

TESTIMONY OF DALTON R. CARPENTER, M.D.
27th of December, 2004

1 quarrel with the indication for the surgery?

2 **A** That's correct.

3 **Q** And you have no quarrel with the way the
4 surgery was done?

5 **A** Correct.

6 **Q** Okay. So then you agreed to review this
7 malpractice case through the service called AMFS and
8 the money you receive is 350 per hour?

9 **A** Yes.

10 **Q** Does AMFS charge more?

11 **A** Obviously, they do. They are not going to
12 do that for free. The connection of doctor with an
13 attorney firm, they are not going to do that for free.
14 So, yeah, there's a profit margin in there for them.

15 **Q** All right. But you are free to accept cases
16 from sources outside AMFS; is that true?

17 **A** Yes, if I so desire, yes.

18 **Q** You allowed your name to be used by AMFS as
19 a form of marketing your service to lawyers; correct?

20 **A** No, I'm not out there marketing myself to
21 attorneys. As far as I know, they are not marketing
22 an individual doctor. They have a panel of
23 specialists that they use to review cases. So there's
24 no marketing intention there.

25 **Q** Okay. Let me rephrase my question.

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1 You allow AMFS to use your name and you know
2 that the business of AMFS is to find experts for
3 lawyers involved in lawsuits; correct?

4 **A** Right.

5 **Q** So at least in that sense, you have taken
6 the step of joining this service to make your name
7 available to doctors -- err, to lawyers, rather, for
8 hire; true?

9 **A** True.

10 **Q** So at least in that sense, you have marketed
11 your services as an expert witness; correct?

12 **A** I guess you could look at it that way.

13 **Q** Have you done any other marketing of your
14 services outside of AMFS; that is, have you ever
15 advertised your availability as a malpractice
16 expert?

17 **A** No. I don't desire to do that. I have got
18 plenty to do with 15 cases in what now, five years. I
19 don't want to do any more. It's time-consuming and I
20 don't like sitting across the table from you guys and
21 hassling back and forth about issues.

22 So I have got some credentials, some years
23 of practice and I think my opinion is worthy on
24 certain issues and bringing out facts of the case.

25 **Q** But you have never advertised, outside of

