

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

DAVID T. RUSSELL,)	
)	Case No. 4:17CV3085
Plaintiff,)	
)	
vs.)	<u>ORDER ON FINAL PRETRIAL</u>
)	<u>CONFERENCE</u>
EDWARD R. ANDERSON,)	
)	
Defendant.)	

A final pretrial conference was held on the 28th day of February 2019.

Appearing for the parties as counsel were:

Michael P. Healy
 The Healy Law Firm, LLC
 3640 NE Ralph Powell Road
 Lee's Summit, MO 64064
 Appearing for Plaintiff David T. Russell

Tanya J. Hansen
 Smith, Johnson, Baack, Placzek,
 Allen, Connick & Hansen
 104 N. Wheeler Ave.
 Grand Island, NE 68801
 Appearing for Defendant Edward R. Anderson

(A) Exhibits. See attached Joint Exhibit List.

(B) Uncontroverted Facts. The parties cannot agree on a statement of uncontroverted facts. The plaintiff suggests using language chosen by Judge Kopf in his order granting summary judgment as follows, to which Defendant objects:

1. On August 9, 2013, Defendant was driving his automobile northbound on Highway 281 in Greeley County, Nebraska, while Plaintiff was driving his motorcycle southbound. At that time and place, there was a collision between Plaintiff and Defendant.

2. At the time and place of the collision, Plaintiff was driving his motorcycle on the right-hand side of the southbound lane.

3. Shortly before the collision, defendant crossed the center line by seven feet; and in doing so, defendant was negligent.

4. Plaintiff's motorcycle was totaled as a result of the crash.

Defendant believes the following are the uncontroverted facts, to which Plaintiff objects, as follows:

1. On August 9, 2013, at approximately 9:30 p.m., Plaintiff was operating a 2012 Harley Davidson motorcycle in a southerly direction on Highway 281 in Greeley County Nebraska. At said time and place, Defendant was operating a 2000 Pontiac Grand Prix in a northerly direction on Highway 281, when an accident occurred between the two vehicles.

2. At the time and place of the accident, there were no white line markings along the side of the road due to road work being done on Highway 281.

(C) Controverted and Unresolved Issues. The issues remaining to be determined and unresolved matters for the court's attention are:

1. Whether Plaintiff failed to take reasonable steps to minimize his alleged damages. Plaintiff objects to this claim because defendant has never disclosed what injuries or damages could have been avoided;

2. Whether Plaintiff was contributorily negligent in causing the accident. Plaintiff objects to this claim because defendant has never disclosed what act or omission defendant claims was negligent; and

3. The nature and extent of the injuries and damages caused to Plaintiff. Pursuant to NECivR 16.2(a)(2)(C)(i) Plaintiff claims special damages of \$ 227,387.30 for past medical expenses incurred as a result of the collision, and \$80,000.00 for future medical expenses incurred as a result of the collision for a total amount of \$307,387.30. Plaintiff also claims that the injuries to his neck, back and shoulder are permanent, progressive and will require future treatments.

(D) Witnesses. All witnesses, including rebuttal witnesses, expected to be called to testify by Plaintiff, except those who may be called for impeachment purposes as defined in NECivR 16.2(c) only, are:

1. Garret Sherman
11302 W. 247th St.
Bucyrus, KS 66013
He resides more than 100 miles from the Courthouse and outside the District of Nebraska. Plaintiff filed deposition designations (Doc. 66) to be read at trial.
2. Nick Hargis
1024 W. Forest Dr.
Olathe, KS 66061
He resides more than 100 miles from the Courthouse and outside the District of Nebraska. Plaintiff filed deposition designations (Doc. 66) to be read at trial.
3. Bob Gresham
907 Trailway Dr.
Raymore, MO 64083
He resides more than 100 miles from the Courthouse and outside the District of Nebraska. He is expected to appear live at trial.
4. Stephanie Heigel
203 Cherokee Dr.
Belton, MO 64012
She resides more than 100 miles from the Courthouse and outside the District of Nebraska. She is expected to appear live at trial.

5. Mike Wilson
20805 S. Dean Rd.
Belton, MO 64012
He resides more than 100 miles from the Courthouse and outside the District of Nebraska. He is expected to appear live at trial.
6. David Russell (the Plaintiff)
608 Fairway Rd.
Belton, MO 64012
He resides more than 100 miles from the Courthouse and outside the District of Nebraska. He is expected to appear live at trial.
7. Truett Swaim, M.D.
11704 Canterbury
Leawood, KS 66211
He resides more than 100 miles from the Courthouse and outside the District of Nebraska. He is expected to appear live at trial.

The witnesses Plaintiff may call if the need arises are:

8. Edward R. Anderson (the Defendant)
81202 498th Avenue
Greeley, NE 68842
He resides more than 100 miles from the Courthouse but within the District of Nebraska. He is expected to appear live at trial.
9. Jim Anderson
81202 498th Avenue
Greeley, NE 68842
He resides more than 100 miles from the Courthouse but within the District of Nebraska. He is expected to appear live at trial, but Plaintiff has filed deposition designations which he may read at trial.
10. David Weeks
Greeley County Sheriff's Office
PO Box 248
Greeley, NE 68842
He resides more than 100 miles from the Courthouse but within the District of Nebraska. He is expected to appear live at trial, but Plaintiff has filed deposition designations which he may read at trial.
11. Any necessary rebuttal or impeachment witnesses

All witnesses expected to be called to testify by Defendant, except those who may be called for impeachment purposes as defined in NECivR 16.2(c) only, are:

