

SCANNED  
Date: 4/29/09  
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. NICAISSSE, M.D.;  
JOSEPH N. NICAISSSE, 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.

ORIGINAL  
FILED  
JUL 30 2009  
HARVEY RUBIN  
CLERK

**PLAINTIFFS' FIRST REQUEST TO PRODUCE TO DEFENDANT**  
**ELIAS RADIOLOGY ASSOCIATES, P.A.**

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, ELIAS RADIOLOGY ASSOCIATES,

P.A. 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 Elias Radiology Associates, P.A. for the risk sued upon herein.

2. If Elias Radiology Associates, P.A. 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).

3. A clear and legible color copy of Elias Radiology Associates, P.A.'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 Elias Radiology Associates, P.A. This request includes but is not limited to all tangible medical records and other materials pertaining or relating in any way to the care rendered to Khasan Grace by Elias Radiology Associates, P.A. This request includes all x-rays, radiographic images, echocardiograms, microscopic slides, EKGs, and other diagnostic tests performed on Khasan Grace while a patient of Elias Radiology Associates, P.A.

4. All bills, invoices, insurance forms, government documents and any other tangible items in the possession of Elias Radiology Associates, P.A., which pertain to Elias Radiology Associates, P.A.'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 Elias Radiology Associates, P.A.'s care of Khasan Grace.

5. All tangible documents, records or any other items pertaining to Elias Radiology Associates, P.A.'s care of Khasan Grace, other than those items provided in response to requests numbered (2) and (3), above.

6. Copies of the Complaints in all medical negligence lawsuits in which Elias Radiology Associates, P.A. has been named as a Defendant.

7. Copies of all indemnity agreements or joint defense agreements between Elias Radiology Associates, P.A. and any other individual or entity.

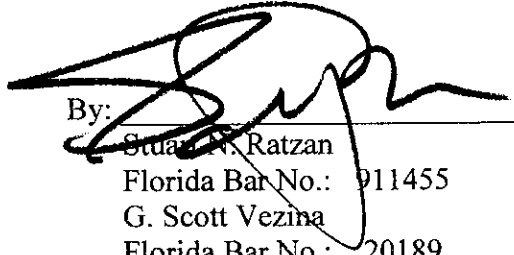
8. All contracts and/or written agreements between Elias Radiology Associates, P.A. and any P.A.'s, Employees, and/or Corporations.

**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, Elias Radiology Associates, P.A. contemporaneously with the Summons and Complaint herein.

DATED this 30<sup>th</sup> day of March, 2009.

RATZAN & RUBIO, P.A.  
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