

VERIFIED RETURN OF SERVICE

State of Florida

County of Palm Beach

Circuit Court

Case Number: 2022-CA-001269 Court Date: 7/7/2022



JVS2022008347

Petitioner:

**IN RE: THE ESTATE OF
ROSALIA DIGIOVANNI (deceased)**

**VINCENT DIGIOVANNI, AN INDIVIDUAL and JOHN DIGIOVANNIE, AN
INDIVIDUAL**

vs.

Respondent:

LEONORA DATTILO, AN INDIVIDUAL

For:

Jennifer N. Grant, Esq.
Law Offices of Jennifer Grant, P.A.
6619 S DIXIE HIGWAY
STE 623
MIAMI, FL 33143

Received by COMPASS INVESTIGATIONS on the 27th day of June, 2022 at 4:55 pm to be served on **RECORDS CUSTODIAN ELEVATE CARE F/K/A MENORAH HOUSE, 9945 N CENTRAL PARK BLVD, BOCA RATON, FL 33428.**

I, Donald Moore, do hereby affirm that on the **29th day of June, 2022 at 11:10 am, I:**

Served an **AUTHORIZED:** entity by delivering a true copy of the **SUBPOENA DUCES TECUM and EXHIBIT "A"** with the date and hour of service endorsed thereon by me, to: **PENNY R as SOCIAL SERVICES**, who stated they are authorized to accept service for: **RECORDS CUSTODIAN ELEVATE CARE F/K/A MENORAH HOUSE** at the address of: **9945 N CENTRAL PARK BLVD, BOCA RATON, FL 33428**, and informed said person of the contents therein, in compliance with state statutes.

Description of Person Served: Age: 58, Sex: F, Race/Skin Color: White, Height: 5'6", Weight: 170, Hair: Light Brown, Glasses: Y

I certify that I am over the age of 18, have no interest in the above action, and I am a Certified Process Server, in good standing, in the judicial circuit in which the process was served. Under penalties of perjury, I declare that I have read the foregoing document and that the facts stated in it are true.

Donald Moore
CPS 2047

**COMPASS INVESTIGATIONS
927 S.E. 1st Street
Pompano Beach, FL 33060
(954) 527-5722**

Our Job Serial Number: JVS-2022008347
Ref: Jennifer Grant

IN THE CIRCUIT COURT OF THE 15th JUDICIAL CIRCUIT IN AND FOR
PALM BEACH COUNTY, FLORIDA

In Re: Estate of

ROSALIA DIGIOVANNI,

Deceased.

CASE NO: 2022-CA-001269

_____/

VINCENT DIGIOVANNI, an individual,
and JOHN DIGIOVANNI, an individual,

Petitioners,

vs.

LEONORA DATTILO, an individual.

Respondent.

_____!

SUBPOENA DUCES TECUM
(records only)

THE STATE OF FLORIDA:

TO: Record Custodian
Elevate Care f/k/a Menorah House
9945 N. Central Park Blvd
Boca Raton, FL 33428

YOU ARE COMMANDED to produce to undersigned counsel on or before the 7th of July, 2022 all records as set forth on Exhibit "A" attached to this subpoena.

These items will be inspected and may be copied at that time. You will not be required to surrender the original items. You can comply with this Subpoena by providing legible copies of the items to be produced to: Jennifer Grant, Esq., Law Offices of Jennifer Grant, P.A., 2436 N. Federal Highway, Suite 410, Lighthouse Point, FL 33064 whose telephone number is (561) 595-8007 and/or via email at brenna@jennifergrantlaw.com, on or before the scheduled date of the production. You may condition the preparation of the copies upon payment in advance for the

reasonable cost of preparation. You should contact undersigned counsel with an estimate of the copying charges before you begin making copies. You have the right to object to the production pursuant to this subpoena at any time before production by giving written notice to the attorney whose name appears on this subpoena. THIS WILL NOT BE A DEPOSITION. NO TESTIMONY WILL BE TAKEN.

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact Tammy Anton, Americans with Disabilities Act Coordinator, Palm Beach County Courthouse, 205 North Dixie Highway West Palm Beach, Florida 33401; telephone number (561) 355-4380 at least 7 days before your scheduled court appearance, or immediately upon receiving this notification if the time before the scheduled appearance is less than 7 days; if you are hearing or voice impaired, call 711

If you fail to comply with this subpoena, you may be in contempt of Court.

You are subpoenaed to produce the documents in exhibit "A" by the following attorneys and unless excused from this Subpoena by these attorneys or the Court, you shall respond to this Subpoena as directed.

WITNESS my hand and Seal of this Court on this 13th day of June, 2022.

For the Court



Jennifer N. Grant

LAW OFFICES OF JENNIFER GRANT, P.A.
200 East Palmetto Park Road; Suite 103
Boca Raton, Florida 33432
Telephone: (561) 595-8007
Jennifer@jennifergrantlaw.com

By:



Jennifer N. Grant, Esq.
Florida Bar No. 515051
Brenna McGee Fitzpatrick, Esq.
Florida Bar No. 1030962

EXHIBIT "A"
DOCUMENTS REQUESTED

INSTRUCTIONS

As used herein, the following terms are defined as indicated:

- A. "You," "your," "yours," "yourself," to the person/entity to whom this subpoena is directed and includes any of its agents, representatives, attorneys, employees, investigators, partners or consultants, and any other person and/or entity acting or purporting to act on its behalf or under its control.
- B. The "relevant time period" shall mean from January 1, 2019 to the present date.
1. All medical records in your possession, custody, or control for Rosalia Digiovanni, whose date of birth was January 28, 1935.
 2. All notes in your possession, custody, or control related to and/or regarding Rosalia Digiovanni.
 3. All records showing the name, address and telephone number for your employees or independent contractors that worked with or for Rosalia.
 4. All records which relate the Rosalia's care, treatment, diagnosis, and/or medications.
 5. All records related to any other doctors Rosalia saw.
 6. All communications between you and Leonora Dattilo.
 7. All communications between you and Rosalia Digiovanni.
 8. All evidence of payment to you for work related to Rosalia Digiovanni including without limitation, copies of checks.

NOT A CERTIFIED COPY