1. David T. Russell
608 Fairway Rd.
Belton, MO 64012
2. Edward R. Anderson
81202 498th Avenue
Greeley, NE 68842
3. James Anderson
81202 498th Avenue
Greeley, NE 68842
Live or by deposition
4. Officer David Weeks
Greeley County Sheriff's Office
PO Box 248
Greeley, NE 68842
Live or by deposition
5. Garret Sherman
11302 W. 247th St.
Bucyrus, KS 66013
By deposition
6. Nick Hargis
1024 W. Forest Dr.
Olathe, KS 66061
By deposition

All of Plaintiff's witnesses

Any necessary rebuttal or impeachment witnesses

(E) Expert Witnesses' Qualifications. Experts to be called by Plaintiff

and their qualifications are:

1. Truett Swaim, M.D.
11704 Canterbury
Leawood, KS 66211

See attached Curriculum Vitae

Defendant does not anticipate calling any expert witnesses.

(F) Voir Dire. Counsel have reviewed Federal Rule of Civil Procedure 47(a) and NECivR 47.2(a) and suggest the following with regard to the conduct of juror examination: Counsel prefer to conduct Voir Dire entirely. If the Court permits that, counsel request two hours each for Voir Dire. If the Court conducts its standard Voir Dire, then both counsel request 40 minutes of additional Voir Dire instead of the normal 20 minutes.

(G) Number of Jurors. Counsel have reviewed Federal Rule of Civil Procedure 48 and NECivR 48.1 and suggest that this matter be tried to a jury composed of 12 members.

(H) Verdict. The parties will stipulate to a less-than-unanimous verdict. The parties' stipulation is: 10 of 12 jurors is sufficient. If the jury is composed of less than 12 members then the parties will not consent to a less-than-unanimous verdict.

(I) Briefs, Instructions, and Proposed Findings. Counsel have reviewed NECivR 39.2(a), 51.1(a), and 52.1, and suggest the following schedule for filing trial briefs, proposed jury instructions, and proposed findings of fact, as applicable:

1. Trial briefs shall be delivered to the Judge at least five (5) working days before the first day of trial.

2. Proposed jury instructions shall be delivered to the Judge at least five business (5) days before the first day of trial.

3. Neither party requests that the Court issue findings of fact in this jury tried case.

(J) Length of Trial. Counsel estimate the length of trial will consume not less than two days, and not more than five days, and probably about four days.

(K) **Trial Date:** Trial is set for May 13-16, 2019.

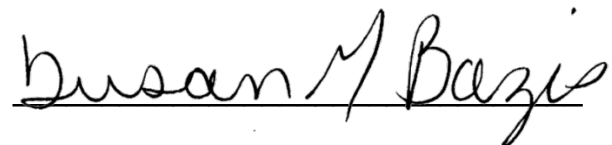
(L) **Other.** The plaintiff has already made deposition designations. Defendant shall have counter-designations and objections to plaintiff's designations by March 15, 2019, and plaintiff shall file objections to defendant's counter-designations by March 29, 2019.

(M) **Electronic Devices:** Sonya Healy, paralegal of the Healy Law Firm, LLC, 3640 NE Ralph Powell Road, Lee's Summit, MO 64064, shall be allowed to bring in electronic devices into the courthouse/courtroom from May 13, 2019 to May 16, 2019.

/s/ Michael P. Healy
(D.Ne Admission granted)
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Email: thansen@gilawfirm.com
Attorneys for Defendant

BY THE COURT:



IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

DAVID T. RUSSELL,)	
)	Case No. 4:17CV3085
Plaintiff,)	
)	<u>JOINT EXHIBIT LIST</u>
vs.)	
)	
EDWARD R. ANDERSON,)	
)	
Defendant.)	

Trial Date(s): March 25 – March 28, 2019

EXHIBIT NO.

PLF	DF	DESCRIPTION	OFF	OBJ	RCVD	NOT RCVD	DATE
1		Accident Report (Edward Anderson Depo Exhibit 1)		H			
2		Google Map Photo (Edward Anderson Depo Exhibit 2)					
3		Google Map Photo (Edward Anderson Depo Exhibit 3)					
4		Google Map Photo (Edward Anderson Depo Exhibit 4)					
5		Google Map Photo (Edward Anderson Depo Exhibit 5)					
6		Google Map Photo (Edward Anderson Depo Exhibit 6)					
7		Photograph of Anderson's Vehicle (Edward Anderson Depo Exhibit 7)					

8		Photograph of Anderson's Vehicle-closer photo of the front part of the wheel well (Edward Anderson Depo Exhibit 8)					
9		Photograph of Anderson's Vehicle (Edward Anderson Depo Exhibit 9)					
10		Photograph of Anderson's Vehicle-close-ups of damage to Anderson's Vehicle (Edward Anderson Depo Exhibit 10)					
11		Photograph of Anderson's Vehicle-close-ups of damage to Anderson's Vehicle (Edward Anderson Depo Exhibit 11)					
12		Photograph of the scene of the accident (Russell Depo Exhibit 12)					
12A		Photograph of the scene of the accident (Russell Depo Exhibit 12)					
12B		Photograph of the scene of the accident (Russell Depo Exhibit 12)					
12C		Photograph of the scene of the accident (Russell Depo Exhibit 12)					
12D		Photograph of the scene of the accident (Russell Depo Exhibit 12)					
12E		Photograph of the scene of the accident (Russell Depo Exhibit 12)					
12F		Photograph of the scene of the accident (Russell Depo Exhibit 12)					
12G		Photograph of the scene of the accident (Russell Depo Exhibit 12)					
13		Photograph of damage to full (rider's) right side of the bike; custom paint job on					

