

Compliance Conference Worksheet

Case Name: N.J. by M/N/G JACKSON vs City, NYCHA, et al Date: 12/11/17

Index No.: 703010/17 IAS Justice: LONE Compliance Calendar No.: 37

	Attorney Appearing at Conference Print Name and Direct Phone	Attorney Responsible for Matter Print Name and Direct Phone
Plaintiff N.J. / SAHIDAN JACKSON	A. L. Salim	your file#: Dan Berger
Defendant City	Mike Finkelstein 712 356 2681	your file#: Mike Finkelstein 2017 012898
Defendant MTA Bus	Craig Poligin 631 555-0300	your file#: same
Defendant		your file#:

Have Any Parties Failed To Appear Today? No (If Yes, specify above)

Insurance: Carrier: Self Insured Policy Limits: Name of Adjuster: Excess:

Existing Orders for Disclosure (Other than PC Order) or Joint Trial/Consolidation: Y/N: No If Yes, specify:

Pending Motions Y/N: If Yes, specify Nature and Date Submitted:

Liability Summary: MTA Bus & FDNY Motor Vehicle Accident. It was passenger Bus

Damages Summary: Back surgery + finger surgery

FILED APR 18 2018 COUNTY CLERK QUEENS COUNTY

Demand: Offer: 0

For Court Use Only

Marking:

N/I Date: SX

Reviewed By: RK

Other Comments:

spells

DOCUMENTS, AUTHORIZATIONS and OTHER DISCOVERY AND INSPECTION, it is ORDERED that no later than 20 days from the date hereof, the following documents, authorizations and other items for discovery and inspection shall be produced:

by the Plaintiff(s): All medical reports and authorizations, as directed by 22 NYCRR § 202.17 (b) and, where the cause of death is in issue, as directed by 22 NYCRR § 202.17 (d).

_____ by the Defendant(s) and Third-Party Defendant(s):

DEPOSITIONS:

ORDERED that all parties not yet deposed shall appear for deposition(s) on date 3/13/18 at time 10⁰⁰ o'clock at: place Queens Ct Reporter ^{Plaintiff}
(The date set for depositions MUST be no more than 30 days from the date hereof. Insert any further provisions regarding depositions)

Depts on 3/27/18 at 10⁰⁰ at Queens Ct Reporter
Depts EBT will not go forward subject to and it is further ^{consolidate}

ORDERED that depositions shall continue from day to day until completed.

PHYSICAL EXAMINATIONS:

ORDERED that all defendants and other parties desiring to take the physical examination of any plaintiff shall designate, in writing, the physician(s) to take such examination within 15 days of the completion of the plaintiff's deposition, or within 20 days of the date hereof in the event plaintiff's deposition has already occurred. All physical examinations shall be completed within 30 days of the designation of examining physician(s). Pursuant to 22 NYCRR § 202.17 [c], copies of the reports of the examining physician(s) shall be served on all parties within 45 days after the completion of the examination, and it is further

ORDERED: (Insert any further provisions regarding physical examinations)

IME of plaintiffs to be held w/in 60 days
of her EBT

MISCELLANEOUS:

ORDERED that unless otherwise noted by the court herein, this Order is deemed to have resolved any pending discovery motion(s), and that pursuant to this Order, such motion shall be "marked off" in the Centralized Motion Part (CMP) on the return date of the motion; and it is

ORDERED that any further third-party actions shall be commenced promptly upon discovery of the identity of the third-party defendant(s), but not more than 30 days after the completion of

depositions, unless for good cause shown, and it is further

ORDERED that parties aggrieved by failures to disclose must move promptly for relief or be deemed to have waived the outstanding discovery, and it is further

ORDERED that any statutory stays of disclosure due to the pendency of motions pursuant to CPLR 3211, 3212 and 3213 are vacated, and all parties are stayed from moving for summary judgment pending the filing of a note of issue as directed herein, and it is

ORDERED that if plaintiff is a Medicare recipient or Medicare eligible, he/she shall within 30 days provide defendant with copies of all correspondence to Medicare, as evidence of plaintiff's efforts to determine the outstanding claim against said plaintiff/beneficiary should one exist, e.g. final demand or conditional summary from CMS; and it is further

ORDERED that any parties failing to appear at this Compliance Conference shall be bound by the terms of this order, and it is further

ORDERED that plaintiff(s) shall provide fresh HIPAA-compliant authorizations for release of medical records, not later than 60 days prior to trial, and is further

ORDERED as follows:

Any items left outstanding from those directed by prior orders must be specifically identified herein or are deemed waived)

ORDERED that plaintiff/ JACKSON shall serve and file a Note of Issue and Certificate of Readiness on or before (Court use only) 5/18/18, and shall furnish to the Compliance Settlement and Conference Part within ten (10) days thereafter a copy of the filed Note of Issue and Certificate of Readiness, together with an affidavit of service, and that the failure to do so shall be grounds for the imposition of sanctions.

SO ORDERED:

Dated: 12/11/17

[Signature], JSC

Should plaintiff/ JACKSON need more time to file a Note of Issue, said party may contact chambers at (718) 298-1089, no later than six (6) weeks before the Note of Issue is due.

Appearances and acknowledgment of receipt of this Order:

L. Selim - Wm. Schacter & As
Attorney for Plaintiff NI - K12 JACKSON

[Signature]
Attorney for Defendant MTA B no

Care Counsel of NY
Attorney for Defendant [Signature]

Attorney for Defendant

Attorney for Defendant