

# Exhibit C



T Filas <filasdam7@gmail.com>

## Lawsuit Discovery Issues

1 message

**Daryle Salisbury** <darylesalisbury@att.net>

Thu, Feb 21, 2013 at 12:06 AM

To: Tamara Filas <**e-mail redacted**>

Hello Tamara,


I am glad we had a chance to talk today. The PDF attachments should also help.


Call me right away.


Daryle

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### 3 attachments

 **02-20-13 filas client letter.pdf**  
118K

 **02-20-13 filas efficient design discovery requests.pdf**  
881K

 **02-20-13 filas culprit witness and exhibit list.pdf**  
313K





# Exhibit D



## request for time extensions in Case #13-000652-NI

T Filas <e-mail redacted>  
To: Ahmed\_M\_Hassouna@progressive.com

Tue, Mar 19, 2013 at 1:29 AM

Dear Mr. Hassouna,

I am writing in regard to the interrogatories you sent to Daryle Salisbury in regard to Case #13-000652-NI. I have dismissed Mr. Salisbury as my attorney. I am currently without counsel.

I was not aware of the interrogatories until March 16, 2013, when I was going through numerous e-mails from Mr. Salisbury. I thought that the attachments Mr. Salisbury mailed me on March 8, 2013, were the interrogatories he sent previously from the attorney representing Efficient Design, but I realized on the 14<sup>th</sup> that they were from you. I see they are dated February 20, 2013.

Would you be willing to extend the due date on the interrogatories until a few weeks after I am able to retain a new attorney?

Also, I just received my case file from Mr. Salisbury on March 14, 2013, and have not had a chance to review it yet. Mr. Salisbury did not provide me with a copy of the scheduling order, so I have no idea what other due dates may be approaching regarding my case. Would you be in agreement with extending scheduling order dates, preferably for 90 days, to provide me ample time to find another attorney?

Please advise me of your position. I have also contacted Mr. O'Malley with the same request.

Respectfully yours,

Tamara Filas



## request for time extensions in Case #13-000652-NI

T Filas <e-mail redacted>

Tue, Mar 19, 2013 at 1:36 AM

To: momalley@vgpclaw.com

Dear Mr. O'Malley,

I am the plaintiff, Tamara Filas, on case #13-000652-NI in the third district court. I am writing in regard to the interrogatories you sent to Daryle Salisbury. I have dismissed Mr. Salisbury as my attorney. I am currently without counsel.

I see the interrogatories are dated February 7, 2013. I was not aware of them until they were e-mailed to me by Mr. Salisbury on February 21, 2013. At that time, Mr. Salisbury and I were involved in extensive discussions about matters concerning the no-fault auto case.

Would you be willing to extend the due date on the interrogatories until a few weeks after I am able to retain a new attorney?

Also, I just received my case file from Mr. Salisbury on March 14, 2013, and have not had a chance to review it yet. Mr. Salisbury did not provide me with a copy of the scheduling order, so I have no idea what other due dates may be approaching regarding my case. Would you be in agreement with extending scheduling order dates, preferably for 90 days, to provide me ample time to find another attorney?

Please advise me of your position. I have also contacted Mr. Hassouna with the same request.

Respectfully yours,

Tamara Filas

**VANDEVEER GARZIA**  
PROFESSIONAL CORPORATION  
ATTORNEYS AND COUNSELORS AT LAW  
1450 W. LONG LAKE ROAD, SUITE 100  
TROY, MICHIGAN 48098-6330

TELEPHONE (248) 312-2800  
FAX (248) 267-1242  
EMAIL: momalley@VGpcLAW.com

Michael C. O'Malley  
Direct: (248) 312-2940

March 20, 2013

Daryle Salisbury  
42400 Grand River Avenue, Suite 106  
Novi, MI 48275

James C. Wright  
31700 Middlebelt Road, Suite 150  
Farmington Hills, MI 48334

Tamara Filas  
6477 Edgewood Road  
Canton, MI 48187

Ahmed Hassouna  
340 E. Big Beaver Road, Suite 250  
Troy, MI 48083

RE: Tamara Filas v Kevin Culpert and Efficient Design  
Our File: H152 20054

Dear Ms. Filas:

I am in receipt of your email correspondence from March 19, 2013. At this time, I must advise you that it is inappropriate for me to make contact with you directly regarding this case. While I understand that you have dismissed your attorney, the dismissal of Mr. Salisbury is not complete until an order has been entered by the court.

I have been advised by Mr. Salisbury that he has provided you with a stipulation for entry of such an order. Please have that order entered with the court forthwith, at which time we can discuss the further handling of this matter. Until such time as that is completed, however, I would ask that you not contact me without copying Mr. Salisbury or your attorney of record.

Any questions in this regard should be directed to Mr. Salisbury until such time as the order allowing him to withdraw as your attorney is entered by the court.

Very truly yours,



Michael C. O'Malley

MCO/knc

Enclosure





# Exhibit E

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE

Tamara Filas

Plaintiff (s)

Case No. 13-000652-NJ

-vs-

Kevin Colpert & Efficient Design, Inc.

Defendant (s)

13-000652-NI

FILED IN MY OFFICE

WAYNE COUNTY CLERK

5/3/2013 3:38:13 PM

CATHY M. GARRETT

At a session of said Court, held in the Coleman A. Young Municipal Center, Detroit, Wayne County, Michigan on 5/3/2013

Present: HONORABLE SUSAN D. BORMAN  
CIRCUIT COURT JUDGE

Precious Smith

IT IS HEREBY ORDERED:

Daryle Salisbury is hereby discharged as counsel for Plaintiff.

IT IS FURTHER ORDERED that discovery is stayed for 30 days or until Plaintiff retains new counsel.

IT IS FURTHER ORDERED Plaintiff's Motion for Continuance is denied.

Approved as to form:

T: Tamara Filas's signature redacted

/s/ Susan D. Borman

A: [Handwritten signatures]

SDB

Honorable Susan D. Borman  
Circuit Court Judge

BE ALPERT ONLY

# Exhibit F

STATE OF MICHIGAN  
WAYNE COUNTY CIRCUIT COURT

TAMARA FILAS,

Plaintiff,

Case No: 13-000652-NI

vs.

Hon. Susan D. Borman 13-000652-NI

KEVIN THOMAS CULPERT, and,  
EFFICIENT DESIGN, INC.,  
A Michigan Corporation,

FILED IN MY OFFICE  
WAYNE COUNTY CLERK  
4/29/2013 11:53:54 AM  
CATHY M. GARRETT

Defendants.

---

DARYLE SALISBURY P 19852  
Former Attorney for Plaintiff  
42400 Grand River Avenue  
Suite 106  
Novi, MI 48375  
248/348-6820  
darylesalisbury@att.net

JAMES C. WRIGHT P67613  
Attorney for Defendant Efficient Design, Inc  
31700 Middlebelt Road, Suite 150  
Farmington Hills, MI 48334  
248/851-4111 fax 248/851-0100  
jwright@zkac.com

AHMED M. HASSOUNA P67995  
Attorney for Defendant Culpert  
340 E. Big Beaver, Suite 250  
Troy, MI 48083  
248/764-1127  
[Ahmed\\_M\\_Hassouna@Progressive.com](mailto:Ahmed_M_Hassouna@Progressive.com)

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**MOTION TO ENTER SUBSTITUTION OF ATTORNEY ORDER**

Daryle Salisbury, who has been dismissed by the plaintiff as her attorney, seeks entry of the Stipulation for Substitution of Attorney by the In Pro Per Plaintiff and entry of the Substitution of Attorney Order, and in support of this Motion states:

1. That on March 8, 2013 Plaintiff terminated/dismissed Daryle Salisbury as her attorney by the following certified letter:

“Dear Mr. Salisbury,  
Please be advised you are dismissed as my attorney.  
I am terminating the professional relationship and you should immediately cease working on any and all matters related to my first-party no-fault and personal injury cases (12-016693-NF and 13-000652-NI).  
I am requesting the return of the two binders I loaned you (MEEMIC records and medical records), and a complete copy of both case files, including any correspondence between you and the three defense attorneys.  
I would like to pick up these materials in person. I will be contacting you to set up a date to do so.  
Please send me an itemized bill listing all pending fees and expenses.  
Thank you for your services.”