		fuel tank and exhaust (Russell Depo Exhibit 13)					
13A		Photograph of damage to rear of bike with upper storage compartment removed; custom paint job (Russell Depo Exhibit 13)					
13B		Photograph of damage to full (rider's) left side of the bike with upper storage compartment removed; custom paint job (Russell Depo Exhibit 13)					
13C		Photograph of damage to front of the bike, including custom wheel and brake rotor; custom paint job (Russell Depo Exhibit 13)					
13D		Photograph of damage to windshield/fairing; custom paint job (Russell Depo Exhibit 13)					
13E		Photograph of speedometer and odometer on bike (Russell Depo Exhibit 13)					
13F		Photograph of damage to front of the bike-closer picture including front fender, crash bars, and front fork suspension; custom paint job (Russell Depo Exhibit 13)					
13G		Photograph of damage to back (rider's) left portion of the bike; custom paint job-Blurry (Russell Depo Exhibit 13)					
13H		Photograph of damage to full (rider's) left side of the bike; custom paint job-Blurry (Russell Depo Exhibit 13)					
13I		Photograph of damage to front (rider's) left portion of the bike, including					

		windshield/fairing, handlebars, front fender, crash bars, and front fork suspension, back (rider's) left saddle bag and passenger back rest; custom paint job-Blurry (Russell Depo Exhibit 13)					
13J		Photograph of damage to back (rider's) right portion of the bike, including upper storage compartment, back (rider's) right saddle bag, rear view of passenger back rest, fuel tank, and rear view of crash bars; custom paint job-Blurry (Russell Depo Exhibit 13)					
13K		Photograph of damage to dashboard, gauges, ignition with lock, handlebars on bike and upper portion of fuel tank with fuel cap; custom paint job-Blurry (Russell Depo Exhibit 13)					
13L		Photograph of damage to fuel tank, engine, air filter cover and exhaust on bike; custom paint job-Blurry (Russell Depo Exhibit 13)					
13M		Photograph of damage to full (rider's) right side of the bike, including fuel tank, engine, air filter cover, custom exhaust, side view of crash bars, driver and passenger seat, passenger seat back rest, back (rider's) right saddle bag and side view of upper storage compartment; custom paint job-Blurry (Russell Depo Exhibit 13)					
13N		Photograph of damage to front (rider's) right portion					

		of the bike, including side view of front tire/custom wheel and brake rotor, front fender, headlights, and front (rider's) right crash bar; custom paint job-Blurry (Russell Depo Exhibit 13)					
13O		Photograph of damage to front (rider's) left portion of the bike, including front fender, windshield/fairing, headlights, crash bar, front view of passenger back rest, and (rider's) left saddle bag; custom paint job (Russell Depo Exhibit 13)					
13P		Photograph of damage to back (rider's) left side of the bike, including rear aftermarket fender, (rider's) left saddle bag compartment, upper storage compartment, rear view of passenger's back rest, rear view of fuel tank with fuel cap, drivers seat, crash bars, and dashboard; custom paint job (Russell Depo Exhibit 13)					
13Q		Photograph of damage to lower portion of windshield/fairing on bike, headlights out of alignment and crash bars; custom paint job (Russell Depo Exhibit 13)					
13R		Photograph of damage to rear of the bike including back end of both saddle bags and upper storage compartment; custom paint job (Russell Depo Exhibit 13)					

13S		Photograph of damage to rear (rider's) right portion of the upper storage compartment, rear aftermarket fender and rear of both saddlebags; custom paint job (Russell Depo Exhibit 13)					
13T		Photograph of damage to and shift of steering column below odometer and speedometer gauges, includes cruise control switch and Accessory "ACC" switch; custom paint job (Russell Depo Exhibit 13)					
13U		Photograph of damage to dashboard, including radio, gauges, ignition with lock, odometer, speedometer, steering column, handlebars, upper portion of fuel tank with fuel cap and speakers; custom paint job (Russell Depo Exhibit 13)					
13V		Photograph of damage to bike body/paint job (Russell Depo Exhibit 13)					
13W		Photograph of damage to frame/body; custom paint job (Russell Depo Exhibit 13)					
13X		Photograph of damage to rear fender and rear of (rider's) right saddle bag compartment; custom paint job (Russell Depo Exhibit 13)					
13Y		Photograph of damage to rear (rider's) left saddle bag compartment; custom paint job (Russell Depo Exhibit 13)					

13Z		Photograph of damage to (rider's) left crash bar; custom paint job (Russell Depo Exhibit 13)					
13 AA		Photograph of damage to dashboard/wind-shield/fairing; custom paint job (Russell Depo Exhibit 13)					
13 BB		Photograph of damage to (driver's) left portion of the dashboard, in front of handlebars; custom paint job (Russell Depo Exhibit 13)					
13 CC		Photograph of damage to exhaust leading into Cylinder Head; custom paint job (Russell Depo Exhibit 13)					
13 DD		Photograph of damage to exhaust leading into Cylinder Head-closer image; custom paint job (Russell Depo Exhibit 13)					
13 EE		Photograph of damage (crack/bend) in frame (Russell Depo Exhibit 13)					
13 FF		Photograph of damage to Fairing/windshield/ dashboard bracket from below on (rider's) right side (Russell Depo Exhibit 13)					
13 GG		Photograph of damage to Bike (Russell Depo Exhibit 13)					
13 HH		Photograph of damage to Bike (Russell Depo Exhibit 13)					
13 II		Photograph of damage to front of bike including front facing tire, crash bars, headlights, and windshield/Fairing (Russell Depo Exhibit 13)					

