

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

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

**DULBERG'S ANSWERS TO DEFENDANTS THE LAW OFFICES OF THOMAS J. POPOVICH, P.C.'S (expert) INTERROGATORIES TO PLAINTIFF PAUL DULBERG**

Paul Dulberg, by and through his attorneys, The Clinton Law Firm, responds to Defendant, The Law Offices of Thomas J. Popovich, P.C., 213(f)(1)(2) and (3) Interrogatories upon Plaintiff, Paul Dulberg, as follows:

**INTERROGATORIES**

1. State the name, address, telephone number and occupation of each person you will call as a witness at the time of trial of this cause and identify each witness as: (1) a **lay witness**; (2) an **independent expert witness**; or (3) a **controlled expert witness**.

**ANSWER:**

**A. Lay Witnesses**

(1) **Paul Dulberg.** Available through counsel. Dulberg is expected to testify to the facts and circumstances of the accident, case against Gagnon and McGuire, Mast and The Law Offices of Thomas J. Popovich's representation, and advice provided by Mast and Popovich.

(2) **Hans Mast.** Available through counsel. Mast is expected to testify as to his and The Law Offices of Thomas J. Popovich's representation of Paul Dulberg and advice provided by Mast and Popovich.

(3) **Barbara Dulberg**, 4606 Hayden Ct., McHenry, IL 60051. Retired. Barbara is expected to testify to the facts and circumstances of the November 4, 2013 meeting with Hans Mast. Barbara is also expected to testify as to the facts and circumstances of Paul Dulberg's pain and suffering.

(4) **Thomas Kost**, 423 Dempster Ave., Mt Prospect, IL 60056. Electrician. Thomas Kost is expected to testify as to the legal advice given to Dulberg from Mast and The Popovich Firm on the McGuires' liability, or lack of it, and how the judge would rule when the McGuires moved for Summary Judgment against Dulberg in the November 2013 meeting. Kost is also expected to testify as to Mast expressing urgency in accepting the McGuires' offer.

(5) **David Gagnon**. Investigation Continues. Gagnon is expected to testify as to the facts and circumstances of the accident and consistent with his testimony in the case 2012 LA 178.

(6) **Caroline McGuire**. Investigation Continues. Caroline McGuire is expected to testify as to the facts and circumstances of the accident and consistent with her testimony in the case 2012 LA 178.

(7) **William McGuire**. Investigation Continues. William McGuire is expected to testify as to the facts and circumstances of the accident and consistent with his testimony in the case 2012 LA 178.

Investigation Continues.

**B. Independent Expert Witnesses**

Investigation Continues. See also medical records produced.

**C. Retained Expert Witnesses**

Investigation Continues. We will disclose Dr. Lanford at a later date. We need to retain

him again.

2. State the name, address, telephone number and occupation of each person you will call as a witness at the time of trial of this cause and identify each witness as: (1) a **lay witness**; (2) an **independent expert witness**; or (3) a **controlled expert witness**.

**ANSWER:** See Answer to #1 above.

3. State for each **independent expert witness** set forth above:
- (a) the subject on which the witness will testify; and
  - (b) the opinions you expect to elicit from the witness.

**ANSWER:** Investigation continues.

4. State for each **controlled expert witness** identified by you in answer to Interrogatory No. 1:
- (a) the subject matter on which the witness will testify;
  - (b) the conclusions and opinions of the witness and the bases thereof;
  - (c) the qualifications of the witness; and
  - (d) any reports prepared by the witness about the case.

**ANSWER:** Investigation continues.

5. State the date upon which each **independent expert witness** first formed their substantive opinions.

**ANSWER:** Investigation continues.

6. State with particularity your knowledge of the facts known by and opinions held by each **independent expert witness**.

**ANSWER:** Investigation continues.

7. State whether or not the work of each such **independent expert witness** in this case has been completed and, if not, the nature of the work remaining to be done, what materials or documents are still being searched or awaiting receipt and the date on which such further work is expected to be completed.

**ANSWER:** Investigation continues.

8. State the date upon which each **controlled expert witness** first formed their

substantive opinions.

**ANSWER:** Investigation continues.

9. State with particularity the conclusions and opinions of each **controlled expert witness** and the basis for each such conclusion and/or opinion.

**ANSWER:** Investigation continues.

10. Identify and attach each and every report and any underlying documents, notes or memoranda regarding said report prepared by each **controlled expert witness** listed and indicate whether the report is oral, written or both.

**ANSWER:** Investigation continues.

11. State the name, author, publisher, page and date of publication of all texts, articles, journals, medical literature, regulations or codes upon which each **controlled expert witness** relied in reaching the opinion or opinions to which he will testify at trial.

**ANSWER:** Investigation continues.

12. Identify each and every rule, regulation, code or guideline of any public authority, trade or professional association, or other standard-setting organization which each **controlled expert witness** may use or refer to at the trial of this action, giving the complete citation and description thereof.

**ANSWER:** Investigation continues.

13. Set forth with particularity the qualifications of each **controlled expert witness** identified in answer to 213 f(1)(2)&(3) Interrogatory No. 1 and attach a curriculum vitae of each controlled expert witness pursuant to Supreme Court Rule 214.

**ANSWER:** Investigation continues.

14. For each **controlled expert witness** identified by you in answer to 213 f(1)(2)&(3) Interrogatory No. 1, identify the name, docket number, and court for each lawsuit in which that opinion witness has given deposition and/or trial testimony within the last 5 (five) years. For each such opinion witness, please further state the name of the party on whose behalf the opinion witness testified in each such lawsuit.

**ANSWER:** Investigation continues.

15. For each lawsuit identified by you in Answer to 213 f(1)(2)&(3) Interrogatory No. 14, please state whether the **controlled expert witness** who gave testimony in that case was recognized by the presiding court as being qualified to render an expert opinion and, if so, in what fields or disciplines the opinion witness was deemed qualified to testify as an expert witness.

**ANSWER:** Investigation continues.

16. State whether or not the work of each such **controlled expert witness** in this case has been completed and, if not, the nature of the work remaining to be done, what materials or documents are still being searched or awaiting receipt and the date on which such further work is expected to be completed.

**ANSWER:** Investigation continues.

17. In accordance with Supreme Court Rule 213(i), You are requested to supplement or amend seasonably your Answers or Responses to these 213 f(1)(2)&(3) Interrogatories whenever new or additional information subsequently becomes known to the answering party.

**ANSWER:** No answer is required.

Respectfully submitted,

/s/ Julia C. Williams

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