

**FILED**

APR 05 2017

Clerk, U.S. District Court  
District Of Montana  
Helena

**IN THE UNITED STATES DISTRICT COURT**

**FOR THE DISTRICT OF MONTANA**

**HELENA DIVISION**

MICHAEL RIEGER,

Plaintiff,

vs.

STATE FARM MUTUAL  
AUTOMOBILE INSURANCE  
COMPANY, aka STATE FARM  
INSURANCE, and STATE FARM  
INDEMNITY COMPANY,

Defendant.

No. CV 16-63-H-SEH

**ORDER**

Plaintiff's expert disclosures and reports were due to be filed on or before  
March 31, 2017.<sup>1</sup>

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<sup>1</sup> Doc. 12 at 2; Doc. 18 at 2-3.

Plaintiff filed his Initial Disclosure<sup>2</sup> on March 31, 2017, which states Plaintiff's only expert is a treating physician: Kerry Hale, M.D. (f/k/a Kerry Ford). Plaintiff represents that Dr. Hale will testify to opinions not expressed in her medical records. The disclosure was accompanied by a one-page report signed by Dr. Hale.<sup>3</sup> The one-page report does not comport with the requirements of Fed. R. Civ. P. 26(a)(2)(B) or this Court's Order of October 24, 2016.<sup>4</sup>

ORDERED:

If Dr. Hale is to offer opinions not clearly expressed in her medical records, Plaintiff shall serve and file a revised report on or before April 14, 2017. The revised report shall fully comply with Fed. R. Civ. P. 26(a)(2)(B) and this Court's Order of October 24, 2016,<sup>5</sup> except that Dr. Hale need not disclose the compensation she is to be paid unless she is to be separately compensated for the study and preparation incident to preparation of the report. The report shall include:

- a. A separate statement of each opinion to be offered.

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<sup>2</sup> Doc. 21.

<sup>3</sup> Doc. 21-1 at 3.

<sup>4</sup> Doc. 12.


<sup>5</sup> Doc. 12.

b. Specific identification of and source citations to the record to facts or data considered, referenced, or relied upon by the witness in forming each of the opinions expressed.

c. A separate statement of the bases and reasons for each of the opinions.

Expert reports are to be complete, comprehensive, accurate, and tailored to the issues on which the expert is expected to testify.

DATED this 5<sup>th</sup> day of April, 2017.

  
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SAM E. HADDON  
United States District Judge