2. That in response to the Plaintiff's dismissal and termination of services letter attorney Daryle Salisbury has prepared and submitted the proposed stipulation and order shown by Attachment "A" to this Motion.

3. That the plaintiff has not yet entered the proposed Stipulation or submitted the proposed Order for Substitution to the Court.
4. That plaintiff's dismissal of Daryle Salisbury as plaintiff's attorney and plaintiff's termination of Daryle Salisbury's services requires the plaintiff, or some attorney, be substituted in this matter as noted in the cases submitted in the attached supporting brief.
5. That this Motion to enter the proposed Order for Substitution of Attorney by In Pro Per Plaintiff be considered and entered by the Court.

Respectfully Submitted By,  
/S/DARYLE SALISBURY P19852  
Former Attorney for Plaintiff

DATED: April 27, 2013

**PROOF OF SERVICE:** On this date Daryle Salisbury efiled a copy of this document with the Court Clerk along with ECF service/notification to counsel of record and mailed a copy to the Plaintiff.

STATE OF MICHIGAN  
WAYNE COUNTY CIRCUIT COURT

TAMARA FILAS,

Plaintiff,

Case No: 13-000652-NI

vs.

Hon. Susan D. Borman<sup>13-000652-NI</sup>

KEVIN THOMAS CULPERT, and,  
EFFICIENT DESIGN, INC.,  
A Michigan Corporation,

FILED IN MY OFFICE  
WAYNE COUNTY CLERK  
4/29/2013 11:53:54 AM  
CATHY M. GARRETT

Defendants.

---

DARYLE SALISBURY P 19852  
Former Attorney for Plaintiff  
42400 Grand River Avenue  
Suite 106  
Novi, MI 48375  
248/348-6820  
darylesalisbury@att.net

JAMES C. WRIGHT P67613  
Attorney for Defendant Efficient Design, Inc  
31700 Middlebelt Road, Suite 150  
Farmington Hills, MI 48334  
248/851-4111 fax 248/851-0100  
jwright@zkac.com

AHMED M. HASSOUNA P67995  
Attorney for Defendant Culpert  
340 E. Big Beaver, Suite 250  
Troy, MI 48083  
248/764-1127

[Ahmed\\_M\\_Hassouna@Progressive.com](mailto:Ahmed_M_Hassouna@Progressive.com)

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**BRIEF IN SUPPORT OF  
MOTION TO ENTER PROPOSED  
SUBSTITUTION OF ATTORNEY ORDER**

Daryle Salisbury, whom plaintiff has dismissed as her attorney and terminated his services, submits the following case citations provide direction to

the parties and the Court regarding the attached Motion to Enter the Proposed Substitution of Attorney Order, to wit: *Mitchell v Dougherty*, 249 Mich App 668, 644 NW2d 391 (2002) at Page 683 notes, when an attorney is retained to represent a client, that representation continues until the attorney is relieved of the obligation by the client or the court. *cf. Stroud v Ward*, 169 Mich App 1, 6; 425 NW2d 490 (1988).

Also as noted at Page 684 of *Mitchell, supra*, “This Court has also held that a client terminated his attorney's representation by sending a letter stating that the attorney did not have authority to act on his behalf. *Hooper v Hill Lewis*, 191 Mich App 312, 315; 477 NW2d 114 (1991). See also *Basic Food Industries, Inc v Travis, Warren, Nayer & Burgoyne*, 60 Mich App 492, 497; 231 NW2d 466 (1975).”

So, as now Michigan Supreme Court Justice Zahra has agreed and adopted in the *Mitchell* case, "*representation continues until the attorney is relieved of the obligation by the client or the court.*" (emphasis supplied).

Since attorney Daryle Salisbury's representation has been terminated and his obligation to represent the client relieved by the client the attorney may not withdraw, but only seek entry of an Order for Substitution of Attorney.

Respectfully Submitted By,  
/S/DARYLE SALISBURY P19852  
Former Attorney for Plaintiff



DATED: April 27, 2013

**PROOF OF SERVICE:** On this date Daryle Salisbury efiled a copy of this document with the Court Clerk along with ECF service/notification to counsel of record and mailed a copy to the Plaintiff.

# Exhibit G

**REGISTER OF ACTIONS**  
**CASE No. 13-000652-NI**

RELATED CASE INFORMATION

**Related Cases**

11-014149-NF (Prior Action)

PARTY INFORMATION

<b>Defendant</b>	<b>CULPERT, KEVIN THOMAS</b>	<b>Lead Attorneys</b> <b>Ahmed M. Hassouna</b> <i>Retained</i> (248) 764-1127(W)
<b>Defendant</b>	<b>EFFICIENT DESIGN, INC.</b>	<b>James C. Wright</b> <i>Retained</i> (248) 851-4111(W)
<b>Plaintiff</b>	<b>Filas, Tamara</b>	<b>Pro Se</b>
<b>Plaintiff</b>	<b>FILAS, TAMARA</b>	<b>Daryle G. Salisbury</b> <i>Retained</i> (248) 348-6820(W)

EVENTS & ORDERS OF THE COURT

**OTHER EVENTS AND HEARINGS**

01/14/2013	<b>Service Review Scheduled</b> <i>(Due Date: 04/15/2013) (Clerk: Tyler,F)</i>
01/14/2013	<b>Status Conference Scheduled</b> <i>(Clerk: Tyler,F)</i>
01/14/2013	<b>Case Filing Fee - Paid</b> <i>\$150.00 Fee Paid (Clerk: Tyler,F)</i>
01/14/2013	<b>Complaint, Filed</b> <i>(Clerk: Bynum,D)</i>
02/06/2013	<b>Answer to Complaint-with Jury Demand, Filed</b> <i>Proof of Service, Filed; Affirmative Defenses, Filed (Clerk: Tyler,F)</i>
02/06/2013	<b>Proof of Service, Filed</b> <i>(Clerk: Tyler,F)</i>
02/07/2013	<b>Request for Admissions, Filed</b> <i>(Clerk: Tyler,F)</i>
02/12/2013	<b>Appearance of Attorney, Filed</b> <i>(Clerk: Tyler,F)</i>
02/19/2013	<b>Service of Complaint, filed</b> <i>(Clerk: Tyler,F)</i>
02/19/2013	<b>Answer to Affirmative Defenses, Filed</b> <i>(Clerk: Tyler,F)</i>
02/20/2013	<b>Answer to Complaint-with Jury Demand, Filed</b> <i>Proof of Service, Filed; Affirmative Defenses, Filed (Clerk: Tyler,F)</i>
02/20/2013	<b>Witness List, Filed</b> <i>Proof of Service, Filed (Clerk: Tyler,F)</i>
02/25/2013	<b>Affirmative Defenses, Filed</b> <i>(Clerk: Tyler,F)</i>
03/11/2013	<b>Appearance of Attorney, Filed</b> <i>(Clerk: Tyler,F)</i>
03/26/2013	<b>Motion to Extend Time, Filed</b> <i>Fee: \$20.00 Paid; Brief, Filed; Proof of Service, Filed; Notice of Hearing, Filed (Clerk: Tyler,F)</i>
04/03/2013	<b>Notice of Hearing, Filed</b> <i>(Clerk: Tyler,F)</i>
04/04/2013	<b>Praecipe, Filed</b> (Judicial Officer: Borman, Susan D. )
04/19/2013	<b>Notice of Hearing, Filed</b> <i>(Clerk: Tyler,F)</i>
04/19/2013	<b>Motion to Compel Answers to Interrogatories, Filed</b> <i>Fee: \$20.00 Paid; Brief, Filed; Proof of Service, Filed; Notice of Hearing, Filed (Clerk: Tyler,F)</i>
04/22/2013	<b>Motion to Consolidate, Filed</b> <i>Fee: \$20.00 Paid; Brief, Filed; Proof of Service, Filed; Notice of Hearing, Filed (Clerk: Tyler,F)</i>
04/24/2013	<b>Praecipe, Filed</b> (Judicial Officer: Borman, Susan D. )
04/24/2013	<b>Notice of Hearing, Filed</b> <i>(Clerk: Tyler,F)</i>
04/26/2013	<b>CANCELLED Motion Hearing</b> (9:00 AM) (Judicial Officer Borman, Susan D.)

