

# Exhibit A

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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LAURA BERTA MOLDOVAN,

19-cv-05951-DG-RML

Plaintiff,

-against-

KULWANT SINGH, UBER TECHNOLOGIES, INC.,  
AND LYFT, INC.,

Defendants.

-----x

DEPOSITION OF SEBASTIAN LATTUGA, M.D.  
APPEARING REMOTELY VIA TELECONFERENCE  
FROM LAKE SUCCESS, NEW YORK  
FRIDAY, JANUARY 9, 2026  
10:44 A.M.

REPORTED BY:

LARVON BLACK

APPEARING REMOTELY FROM BROOKLYN, NEW YORK

DEPOSITION OF SEBASTIAN LATTUGA, M.D.

1 REMOTE APPEARANCES

2

3 THE PARIS LAW GROUP  
4 Attorneys for Plaintiff, Laura Berta Moldovan  
5 60 East 42nd Street, Suite 4000  
6 New York, New York 10165

7  
8  
9 BY: JASON PARIS, ESQ.

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11

12 NICOLETTI SPINNER RYAN GULINO & PINTER LLP  
13 Attorneys for Defendant, Kulwant Singh  
14 555 Fifth Avenue, 8th Floor  
15 New York, New York 10017

16

17 BY: CLAIRE M. RUSH, ESQ., of Counsel

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19

20 LEWIS BRISBOIS BISGAARD & SMITH, LLP  
21 Attorneys for Lyft, Inc.  
22 7 World Trade Center  
23 250 Greenwich Street, 11th Floor  
24 New York, New York 10007

25

BY: JAMES WHELAN, ESQ., Of Counsel  
File No: 37586.1869

19

20

21

22 ALSO PRESENT:

23 David Rosenthal - Observing

24

25

DEPOSITION OF SEBASTIAN LATTUGA, M.D.

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S T I P U L A T I O N S

IT IS HEREBY STIPULATED, and agreed by and between  
counsel that reading, signing, sealing, filing and  
certification are hereby waived; and that all  
objections, except as to the form of the questions,  
be reserved until the time of Trial.

DEPOSITION OF SEBASTIAN LATTUGA, M.D.

1 THE COURT REPORTER: I am going to read the  
2 following Stipulation for this Remote Deposition:

3 The attorneys participating in this deposition  
4 acknowledge that I am not physically present in the  
5 deposition room and that I will be reporting this  
6 deposition remotely. They further acknowledge that  
7 in lieu of an oath administered in person, I will  
8 administer the oath remotely pursuant to Executive  
9 Order No. 202.7 issued by Governor Hochul August,  
10 2021 The parties and their counsel consent to this  
11 arrangement and waive any objections to this manner  
12 of reporting. Please indicate your agreement by  
13 stating your name and your agreement on record.

14 MR. PARIS: Jason Paris. The firm is The  
15 Paris Law Group. I represent the Plaintiff, Laura  
16 Berta Moldovan and yes, I agree.

17 MS. RUSH: Claire Rush. The firm is  
18 Nicoletti Spinner Ryan Gulino & Pinter, LLP. I  
19 represent the Defendant, Kulwant Singh and yes, I  
20 agree.

21 MR. WHELAN: James Whelan. The firm is  
22 Lewis Brisbois Bisgaard & Smith LLP. I represent  
23 the Defendant, Lyft, Inc.

24 THE COURT REPORTER: All right. So I  
25 need the witness just to provide a government

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1 issued I.D. He can hold it in front of the camera.

2 THE WITNESS: Yes.

3 THE COURT REPORTER: Can you please hold

4 it up?

5 (Witness presents government issued identification

6 and identity verified).

7 S E B A S T I A N L A T T U G A, M. D.

8 was duly administered the following oath:

9 THE COURT REPORTER: All right. Can you

10 raise your right hand. Do you swear that the

11 testimony you are about to give will be the truth,

12 the whole truth, and nothing but the truth, so help

13 you God?

14 THE WITNESS: Yes.

15 THE COURT REPORTER: All right. You can

16 put your hand down. All right, Counselor, you may

17 begin.

18

19 EXAMINATION BY

20 MS. RUSH:

21 Q. What is your name for the record?

22 A. My name is Dr. Sebastian Lattuga.

23 Q. Can you please state where do you

24 reside?

25 A. My business address is 2001 Marcus

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1 Avenue, Lake Success, New York 11042.

2 Q. Doctor, we are her today regarding your  
3 practice, and your familiarity with the Plaintiff  
4 in this matter, Laura Berta Moldovan.

