

EXHIBIT “THREE”

TODAY'S CAL.# 3

RJI DATE 1/20/17

INTAKE PART

PRELIMINARY CONFERENCE ORDER
PURSUANT TO PART 202 OF THE UNIFORM CIVIL RULES
FOR THE SUPREME COURT KINGS COUNTY

HON. SCHNEIDER for Graham

DATE: 3/8/2017

AL Licock, Jasmine an Morris, out to

Index# 516821, 16

Plaintiff(s)

- against -
Leitch, Gregory et al

Defendant(s)

Compliance Conference shall be held in
IAS Part CCP on 7/24/2017
at 9:30 a.m.

FAILURE OF COUNSEL TO ATTEND THE
COMPLIANCE CONFERENCE MAY RESULT
IN THE IMPOSITION OF SANCTIONS

PRINT ALL INFORMATION CLEARLY

ATTORNEY FIRM	<u>Steven F. Schwartz</u>	by	<u>[Signature]</u>	FOR PLAINTIFF	Consent to E-FILE?
ATTORNEY FIRM	<u>Pen. v. + Mohamed</u>	by	<u>[Signature]</u>	FOR DEFENDANT	YES NO
ATTORNEY FIRM	<u>Lizal Licock</u>	by	<u>[Signature]</u>	FOR DEFENDANT	YES NO
ATTORNEY FIRM		by		FOR DEFENDANT	YES NO

DEFAULTS: DEFENDANT [Signature]
HAS NOT BEEN SERVED/HAS BEEN SERVED, NOT ANSWERED/AND TIME TO DO SO HAS EXPIRED.
DEFAULT JUDGMENT GRANTED/PENDING

THE DISCOVERY END DATE/ NOTE OF ISSUE DUE DATE IS 12/20/2017

IT IS HEREBY ORDERED THAT THIS ACTION IS ASSIGNED TO THE:

EXPEDITED STANDARD _____ COMPLEX TRACK _____
AND DISCLOSURE SHALL PROCEED AS FOLLOWS:

- I. WRITE PLAINTIFF'S MOST SEVERE INJURY: Impact/Compression of Sp
- II. TYPE OF CASE:
 - MOTOR VEHICLE
 - PREMISES LIABILITY
 - PROFESSIONAL MALPRACTICE (MED. MAL. ETC.)
 - OTHER. BRIEFLY DESCRIBE: _____
 - CONTRACT
 - LABOR LAW
- III. CPLR 325 (D) eligible, upon further order.
- IV. INSURANCE COVERAGE (INCLUDING EXCESS AND/ OR UMBRELLA COVERAGE)
DEFENDANT S DEFENDANT _____
IF NOT FURNISHED, PLAINTIFF TO BE ADVISED IN WRITING BY 3/7/2017
IF NO EXCESS COVERAGE, PROVIDE AFFIDAVIT TO THAT EFFECT BY 5/7/2017

PRELIMINARY CONFERENCE ORDER

V. BILL OF PARTICULARS:

- A. SUBMITTED..... B. NOT SUBMITTED - TO BE SERVED BY _____
- 2. SUPPLEMENT/ AMEND BILL OF PARTICULARS TO BE SERVED BY _____

3. DEFENDANT S TO PROVIDE A VERIFIED BILL OF PARTICULARS AS TO AFFIRMATIVE DEFENSES WITHIN 60 DAYS.

VI. MEDICAL AND HOSPITAL AUTHORIZATIONS TO THE EXTENT NOT PREVIOUSLY PROVIDED:

- 1. FURNISHED
- 2. HIPAA COMPLIANT MEDICAL AUTHORIZATIONS FOR RECORDS AND HOSPITAL AUTHORIZATIONS TO BE SERVED BY _____ / _____ / 20_____
- 3. PLAINTIFF(S) SHALL PROVIDE AUTHORIZATIONS TO OBTAIN COPIES OF THE ACTUAL RECORDS OF ALL TREATING AND EXAMINING HEALTH CARE PROVIDERS, INCLUDING DIAGNOSTIC TESTS, X-RAYS, MRIs, EMGs, CT SCANS, FOR INJURIES SPECIFIED IN THE BILL OF PARTICULARS WITHIN _____ DAYS.
- 4. PLAINTIFF(S), WITHIN 60 DAYS AFTER FILING NOTE OF ISSUE, MUST SERVE DEFENDANT (S) WITH FRESH HIPAA COMPLIANT AUTHORIZATIONS FOR ALL KNOWN HEALTH CARE PROVIDERS.

