

EXHIBIT “F”

TODAY'S CAL.#

60

RJI DATE

6/16/17

INTAKE PART

PRELIMINARY CONFERENCE ORDER
PURSUANT TO PART 202 OF THE UNIFORM CIVIL RULES
FOR THE SUPREME COURT KINGS COUNTY

HON. Landicino by Knipe

DATE: 8/3/2017

Lorraine Pizzirusso

Index# 500254/2017

Plaintiff(s)

- against -

Park Slope Deals LLC
Et. Al.

Defendant(s)

Compliance Conference shall be held in
IAS Part CCP on 2/16, 20 18
at 9:30 a.m.

FAILURE OF COUNSEL TO ATTEND THE
COMPLIANCE CONFERENCE MAY RESULT
IN THE IMPOSITION OF SANCTIONS

PRINT ALL INFORMATION CLEARLY

ATTORNEY FIRM <u>Tumelty & Spier</u>	by <u>David Gars</u>	FOR PLAINTIFF
ATTORNEY FIRM <u>Mohd Spitz & DeSantis</u>	by <u>Mary Dolan</u>	FOR DEFENDANT
ATTORNEY FIRM <u>Baren & Kohn</u>	by <u>Michael Gleason</u>	FOR DEFENDANT
ATTORNEY FIRM <u>James Toner</u>	by <u>Ken Brown</u>	FOR DEFENDANT

Consent to
E-FILE?
YES NO

☒ ☐
☒ ☐
☒ ☐
☒ ☐

DEFAULTS: DEFENDANT

HAS NOT BEEN SERVED/ HAS BEEN SERVED, NOT ANSWERED, AND TIME TO DO SO HAS EXPIRED.
DEFAULT JUDGMENT GRANTED / PENDING

THE DISCOVERY END DATE/ NOTE OF ISSUE DUE DATE IS 6/16/2018

IT IS HEREBY ORDERED THAT THIS ACTION IS ASSIGNED TO THE:

EXPEDITED ☒ STANDARD ☐ COMPLEX TRACK ☐
AND DISCLOSURE SHALL PROCEED AS FOLLOWS:

- I. WRITE PLAINTIFF'S MOST SEVERE INJURY: right foot displaced navicular fx
- II. TYPE OF CASE:

<input type="checkbox"/> MOTOR VEHICLE
<input checked="" type="checkbox"/> PREMISES LIABILITY
<input type="checkbox"/> PROFESSIONAL MALPRACTICE (MED. MAL. ETC.)
<input type="checkbox"/> OTHER. BRIEFLY DESCRIBE: _____
<input type="checkbox"/> CONTRACT
<input type="checkbox"/> LABOR LAW
- III. ☐ CPLR 325 (D) eligible, upon further order.
- IV. INSURANCE COVERAGE (INCLUDING EXCESS AND/ OR UMBRELLA COVERAGE)
DEFENDANT _____ DEFENDANT _____
☒ IF NOT FURNISHED, PLAINTIFF TO BE ADVISED IN WRITING BY 9/5/2017
IF NO EXCESS COVERAGE, PROVIDE AFFIDAVIT TO THAT EFFECT BY ____/____/20____

all def's to provide copies of all liability insurance policies

PRELIMINARY CONFERENCE ORDER

V. BILL OF PARTICULARS:

☐ 1A. SUBMITTED..... ☐ 1B. NOT SUBMITTED - TO BE SERVED BY☒ 2. SUPPLEMENT/ AMEND BILL OF PARTICULARS TO BE SERVED BY 9/3/17as to A DII - Items 9, 11b, 11c, + 12. II to supp BP as to more specific location
to provide a verified bill of particulars as to 30 days post
AD. 30 days of receipt of demand for BPs on AD.☒ 3. DEFENDANT S TO PROVIDE A VERIFIED BILL OF PARTICULARS AS TO
AFFIRMATIVE DEFENSES WITHIN 30 DAYS.

VI. MEDICAL AND HOSPITAL AUTHORIZATIONS TO THE EXTENT NOT PREVIOUSLY PROVIDED:

☐ 1. FURNISHED☒ 2. HIPAA COMPLIANT MEDICAL AUTHORIZATIONS FOR RECORDS AND HOSPITAL
AUTHORIZATIONS TO BE SERVED BY 8/9/17☒ 3. PLAINTIFF(S) SHALL PROVIDE AUTHORIZATIONS TO OBTAIN COPIES OF THE ACTUAL
RECORDS OF ALL TREATING AND EXAMINING HEALTH CARE PROVIDERS, INCLUDING
DIAGNOSTIC TESTS, X-RAYS, MRIs, EMGs, CT SCANS, FOR INJURIES SPECIFIED IN THE BILL
OF PARTICULARS WITHIN 30 DAYS.☒ 4. PLAINTIFF(S), WITHIN 60 DAYS AFTER FILING NOTE OF ISSUE, MUST SERVE DEFENDANT (S)
WITH FRESH HIPAA COMPLIANT AUTHORIZATIONS FOR ALL KNOWN HEALTH CARE
PROVIDERS.