5 Ah, if you don't understand any questions  
6 that I ask you, let me know, correct?

7 A. Yes.

8 Q. This is, ah, not the first time you had  
9 to testify, correct?

10 A. Correct.

11 Q. So, ah, you're familiar with the ground  
12 rules, if you don't understand a question, you  
13 ask me, right?

14 A. Correct.

15 Q. Okay. So, doctor, ah, could you tell  
16 me did you review any records in preparation for  
17 testifying here today?

18 A. Yes.

19 Q. What records did you review?

20 A. My office records.

21 Q. Ah, and when you say, "my office  
22 records", what records are those when you say,  
23 "my office"?

24 A. I mean, I reviewed, um, the -- the  
25 office records of the physician, me, and the

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1 physicians that have been taking care of this  
2 patient.

3 Q. Okay. And, your office is what, New  
4 York Spine Specialist or Medical Spine Care?

5 A. Yeah, d/b/a New York City Spine is the  
6 d/b/a for that.

7 Q. Okay. So, when were you first licensed  
8 to practice medicine?

9 A. 1991 (sic).

10 Q. And, between, ah, 1991 and 19, ah --  
11 let's say 2000, where did you primarily practice  
12 medicine?

13 A. Ah, um, until 2000?

14 Q. Yes.

15 A. So, ah, on Long Island, ah, a part of  
16 that time I was a partner with Orlin & Cohen  
17 (ph).

18 And, then, I went on my own. I think around  
19 2003 and/or 2002 on Long Island at the address  
20 which I quoted at the beginning of this  
21 Deposition.

22 Q. So, the address on Marcus Avenue, is  
23 that a lease, or is that a, ah, like, a, ah,  
24 Commercial Co-op Condo?

25 A. I lease the space, ma'am.



DEPOSITION OF SEBASTIAN LATTUGA, M.D.

1 Q. Okay. And, are you the primary lease  
2 holder on that, ah, office space?

3 A. It's a cooperate lease.

4 Q. It's a cooperate lease. So, it's, ah,  
5 New York Spine Care Medical the primary lease  
6 holder?

7 A. Yes, ma'am.

8 Q. And, what suite are you in?

9 A. 170 West.

10 Q. And, 170 West, do you have any  
11 subtenants there?

12 A. No, ma'am not that I'm aware of.

13 Q. But, you are the lease holder, correct?

14 A. I don't have subleasing, ma'am, I'm  
15 sorry.

16 Q. So, ah, how many, ah, as the, ah, what  
17 is your relationship to Prompt Medical Spine  
18 Care?

19 A. I mean, I'm the sole owner of Prompt  
20 Medical Spine Care.

21 Q. Okay. And, as the sole owner of Prompt  
22 Medical Spine Care, do you have any employees?

23 A. Yes, ma'am.

24 Q. Okay. And, amongst those employees, do  
25 you, ah, employ physician at all?

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1 A. Yes, ma'am.

2 Q. And, ah, approximately, how many, ah  
3 physicians do you employ?

4 A. Around ten currently.

5 Q. And, ah, at, ah, back in 2019, was, ah,  
6 Dr. Cordiale an employee, of, ah, New York Spine  
7 Specialist Prompt Medical Spine Care?

8 A. Yes.

9 Q. And, ah, when did he first become an  
10 employed by your, ah, by your cooperate -- is it  
11 Corporation or Partnership LLC?

12 A. It's PLLC

13 Q. PLLC?

14 A. Yes, PLLC I'm the only owner.

15 Q. Okay. And, when did he first become  
16 employed by the PLLC?

17 A. Around 2000, I think, it's been a  
18 while, ma'am.

19 Q. Okay. And, um, ah, did you, ah, give  
20 him a W-2 or did he get a 1099?

21 A. He had a W-2, ma'am.

22 Q. And, what was his salary?

23 A. I don't remember.

24 Q. Okay. Do you have any records that  
25 indicate what his salary was?

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1 A. None with me, ma'am.

2 Q. I understand that you don't have them  
3 with you, but do you have them, and do they  
4 exist?

5 A. I don't think so, ma'am.

6 Q. Do you have an accountant?

7 A. I've had an accountant, of course.

8 Q. So, ah, would your accountant have that  
9 information?

10 A. I'm sure if that information is  
11 available somewhere with the IRS, or something,  
12 we just don't keep records on physician employees  
13 that have been with the practice in years.