14		Photographs of damage to Tent (Russell Depo Exhibit 14)					
14A		Photographs of damage to Tent (Russell Depo Exhibit 14)					
14B		Photographs of damage to Tent (Russell Depo Exhibit 14)					
14C		Photographs of damage to Tent (Russell Depo Exhibit 14)					
14D		Photographs of damage to Tent (Russell Depo Exhibit 14)					
14E		Photographs of damage to Tent (Russell Depo Exhibit 14)					
14F		Photographs of damage to Tent (Russell Depo Exhibit 14)					
14G		Photographs of damage to Tent (Russell Depo Exhibit 14)					
14H		Photographs of damage to Tent (Russell Depo Exhibit 14)					
14I		Photographs of damage to Tent (Russell Depo Exhibit 14)					
14J		Photographs of damage to Tent (Russell Depo Exhibit 14)					
15		Letter to David Russell from Fred Falkner of State Farm-Dated August 21, 2013 RE: Electronic funds transfer		R, H, O Prejudicial			
16		Letter to David Russell from Michelle Mueller of State Farm-Dated October 16, 2013 RE: Settlement of David Russell's 2012 Harley-Davidson		R, H, O Prejudicial			
17		Letter to Fred Falkner from Andrew Nantz-Dated May		R, H, O Prejudicial			

		27, 2014-Indicating that he represents David Russell					
18		Letter to Andrew Nantz from Fred Falkner-Dated May 27, 2014-Acknowledging Mr. Nantz's letter of Representation		R, H, O Prejudicial			
19		Letter to Andrew Nantz from Frank Arens of State Farm-Dated December 21, 2016 RE: Andrew Nantz's Demand Letter-Dated November 22, 2016		R, H, O Prejudicial			
20		Letter to Fred Falkner from Andrew Nantz-Dated November 22, 2016-Demand Letter		R, H, O Prejudicial			
21		Photograph of David Russell on Motorcycle in March 2013		R, O PI has failed to answer discovery related to PI's alleged activities			
22		Photograph of David Russell's motorcycle taken on August 5, 2013		R, O PI has failed to answer discovery related to PI's alleged activities			
23		Photograph of David Russell, wearing Paint suit in December 2013		R, O PI has failed to answer discovery related to PI's alleged activities			
24		Photograph of David Russell standing on deck in July 2009		R, O PI has failed to answer discovery related to PI's alleged activities			

25		Photograph of David Russell's neck January 2015		R, O PI has failed to answer discovery related to PI's alleged activities			
26		Photograph of David Russell's bike packed and "ready to head home" August 11, 2013		R, O PI has failed to answer discovery related to PI's alleged activities			
27		Photograph of David Russell in auditorium in December 2017		R, O PI has failed to answer discovery related to PI's alleged activities			
28		Coliseum Imaging Center/Regional Imaging-Medical Recs and Aff-8/15/19 (VNJ0001-VNJ0007)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
29		Coliseum Imaging Center/Regional Imaging-8/15/2013 Billing Recs and Aff (VNJ0008-VNJ0009)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
30		Coliseum Imaging Center/Regional Imaging-Billing Update-8/15/2013-4/9/2015 (VNJ0010-VNJ0011)		H, R, O Foundation, PI has failed to fully answer			

				discovery related to PI's prior medical providers			
31		Specialists in Sports & Ortho Rehab-Medical Recs and Aff-3/20/14-5/30/14 (VNJ0012-VNJ0081)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
32		Specialists in Sports & Ortho Rehab-Medical Recs and Aff-3/20/14-6/23/14 (VNJ0082-VNJ0165)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
33		Specialists in Sports & Ortho Rehab-Medical Recs and Aff-9/22/14-9/25/14 (VNJ0166-VNJ0195)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
34		Specialists in Sports & Ortho Rehab-Billing Recs and Aff-3/20/14-5/30/14 (VNJ0196-VNJ0208)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			

35		Specialists in Sports & Ortho Rehab-Billing Recs and Aff-3/20/14-5/30/14 (VNJ0209-VNJ0226)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
--		Specialists in Sports & Ortho Rehab-Billing Recs HEALTH INSURANCE CLAIM FORMS (VNJ0227-VNJ0237) WILL NOT BE USED AS A TRIAL EXHIBIT-COLLATERAL SOURCE		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
36		University of Kansas Hospital-Billing Recs and Aff – 2/28/14 (VNJ0238-VNJ0239)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
37		JoCo Orthopedics & Sports Medicine-Medical Recs and Aff (VNJ0240-VNJ0261)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
38		JoCo Orthopedics & Sports Medicine-Billing Recs and Aff- 8/9/13-5/27/14 (VNJ0262-VNJ0263)		H, R, O Foundation, PI has failed to fully answer discovery			

				related to PI's prior medical providers			
39		KC Spine & Sport-Medical Recs and Aff- (VNJ0264-VNJ0302)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
40		KC Spine & Sport-Billing Recs and Aff- (VNJ0303-VNJ0305)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
--		Olathe Med Center-Medical Recs and Aff- (VNJ0306-VNJ0413) WILL NOT BE USED AS A TRIAL EXHIBIT-RECORDS NOT RELATED TO THE ACCIDENT-G.I. RECORDS		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
--		Olathe Med Center-Billing Recs and Aff- (VNJ0414-VNJ0420) WILL NOT BE USED AS A TRIAL EXHIBIT-RECORDS NOT RELATED TO THE ACCIDENT-G.I. RECORDS		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			

