

IN THE CIRCUIT COURT FOR BALTIMORE CITY, MARYLAND

SANDY KAPP,

*

Plaintiff,

*

v.

*

Case No.: 20-C-04-003340MT

STEVEN H. JACKSON,

*

Defendant.

*

REQUEST FOR PRODUCTION OF DOCUMENTS

TO: STEVEN H. JACKSON

FM: SANDY KAPP

INSTRUCTIONS

(a) Your written response "shall state, with respect to each item or category, that inspection and related activities will be permitted as requested, unless the request is objected to, in which event the reasons for objection shall be states. Of the objection is made to part of an item or category, the part shall be specified."

(b) The documents shall be produced "as they are kept in the usual course of business," or you " shall organize and label to correspond with the categories in the request."

(c) These requests encompass all items within your "possession custody or control."

(d) These requests are continuing in character so as to require you to promptly amend or supplement your response if you obtain further material information.

(e) If in responding to these requests you encounter any ambiguity in construing any request, instruction, or definition, set froth the matter deemed ambiguous and the construction used in responding.

DEFINITIONS

As used in these requests, the following terms are to be interpreted in accordance with these definitions:

(a) The term "person" includes any individual, joint stock company, unincorporated association or society, municipal or other corporation, the State, its agencies or political subdivisions, any court, or any other governmental entity.

(b) The terms "you" or "your" include the persons(s) to whom these requested are addressed, and all of the person's agents, representatives or attorneys.

(c) "Document" or "Documents" shall mean, unless otherwise indicated, writing, transcriptions, reports, memoranda, notes, consultation, whether transcribed by hand or some mechanical electronic photograph or other means, as well as recordings or all other sound reproduction of oral statements or conversations by whatever means made, which are in the possession, custody or control of the Defendants, or any agent, attorney or representative of said Defendants, including by way of illustration, but by no way of limitation: reports, notes, memoranda, records, consultative reports, notes, nurses' notes, doctors' notes, hospital notes, doctors' order notes, incidental reports, clinical reports, or other written documents of any kind and description.

If a document has been prepared and any nonidentical copies have been made, each non-identical is a separate document.

(d) The phrase "all documents" shall mean each and every document within a stated category, known to said Defendant and/or which can be designated and/or located by the use of reasonable diligence, whether located on premises owned by said Defendant and/or elsewhere. Documents located on premises other than the premises of said Defendant are specifically

included.

(e) The term "occurrence" means the events which are more fully set forth in the Statement of Claim.

DOCUMENTS

1. All reports prepared by any experts expected to testify on behalf of the Defendant at the trial in this matter and all documents used by said experts in forming their opinions, whether such experts are medical, economic or otherwise.

2. All documents, including, but not limited to, all of your policies, rules, regulations, procedures, protocols, guidelines, standards, training manuals, instructions, pamphlets and/or any other written material with regard to the total hip replacement performed on the Plaintiff.

3. All documents, including, but not limited to, all policies, rules, regulations, procedures, protocols, guidelines, standards, training manuals, instructions, pamphlets and/or any other written material you follow or consider authoritative on the topic of total hip replacements.

4. Any and all documents relating to liability insurance policies insuring the Defendants at the time of the occurrence.

5. All medical reports, surgical records, consent forms, financial records, bills, invoices, writings, note or memoranda relating in any way to all of Plaintiff's physical, or medical condition, illnesses or disability.

6. Copies of any and all documents, records or writings made in the ordinary course of business concerning the subject matter to this action.

7. Any photographs or motion pictures of the Plaintiff in your or your attorney's possession or control.

8. All documents referred to in your Answers to Interrogatories.

9. Any and all medical records, medical bills, and other medical documentation of any kind and bills obtained or received from sources other than Plaintiff or Plaintiff's counsel, whether by subpoena or otherwise.
10. Any and all insurance agreements or policies identified in your Answers to Interrogatories.
11. All medical records pertaining to treatment rendered by any physician, dentist, hospital, or other medical practitioner or facility to plaintiff.
12. All documents concerning any releases, settlement or other agreement, formal or informal, pursuant to which the liability of any person for any injury or damage arising out of the occurrence has been limited, reduced, or released in any manner.
13. All documents, transcripts, or tape recordings, or recordings of any kind relating to statements given by plaintiff and/or her representatives, agents or employees, concerning this incident.
14. Copies of your experts' Income Tax returns and all W-2's and 1099 forms for the last five years.
15. Copies of all transcripts of testimony from your experts for the last five years whether during a deposition, hearing, or trial.
16. Copies of all documents, diagnostic films, charts, videos, photos, and all other demonstrable items you intend to mention, rely upon, or introduce into evidence at any hearing, deposition, motion, or trial.
17. Copies of any and all agreements you have with any entity that manufactures or distributes orthopaedic devices for joint replacement surgery.
18. Copies of all documents and any other items that were provided to any expert you

have retained in the case at bar to provide an opinion in the case at bar.

19. Copies of all articles and other written publications that you yourself have authored or co-authored and that were authored or co-authored by any expert that you intend to utilize as an expert witness.

20. Copies of any and all medical fee schedules or medical cost schedules and any other documents, and schedules that you will rely upon in the event that you claim that the costs for the medical services provided to the Plaintiff by Dr. Smith and all of the Plaintiff's medical providers for her hip replacement surgery were unreasonably high.

21. Copies of your expert witnesses' C.V. or resume.

Respectfully submitted,

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