CANCELED Motion Hearing (9:00 AM) (Judicial Officer Borman, Susan D.)  
 Scheduling Error  
 Scheduling Error  
 04/12/2013 Reset by Court to 04/26/2013  
 04/29/2013 **Miscellaneous Motion, Filed**  
 Fee: \$20.00 Paid; Brief, Filed; Proof of Service, Filed; Notice of Hearing, Filed (Clerk: Tyler,F)  
 04/30/2013 **Motion to Compel Action, Filed**  
 Fee: \$20.00 Paid; Brief, Filed; Proof of Service, Filed; Notice of Hearing, Filed (Clerk: Tyler,F)  
 05/01/2013 **Praecipe, Filed** (Judicial Officer: Borman, Susan D. )  
 05/02/2013 **Status Conference** (9:30 AM) (Judicial Officer Borman, Susan D.)  
 04/15/2013 Reset by Court to 04/19/2013  
 04/19/2013 Reset by Court to 04/23/2013  
 04/23/2013 Reset by Court to 05/02/2013  
 Result: Held  
 05/02/2013 **Motion Hearing** (9:30 AM) (Judicial Officer Borman, Susan D.)  
 Plaintiff - Plaintiff's Motion for Continuance  
 04/12/2013 Reset by Court to 04/26/2013  
 04/26/2013 Reset by Court to 05/03/2013  
 05/03/2013 Reset by Court to 05/02/2013  
 Result: Held  
 05/02/2013 **Motion Hearing** (9:30 AM) (Judicial Officer Borman, Susan D.)  
 Defendant Efficient Design - Motion to Compel Discovery From Plaintiff  
 05/10/2013 Reset by Court to 05/02/2013  
 Result: Held  
 05/02/2013 **Status Conference Scheduling Order, Signed and Filed** (Judicial Officer: Borman, Susan D. )  
 s/c 12-10, w/ 7-11, disc 10-13, ce 10-28, 2nd s/c 12-16 (Clerk: Smith,P)  
 05/02/2013 **Motion Denied, Order to Follow** (Judicial Officer: Borman, Susan D. )  
 denied continuance (Clerk: Smith,P)  
 05/02/2013 **Motion to Compel Action Granted, Order to Follow** (Judicial Officer: Borman, Susan D. )  
 (Clerk: Smith,P)  
 05/02/2013 **Motion to Withdraw as Attorney Granted, Order to Follow** (Judicial Officer: Borman, Susan D. )  
 (Clerk: Smith,P)  
 05/02/2013 **Status Conference Scheduling Order, Signed and Filed**  
 (Clerk: Tyler,F)  
 05/02/2013 **Status Conference Scheduling Order, Signed and Filed** (Judicial Officer: Borman, Susan D. )  
 05/03/2013 **CANCELED Motion Hearing** (9:00 AM) (Judicial Officer Borman, Susan D.)  
 Dismiss Hearing or Injunction  
 Dismiss Hearing or Injunction  
 05/03/2013 **Appearance of Attorney, Filed**  
 (Clerk: Tyler,F)  
 05/03/2013 **Order for Miscellaneous Action, Signed and Filed**  
 (Clerk: Tyler,F)  
 05/06/2013 **Settlement Conference Scheduled**  
 (Clerk: Fowler,R)  
 05/06/2013 **Notice of Hearing, Filed**  
 (Clerk: Tyler,F)  
 05/10/2013 **Notice of Hearing, Filed**  
 (Clerk: Tyler,F)  
 06/06/2013 **Answer to Motion, Filed**  
 (Clerk: Tyler,F)  
 06/10/2013 **Notice of Hearing, Filed**  
 (Clerk: Tyler,F)  
 06/14/2013 **Motion to Vacate Order, Filed**  
 Fee: \$20.00 PAID (Clerk: Tyler,F)  
 06/14/2013 **Motion to Compel Action, Filed**  
 Fee: \$20.00 Paid; Brief, Filed; Proof of Service, Filed; Notice of Hearing, Filed (Clerk: Tyler,F)  
 06/17/2013 **Answer to Motion, Filed**  
 (Clerk: Tyler,F)  
 06/17/2013 **Answer to Motion, Filed**  
 (Clerk: Tyler,F)  
 06/18/2013 **Answer to Motion, Filed**  
 (Clerk: Tyler,F)  
 06/19/2013 **Answer to Motion, Filed**  
 (Clerk: Tyler,F)  
 06/19/2013 **Praecipe, Filed** (Judicial Officer: Borman, Susan D. )  
 06/19/2013 **Praecipe, Filed** (Judicial Officer: Borman, Susan D. )  
 06/19/2013 **Praecipe, Filed** (Judicial Officer: Borman, Susan D. )  
 06/19/2013 **Answer to Motion, Filed**  
 (Clerk: Tyler,F)

- 06/21/2013 **Motion Hearing** (9:00 AM) (Judicial Officer Borman, Susan D.)  
*df Ejjicient design mtn to compel*  
Result: Held
- 06/21/2013 **Motion Hearing** (9:00 AM) (Judicial Officer Borman, Susan D.)  
*Defendant - Defendant's Motion to Compel Answers to Interrogatories and Production of Documents*  
Result: Held
- 06/21/2013 **Motion Hearing** (9:00 AM) (Judicial Officer Borman, Susan D.)  
*Plaintiff - MOTION TO COMPEL DEFENDANT TO RETURN INADVERTENTLY PRODUCED DISCOVERY MATERIALS*  
*06/28/2013 Reset by Court to 06/21/2013*  
Result: Held
- 06/21/2013 **Motion Hearing** (9:00 AM) (Judicial Officer Borman, Susan D.)  
*Plaintiff - MOTION TO VACATE PROTECTIVE ORDER*  
*06/28/2013 Reset by Court to 06/21/2013*  
Result: Held
- 06/21/2013 **Order for Miscellaneous Action, Signed and Filed**  
*(Clerk: Tyler,F)*
- 06/21/2013 **Motion to Compel Action Granted, Order to Follow** (Judicial Officer: Borman, Susan D. )  
*(Clerk: Smith,P)*
- 06/21/2013 **Motion to Compel Action Granted, Order to Follow** (Judicial Officer: Borman, Susan D. )  
*(Clerk: Smith,P)*
- 06/21/2013 **Motion for Discovery Granted, Order to Follow** (Judicial Officer: Borman, Susan D. )  
*return discovery paper work (Clerk: Smith,P)*
- 06/21/2013 **Motion Denied, Order to Follow** (Judicial Officer: Borman, Susan D. )  
*denied mtn to vacate (Clerk: Smith,P)*
- 06/21/2013 **Witness List, Filed**  
*Proof of Service, Filed (Clerk: Tyler,F)*
- 10/23/2013 **Case Evaluation - General Civil**  
*(Clerk: Fowler,R)*
- 12/10/2013 **Settlement Conference** (9:30 AM) (Judicial Officer Borman, Susan D.)

