, LLC, and
SOUTHSTONE BEHAVIORAL
HEALTH,**

Defendants.

Case No: CL24000490-00

ANSWER TO COMPLAINT

Defendant Southstone Behavioral Healthcare Center, LLC (improperly sued as “Southstone Behavioral Health”) (hereinafter “Southstone”), states as follows for its Answer and Affirmative/Other Defenses to Plaintiff’s Complaint:

1. Upon information and belief, Southstone admits paragraph 1.
2. Answering paragraph 2, Southstone operated a facility that provided medical services for children and adolescents in Halifax County. The allegations relating to Acadia Healthcare, LLC, do not relate to Southstone and are thus denied as not requiring a response. The remaining allegations in paragraph 2 constitute legal conclusions for which no response is required, and on that basis, Southstone denies the allegations.
3. Answering paragraph 3, the first sentence refers to medical records that speak for themselves. To the extent the allegations are inconsistent with the records, Southstone denies the allegations. Southstone denies the remainder of the allegations.
4. Answering paragraph 4, the first sentence constitutes legal conclusions for which no response is required, and on that basis, Southstone denies the allegations. Southstone denies the remainder of the allegations.

5. Southstone denies paragraph 5.
6. Southstone denies paragraph 6.
7. Southstone denies paragraph 7.
8. Southstone denies paragraph 8.
9. Southstone denies paragraph 9.
10. Southstone denies paragraph 10, including subparts.

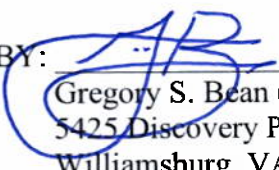
To the extent a response to Plaintiff's *ad damnum* is required, Southstone denies that Plaintiff is entitled to the relief requested.

AFFIRMATIVE AND OTHER DEFENSES

1. The amount sought in Plaintiff's *ad damnum* clause exceeds the limitation on recovery set forth in Virginia Code § 8.01-581.15.
2. Southstone did not authorize any wrongdoing of its employees or agents, and any such wrongdoing was outside the scope of the agents and/or employees' employment.
3. Any action or inaction by Southstone about which Plaintiff complains constituted the good faith exercise of professional judgment for which Southstone cannot be liable.
4. Plaintiff's claims are barred by the applicable statute of limitations.
5. Southstone reserves the right to add such additional and further defenses that may develop up and through the trial of this matter.

WHEREFORE, Defendant Southstone Behavioral Healthcare Center, LLC (improperly sued as “Southstone Behavioral Health”) respectfully requests that this matter be dismissed with prejudice and that Plaintiff take nothing thereby.

**Respectfully submitted,
Defendant Southstone Behavioral Healthcare Center,
LLC (improperly sued as “Southstone Behavioral
Health”)**

BY: 

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**Counsel for Defendant Southstone Behavioral
Healthcare Center, LLC (improperly sued as
“Southstone Behavioral Health”)**

CERTIFICATE OF SERVICE

This is to certify that the undersigned has this date served the foregoing in the above-entitled action upon all other parties to this cause by depositing a copy hereof, postage paid, in the United States mail, addressed to said parties as follows:

Joshua Caleb Shiver
3508 Bell Street
Norfolk, VA 23513
Pro se Plaintiff

This the 10th day of October, 2024.

GORDON REES SCULLY MANSUKHANI

BY: 

Gregory Bean