41		Carolina Health Specialists/Strand Physicians Specialists-Billing Recs and Aff-8/9/13 (VNJ0421-VNJ0422)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
42		Grand Strand Regional Med Center-Medical Recs and Aff (VNJ0423-VNJ0452)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
43		Grand Strand Regional Med Center-Billing Recs and Aff 1/19/14 (VNJ0453-VNJ0456)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
44		Menorah Med Center-Medical Recs and Aff (VNJ0457-VNJ0491)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
45		Menorah Med Center-Billing Recs and Aff (VNJ0492-VNJ0494)		H, R, O Foundation, PI has failed to fully answer discovery			

				related to PI's prior medical providers			
46		University of KS Physicians-Medical Recs and Aff (VNJ0495-VNJ0510)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
47		University of KS Physicians-Billing Recs and Aff (VNJ0511-VNJ0512)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
48		United Imaging Consultants-Medical Recs-8/9/13 (VNJ0513-VNJ0518)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
49		United Imaging Consultants-Billing Recs and Aff-6/11/14 (VNJ0519-VNJ0520)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			

50		United Imaging Consultants-Billing Update 1- (VNJ0521-VNJ0524)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
51		United Imaging Consultants-Billing Update 2-2/19/14-12/23/14 (VNJ0525-VNJ0527)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
52		UPMC Presbyterian Shadyside-Medical Recs and Aff (VNJ0528-VNJ0732)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
53		UPMC Presbyterian Shadyside-Billing Recs and Aff-8/9/2013 (VNJ0733-VNJ0737)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
54		UPMC Presbyterian Shadyside-Updated records - NO AFFIDAVIT (VNJ0738-VNJ0959)		H, R, O Foundation, PI has failed to fully answer discovery			

				related to PI's prior medical providers			
55		Raintree Chiro-Medical Recs and Aff-6/27/14 (VNJ0960-VNJ0982)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
56		Raintree Chiro-Billing Recs and Aff-8/12/13-8/20/13 (VNJ0983-VNJ0984)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
57		Research Med Center-Medical Recs and Aff-8/9/13-5/27/14 (VNJ0985-VNJ1001)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
58		Research Med Center-Billing Recs and Aff (VNJ1002-VNJ1005)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			

59		Providence Med Center- Billing Recs and Aff- 10/28/13-2/3/14 (VNJ1006- VNJ1008)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
60		Providence Med Center- Billing Recs and Aff (VNJ1009-VNJ1011)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
61		Neurosurgery Assoc. of KC-Medical Recs and Aff 2013-6/4/14 (VNJ1012- VNJ1045)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
62		Neurosurgery Assoc. of KC-Billing Recs and Aff 2013-6/4/14 (VNJ1046- VNJ1047)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
63		KCOI-Medical Recs and Aff - 8/13-6/14 (VNJ1048- VNJ1066)		H, R, O Foundation, PI has failed to fully answer discovery			

				related to PI's prior medical providers			
64		KCOI-Billing Recs and Aff - 8/13-6/14 (VNJ1067-VNJ1072)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
65		Alliance Radiology-Billing Recs and Aff 8/9/13-8/18/14 (VNJ1073-VNJ1074)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
66		Tri-State Neuro Assoc. - Medical Recs and Aff (VNJ1075-VNJ1103)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
67		Tri-State Neuro Assoc.- Billing Recs and Aff (VNJ1104-VNJ1106)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			

68		Dr. Steven Robke-Medical Recs and Aff-8/14/13-9/6/13 (VNJ1107-VNJ1163)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
69		Dr. Steven Robke-Record Update 17/8/14-3/7/15 (VNJ1164-VNJ1166)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
70		Dr. Steven Robke-Billing Recs and Aff-8/14/13-8/21/14 (VNJ1167-VNJ1226)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
71		Dr. Steven Robke-Billing Update 17/8/14-8/31/14 (VNJ1227-VNJ1229)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
72		KC Imaging Center-Medical Recs and Aff-10/28/13-7/8/14 (VNJ1230-VNJ1253)		H, R, O Foundation, PI has failed to fully answer discovery			

				related to PI's prior medical providers			
73		KC Imaging Center-Billing Recs and Aff (VNJ1254-VNJ1263)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
74		KC Imaging Center-Itemized Billing Recs-12/23/14 (VNJ1264-VNJ1265)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
75		University of Pittsburgh Physicians-Medical Recs and Aff -1/3/14 (VNJ1266-VNJ1274)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
76		University of Pittsburgh Physicians-Billing Recs and Aff (VNJ1275-VNJ1283)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			

77		Interventional Pain Management-Medical Recs and Aff - 8/9/13-5/2/14 (VNJ1284-VNJ1299)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
78		Interventional Pain Management-Billing Recs and Aff-2/7/14 (VNJ1300-VNJ1301)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
79		Centerpoint Ambulatory Surgery Center-Medical Recs and Aff-8/6/14-1/21/15 (VNJ1302-VNJ1352)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
80		Centerpoint Ambulatory Surgery Center-Billing Recs and Aff- (VNJ1353-VNJ1354)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
81		Drisko Fee & Parkins-Medical Recs and Aff (VNJ1355-VNJ1363)		H, R, O Foundation, PI has failed to fully answer discovery			

				related to PI's prior medical providers			
82		Drisko Fee & Parkins-Billing Recs and Aff (VNJ1364-VNJ1365)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
83		Drisko Fee & Parkins-Billing Recs and Aff (VNJ1366-VNJ1367)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
84		Jo Co Anesthesiologists-Billing Recs and Aff-9/13/14-2/23/15 (VNJ1368-VNJ1369)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
85		Olathe Medical Services-Billing Recs and Aff-8/27/13-2/23/15 (VNJ1370-VNJ1372)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			