} No "special Conference" listed

**REGISTER OF ACTIONS**CASE NO. 13-000652-NI**RELATED CASE INFORMATION****Related Cases**

11-014149-NF (Prior Action)

**PARTY INFORMATION**

<b>Defendant</b>	<b>CULPERT, KEVIN THOMAS</b>	<b>Lead Attorneys</b> <b>Ahmed M. Hassouna</b> <i>Retained</i> (248) 764-1210(W)
<b>Defendant</b>	<b>EFFICIENT DESIGN, INC.</b>	<b>James C. Wright</b> <i>Retained</i> (248) 851-4111(W)
<b>Plaintiff</b>	<b>Filas, Tamara</b>	<b>Pro Se</b>
<b>Plaintiff</b>	<b>FILAS, TAMARA</b>	<b>Daryle G. Salisbury</b> <i>Retained</i> (248) 348-6820(W)

**EVENTS & ORDERS OF THE COURT****OTHER EVENTS AND HEARINGS**

01/14/2013	<b>Service Review Scheduled</b>
01/14/2013	<b>Status Conference Scheduled</b>
01/14/2013	<a href="#">Case Filing Fee - Paid</a>
01/14/2013	<b>Complaint, Filed</b>
02/06/2013	<a href="#">Answer to Complaint-with Jury Demand, Filed</a>
02/06/2013	<a href="#">Proof of Service, Filed</a>
02/07/2013	<a href="#">Request for Admissions, Filed</a>
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03/11/2013	<a href="#">Appearance of Attorney, Filed</a>
03/26/2013	<a href="#">Motion to Extend Time, Filed</a>
04/03/2013	<a href="#">Notice of Hearing, Filed</a>
04/04/2013	<a href="#">Praecipe, Filed</a> (Judicial Officer: Borman, Susan D. )
04/19/2013	<a href="#">Notice of Hearing, Filed</a>
04/19/2013	<a href="#">Motion to Compel Answers to Interrogatories, Filed</a>
04/22/2013	<a href="#">Motion to Consolidate, Filed</a>
04/24/2013	<a href="#">Praecipe, Filed</a> (Judicial Officer: Borman, Susan D. )
04/24/2013	<a href="#">Notice of Hearing, Filed</a>
04/26/2013	<b>CANCELED Motion Hearing (9:00 AM)</b> (Judicial Officer Borman, Susan D.) Scheduling Error 04/12/2013 Reset by Court to 04/26/2013
04/29/2013	<a href="#">Miscellaneous Motion, Filed</a>
04/30/2013	<a href="#">Motion to Compel Action, Filed</a>
05/01/2013	<a href="#">Praecipe, Filed</a> (Judicial Officer: Borman, Susan D. )
05/02/2013	<b>Status Conference (9:30 AM)</b> (Judicial Officer Borman, Susan D.) 04/15/2013 Reset by Court to 04/19/2013 04/19/2013 Reset by Court to 04/23/2013 04/23/2013 Reset by Court to 05/02/2013 Result: Held
05/02/2013	<b>Motion Hearing (9:30 AM)</b> (Judicial Officer Borman, Susan D.) 04/12/2013 Reset by Court to 04/26/2013 04/26/2013 Reset by Court to 05/03/2013  05/03/2013 Reset by Court to 05/02/2013 Result: Held
05/02/2013	<b>Motion Hearing (9:30 AM)</b> (Judicial Officer Borman, Susan D.) 05/10/2013 Reset by Court to 05/02/2013 Result: Held

- 05/02/2013 **Status Conference Scheduling Order, Signed and Filed** (Judicial Officer: Borman, Susan D. )
- 05/02/2013 **Motion Denied, Order to Follow** (Judicial Officer: Borman, Susan D. )
- 05/02/2013 **Motion to Compel Action Granted, Order to Follow** (Judicial Officer: Borman, Susan D. )
- 05/02/2013 **Motion to Withdraw as Attorney Granted, Order to Follow** (Judicial Officer: Borman, Susan D. )
- 05/02/2013 [Status Conference Scheduling Order, Signed and Filed](#)
- 05/02/2013 [Status Conference Scheduling Order, Signed and Filed](#) (Judicial Officer: Borman, Susan D. )
- 05/03/2013 **CANCELED Motion Hearing** (9:00 AM) (Judicial Officer Borman, Susan D.)  
*Dismiss Hearing or Injunction*
- 05/03/2013 [Appearance of Attorney, Filed](#)
- 05/03/2013 [Order for Miscellaneous Action, Signed and Filed](#)
- 05/06/2013 **Settlement Conference Scheduled**
- 05/06/2013 [Notice of Hearing, Filed](#)
- 05/10/2013 [Notice of Hearing, Filed](#)
- 06/06/2013 [Answer to Motion, Filed](#)
- 06/10/2013 [Notice of Hearing, Filed](#)
- 06/14/2013 [Motion to Vacate Order, Filed](#)
- 06/14/2013 [Motion to Compel Action, Filed](#)
- 06/17/2013 [Answer to Motion, Filed](#)
- 06/17/2013 [Answer to Motion, Filed](#)
- 06/18/2013 [Answer to Motion, Filed](#)
- 06/19/2013 [Answer to Motion, Filed](#)
- 06/19/2013 [Praecipe, Filed](#) (Judicial Officer: Borman, Susan D. )
- 06/19/2013 [Praecipe, Filed](#) (Judicial Officer: Borman, Susan D. )
- 06/19/2013 [Praecipe, Filed](#) (Judicial Officer: Borman, Susan D. )
- 06/19/2013 [Answer to Motion, Filed](#)
- 06/21/2013 **Motion Hearing** (9:00 AM) (Judicial Officer Borman, Susan D.)  
Result: Held
- 06/21/2013 **Motion Hearing** (9:00 AM) (Judicial Officer Borman, Susan D.)  
Result: Held
- 06/21/2013 **Motion Hearing** (9:00 AM) (Judicial Officer Borman, Susan D.)  
*06/28/2013 Reset by Court to 06/21/2013*  
Result: Held
- 06/21/2013 **Motion Hearing** (9:00 AM) (Judicial Officer Borman, Susan D.)  
*06/28/2013 Reset by Court to 06/21/2013*  
Result: Held
- 06/21/2013 [Order for Miscellaneous Action, Signed and Filed](#)
- 06/21/2013 **Motion to Compel Action Granted, Order to Follow** (Judicial Officer: Borman, Susan D. )
- 06/21/2013 **Motion to Compel Action Granted, Order to Follow** (Judicial Officer: Borman, Susan D. )
- 06/21/2013 **Motion for Discovery Granted, Order to Follow** (Judicial Officer: Borman, Susan D. )
- 06/21/2013 **Motion Denied, Order to Follow** (Judicial Officer: Borman, Susan D. )
- 06/21/2013 [Witness List, Filed](#)
- 06/24/2013 **Case Evaluation - General Civil**
- 06/24/2013 **Special Conference** (2:00 PM) (Judicial Officer Borman, Susan D.)  
Result: Held
- 06/24/2013 **Closed - Case Dismissed, Order to Follow** (Judicial Officer: Borman, Susan D. )
- 06/25/2013 [Notice of Presentment](#)
- 06/28/2013 **Motion Transcript Ordered**
- 07/02/2013 [Objection to 7-Day Order, Filed](#)
- 07/05/2013 [Notice of Hearing, Filed](#)
- 07/09/2013 [Notice of Hearing, Filed](#)
- 07/09/2013 **Transcript, Filed**
- 07/11/2013 [Witness List, Filed](#)
- 07/16/2013 [Answer to Objection, Filed](#)
- 07/19/2013 [Notice of Hearing, Filed](#)
- 07/22/2013 [Concurrence, Filed](#)
- 08/07/2013 [Proof of Service, Filed](#)
- 08/07/2013 [Reply to Answer, Filed](#)
- 08/07/2013 [Concurrence, Filed](#)
- 08/09/2013 **Motion Hearing** (9:00 AM) (Judicial Officer Borman, Susan D.)  
*07/24/2013 Reset by Court to 08/09/2013*  
Result: Held
- 08/09/2013 **Motion Denied, Order to Follow** (Judicial Officer: Borman, Susan D. )
- 08/09/2013 [Final - Order of Dismissal, Signed and Filed](#)
- 08/30/2013 **Transcript, Filed**
- 12/10/2013 **CANCELED Settlement Conference** (9:30 AM) (Judicial Officer Borman, Susan D.)  
*Case Disposed/Order Previously Entered*
- 01/17/2014 **Letter, Filed**
- 01/24/2014 [Claim of Appeal, Filed](#)
- 01/30/2014 **File Sent**
- 01/30/2014 **Motion Transcript Ordered**
- 02/26/2014 **Transcript, Filed**
- 11/25/2014 **Higher Court Order/Decision Received by Circuit Court**
- 01/27/2015 **Higher Court Order/Decision Received by Circuit Court**

← Special Conference Listed

# Exhibit H



2. Admit that Plaintiff is not currently under any doctor's disabilities related to this accident. If your answer is anything less than a complete admission, please provide any and all documentation in support of your answer.

**RESPONSE:**

3. Admit that Plaintiff is currently working. If your answer is anything less than a complete admission, please provide any and all documentation in support of your answer.

**RESPONSE:**

4. Admit that Plaintiff is able to work. If your answer is anything less than a complete admission, please provide any and all documentation in support of your answer.