VII. PHYSICAL EXAMINATION:

- A. HELD B. WAIVED C. EXAM OF THE PLAINTIFF TO BE HELD WITHIN 60 DAYS FOLLOWING THE CONCLUSION OF PLAINTIFF'S EBT.
- 2A. PHYSICIANS' REPORTS FURNISHED
- 2B. COPY OF PHYSICIANS' REPORTS TO BE FURNISHED TO PLAINTIFF WITHIN 60 DAYS OF EXAMINATION.

VIII. EXAMINATIONS BEFORE TRIAL:

- PLAINTIFF(S) DEFENDANT(S) INFANT(S)
- INFANT'S DATE OF BIRTH: _____ / _____ / _____
- TO BE HELD ON 5/23/2017,
- AT ~~COURT~~ REPORTER _____
- AT OFFICE OF _____
- AT A LOCATION TO BE AGREED UPON LATER
- HELD (EXCEPT: _____)
- WAIVED
- EXCEPT INFANT AT THIS TIME

DEPOSITIONS TO COMMENCE WITHIN 30 DAYS OF JUDICIAL DETERMINATION OF INFANT PLAINTIFF'S COMPETENCE TO TESTIFY AT A "SWEAR-ABILITY" HEARING.

IX. OTHER DISCLOSURE:

- 1. NONE
- 2. ALL PARTIES TO EXCHANGE NAMES AND ADDRESSES OF ALL WITNESSES, OPPOSING PARTIES' STATEMENTS, PHOTOGRAPHS, SURVEILLANCE TAPES, AND ACCIDENT REPORTS PREPARED IN THE ORDINARY COURSE OF BUSINESS. IF NONE, AN AFFIRMATION TO THAT EFFECT SHALL BE PROVIDED.
- 3. AUTHORIZATION FOR PLAINTIFF(S) FOR YEAR BEFORE, YEAR OF, AND YEAR AFTER:
 - EMPLOYMENT ATTENDANCE RECORDS
 - IRS, IF SELF EMPLOYED OR W-2
- 4. PLAINTIFF TO PROVIDE NO-FAULT/ COLLATERAL SOURCE AUTHORIZATIONS. ABOVE TO BE COMPLETED WITHIN 45 DAYS.
- 5. ALL PARTIES SHALL SUPPLY EXPERT WITNESS DISCLOSURE PURSUANT TO CPLR.

All to Defendant not provided applicable w/ 45 days

PRELIMINARY CONFERENCE ORDER

□ 6. _____

X. IMPLER ACTIONS: □ 1. NONE
□ 2. ALREADY COMMENCED
☑ 3. TO BE COMMENCED WITHIN 60 DAYS AFTER COMPLETION OF EBTs.

XI. ADDITIONAL DIRECTIVES: SEE ATTACHED PAGE FOR ADDITIONAL DIRECTIVES.

IN THE EVENT OF UNJUSTIFIED NON-COMPLIANCE WITH THE TERMS OF THIS ORDER, COSTS OR OTHER SANCTIONS MAY BE IMPOSED.

NOTWITHSTANDING ANY DIRECTIVE CONTAINED HEREIN, ALL PARTIES ARE REQUIRED TO ABIDE BY THE JUSTICE'S INDIVIDUAL PART RULES LOCATED AT: [HTTP://WWW.NYCOURTS.GOV/COURTS/2JD/KINGS/CIVIL/JUDGESRULES.SHTML](http://www.nycourts.gov/courts/2jd/kings/civil/judgesrules.shtml)

ALL DATES CONTAINED HEREIN RELATING TO THE COMPLETION OF ITEMS IN THIS PRELIMINARY CONFERENCE ORDER MUST BE ADHERED TO.

THE PARTIES HAVING APPEARED FOR A PRELIMINARY CONFERENCE ON THIS DATE HAVE REVIEWED THE TERMS AND/ OR CONDITIONS OF THIS ORDER AND HEREBY CONSENT TO SAME.

ATTORNEY: [Signature] FOR PLAINTIFF: Allicood & Morris
(Attorney's signature)

ATTORNEY: [Signature] FOR DEFENDANT: LEITCH, MORGAN
(Attorney's signature)

ATTORNEY: [Signature] FOR DEFENDANT: Carter Two Cakes - Mahan & Counselors
(Attorney's signature)

ATTORNEY: _____ FOR DEFENDANT: _____
(Attorney's signature)

COURT ATTORNEY: [Signature]

THIS CONSTITUTES THE DECISION AND ORDER OF THE COURT.

DATED: 3/8/2017 ENTER: _____
J.S.C./J.H.O. [Signature]

2017 MAR 10 AM 9:46

FILED
KINGS COUNTY CLERK

HON. MARTIN SCHNEIER
JHO/REFEREE