

STATE OF MICHIGAN
IN THE CIRCUIT COURT FOR THE COUNTY OF OAKLAND

STOUT RISIUS ROSS, INC.

Plaintiff/Counter-Defendant,

CASE NO. 2015-150440-CK
HON. Denise Langford-Morris

vs.

KAY GREENBURY,

Defendant.

KEVIN M. MULVANEY (P76915)
WILSON, ELSER, MOSKOWITZ
EDELMAN & DICKER, LLP
Attorneys for Plaintiff/Counter-Defendant
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COHEN & ASSOCIATES, PC
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**PLAINTIFF/COUNTER-DEFENDANT STOUT RISIUS ROSS, INC.'S LAY WITNESS
LIST, EXPERT WITNESS LIST, AND EXHIBIT LIST**

NOW COMES Plaintiff/Counter-Defendant, Stout Risius Ross, Inc., by and through its attorneys, KEVIN M. MULVANEY and WILSON ELSER MOSKOWITZ EDELMAN & DICKER, LLP, and for its Lay Witness List, Expert Witness List, and Exhibit List, states as follows:

1. Kay Greenbury
2. Ben Bershad

3. Roger Smith, Jr.
4. B. Andrew Rifkin
5. John Schaefer
6. Colleen Johnson
7. Tom Frazee
8. Bruce Knapp
9. Chuck Esser
10. Timothy Kramer

11. Any and all family members of Defendant/Cross-Plaintiff who assisted her during divorce proceeding settlement discussions.

12. Plaintiff/Counter-Defendant's treating physicians including, but not limited to Michigan Head and Neurological Institute (Dr. Alvin Lake and Dr. James Weintraub, MD)

HIPPA VIOLATION

13. Any and all parties, their agents, representatives, and/or assignees.

14. Any and all of any Party's family members, named or unnamed.

15. Any and all of any Party's neighbors, friends, and acquaintances.

16. Any and all individuals, entities, and/or experts identified during discovery, including but not limited to, those mentioned in depositions, answers to interrogatories, responses to request to produce, responses to requests to admit, pleadings, or other discovery.

17. Any and all persons deposed throughout the pendency of this action.

18. Defendants reserve the right to elicit testimony from treating physicians as expert testimony.

19. Any and all necessary rebuttal and surrebuttal witnesses.

20. Any and all witnesses called under the adverse witness Statute.

21. Any and all persons listed on Defendant's witness lists, including, but not limited to, experts, whether or not actually called to testify at the time of trial, including, but not limited to, those parties hereinafter added and/or those parties hereinafter dismissed.

22. Any person listed as a witness by any other party, whether or not called to testify at the time of trial, including, but not limited to, those parties hereinafter added and/or those parties hereinafter dismissed.

23. Plaintiff/Cross-Defendant reserves the right to name and call additional witnesses as their identities become known through further investigation and/or formal discovery.

24. Plaintiff/Counter-Defendant reserves the right to call or name such other additional expert witnesses as may become necessary or apparent through the pendency of this cause of action, including, but not limited to, for reasons due to the refusal or unavailability of any named witnesses to testify at the time of trial.

25. Plaintiff/Counter-Defendant reserves the right to take de bene esse depositions of anyone unable to attend and give live testimony at trial.

26. Plaintiff/Counter-Defendant reserves the right to amend and/or supplement the foregoing witness list upon reasonable notice to Plaintiff.

27. Any and all deposition testimony.

28. The records, lab results, medical studies, consultations for or by any and all agents, employees (to include past and present), technicians, physicians, nurses, representatives, treating medical practitioners, including keeper and custodians of records, radiologists, and any other personnel from, as well as any and all persons listed within the records as to treating or identified in association in the records thereof, as well as any persons whose name or signature appears therein including, but not limited to the following:

i. Michigan Head and Neurological Institute.

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SINCE WHEN IS
THE FEDERAL LAW HIPAA
TO BE SO COMPLETELY IGNORED
FOR A SIMPLE CONTRACT DISPUTE OF
LESS THAN \$5000⁰⁰

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See: Defendant's Response to Plaintiff's Motion to Quash Notice of Taking Deposition and For Protective Order



Case No: 12-794194-DO HON. CHERYL A. MATTHEWS

29. Any and all reports, documents, records, depictions, videos, imaging studies, individuals, entities, electronic data and/or experts identified during discovery, including but not limited to, those mentioned in depositions, answers to interrogatories, responses to request to produce, responses to requests to admit, pleadings, or other discovery.

30. Any and all reports, drawings, depictions, statements, documents, imaging, photographs, videos, electronic data, discovered through persons deposed throughout the pendency of this action.

31. Any and all records of medical examiners of any Party, to include physicians, nurses, psychologists, psychiatrists and/or social workers who treated, examined, and/or consulted with the Plaintiff and/or any Party either before and/or after the accident, to include any pre-existing condition and/or injury, and/or subsequent condition and/or injury similar to the injuries alleged in this action.

32. Any and all reports for or by any and all physicians and/or technicians who performed and/or read and interpreted any CT scan, MRI, myelogram, X-ray, EEG, EMG, EKG, and/or any other form of diagnostic testing (known or unknown), including, but not limited to, tissue samples and/or studies, at any time pertaining to the Plaintiff or any other party.

33. Any and all reports, drawings, depictions, statements, documents, imaging, photographs, videos, electronic data, discovered through any and all individuals identified with a professional designation may be called upon to elicit expert testimony (e.g., M.D., Ph.D., P.T., O.T.R., M.S.W., R.N., P.E., C.P.A.).

AGAIN THIS IS SUPPOSED TO BE PROTECTED BY FEDERAL LAW

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HOWEVER THE Defendant's Divorce Lawyer's The Law Firm of John F. Schaefer had ALREADY Released The Defendant's Medical Records w/out her consent during the divorce by obtaining them from her husband

HIPPA

34. Any and all reports, drawings, depictions, statements, documents, imaging, photographs, videos, electronic data, discovered necessary rebuttal and surrebuttal witnesses.

35. Any and all reports, drawings, depictions, statements, documents, imaging, photographs, videos, electronic data, discovered through any and all witnesses called under the adverse witness Statute.

36. Plaintiff/Counter-Defendant reserves the right to amend and/or supplement the foregoing Exhibit List upon reasonable notice to Plaintiff.

Respectfully Submitted,

WILSON ELSER MOSKOWITZ
EDELMAN & DICKER LLP

By: /s/Kevin M. Mulvaney
KEVIN M. MULVANEY (P76915)
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Date: March 15, 2016

PROOF OF SERVICE

The undersigned certifies that a copy of the foregoing instrument was served upon the attorneys of record of all parties to the above cause, by Oakland County e-Filing on March 15, 2016.

By: /s/Dacia J. Bowers
DACIA J. BOWERS

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