**RESPONSE:**

**Request for Production of Documents to Plaintiff:**

1. Copies of any and all medical records relating to injuries received as a result of the subject accident.

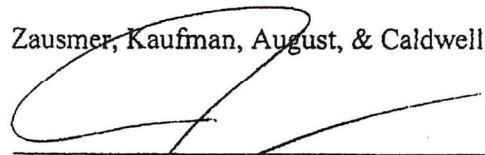
**RESPONSE**

2. Please produce copies of any and all photographs with regard to this accident.

**RESPONSE**

\*\*\*Defendants will pay reasonable photocopying costs for the documents produced.\*\*\*

Zausmer, Kaufman, August, & Caldwell, P.C.

  
\_\_\_\_\_  
JAMES C. WRIGHT (P67613)  
Attorney for Defendant Efficient Design  
31700 Middlebelt Road, Suite 150  
Farmington Hills, MI 48334  
(248) 851-4111

Dated: February 7, 2013

# Exhibit I

6477 Edgewood  
Canton, MI 48187  
June 6, 2013

Henry Ford West Bloomfield Hospital  
Attn: Medical Records  
6777 West Maple Rd.  
West Bloomfield, MI 48322

**RE: Request for records pertaining to Tamara Filas, DOB [REDACTED]**

Dear Medical Records Custodian,

Attached is a signed Authorization for Release of Medical Information and Authentication Certificate, permitting the disclosure of records pertaining to Tamara Filas, DOB [REDACTED], as described in detail below, to Mr. Ahmed Hassouna, Law Offices of Mark E. Williams, 340 E. Big Beaver Suite 250, Troy, MI 48083.

**It is necessary that the attached Certificate, to be completed by the Records Custodian, is notarized, and sent by U.S. Certified Mail with Return Receipt, in order to satisfy MCR 2.506(I)(1)(b).**

**Description of records requested:**

Redacted: Below was DOB  
Any and all PHI from [REDACTED] until present.

Redacted: Below was DOB  
Redacted: Below was DOB  
Any and all medical records from [REDACTED] to present pertaining to Tamara Filas DOB [REDACTED], including all medical reports, doctor notes/reports, nurse's notes/reports, consultation notes/reports, admission notes, treatment notes/history, radiographic study reports, medical orders, physical therapy notes/orders/regimen, performance appraisals, exam results, discharge summaries and the like, including, but not limited to the following practitioner visits:

- Redacted: Additional letters of caregivers' names and type of report
- 4-7-10, K [REDACTED] S [REDACTED]
  - 5-5-10, J [REDACTED] L [REDACTED] and C [REDACTED] E [REDACTED]
  - 8-31-10, C [REDACTED] L [REDACTED]
  - 9-16-10, V [REDACTED] S [REDACTED]
  - 11-2-10, C [REDACTED] E [REDACTED]
  - 4-14-11, N [REDACTED] C [REDACTED]
  - 9-12-11, C [REDACTED] E [REDACTED] and J [REDACTED] M [REDACTED]
  - 10-3-11, [REDACTED] testing reports
  - 10-5-11, C [REDACTED] E [REDACTED]
  - 12-13-11, C [REDACTED] L [REDACTED]
  - 2-17-12, C [REDACTED] L [REDACTED]
  - 3-8-12, J [REDACTED] N [REDACTED]
  - 4-4-12, J [REDACTED] N [REDACTED]

4-9-12, J [REDACTED] N [REDACTED]  
4-16-12, J [REDACTED] N [REDACTED]  
4-19-12, J [REDACTED] N [REDACTED]  
7-13-12, C [REDACTED] L [REDACTED]  
10-5-12, C [REDACTED] L [REDACTED]

Thank you in advance for your assistance.

Yours truly,

signature redacted

Tamara Filas

This 2-page document and 2-page Medical Authorization form, requesting records pertaining to Tamara Filas, was received on June 6, 2013 by:

Debra K  
Signature

Debra Kress  
Printed name

12:25 Pm  
Time

Approved, SCAO

Original - Records custodian  
1st copy - Requesting party  
2nd copy - Patient

<b>STATE OF MICHIGAN</b> JUDICIAL DISTRICT 3rd JUDICIAL CIRCUIT COUNTY PROBATE	<b>AUTHORIZATION FOR RELEASE          OF MEDICAL INFORMATION</b>	<b>CASE NO.</b> 13-000652-NI
---	--	---------------------------------

**Court address**  
2 Woodward Ave. Detroit, MI 48226

**Court telephone no.**  
(313) 224-5261

<b>Plaintiff</b>  Tamara Filas	v	<b>Defendant</b>  Kevin Culpert and Efficient Design, Inc.
--------------------------------------	---	--

**Probate** In the matter of \_\_\_\_\_

1. Tamara Filas [REDACTED]  
 Patient's name Date of birth

2. I authorize Henry Ford West Bloomfield Hospital, Attn: Medical Records, 6777 W. Maple Rd., West Bloomfield, MI 48322  
 Name and address of doctor, hospital, or other custodian of medical information

to release (see attached letter)  
 Description of medical information to be released (include dates where appropriate)

to Mr. Ahmed Hassouna, Law Offices of Mark E. Williams, 340 E. Big Beaver Suite 250, Troy, MI 48083  
 Name and address of party to whom the information is to be given

3. I understand that unless I expressly direct otherwise:
- a) the custodian will make the medical information reasonably available for inspection and copying, or
  - b) the custodian will deliver to the requesting party the original information or a true and exact copy of the original information accompanied by the certificate on the reverse side of this authorization.
- I understand that medical information may include records, if any, on alcohol and drug abuse, psychology, social work, and information about HIV, AIDS, ARC, and any other communicable disease.
4. This authorization is valid for 60 days and is signed to make medical information regarding me available to the other party(ies) to the lawsuit listed above for their use in any stage of the lawsuit. The medical information covered by this release is relevant because my mental or physical condition is in controversy in the lawsuit.
5. I understand that by signing this authorization there is potential for protected health information to be redisclosed by the recipient.
6. I understand that I may revoke this authorization, except to the extent action has already been taken in reliance upon this authorization, at any time by sending a written revocation to the doctor, hospital, or other custodian of medical information.

06/06/2013  
 Date

signature redacted

\_\_\_\_\_  
 Signature  
 Tamara Filas

\_\_\_\_\_  
 Name (type or print) (If signing as Personal Representative, please state under what authority you are acting)

6477 Edgewood  
 Address  
 Canton, MI 48187 (734) 751-0103

\_\_\_\_\_  
 City, state, zip Telephone no.

**CERTIFICATE**

- 1. I am the custodian of medical information for \_\_\_\_\_  
Organization
- 2. I received the attached authorization for release of medical information on \_\_\_\_\_  
Date
- 3. I have examined the original medical information regarding this patient and have attached a true and complete copy of the information that was described in the authorization.
- 4. This certificate is made in accordance with Michigan Court Rule.

I declare that the statements above are true to the best of my information, knowledge, and belief.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Name (type or print)

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, state, zip

\_\_\_\_\_  
Telephone no.

6477 Edgewood  
Canton, MI 48187  
June 19, 2013

Redacted: Name of business, to protect privacy

██████████ Chiropractic  
Attn: Records Custodian  
██████████  
██████████, MI ██████████

**RE: Request for records pertaining to Tamara Filas, DOB ██████████**

Dear Health Information Management Representative,

Attached is a signed Authorization for Release of Medical Information and Authentication Certificate, permitting the disclosure of records pertaining to Tamara Filas, DOB ██████████, as described in detail below, to Mr. Ahmed Hassouna, Law Offices of Mark E. Williams, 340 E. Big Beaver Suite 250, Troy, MI 48083.

