

SCANNED
Date: 3/27/09
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: 07-20047CA02

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. NICAISSE, M.D.;
JOSEPH N. NICAISSE, 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
MAR 30 2009
HARVEY RUVIN
CLERK

PLAINTIFFS' FIRST REQUEST TO PRODUCE TO DEFENDANT
JOSEPH N. NICAISSE, M.D., 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, JOSEPH N. NICAISSE, M.D., 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 Joseph N. Nicaisse, M.D., P.A. for the risk sued upon herein.
2. If Joseph N. Nicaisse, M.D., 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 Joseph N. Nicaisse, M.D., 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 Joseph N. Nicaisse, M.D., 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 Joseph N. Nicaisse, M.D., 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 Joseph N. Nicaisse, M.D., P.A.
4. All bills, invoices, insurance forms, government documents and any other tangible items in the possession of Joseph N. Nicaisse, M.D., P.A., which pertain to Joseph N. Nicaisse, M.D., 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 Joseph N. Nicaisse, M.D., P.A.'s care of Khasan Grace.

5. All tangible documents, records or any other items pertaining to Joseph N. Nicaisse, M.D., 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 Joseph N. Nicaisse, M.D., P.A. has been named as a Defendant.

7. Copies of all indemnity agreements or joint defense agreements between Joseph N. Nicaisse, M.D., P.A. and any other individual or entity.

8. All contracts and/or written agreements between Joseph N. Nicaisse, M.D., 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 Joseph N. Nicaisse, M.D., P.A. contemporaneously with the Summons and Complaint herein.

DATED this 30th day of March, 2009.

RATZAN & RUBIO, P.A.
Attorneys for Plaintiffs
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By: _____


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