

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

CAROLYN WHITE, Individually,
and as Executrix of the ESTATE OF
JERE F. WHITE, Deceased,

Plaintiff,

v.

TENOLD TRANSPORTATION
(2005) LTD. d/b/a TENOLD
TRANSPORTATION LIMITED
PARTNERSHIP (a/k/a TENOLD
TRANSPORTATION LP) and
MARIOUS M'BIKATA,

Defendants.

Civil Action File No.
1:11-CV-2997-JOF

**PLAINTIFF CAROLYN WHITE'S
SECOND REQUEST FOR PRODUCTION OF DOCUMENTS
TO DEFENDANT MARIOUS M'BIKATA**

COMES NOW Plaintiff CAROLYN WHITE, as Executrix of the Estate of Jere F. White, Deceased, in the above-styled action, who submits the following written Request for Production of Documents to Defendant MARIOUS M'BIKATA, pursuant to Rules 26 and 34 of the Federal Rules of Civil Procedure, for answer as provided by law.

DEFINITIONS

As used herein, the terms listed below are defined as follows:

1. The term "**Document**" as used herein shall be given a very broad definition to include every type of paper, writing, data, record, graphic, drawing, photograph, audio recording and video recording. The term includes material in all forms, including printed, written, recorded, or other. The term includes all files, records and data contained in any computer system, computer component and/or computer storage (e.g., hard drive, disc, magnetic tape, backup system, etc.). This term includes, but is not limited to, correspondence, reports, meeting minutes, memoranda, stenographic or handwritten notes, diaries, notebooks, account books, orders, invoices, statements, bills, checks, vouchers, purchase orders, studies, surveys, charts, maps, analyses, publications, books, pamphlets, periodicals, catalogues, brochures, schedules, circulars, bulletins, notices, instructions, manuals, journals, e-mails, e-mail attachments, data sheets, work sheets, statistical compilations, data processing cards, microfilms, computer records (including printouts, disks or other magnetic storage media), tapes, photographs (positive or negative prints), drawings, films, videotapes, hard drive recordings, pictures, and voice recordings. Plaintiff expressly intends for the term "Document" to include every copy of such writing, etc. when such copy contains any commentary or

notation whatsoever that does not appear on the original and any attachments or exhibits to the requested document or any other documents referred to in the requested document or incorporated by reference.

2. "**Person**" means any natural person, corporation, partnership, proprietorship, association, organization, group of persons, or any governmental body or subdivision thereof.

3. (a) "**Identify**" with respect to any "**person**" or any reference to stating the "**identity**" of any "**person**" means to provide the name, home address, telephone number, business name, business address, and business telephone number of such person, and a description of each such person's connection with the events in question.

(b) "**Identify**" with respect to any "**document**" or any reference to stating the "**identification**" of any "**document**" means to provide the title and date of each such document, the name and address of the party or parties responsible for the preparation of each such document, the name and address of the party who requested or required the preparation of the document or on whose behalf it was prepared, the name and address of the recipient or recipients of each such document, and the names and addresses of any and all persons who have custody or control of each such document, or copies thereof.

4. "**Subject Incident**" means events made the basis of the Complaint, including, but not limited to, the incident at issue which occurred on May 11, 2011, in Paulding County, Georgia.

5. "**You,**" "**Your,**" or "**Defendant M'BIKATA**" means Defendant MARIOUS M'BIKATA.

6. "**TENOLD TRANSPORTATION**" means, collectively, Defendant TENOLD TRANSPORTATION (2005) LTD. d/b/a TENOLD TRANSPORTATION LIMITED PARTNERSHIP (a/k/a TENOLD TRANSPORTATION LP).

7. "**Similar**" shall have the meaning given in the American Heritage Dictionary, which is "showing some resemblance; related in appearance or nature; alike but not identical." As used here, the word "similar" shall not be limited as if modified by the word "substantially" and shall not mean "the same". If you limit the information provided because you use another interpretation of the word "similar," please state the interpretation you are using and reveal the nature of the information withheld.

8. The terms "**and**" as well "**or**" shall be each construed conjunctively and disjunctively as necessary to bring within the scope of each interrogatory and

request for documents all information and documents that might otherwise be construed to be outside its scope. The term “**and/or**” shall be construed likewise.

9. Whenever necessary to bring within the scope of an interrogatory or request for production of documents any information or document that might otherwise be construed to be outside its scope: (i) the use of a verb in any tense shall be construed as the use of the verb in all other tenses; (ii) the use of the singular shall be construed as the use of the plural and vice versa; and (iii) “**any**” includes “all,” and “**all**” includes “any.”

10. With regard to any term used herein that is deemed by the responding party as being ambiguous or vague, a term shall be construed in its broadest sense to encompass all reasonable definitions of that term.

DOCUMENT REQUESTS

REQUEST NO. 1: A complete copy of all medical records, correspondence, and evaluations of any health care provider identified in your response to Interrogatory No 1, served contemporaneously with these Requests.

REQUEST NO. 2: Copies of all documents you have concerning your Workers’ Compensation claim from the carrier or provincial Workers’ Compensation Board that are identified in response to Interrogatory No 2, served contemporaneously with these Requests.

REQUEST NO. 3: Please execute and return the PIPEDA Authorization for Marious M'Bikata attached to these Requests. Defense counsel will be provided with copies of any medical records, workers' compensation documents, and/or medical bills obtained with this Authorization.

REQUEST NO. 4: Please execute and return the PIPEDA Authorization for M'Biikay Kalala Mukuta attached to these Requests. Defense counsel will be provided with copies of any medical records, workers' compensation documents, and/or medical bills obtained with this Authorization.

REQUEST NO. 5: Please execute and return the employment record authorization for Marious M'Bikata attached to these Requests. Defense counsel will be provided with copies of any employment records obtained with this Authorization.

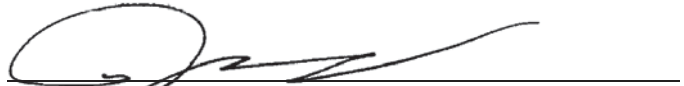
REQUEST NO. 6: Please execute and return the employment record authorization for M'Biikay Kalala Mukuta attached to these Requests. Defense counsel will be provided with copies of any employment records obtained with this Authorization.

REQUEST NO. 7: Copies of any and all training materials provided to you by Tenold related to the proper procedures for making turns, routing, and/or driving directions.

REQUEST NO. 8: Copies of any correspondence between you and anyone at Tenold Transportation relating to your workers' compensation claim and/or the injuries you received as a result of the Subject Incident.

Dated on February 13, 2012.

FRIED ROGERS GOLDBERG LLC



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