**It is necessary that the attached Certificate, to be completed by the Records Custodian, is notarized, and sent by U.S. Certified Mail with Return Receipt, in order to satisfy MCR 2.506(l)(1)(b).**

**Description of records requested:**

Redacted: Below was DOB

Any and all medical records from ██████████ to present pertaining to Tamara Filas, DOB ██████████, including all medical reports, history & physical, discharge summary, operative reports, consults, outpatient visit notes, test reports, ER clinician notes, flow sheets, medication administration records, physician orders, doctor notes/reports, nurse's notes/reports, consultation notes/reports, admission notes, treatment notes/history, radiographic study reports, medical orders, physical therapy notes/orders/regimen, performance appraisals, exam results, discharge summaries and the like, including, but not limited to the following visit dates:

4-29-11	2-16-12	3-10-12
5-3-11	2-18-12	3-13-12
2-1-12	2-21-12	3-15-12
2-3-12	2-23-12	3-17-12
2-4-12	2-25-12	3-21-12
2-7-12	2-28-12	3-24-12
2-9-12	3-1-12	3-31-12
2-10-12	3-3-12	4-3-12
2-11-12	3-6-12	4-16-12
2-14-12	3-8-12	4-20-12

4-25-12	8-13-12	1-30-13
4-28-12	8-29-12	2-4-13
5-1-12	9-17-12	2-11-13
5-5-12	9-24-12	2-18-13
5-8-12	10-1-12	2-25-13
5-11-12	10-8-12	3-4-13
5-15-12	10-15-12	3-11-13
5-18-12	10-22-12	3-25-13
5-22-12	11-5-12	4-8-13
6-7-12	11-12-12	4-15-13
6-13-12	11-19-12	4-22-13
6-19-12	11-26-12	5-6-13
6-26-13	12-3-12	5-13-13
7-9-12	12-10-12	5-20-13
7-16-12	12-19-12	6-3-13
7-23-12	1-7-13	6-10-13
7-30-12	1-14-13	
8-6-12	1-23-13	

**Other records requested:**

Any and all films, x-rays, CT's, MRI's, and EMG's from Redacted: Below was DOB [REDACTED] to present pertaining to Tamara Filas (DOB [REDACTED]). Please provide films on CD, if possible.

Billing information from 1-15-2010 to present

Thank you in advance for your assistance.

Yours truly,

signature redacted

Tamara Filas



Approved, SCAO

Original - Records custodian  
1st copy - Requesting party  
2nd copy - Patient

<b>STATE OF MICHIGAN</b> JUDICIAL DISTRICT 3rd JUDICIAL CIRCUIT COUNTY PROBATE	<b>AUTHORIZATION FOR RELEASE          OF MEDICAL INFORMATION</b>	<b>CASE NO.</b> 13-000652-NI
---	--	---------------------------------

Court address: 2 Woodward Ave., Detroit, MI 48226  
 Court telephone no. (313) 224-5261

Plaintiff Tamara Filas	v	Defendant Kevin Culpert and Efficient Design, Inc.
---------------------------	---	---

Probate In the matter of \_\_\_\_\_

1. Tamara Filas \_\_\_\_\_  
 Patient's name Date of birth

2. I authorize \_\_\_\_\_ Attn: Records Custodian, \_\_\_\_\_ MI \_\_\_\_\_  
 Name and address of doctor, hospital, or other custodian of medical information

to release (see attached letter)  
 Description of medical information to be released (include dates where appropriate)

to Mr. Ahmed Hassouna, Law Offices of Mark E. Williams, 340 E. Big Beaver, Suite 250, Troy, MI 48083  
 Name and address of party to whom the information is to be given

3. I understand that unless I expressly direct otherwise:
- a) the custodian will make the medical information reasonably available for inspection and copying, or
  - b) the custodian will deliver to the requesting party the original information or a true and exact copy of the original information accompanied by the certificate on the reverse side of this authorization.
- I understand that medical information may include records, if any, on alcohol and drug abuse, psychology, social work, and information about HIV, AIDS, ARC, and any other communicable disease.
4. This authorization is valid for 60 days and is signed to make medical information regarding me available to the other party(ies) to the lawsuit listed above for their use in any stage of the lawsuit. The medical information covered by this release is relevant because my mental or physical condition is in controversy in the lawsuit.
5. I understand that by signing this authorization there is potential for protected health information to be redisclosed by the recipient.
6. I understand that I may revoke this authorization, except to the extent action has already been taken in reliance upon this authorization, at any time by sending a written revocation to the doctor, hospital, or other custodian of medical information.

Date: 6-19-13

Signature: Tamara Filas (signature redacted)  
 Address: 6477 Edgewood Canton, MI 48187  
 Telephone no. (734) 751-0103

Name (type or print) (If signing as Personal Representative, please state under what authority you are acting): \_\_\_\_\_  
 City, state, zip Telephone no.



Certificate Of Mailing

This Certificate of Mailing provides evidence that mail has been presented to USPS for mailing. This form may be used for domestic and international mail.

From:



Ms. Tamara Filas  
6477 Edgewood Rd.  
Canton, MI 48187-5264

To:



Attn: Records Custodian



, MI

1000



00087954-03

\$1.20

U. S. POSTAGE  
PAID  
CANTON, MI  
48187  
JUN 19, 2013  
AMOUNT

# Exhibit J1

6477 Edgewood  
Canton, MI 48187  
October 27, 2014

St. Joseph Mercy Michigan Orthopedic Center  
Attn: Records Custodian  
5315 Elliot Dr., Suite 301  
Ypsilanti, MI 48197

**RE: Medical Records Releases for Tamara Filas, DOB [redacted]  
Disclosure Information Request**

Dear Health Information Management Representative,

In June 2013, your office should have received two separate completed copies of form MC315 signed and dated by me to release my medical records to Mr. James Wright (Item 1 below) and Mr. Ahmed Hassouna (Item 2 below). There was also a medical records request (Form MC 315) signed by me to have the same records that were released to Mr. Hassouna to be sent to me.

**R E D A C T E D**

I am requesting the disclosure of the following information regarding the release of my records to any of the entities listed above in items 1-3, or anyone else to whom my records may have been released (see item 4 below).

For your convenience, I have provided a simple form for you to fill out. Please answer all questions that are discloseable. If a question cannot be answered, give a brief explanation why.

Please answer the questions presented below in items #1-4, sign and date at the bottom, and return the completed copy to me at 6477 Edgewood, Canton, MI 48187.

Thank you,

[signature redacted]

Tamara Filas

*Forms Completed  
& Returned to  
patient  
10/29/14.*

**Item 1:**

Mr. James Wright  
Zausmer, Kaufman, August & Caldwell, P.C.  
31700 Middlebelt Rd., Suite 150  
Farmington Hills, MI 48334

- 1) Were all of the records that I, Tamara Filas, requested to be sent to Mr. Wright or anyone else at the address above, copied and sent out?  yes  no.
- 2) Were only some of the records that I, Tamara Filas, requested to be sent to Mr. Wright or anyone else at the above address copied and sent out?

yes  no. If yes, explain why only some were sent.

All sent. Records, xray disk + Billing stmt  
mailed on ~~7-24-14~~ 7-24-13  
ERRATA  
SMS

- 3) If yes to #1 or #2, was a fee paid to you for the copying and mailing of the records to Mr. Wright or anyone else at the address above?  yes  no.

If the answer is no, skip to number 5. If answer is yes, proceed to question 4.

- 4) Was the fee paid before or after the records were copied and sent out?

before  after

- 5) On what date were the records sent: ~~7-24-14~~ 7-24-13

- 6) If no records requested were sent, what is the reason records were not sent?  
ERRATA  
SMS

Judge Manders, medical records Dept.  
10129114 Suite 301

**Item 2:**

Mr. Ahmed Hassouna  
Law Offices of Mark E. Williams  
340 E. Big Beaver Suite 250  
Troy, MI 48083

- 1) Were all of the records that I, Tamara Filas, requested to be sent to Mr. Hassouna or anyone else at the address above, copied and sent out?  
 yes  no.
- 2) Were only some of the records that I, Tamara Filas, requested to be sent to Mr. Hassouna or anyone else at the above address copied and sent out?  
 yes  no. If yes, explain why only some were sent.  
All Records sent, xray disk + Billing stmt  
mailed on 7-15-13.

- 3) Was I, Tamara Filas, sent the same exact copies of the records that were sent to Mr. Hassouna or anyone else at the above address?  yes  no.
- 4) If yes to #1 or #2, was a fee paid to you for the copying and mailing of the records to Mr. Hassouna or anyone else at the address above?  yes  no.

If the answer is no, skip to number 6. If answer is yes, proceed to question 5.