86		Anesthesia Assoc. of KC-Billing Recs and Aff-12/2/14(VNJ1373-VNJ1375)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
87		DJO, LLC-Billing Recs and Aff-12/2/14 (VNJ1376-VNJ1377)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
88		Dr. Feigenbaum-Medical Recs and Aff -5/12/15 (VNJ1378-VNJ1380)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
89		Dr. Feigenbaum-Billing Recs and Aff-5/12/15 (VNJ1381-VNJ1382)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
90		KC Pain Center-Billing Recs and Aff-1/1/15-7/7/15 (VNJ1383-VNJ1393)		H, R, O Foundation, PI has failed to fully answer discovery			

				related to PI's prior medical providers			
91		Catalyst Health Center- Medical Recs and Aff- 4/1/15-8/13/15 (VNJ1394- VNJ1650)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
92		Catalyst Health Center- Billing Recs- NO AFFIDAVIT (VNJ1651- VNJ1666)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
93		Johnson County Ortho & Sports Medicine- Medical Recs and Aff (VNJ1667- VNJ1698)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
94		Johnson County Ortho & Sports Medicine- Medical Recs and Aff (VNJ1699- VNJ1706)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			

95		Catalyst Health Center- Medical/Billing Records and Affidavit- 8/13/15-3/28/18 (1707-2079)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
96		KC Pain Center- Medical/Billing Records and Affidavit (2080- 2177)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
97		Shawnee Mission Medical Center-Medical Records (2178-2203)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
98		Medical Specials Summary		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
99		Medical Specials Summary with Bills Attached		H, R, O Foundation,			

				PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
100		Summary of Expenses with Bills Attached		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
101		Defendant Anderson's Answer to Plaintiff's Petition for Damages (Complaint)		R			
102		Defendant Anderson's response to Plaintiff's Motion for Partial Summary Judgment		R			
103		Defendant Edward R. Anderson's Answers to Interrogatories (Set I)					
104		Defendant Edward R. Anderson's Answers to Interrogatories (Set II)					
105		Defendant Edward R. Anderson's Responses to Requests for Admissions					

106		Disk 1- Coliseum Imaging Center 8/15/2013 CSP/TSP		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
107		Disk 2- Coliseum Imaging Center 8/15/2013 CSP/TSP		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
108		Disk 3- Kansas City Imaging Center 10/28/2013 MRI Right and Left Shoulder Arthrogram		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
109		Disk 4- Providence Medical Center 10/28/2013 & 2/3/2014 Shoulder Arthrogram		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
110		Disk 5- Emergent Care Plus 12/12/2013 CXR		H, R, O Foundation, PI has failed to fully answer discovery			

				related to PI's prior medical providers			
111		Disk 6- UPMC 1/8/2014 MRI Thoracic Spine		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
112		Disk 7- Grand Strand Regional Medical Center 1/9/2014 Cervical Spine 2-3 V AP/LAT		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
113		Disk 8- Kansas City Imaging Center 2/3/2014 CXR with Nipple Markers		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
114		Disk 9- Kansas City Imaging Center 2/18/2014 CXR C-Spine		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			

115		Disk 10- Olathe Medical Center 2/19/2014 CT Thorax with Contrast		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
116		Disk 11- Menorah Medical Center 2/19/2014 CT Thoracic Spine with Contrast & CR Myelogram Spine Thoracic		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
117		Disk 12- Providence Medical Center 12/23/2014 MRI Wrist Arthrograms		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
118		Disk 13- Catalyst Health Center 4/1/2015 X-Rays		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
119		Disk 14- Coliseum Imaging Center 4/9/2015 MRI Cervical/Thoracic		H, R, O Foundation, PI has failed to fully answer discovery			

				related to PI's prior medical providers			
120		Disk 15- Coliseum Imaging Center 4/9/2015 MRI Cervical/Thoracic		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
121		Disk 16- Catalyst Health Center 6/28/2017 X-Rays: Lateral Cervical View, AP Thoracic, AP Lumbar, Lateral Lumbar, and 6 Bi-Lateral Shoulder Views (3 views per Shoulder)		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
122		Disk 17- Catalyst Health Center 4/23/2018 X-Rays: AP, Lateral, Lateral Flexion, and Lateral Extension Views		H, R, O Foundation, PI has failed to fully answer discovery related to PI's prior medical providers			
123		Defendant Edward R. Anderson's Responses to Plaintiff's Request for Production of Documents		R			
124		David Russell- Shoulder Surgery Photograph Page 1 (Images 001 - 006)					

125		David Russell- Shoulder Surgery Photograph Page 2 (Images 007 - 012)					
126		David Russell- Shoulder Surgery Photograph Page 3 (Images 013 - 018)					
127		David Russell- Shoulder Surgery Photograph Page 4 (Images 019 - 024)					
128		Model of Spine to be Illustrated by Dr. Swaim		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
129		MRI Image: (AXL T2- AFR) T3-T4 Disc Protrusion - Herniation vs Large Disc Bulge (5 IMA 4 without Verbiage added)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
130		MRI Image: (AX: T2-AFR) T3-T4 Disc Protrusion - Herniation vs Large Disc Bulge (5 IMA 4 with Verbiage added)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has			