VII. PHYSICAL EXAMINATION:

☐ 1A. HELD ☐ 1B. WAIVED ☒ 1C. EXAM OF THE PLAINTIFF TO BE HELD WITHIN 45 DAYS
FOLLOWING THE CONCLUSION OF PLAINTIFF'S EBT.☐ 2A. PHYSICIANS' REPORTS FURNISHED☒ 2B. COPY OF PHYSICIANS' REPORTS TO BE FURNISHED TO PLAINTIFF WITHIN 45 DAYS OF
EXAMINATION.VIII. EXAMINATIONS BEFORE TRIAL: ☐ PLAINTIFF(S) ☐ DEFENDANT(S) ☐ INFANT(S)

INFANT'S DATE OF BIRTH: ____/____/____

TO BE HELD ON ____/____/20____,

AT ☐ COURT REPORTERAT ☐ OFFICE OFAT ☒ A LOCATION TO BE AGREED UPON LATER☐ HELD (EXCEPT: _____)☐ WAIVED☐ EXCEPT INFANT AT THIS TIMEDEPOSITIONS TO COMMENCE WITHIN 30 DAYS OF JUDICIAL DETERMINATION OF INFANT
PLAINTIFF'S COMPETENCE TO TESTIFY AT A "SWEAR-ABILITY" HEARING.

IX. OTHER DISCLOSURE:

☐ 1. NONE☒ 2. ALL PARTIES TO EXCHANGE NAMES AND ADDRESSES OF ALL
WITNESSES, OPPOSING PARTIES' STATEMENTS,
PHOTOGRAPHS, SURVEILLANCE TAPES, AND ACCIDENT
REPORTS PREPARED IN THE ORDINARY COURSE OF
BUSINESS. IF NONE, AN AFFIRMATION TO THAT EFFECT
SHALL BE PROVIDED.☒ 3. AUTHORIZATION FOR PLAINTIFF(S) FOR YEAR BEFORE, YEAR
OF, AND YEAR AFTER:☒ EMPLOYMENT ATTENDANCE RECORDS☐ IRS, IF SELF EMPLOYED OR W-2☒ 4. PLAINTIFF TO PROVIDE NO-FAULT/ COLLATERAL SOURCE
AUTHORIZATIONS.ABOVE TO BE COMPLETED WITHIN 30 DAYS.☒ 5. ALL PARTIES SHALL SUPPLY EXPERT WITNESS DISCLOSURE
PURSUANT TO CPLR.

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- As to provide records of incidents prior w/in 30 days*
- X6. *All parties to respond to outstanding disc. demands w/in 30 days*
to provide response to Raven & Kuba's combined demands dated 3/3/17 w/in 30 days
As to provide copies of leases & subleases for premises
- X. IMPLAIDER ACTIONS: ☐ 1. NONE
☐ 2. ALREADY COMMENCED
☒ 3. TO BE COMMENCED WITHIN 60 DAYS AFTER COMPLETION OF EBTs.

XI. ADDITIONAL DIRECTIVES: SEE ATTACHED PAGE FOR ADDITIONAL DIRECTIVES.

IN THE EVENT OF UNJUSTIFIED NON-COMPLIANCE WITH THE TERMS OF THIS ORDER, COSTS OR OTHER SANCTIONS MAY BE IMPOSED.

NOTWITHSTANDING ANY DIRECTIVE CONTAINED HEREIN, ALL PARTIES ARE REQUIRED TO ABIDE BY THE JUSTICE'S INDIVIDUAL PART RULES LOCATED AT: [HTTP://WWW.NYCOURTS.GOV/COURTS/2JD/KINGS/CIVIL/JUDGESRULES.SHTML](http://www.nycourts.gov/courts/2jd/kings/civil/judgesrules.shtml)

ALL DATES CONTAINED HEREIN RELATING TO THE COMPLETION OF ITEMS IN THIS PRELIMINARY CONFERENCE ORDER MUST BE ADHERED TO.

THE PARTIES HAVING APPEARED FOR A PRELIMINARY CONFERENCE ON THIS DATE HAVE REVIEWED THE TERMS AND/ OR CONDITIONS OF THIS ORDER AND HEREBY CONSENT TO SAME.

ATTORNEY: *[Signature]*
 (Attorney's signature)

FOR PLAINTIFF: Atmiso

ATTORNEY: *Mary Dolan*
 (Attorney's signature)

FOR DEFENDANT: Park Slope Deals
DIT Enterprises & Ozone Park Enterprises

ATTORNEY: *[Signature]*
 (Attorney's signature)

FOR DEFENDANT: Genovese

ATTORNEY: *K. Brown*
 (Attorney's signature)

FOR DEFENDANT: Alvan Boldy

COURT ATTORNEY: *[Signature]*

THIS CONSTITUTES THE DECISION AND ORDER OF THE COURT.

DATED: 8/13/2017

ENTER: *[Signature]*
 J.S.C. / J.H.O.

2017 AUG - 7 AM 9:26
 KINGS COUNTY CLERK
 FILED
 HON LAWRENCE KNIPPEL