- 5) Was the fee paid before or after the records were copied and sent out?  
 before  after
- 6) On what date were the records sent: 7-15-13

- 7) If no records requested were sent, what is the reason records were not sent?  
\_\_\_\_\_  
\_\_\_\_\_

Judy Manders Medical Records Dept.  
10-29-14 Suite 301

**Item 4:**

Any other person or entity to whom records were sent at any time with or without a signed request from Tamara Filas. This would include records released to insurance companies who requested billing codes, records exchanged between health care providers, records released via a court-ordered subpoena or records provided to an employer or governmental agency by statute or law:

Please give name of each person or entity to whom the records were released, the date they were released, and a brief description of the records released.

<u>Person/entity</u>	<u>Date released</u>	<u>Brief Description of records released</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Attach additional sheets as necessary.

Signature of medical records representative completing this form:

*Judy Manders*

Printed name:

Judy Manders

*Andrew Moore M.D.*  
ORTHOPEDIC SURGERY ASSOCIATES, P.C.  
5315 ELLIOTT DRIVE  
SUITE 301  
TUSCUMMAC, MICHIGAN 48197

Date:

10-29-14

# Exhibit J2





**ST. MARY MERCY  
LIVONIA**  
SAINT JOSEPH MERCY HEALTH SYSTEM

36475 Five Mile Road  
Livonia, MI 48154  
Phone: 734-655-4800

stmarymercy.org

October 31, 2014

Ms. Tamara Filas  
6477 Edgewood  
Canton, MI 48187

Re: Accounting of disclosures

Ms. Filas,

Attached is the information that you requested regarding releases of your records. This is the standard information that is given with these types of requests as such I am under no obligation to fill out the forms that you requested.

Please contact me if you need further information.

Thank you.

Denise Blackburn, RHIA  
Director, Medical Records  
(734) 655-1409

5 Record(s) Found

Advanced Search Details

21080 - ST MARY MERCY HOSPITAL LIVONIA

Log ID	Req ID Requester Notification Num	Location	Patient Name	Requester Name	Scan Date	Request Received Date/Time	Comments	Date Entered
83013577	130251041	21080-St Mary Mercy Hospital Livonia	Tamara Filas	Tamara Filas	07/03/2013	06/24/2013	Any And All Med. Recs. From Dob-present. Billing And Imaging Requests Interofficd)-jm (waiting For Physical Therapy Recs.)-jm. 6/26/13, phy. therapy recs. rcvd-jm.	06/24/2013
83013822	130250651	21080-St Mary Mercy Hospital Livonia	Tamara Filas	Law Offices Of Mark E Williams Attn Mr Ahmed Hassouna	07/03/2013	06/24/2013	Any And All Med. Recs. From Dob-present. (billing And Imaging Requests Interofficd)-jm. (waiting For Physical Therapy Recs.)-jm. 6/26/13, phy. recs. rcvd-jm.	06/24/2013
83166521	130250250	21080-St Mary Mercy Hospital Livonia	Tamara Filas	Mr James Wright Zausmer Kaufman August And Caldwell P C	07/03/2013	06/24/2013	All Med Recs. From Dob-present. (billing And Imaging Requests Interofficd 6/24/13). (waiting For Physical Therapy Recs)-jm. 6/26/13, phy recs. rcvd-also, this is a revised request with a different address for the recipient, forwarded new copies to radiology and billing-jm.	06/26/2013
81058253	127460929	21080-St Mary Mercy Hospital Livonia	Tamara Filas	Tamara Filas	05/13/2013	05/13/2013	Physical Therapy Recs From 02/2013.	05/13/2013
74550412	119966524	21080-St Mary Mercy Hospital Livonia	Tamara Filas	Tamara Filas	12/19/2012	12/19/2012	All Physical Therapy Recs. From Aug-dec 2012.	12/19/2012

### eSmartlog Request Details

21080 : St Mary Mercy Hospital Livonia

Log ID: 83013822 Associate#: 123032

Location: 21080: St Mary Mercy Hospital Livonia

**Requester Information**

Phone: 734-751-0103 Name: Law Offices Of Mark E Williams Attn Mr Ahmed Hassouna

Type: Patient

Address: 340 E Big Beaver Suite 250

City: Troy

State-Zip: MI -48083

**Patient Information**

Received Date: 06/24/2013

First Name: Tamara

Last Name: Filas

DOB: redacted

SSN:

Med Rec No: 953109

Claim #:

Chart Location: Perm File

Date of Service:

Patient Acct #:

Complete Date: 07/03/2013

Enter Date: 06/24/2013 @ 11:39:10:am

Page Count: 88

HIPAA reportable disclosure:

Delivery Method: Mail

Attention of :

Forms Sent: ANY AND ALL RECORDS

Comments:

Any And All Med. Recs. From Dob-present. (billing And Imaging Requests Interofficd)-jm. (waiting For Physical Therapy Recs.)-jm. 6/26/13, phy. recs. rvd-jm.

Entered by: 123032-Jeri Mckenzie-Associate

Pushed from AudaPro: N/A

Request Reason: Patient Transfer

Billable Type: Y

Pay On Site: N

Page Count Known: N

Paper Pages: 0

Micro Pages: 0

Electronic Pages: 0

Email:

Update Record

Close This Window

View Request Letter

Correspondence History

New Correspondence Letters

### eSmartlog Request Details

21080 : St Mary Mercy Hospital Livonia

**Log ID:** 83166521

**Associate#:** 123032

**Location:** 21080: St Mary Mercy Hospital Livonia

#### Requester Information

**Phone:** 734-751-0103 **Name:** Mr James Wright Zausmer Kaufman August And Caldwell P C

**Type:** Patient

**Address:** 31700 Middlebelt Rd Suite 150 **City:** Farmington Hills

**State-Zip:** MI -48334

#### Patient Information

**Received Date:** 06/24/2013

**First Name:** Tamara

**Last Name:** Filas

**DOB:** redacted

**SSN:**

**Med Rec No:** 953109

**Claim #:**

**Chart Location:** Perm File

**Date of Service:**

**Patient Acct #:**

**Complete Date:** 07/03/2013

**Enter Date:** 06/26/2013 @ 02:31:42:pm

**Page Count:** 88

**HIPAA reportable disclosure:**

**Delivery Method:** Mail

**Attention of :**

**Forms Sent:** ANY AND ALL RECORDS

**Comments:**

All Med Recs. From Dob-present. (billing And Imaging Requests Interofficed 6/24/13). (waiting For Physical Therapy Recs)-jm. 6/26/13, phy recs. rcvd-also, this is a revised request with a different address for the recipient, forwarded new copies to radiology and billing-jm.

**Entered by:** 123032-Jeri Mckenzie-Associate

**Pushed from AudaPro:** N/A

**Request Reason:** Patient Transfer

**Billable Type:** Y

**Pay On Site:** N

**Page Count Known:** N

**Paper Pages:** 0

**Micro Pages:** 0

**Electronic Pages:** 0

**Email:**

Update Record

Close This Window

# Exhibit J3

6477 Edgewood  
Canton, MI 48187  
October 27, 2014

Dr. James Giordano, DDS  
Attn: Records Custodian  
6150 Greenfield Rd. #200  
Dearborn, MI 48126

**RE: Medical Records Releases for Tamara Filas, DOB [redacted]  
Disclosure Information Request**

Dear Health Information Management Representative,

In June 2013, your office should have received two separate completed copies of form MC315 signed and dated by me to release my medical records to Mr. James Wright (Item 1 below) and Mr. Ahmed Hassouna (Item 2 below). There was also a medical records request (Form MC 315) signed by me to have the same records that were released to Mr. Hassouna to be sent to me.

**R E D A C T E D**

I am requesting the disclosure of the following information regarding the release of my records to any of the entities listed above in items 1-3, or anyone else to whom my records may have been released (see item 4 below).

For your convenience, I have provided a simple form for you to fill out. Please answer all questions that are discloseable. If a question cannot be answered, give a brief explanation why.

Please answer the questions presented below in items #1-4, sign and date at the bottom, and return the completed copy to me at 6477 Edgewood, Canton, MI 48187.