				not provided exhibit			
131		MRI Image (SAG T2-HAL) of Spine showing T3-T4 Disc Protrusion- Large Disc bulge vs disc Herniation based on Horizontal views AND T10-T11 Disc Bulge (4 IMA 8 with Verbiage added)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
132		MRI Image: (SAG T2-HAL)(SAG T2-HAL) of Spine showing T3-T4 Disc Protrusion- Large Disc bulge vs disc Herniation based on Horizontal views AND T10-T11 Disc Bulge (4 IMA 8 without Verbiage added)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
133		Colored Illustration of Brachial Plexus to Arm		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
134		Image of Cadaver showing Brachial Plexus		H, R, O PI has failed to fully answer discovery related to PI's prior medical			

				providers, and PI has not provided exhibit			
135		Image of Cadaver showing a labeled view of the Brachial Plexus (With Labels)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
136		Colored Illustration of Spinal Cord and nerves- Titled "Spinal Nerve Anatomy"		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
137		Colored Illustration of full body showing Nerve Distribution throughout		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
138		Colored Illustration of a Nerve and its parts, and how it passes through the Vertebra		H, R, O PI has failed to fully answer discovery related to			

				PI's prior medical providers, and PI has not provided exhibit			
139		Colored Illustration showing Spinal Nerves and how they communicate/send signals between the spinal cord and the body		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
140		Image of Cadaver showing Spinal Cord Anatomy (Including: Spinal Cord, Dura, Conus Medullaris and Cauda Equina) (With Labels)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
141		Image of Cadaver showing Spinal Cord and articulated nerves and their parts (With Labels)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
142		Colored Illustration of Cross Section of Spinal		H, R, O PI has failed to fully answer			

		Cord with Labeled parts and Nerves		discovery related to PI's prior medical providers, and PI has not provided exhibit			
143		Colored Illustration of the anterior view of the "Spinal Cord Blood Supply" (With Labels)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
144		Colored Image of Model showing full-length of Spinal Cord with Articulating Nerves (Labeled)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
145		MRI Image of Mr. Russell with "Head extended Backwards; The C4 Vertebra is in good relationship to the C5 Vertebra, the same when the head is in neutral position" (With Verbiage)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			

146		MRI Image of Mr. Russell with head flexed downward		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
147		MRI Image of Mr. Russell with "head flexed downward the C4 Vertebra displaces Forward in Relationship to the C5 Vertebra (Anterolisthesis)" (With Verbiage)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
148		MRI Image of Mr. Russell with head flexed downward showing the increased angle between the C4 Vertebra and C5 Vertebra (With Verbiage)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
149		MRI Image of Mr. Russell with head in Neutral Position		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has			

				not provided exhibit			
150		MRI Image of Mr. Russell with head in Neutral Position showing the C4 Vertebra is not displaced in relationship to the C5 Vertebra (With Verbiage)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
151		MRI Image of Mr. Russell with head in Neutral Position showing the angle between the C4 Vertebra and the C5 Vertebra is negligible (With Verbiage)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
152		MRI Image (side-by-side) of C5-C6 Level with Large Disc Herniation into the Spinal Canal with Severe Spinal Cord Compression next to C4-C5 with mild disc bulge (With Verbiage)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
153		MRI Image showing Large C5-C6 Disc Herniation into the Spinal Canal (With Verbiage)		H, R, O PI has failed to fully answer discovery related to PI's prior medical			

				providers, and PI has not provided exhibit			
154		MRI Image showing Spinal Cord Damage "Myelomalacia" (With Verbiage)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
155		MRI Image showing C5-C6 Disc Herniation and Spinal Cord Damage (With Verbiage)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
156		MRI Image (RADAR Sag T2 FSE HR) showing Persistent Post-Operative Spinal Cord Impingement and Persistent signs of Spinal Cord Damage (6 IMA 7 with Verbiage)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
157		MRI Image (AXL T2 AF) showing C5-C6 Disc Herniation and Spinal Cord Damage (8 IMA 17 with Verbiage)		H, R, O PI has failed to fully answer discovery related to			

				PI's prior medical providers, and PI has not provided exhibit			
158		MRI Image (AXL T2 AF) showing C5-C6 Disc Herniation and Spinal Cord Damage (9 IMA 18 with Verbiage)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
159		MRI Image (AXL AF) Showing C5-C6 Disc Herniation and Compressed Spinal Cord (9 IMA 18 with Verbiage)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
160		MRI Image (RADAR Sag T2 FSE HR) C Spine (6 IMA 7)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
161		MRI Image (SAG T2 HR) HFS Position (3 IMA 8)		H, R, O PI has failed to fully answer			

				discovery related to PI's prior medical providers, and PI has not provided exhibit			
162		MRI Image (AXL T2 AF) HFS Position (9 IMA 18)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
163		MRI Image (AXL T2 AF) HFS Position (9 IMA 18 with Verbiage)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
164		MRI Image (AXL T2 AF) HFS Position (8 IMA 17)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
165		MRI Image (AXL T2 AF) HFS Position (9 IMA 18)		H, R, O			

				PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
166		MRI Image (SAG T2HR) HFS Position (3 IMA 10)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
167		MRI Image (Scanogram SCA A) C Spine HFS Position (3 IMA 15)		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
168		Dr. Swaim's Report		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has			

				not provided exhibit			
169		Any and All of Defendant's Trial Exhibits					
170		BLOW-UPS and/or Colored Illustrations of any trial exhibits marked above		H, R, O PI has failed to fully answer discovery related to PI's prior medical providers, and PI has not provided exhibit			
171		Rebuttal Exhibits					
	400	Photographs of Plaintiff's motorcycle (Anderson #000024-000068)					
14-14J		Photographs of Plaintiff's tent (Anderson #000002, 000004, 000006, 000008, 000010, 000013, 000014, 000017-000019, 000021)					
	401	Photographs of scene of accident (Anderson #000086-000093)					
7,8,9,10,11		Photographs of Defendant's vehicle (Anderson Depo Ex Nos. 7-11)					
	402	Office note, Larry Harris, M.D., Johnson County Ortho, dated 1/17/12 (VNJ1702-1704)					
	403	Electrodiagnostic Study Report and Nerve Conduction Studies, Vito J. Carabetta, M.D., dated 1/18/12					

