

**IN THE CIRCUIT COURT OF THE TWENTY-SECOND JUDICIAL CIRCUIT
MCHENRY COUNTY, ILLINOIS**

PAUL DULBERG,)	
)	
Plaintiff,)	
)	
vs.)	No. 17 LA 377
)	
THE LAW OFFICES OF THOMAS J.)	
POPOVICH, P.C., and HANS MAST,)	
)	
Defendants.)	

DEFENDANT THE LAW OFFICES OF THOMAS J. POPOVICH, P.C.'S
RULE 237 NOTICE TO PLAINTIFF PAUL DULBERG

Notice is hereby served upon Plaintiff, PAUL DULBERG, pursuant to Illinois Supreme Court Rules 213(e) and 237 and Section 2-1102 of the Illinois Code of Civil Procedure, to produce the following persons at the trial of this cause and to produce the following original documents and materials prior to the commencement of trial:

DEFINITIONS

1. The term "Person" means and includes, without limiting the generality of its meaning, each and every natural person, sole proprietorship, partnership, joint venture, corporate entity, social or political organization, association, subsidiary, trust, governmental body, agency, or any other entity, whether real or judicial, incorporated or unincorporated, and each of them and all past and present officers, agents, employees, or other persons acting or purporting to act on such person's behalf.

2. The terms "relating to," "related to," or "relates to," shall mean consisting of, referring to, reflecting, or being in any way referring to, reflecting, or being in any way legally, logically, or factually connected with the matters discussed.

3. The terms “and” and “or” shall be construed conjunctively and disjunctively so as to require the broadest possible response.

4. The term “communication” or “contract” includes any exchange of words, thoughts, or ideas by any means.

5. The terms “document,” “documents,” or “materials,” are defined as every original (and every copy of any original or copy which defers in any way from any original) of every writing or recording of every kind or description, whether handwritten, typed, drawn, sketched, printed, or recorded, by any physical mechanical, electronic, or electrical means whatsoever, including, but not limited to, accounting, accounting records, advertisements, affidavits, agreements, analyses, annual reports, appointment books, appraisals, architectural drawings or renderings, articles, articles of incorporation, assignments, audits, balance sheets, bills, bills of lading, bills of sale, blueprints, books, booklets, brochures, bulletins, business cards, by-laws, cables, calculations, calendars, catalogs, charts, checks, check registers, check stubs, circulars, customer lists, clippings, computer cards, computer disks, computer printouts, computer programs, computer tapes, contracts, conveniences, corporate minute books, correspondence, data copulations, deeds, descriptions, designs, diagrams, diaries, drafts, drawings, equipment lists, expense accounts, expense reports, files, films, financial statements, formulae, graphs, indices, instructions, invoices, leases, ledgers, lists, literature, log books, mailgrams, manuals, maps, memoranda, messages, microfiche, microfilm, minutes, models, motion pictures, news clippings, notebooks, notations, notes, notices, opinions, orders, organizational charts, pamphlets, papers, parts list, periodicals, permits, personnel records, photographs, plans, pleadings, pocket calendars, press releases, prints, procedures, purchase orders, questionnaires, receipts, records, releases, reports, resolutions, resumes, schedules, schematics, shipping orders, sketches, slides, specifications, standards, statements, statements of account, studies, summaries,

surveys, tapes, tape-recordings, tax returns, telephone bills, telegrams, telephone logs, telexes, tests, test results, trade letters, transcripts, warranties, work orders, work sheets, writings, and all materials within or upon which appears any writing or utterance, whether handwritten, typewritten, printed, transcribed, taped, recorded, filmed, punched, or produced by any other mechanical or electronic system or reproduction, and shall include each document known to the defendant, its attorneys, accountants, employees, or agents.

NOTICE TO PRODUCE

1. The following witnesses for trial:
 - a. Paul Dulberg.
2. The statements, oral or written, of any party.
3. The full name and complete last known address of every witness to the occurrence(s) or transactions complained of, as well as all pre-occurrence and post-occurrence witnesses.
4. The full name and complete last known address of all other persons who have knowledge of the matter pled or of relevant facts.
5. All statements of parties and witnesses, whether signed or unsigned, or compiled in a summary fashion, relating to the issues of liability and damages or to the issue of impeachment.
6. Any and all technical literature including articles in any professional or technical journals, textbooks, encyclopedias or any and all other published documents to be used at trial for any purpose, including impeachment.
7. Any and all technical literature including articles in any journals, textbooks, encyclopedias or any and all other published documents to be used at trial for any purpose, including impeachment.

8. With respect to any opinion witness to be called at trial, please provide the following:

- a. A current curriculum vitae for each opinion witness;
- b. All notes, memoranda, correspondence, or any all other written information submitted to or prepared by each opinion witness;
- c. A list of any and all documents reviewed by each opinion witness;
- d. Copy of all statutes, ordinances, journals, rules, regulations, manuals, standards, by-laws or other guidelines of any governmental or government affiliated agency or of any professional, licensing, review authority or any other organization, which will be used by each opinion witness or upon which each opinion witness may base opinion testimony; and
- e. Any and all bills of any kind or nature generated by each opinion witness with regard to the work of each opinion witness on this case.

9. Each and every trial subpoena issued in this case on behalf of the plaintiff.

10. A list of all witnesses, including their full names, last known addresses, social security numbers, and telephone numbers, who may be called by you to testify in this matter during your case in chief.

11. All deposition exhibits.

12. Any and all exhibits, whether for demonstrative or evidentiary purposes, which will be used at trial, including photographs, diagrams, drawings, depictions, or overlays.

13. Any incident reports or reports of investigation regarding plaintiff's alleged damages allegedly following there from.

14. All business records obtained through discovery or investigation, including those produced to you by others in this cause.

15. Any and all rules, regulations, guidelines, or policies of any public authority or licensing authority which will be relied upon at trial.

16. Any and all appraisals, medical records, diagnostic studies, bills, invoices, investigative reports, settlement agreements, mediation, or arbitration agreements, surveillance reports or videotapes, and inspection reports pertaining to the damages sustained by the plaintiff, including any factual material concerning the date(s) of the alleged malfeasance which is the subject matter of this lawsuit, including the underlying case.

17. Any and all correspondence to and from each retained opinion witness, up to the present time.

18. Any and all invoices, bills, receipts and timesheets relating to the work and time spent on this matter by each retained opinion witness.

Respectfully submitted,

/s/ George K. Flynn

GEORGE K. FLYNN
KARBAL COHEN ECONOMOU SILK DUNNE, LLC

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