

SCANNED
Date: 4/1/09
Initials: [Signature]

IN THE CIRCUIT COURT OF THE 11TH
JUDICIAL CIRCUIT IN AND FOR
MIAMI-DADE COUNTY, FLORIDA

KHASAN GRACE, individually and as
parent and natural guardian of ANDREW
MASON GRACE, a minor,

Plaintiff,

CIVIL DIVISION

CASE NO:

09-25541CA02

v.

HOMESTEAD HOSPITAL, INC. d/b/a
HOMESTEAD HOSPITAL, a Florida
corporation; MARK H. WEINSTEIN, M.D.;
JAMES A. FISH, D.O.;
HOMESTEADMED, P.A., a Florida
corporation; JOSEPH N. NICAISSÉ, M.D.;
JOSEPH N. NICAISSÉ, M.D., P.A., a
Florida corporation; HOMESTEAD
MEDICAL CLINIC, P.A., a Florida
corporation; ROBERT S. ELIAS, M.D.;
ELIAS RADIOLOGY ASSOCIATES, P.A.,
a Florida corporation; HOMESTEAD
DIAGNOSTIC CENTER, INC., a Florida
corporation.

Defendants.



PLAINTIFFS' FIRST REQUEST TO PRODUCE TO DEFENDANT
ROBERT S. ELIAS, M.D.

The Plaintiff, KHASAN GRACE, individually and as parent and natural guardian of ANDREW MASON GRACE, a minor, by and through undersigned attorney, pursuant to the Florida Rules of Civil Procedure, request the Defendant, ROBERT S. ELIAS, M.D. to produce

for inspection and/or copying at the offices of Plaintiffs' counsel within forty-five (45) days from the date of service of this request, the following:

1. Copies of all insurance policies insuring Robert S. Elias, M.D. for the risk sued herein.

2. Copies of all contracts and written agreements between Robert S. Elias, M.D. and Elias Radiology Associates, P.A. and/or Homestead Diagnostic Center, related to health care services to be rendered by Robert S. Elias, M.D. at Elias Radiology Associates, P.A. and/or Homestead Diagnostic Center in effect at any time from 2005 through the end of 2008.

3. If Robert S. Elias, M.D. is not insured for acts of negligence and for the damages described in the complaint, please provide all documents evidencing compliance with §§458.320(1) and (2), Fla. Stat. (2008).

4. A clear and legible color copy of Robert S. Elias, M.D.'s office chart on Khasan Grace, and every other paper, document and other material pertaining to Khasan Grace in the possession of or within the custody and control of Robert S. Elias, M.D. This request includes but is not limited to all tangible medical records and other materials pertaining to Robert S. Elias, M.D., including, but not limited to, all x-rays, radiographic images, ultrasound reports and other diagnostic tests performed on Khasan Grace.

5. All bills, invoices, insurance forms, government documents and any other tangible items in Robert S. Elias, M.D.'s possession, which pertain to Robert S. Elias, M.D.'s care of Khasan Grace. This request is intended to include, but is not limited to, all data and records relating to bills, statements and medical charges rendered or submitted to any source arising out of Robert S. Elias, M.D.'s care of Khasan Grace.

6. All films, including all still and video images, from any radiographic studies performed on Khasan Grace.

7. All tangible documents, records or any other items pertaining Robert S. Elias, M.D.'s care of Khasan Grace.

8. A copy of Robert S. Elias, M.D.'s curriculum vitae or resume.

9. Copies of the complaints in all medical negligence lawsuits in which Robert S. Elias, M.D. has been named as a Defendant.

10. Copies of any administrative complaints, lawsuits or proceedings wherein Robert S. Elias, M.D. was or could have been fined, and any limitations, suspensions or revocations of Robert S. Elias, M.D.'s license to practice medicine.

11. Copies of all indemnity agreements or joint defense agreements between Robert S. Elias, M.D. and any other individual or entity.

CERTIFICATE OF SERVICE

WE HEREBY CERTIFY that a true and correct copy of the foregoing Request to Produce has been attached to the summons and complaint to be served upon the Defendant, Robert S. Elias, M.D. contemporaneously with the Summons and Complaint herein.

DATED this 30th day of March, 2009.

RATZAN & RUBIO, P.A.
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