404	Office note, Larry Harris, M.D., Johnson County Ortho, dated 1/23/12 (VNJ1701)					
405	Office note, Larry Harris, M.D., Johnson County Ortho, dated 1/24/12 (VNJ1700)					
406	Medical records pre-dating accident (not yet produced)					
407	MRI report right upper extremity, KC Imaging Center, 10/28/13 (VNJ1233-1234)					
408	Office note, Gregory Lynch, M.D., Johnson County Ortho, 11/04/13 (VNJ0241-0243)					
409	MRI report right upper extremity, KC Imaging Center, 2/03/14 (VNJ1242)					
410	Office note, Paul Arnold, M.D., University of Kansas, 2/18/14 (VNJ0497-0499)					
411	Office note, Specialists in Sports and Ortho Rehab, 4/11/14 (VNJ0106-0107)					
412	Office note, Specialists in Sports and Ortho Rehab, 4/16/14 (VNJ0110-0116)					
413	Office note, Specialists in Sports and Ortho Rehab, 4/28/14 (VNJ0125-0126)					
414	Office note, Specialists in Sports and Ortho Rehab, 4/30/14 (VMJ0127-0128)					
415	Office note, Specialists in Sports and Ortho Rehab, 5/02/14 (VNJ0129-0135)					
416	Office note, Specialists in Sports and Ortho Rehab, 5/09/14 (VNJ0138-0139)					
417	Office note, Specialists in Sports and Ortho Rehab, 5/12/14 (VNJ0140-0141)					

418	Office note, Specialists in Sports and Ortho Rehab, 5/27/14 (VNJ0148-0149)					
419	Office note, Specialists in Sports and Ortho Rehab, 6/02/14 (VNJ0152-0153)					
420	MR arthrogram report of right wrist, Providence Medical Imaging, 12/23/14 (VNJ1362)					
421	MR arthrogram report of left wrist, Providence Medical Imaging, 12/23/14 (VNJ1363)					
422	Office note, Jeffrey M. Bradley, M.D., Drisko, Fee & Parkins, 12/30/14 (VNJ1356-1358)					
423	MRI report of thoracic, Coliseum Imaging , 4/09/15 (001710)					
424	Office note, Frank Feigenbaum, Pine Creek Surgery, 5/12/15 (VNJ1379-1380)					
425	Physical Examination, Catalyst Health, 1/05/17 (001728)					
426	Plaintiff's Answers to Defendant's First Interrogatories					
427	Plaintiff's Answers to Defendant's Second Interrogatories					
428	Plaintiff's Supplemental Answers to Defendant's Second Interrogatories					
429	Plaintiff's Responses to Defendant's First Requests for Admissions					
430	Plaintiff's Responses to Defendant's First Requests for Production of Documents					

431	Plaintiff's Responses to Defendant's Second Requests for Production of Documents					
432	Plaintiff's Supplemental Responses to Defendant's Second Requests for Production of Documents, dated June 29, 2018					
433	Plaintiff's Supplemental Responses to Defendant's Second Requests for Documents, dated August 14, 2018					
434	Deposition of David Russell					
435	Video recording made at accident scene					
436	Video recording made at accident scene					
437	Video recording made at accident scene					
438	Video recording made at accident scene					
439	Telephone records from Sprint Spectrum					
440	Bank statement, Bank of America, 7/18/13 to 8/16/13					
441	Bank statement, Bank of America, 8/17/13 to 9/16/13					
442	Bank statement, Commerce Bank, 7/25/13 to 8/23/13					
443	Bank statement, Mainstreet Credit Union, 7/01/13 to 9/30/13					
444	All documents necessary for impeachment or rebuttal					

OBJECTIONS

R: Relevancy

H: Hearsay

A: Authenticity

O: Other (specify)

31-326/747094

Truett L. Swaim, M.D.
Curriculum Vitae

Date of Birth May 10, 1953

Birthplace: Chillicothe, Missouri

Residence: 11704 Canterbury
Leawood, KS 66211

Office: 9233 Ward Parkway, Suite 365
Kansas City, MO 64114

Professional College: University of Missouri - Kansas City (1971-1977)

Degree: B.A. Biology, M.D. (1977)

Internship: St. Luke's Hospital - Kansas City, MO (1977-1978)

Residency: Orthopedic Residency - University of Missouri,
Kansas City School of Medicine Affiliated Hospitals
(1978-1983)

Practice: Blue Springs Orthopedics
Blue Springs, MO (1983-1986)

 Jackson County Orthopedics, Inc.
Blue Springs, MO (1986-1998)

 Independent Medical Examiners, Inc.
Kansas City, MO (1998-present)

Board Certification: National Board of Medical Examiners
American Board of Orthopedic Surgery (1988)
American Board of Orthopedic Surgery (recertified 1997)
American Board of Independent Medical Examiners (1998)
American Board of Independent Medical Examiners
(recertified 2003)

Medical Society
Affiliations: Fellow of the American Academy of Orthopedic Surgeons
President of the Kansas City Orthopedics Society (1998)
Missouri State Orthopaedic Association
Fellow of the American Academy of Disability Evaluating
Physicians