14 Q. I understand. But, you don't have it,  
15 but your accountant would have it?

16 What is the name of the accountant?

17 A. I'm sure my accountant has it, ma'am.

18 Q. Okay.

19 A. I don't use that accountant anymore, I  
20 think he died actually.

21 Q. Okay. So, who is your present  
22 accountant?

23 A. I don't see how this relates to the  
24 care and treatment of this patient.

25 MR. PARIS: I know we didn't start

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1           until late, we are on a time  
2           limitation.

3           MS. RUSH: Please just answer my  
4           questions.

5           THIS WITNESS: I don't want to --

6           MR. PARIS: Dr. Lattuga, please.

7           I'm going to object as to material  
8           irrelevance, and --

9           MR. RUSH: Fine.

10          MR. PARISH: -- and not intended  
11          to obtain Discoverable information.

12          And, I'm happy to have you address  
13          this question to Your Honor.

14          MS. RUSH: Great.

15          Just say object, and we will keep  
16          going, and we will make it quick that  
17          way, okay.

18          MR. PARIS: Claire, the way to  
19          make it quick is to ask 13 questions  
20          about his lease, but it's okay.

21          I will follow your rules, and I  
22          will just say object.

23          Doctor, if I say object, just sit  
24          there quietly, and wait for Ms. Rush to  
25          ask her next question, okay?

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1 THE WITNESS: Yes, Okay.

2 Q. By the way, Dr. Lattuga, did you speak  
3 to anyone in preparation for testifying here  
4 today?

5 A. Mr. Paris.

6 Q. And, when did you speak to Mr. Paris?

7 A. This morning.

8 Q. And, ah, how long did you speak to Mr.  
9 Paris for?

10 A. How long did we speak together 20  
11 minutes, Mr. Paris?

12 MS. RUSH: He's not testifying  
13 here.

14 MR. PARIS: Are we talking about  
15 before or are we just talking about the  
16 case?

17 A. Exactly. Exactly, another irrelevant  
18 question; about 20 minutes, ma'am.

19 Q. Okay. And, how long did it take you to  
20 review the records?

21 A. About two hours, ma'am.

22 Q. Okay. And, in preparation, ah, of  
23 reviewing the records, are you billing for the  
24 time spent, ah, reviewing the records?

25 A. You know I don't know. I know the

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1 charge is because it is a Deposition, but I'm not  
2 sure because it is a Federal Deposition.

3 I'm not sure, but I do charge as a legal  
4 expertise, ma'am, yes.

5 Q. Okay. And, that charge for reviewing  
6 it would be submitted to Ronai & Ronai?

7 A. I'm not sure who pays for this. You  
8 want an honest answer, I don't think they -- it  
9 is you that wanted the Deposition, the defense.

10 So, I think, you guys have to pay. That's  
11 what I think. I mean, I don't know but I would  
12 expect that is the case.

13 Q. Okay. So, let's talk about this then,  
14 sir, because I know in addition to being a doctor  
15 you are a businessman, correct?

16 It is part of the business?

17 A. I don't think -- Ma'am, that is kind of  
18 an insulting allegation. I don't know why that  
19 would even be your question.

20 What does that mean?

21 Q. What does that mean, sir, how many  
22 offices do you presently have?

23 A. I believe we have five primary offices  
24 and, then, I believe ten or so ancillary offices.

25 Q. Now, the five primary offices are

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1 offices that you hold the leases on?

2 A. Yes, ma'am.

3 Q. Okay. And, those are located,

4 obviously, on the Marcus Avenue address.

5 And, what other, ah, offices are you the

6 primary holder on the leases on?

7 A. 150 East 58th Street. Um, University

8 Avenue in the Bronx.

9 Q. Would that be 2356 University Avenue?

10 A. Yes.

11 Q. What else?

12 A. Um, 26 General Square, Jersey City.

13 Q. What else?

14 A. Ah, we have an Astoria location.

15 Q. What is the address of that?

16 A. I don't know.

17 Q. Do you ever practice out of that?

18 A. Yes.

19 Q. Where did you see Ms. Moldovan out of?

20 Do you recall without looking at your

21 records?

22 A. No, I can't recall.

23 Q. Okay. When was the last time you saw

24 Ms. Moldovan without looking at your records,

25 sir?

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1 A. I don't know.

2 Q. Approximately, how many --

3 A. Excuse me, ma'am, as far as I'm  
4 concerned, and this has been my experience, I'm  
5 always allowed to refer to my records in order to  
6 refresh my recollection.

7 If you are asking me if I have an  
8 independent, generally, it is asking me this way;  
9 do you have an independent recollection and I  
10 would say no.

