

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

Howard Adelman and Judith
Sclawy-Adelman,
as Co-Personal Representatives of
The Estate of Michael Sclawy-Adelman,

Plaintiffs,

vs.

CASE NO: 1:10-CV-22236-ASG
District Ct. Judge: ALAN S. GOLD

Boy Scouts of America, a Foreign
Corporation;
The South Florida Council Inc.,
Boy Scouts of America;
Plantation United Methodist Church;
Howard K. Crompton, individually; and
Andrew L. Schmidt, individually,

Defendants.

THE SOUTH FLORIDA COUNCIL, INC ("SFC") AMENDED PRIVILEGE LOG

Discovery	Description	Possession	Privilege
Request for Production # 1, 3, 4	"Preliminary Report of Fatal or Serious Injury or Illness" - Incident Report describing the incident on May 9, 2009 created for the Director of Health & Safety Service for the The South Florida Council Inc., on May 13, 2009. The materials consist of three typed documents	Counsel for SFC	Defendant objects to this request under the work product privilege. These documents were created in anticipation of litigation.

Request for Production # 1, 3, 4	<p>Materials compiled/created by The South Florida Council Inc., and its insurer, ESIS, from 5-10-09 - 5-14-09 and provided to counsel for defense on 6-22-2010 in preparation of anticipated litigation including:</p> <ul style="list-style-type: none"> • "General Liability The South Florida Council Inc.," dated May 11, 2009 (2 pages) • Email correspondence between The South Florida Council Inc., and its insurer related to the incident at question dated May 11, 2009 (3 pages) • Preliminary Report of Fatal or Serious Injury or Illness dated May 11, 2009 handwritten by Jeff Hunt pertaining to the incident at question (1 page) • Email correspondence to and from The South Florida Council Inc., representatives with handwritten information on details of incident created on May 10, 2009 related to potential litigation (1 page) • "Facsimile Transmission Form for Fatality or Serious Injury or Illness" sent on May 10, 2009 from Jeff Hunt to the Health and Safety Team Leader at the National Office for The South Florida Council Inc., regarding the incident in question; includes a Preliminary Report of Fatal or Serious Injury or Illness, which is dated May 10, 2009 and is handwritten and signed by Jeff Hunt (1 page) • Documents created by SFC's insurer pertaining to the incident in question dated May 14, 2009 (2 pages) 	Counsel for SFC insur. claims file	Defendant objects to this request under the work product privilege and attorney-client privilege. These documents were created in anticipation of litigation and/or were communicated by SFC to its counsel for the defense of the subject litigation.
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Request for Production # 3	A 19-page statement of Kristopher Lee Leon taken by defense counsel on July 27, 2010 in anticipation of litigation	Counsel for SFC	Defendant objects to this request under the work product privilege. This statement was taken by counsel for Defendants in anticipation for litigation. The questions asked stem from the mental impressions of counsel related to the potential issues arising from the incident on May 9, 2009
Request for Production # 1, 3, 4	Materials created and/or gathered by counsel (including mental impressions) on July 13, 2010 and July 14, 2010 concerning technical issues in the case, including the Florida Trail, Big Cypress National Preserve, Everglades National Park Service, rules and regulations concerning the Everglades National Park and other documents, which can be found on the internet.	Counsel for SFC	Defendant objects to this request under the work product privilege. These materials reflect the mental impressions of counsel in preparing a defense for this case.
Request for Production # 1, 3, 4	"Facsimile Transmission form for Fatality or Serious Injury or Illness" sent on May 10, 2009 from Jeff Hunt to the Health and Safety Team Leader at the National Office for The South Florida Council Inc., concerning the incident on May 9, 2009. The transmission includes a Preliminary Report of Fatal or Serious Injury or Illness, which is dated May 10, 2009 and is handwritten and signed by Jeff Hunt	Counsel for SFC	Defendant objects to this request under the work product and attorney client privileges. These documents were created in anticipation of litigation.
Request for Production # 1, 3, 4	Document from SFC Insurer titled, "General Liability The South Florida Council Inc.," dated May 11, 2009 pertaining to incident on May 9, 2009, consisting of two pages. The documents were provided by The South Florida Council Inc., Insurer to The South Florida Council Inc.,	Counsel for SFC	Defendant objects to this request under the work product and attorney client privileges. These documents were created in anticipation of litigation.
Request for Production # 1, 3, 4	One document called "Liability Accident Notice" on The South Florida Council Inc., Letterhead created on May 13, 2009, which appears to be signed by Jeff Hunt describing incident on May 9, 2009	Counsel for SFC	Defendant objects to this request under the work product and attorney client privileges. These documents were created in anticipation of litigation

Request for Production # 1, 3, 4	A two page memorandum dated May 10, 2009 to Jeff Hunt and Jeffrey Berger from Deron Smith pertaining to facts of May 9, 2009 incident and potential litigation stemming therefrom	Counsel for SFC	Defendant objects to this request under the work product and attorney client privileges. These documents were created in anticipation of litigation
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CERTIFICATE OF SERVICE

WE HEREBY CERTIFY that a true copy of the foregoing was mailed February 10, 2011 to: Robert D. Peltz, Leesfield & Partners, 2350 S Dixie Hwy, Miami, FL, 33133; Greg Gaebe, Esq., Devang Desai, Esq., Gaebe, Mullen Antonelli, Esco & DiMatteo, 420 S. Dixie Highway, Third Floor, Coral Gables, FL, 33146; Frederick E. Hasty, III, Esq., Wicker, Smith, O'Hara,, McCoy & Ford, P. A., 2800 Ponce de Leon Boulevard, Suite 800, Coral Gables, FL, 33134.

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