11 But, if you ask a me a question, and I look  
12 to my records to refresh my recollection, I would  
13 appreciate it if you didn't interrupt me, and  
14 tell me not to do it, okay.

15 Q. I'm asking you, do you have an  
16 independent recollection, sir?

17 A. No, I don't.

18 Q. Okay. Sir, as a matter of fact, ah, we  
19 know, don't we, that over 80 percent of your  
20 cases are involved accident cases, correct?

21 A. Yes.

22 Q. And, ah, as a matter of fact, sir, ah,  
23 at this, ah, point in time, ah, you employed not  
24 only other Orthopedic surgeons, but you employee  
25 other individuals who are pain management



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1 specialists, correct?

2 A. Yes.

3 Q. So, you have an interest, sir, in all  
4 of the, ah -- do you pay your pain management  
5 doctors as independent, ah, witnesses, sir?

6 Sir, are you looking at something right now?

7 It looks like you are reading something  
8 right now.

9 A. Ma'am, I think, you know -- just ask me  
10 a question.

11 If I look over and stare at the fire, okay,  
12 because I'm waiting to understand your  
13 question --

14 I don't appreciate this antagonistic, you  
15 know, I've been doing this a lot of years, you  
16 don't need to be antagonistic to get the answers,  
17 just ask me the question.

18 Q. I'm asking the questions, I don't see  
19 what's antagonistic.

20 A. You know what, I'm looking at a  
21 beautiful Tequila bottle that was hand-painted  
22 that was on my desk admiring that work that was  
23 done.

24 Q. Sir, you are wasting my time?

25 A. No, you're wasting my time.

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1 MS. RUSH: Did you just call me  
2 Honey?

3 Let's go off the record.

4 (Whereupon, a discussion was held  
5 off the record).

6 MS. RUSH: Back on the record.

7 (Whereupon, the Deposition resumes  
8 at 11:24 a.m.)

9 MS. RUSH: Ah, Bobby, can you, ah,  
10 put up the, ah, that document for me,  
11 share the screen.

12 CONTINUED EXAMINATION BY

13 MS. RUSH:

14 Q. Doctor, ah, you or your, ah, medical  
15 ah, group, have been, ah, sued a number of times  
16 for malpractice, correct?

17 A. I've had malpractice suits levied  
18 against me, yes, ma'am.

19 Q. So, ah, I'm going to show you 48 cases,  
20 about 27 of them are medical malpractice cases,  
21 ah, isn't that true; that would be a fair number,  
22 correct?

23 A. You have the document, I don't have a  
24 recollection, correct.

25 Q. But, you have agree that you've been

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1 sued for a number of times.

2 A. If that is what the number says.

3 Q. Okay.

4 A. I'll stipulate to the document that you  
5 have.

6 Q. Okay. And, sir, you in addition, to,  
7 ah, being sued for malpractice, you've also been  
8 a Third-Party Defendant in a case, ah, involving  
9 a claim, ah, of fraud, correct?

10 A. That oh, no longer exists, ma'am those  
11 allegations were patently false.

12 Q. You were sued for, ah, fraud in a case  
13 called BIAS, correct?

14 A. Ma'am, that lawsuit no longer exist.

15 Q. Sir --

16 A. I answered the question, that suit no  
17 longer exists.

18 Q. The case -- was the case settled, sir?

19 A. No, the case no longer exist from my  
20 perspective.

21 Q. From your perspective.

22 Sir, do you recall being sued for fraud in a  
23 case called BIAS?

24 A. Yes, I was a Third-Party.

25 Q. Defendant, correct?

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1 A. Yes.

2 Q. Okay, now, sir, in that case, okay, do  
3 you recall questions in that case, or the  
4 allegations in that case, sir, where -- would you  
5 agree with me, that you conspired to charge  
6 inflated fees for unnecessary treatment and  
7 surgery?

8 MR. PARIS: For the record, you  
9 are asking about the allegations?

10 MS. RUSH: The allegations in the  
11 case, correct.

12 MR. PARIS: Because you used the  
13 word "question".

14 I'm just asking, are you asking,  
15 are you talking about the allegations  
16 in the case?

17 MS. RUSH: Those were parts  
18 allegations against you, correct?

19 A. I don't remember the details but the  
20 allegations were completely false.

21 Q. Sir, I'm asking you if you recall that  
22 this was the allegations?

23 A. Not specifically.

24 Q. Okay. Sir, do you recall that there  
25 was an allegation that you reported about the