Thank you,

[signature redacted]

Tamara Filas

**Item 1:**

Mr. James Wright  
Zausmer, Kaufman, August & Caldwell, P.C.  
31700 Middlebelt Rd., Suite 150  
Farmington Hills, MI 48334

- 1) Were all of the records that I, Tamara Filas, requested to be sent to Mr. Wright or anyone else at the address above, copied and sent out?  yes \_\_\_ no.
- 2) Were only some of the records that I, Tamara Filas, requested to be sent to Mr. Wright or anyone else at the above address copied and sent out?

yes \_\_\_ no. If yes, explain why only some were sent.

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- 3) If yes to #1 or #2, was a fee paid to you for the copying and mailing of the records to Mr. Wright or anyone else at the address above? \_\_\_ yes \_\_\_ no.

If the answer is no, skip to number 5. If answer is yes, proceed to question 4.

- 4) Was the fee paid before or after the records were copied and sent out?

\_\_\_ before  after *\$50.09 still remains owing, record copy was \$150.00, \$100.00 was paid only ck #5784*

- 5) On what date were the records sent: 6-27-13

- 6) If no records requested were sent, what is the reason records were not sent?

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**Item 2:**

Mr. Ahmed Hassouna  
Law Offices of Mark E. Williams  
340 E. Big Beaver Suite 250  
Troy, MI 48083

- 1) Were all of the records that I, Tamara Filas, requested to be sent to Mr. Hassouna or anyone else at the address above, copied and sent out?  
 yes \_\_\_ no.
- 2) Were only some of the records that I, Tamara Filas, requested to be sent to Mr. Hassouna or anyone else at the above address copied and sent out?  
\_\_\_ yes  no. If yes, explain why only some were sent.

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- 3) Was I, Tamara Filas, sent the same exact copies of the records that were sent to Mr. Hassouna or anyone else at the above address?  yes \_\_\_ no.
- 4) If yes to #1 or #2, was a fee paid to you for the copying and mailing of the records to Mr. Hassouna or anyone else at the address above?  yes \_\_\_ no.

If the answer is no, skip to number 6. If answer is yes, proceed to question 5.

- 5) Was the fee paid before or after the records were copied and sent out?  
\_\_\_ before  after

6) On what date were the records sent: 6.27.13

- 7) If no records requested were sent, what is the reason records were not sent?

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**Item 4:**

Any other person or entity to whom records were sent at any time with or without a signed request from Tamara Filas. This would include records released to insurance companies who requested billing codes, records exchanged between health care providers, records released via a court-ordered subpoena or records provided to an employer or governmental agency by statute or law:

Please give name of each person or entity to whom the records were released, the date they were released, and a brief description of the records released.

Person/entity                      Date released                      Brief Description of records released

R E D A C T E D


Attach additional sheets as necessary.

Signature of medical records representative completing this form:

Carole Bartlett

Printed name:

CAROLE BARTLETT

Date:

10-28-14

# Exhibit J4

6477 Edgewood  
Canton, MI 48187  
October 27, 2014

Manzo Eye Care  
Attn: Records Custodian  
621 W. 11 Mile Rd.  
Royal Oak, MI 48067

**RE: Medical Records Releases for Tamara Filas, DOB [redacted]  
Disclosure Information Request**

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Please answer the questions presented below in items #1-4, sign and date at the bottom, and return the completed copy to me at 6477 Edgewood, Canton, MI 48187.

Thank you,

[signature redacted]

Tamara Filas

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Zausmer, Kaufman, August & Caldwell, P.C.  
31700 Middlebelt Rd., Suite 150  
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\_\_\_ yes  no. If yes, explain why only some were sent.

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If the answer is no, skip to number 5. If answer is yes, proceed to question 4.

- 4) Was the fee paid before or after the records were copied and sent out?  
 before \_\_\_ after

5) On what date were the records sent: 6/25/13

- 6) If no records requested were sent, what is the reason records were not sent?

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**Item 2:**

Mr. Ahmed Hassouna  
Law Offices of Mark E. Williams  
340 E. Big Beaver Suite 250  
Troy, MI 48083

- 1) Were all of the records that I, Tamara Filas, requested to be sent to Mr. Hassouna or anyone else at the address above, copied and sent out?  
 yes  no.
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 yes  no. If yes, explain why only some were sent.

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If the answer is no, skip to number 6. If answer is yes, proceed to question 5.

- 5) Was the fee paid before or after the records were copied and sent out?  
 before  after

6) On what date were the records sent: 6/25/13

- 7) If no records requested were sent, what is the reason records were not sent?

N/A

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**Item 4:**

Any other person or entity to whom records were sent at any time with or without a signed request from Tamara Filas. This would include records released to insurance companies who requested billing codes, records exchanged between health care providers, records released via a court-ordered subpoena or records provided to an employer or governmental agency by statute or law:

Please give name of each person or entity to whom the records were released, the date they were released, and a brief description of the records released.

<u>Person/entity</u>	<u>Date released</u>	<u>Brief Description of records released</u>
_____	_____	N/A
_____	_____	_____
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Attach additional sheets as necessary.

Signature of medical records representative completing this form:

 \_\_\_\_\_

Printed name:

Natalie Kempert \_\_\_\_\_

Date:

11/3/14 \_\_\_\_\_

# Exhibit J5

343120

6477 Edgewood  
Canton, MI 48187  
October 27, 2014

Associates in Physical Medicine & Rehabilitation  
Attn: Records Custodian  
Reichert Health Center  
5333 McAuley Dr., Suite 2009  
Ypsilanti, MI 48197

**RE: Medical Records Releases for Tamara Filas, DOB [redacted]  
Disclosure Information Request**

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Please answer the questions presented below in items #1-4, sign and date at the bottom, and return the completed copy to me at 6477 Edgewood, Canton, MI 48187.

Thank you,

[redacted]  
signature redacted

Tamara Filas



*See attached package  
that was sent to Mr.  
James Wright.*

**Item 1:**

Mr. James Wright  
Zausmer, Kaufman, August & Caldwell, P.C.  
31700 Middlebelt Rd., Suite 150  
Farmington Hills, MI 48334

- 1) Were all of the records that I, Tamara Filas, requested to be sent to Mr. Wright or anyone else at the address above, copied and sent out?  yes  no.
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yes  no. If yes, explain why only some were sent.

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If the answer is no, skip to number 5. If answer is yes, proceed to question 4.

- 4) Was the fee paid before or after the records were copied and sent out?

before  after

- 5) On what date were the records sent: 06/28/2013

- 6) If no records requested were sent, what is the reason records were not sent?

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→ *Fee may have been paid to HealthPod who processed your record request HealthPod may be reached at 800-367-1500 to verify if they received payment.*

*See attached package  
that was sent to  
Mr. Ahmed Hassouna.*

**Item 2:**

Mr. Ahmed Hassouna  
Law Offices of Mark E. Williams  
340 E. Big Beaver Suite 250  
Troy, MI 48083

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 yes \_\_\_ no.
- 2) Were only some of the records that I, Tamara Filas, requested to be sent to Mr. Hassouna or anyone else at the above address copied and sent out?  
\_\_\_ yes \_\_\_ no. If yes, explain why only some were sent.

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If the answer is no, skip to number 6. If answer is yes, proceed to question 5.

- 5) Was the fee paid before or after the records were copied and sent out?  
\_\_\_ before \_\_\_ after

6) On what date were the records sent: 06/28/2013

- 7) If no records requested were sent, what is the reason records were not sent?

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*Fee may have been paid to HealthPort who processed your record request. HealthPort may be reached at 877-367-1500 to verify if they received payment.*



# Exhibit K

1 STATE OF MICHIGAN  
2 IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE  
3 CIVIL DIVISION

4 TAMARA FILAS,

5 Plaintiff,

Case No. 13-000652 NI

6 vs.

7 KEVIN CULPERT and EFFICIENT DESIGN,

8 Defendants.

9 \_\_\_\_\_/  
10 MOTION

11 BEFORE THE HONORABLE SUSAN D. BORMAN, Circuit Judge,  
12 Detroit, Michigan on Friday, June 21, 2013.

13 APPEARANCES:

14 Pro Per Plaintiff: TAMARA FILAS  
15 6477 Edgewood  
16 Canton, MI 48187  
(734) 751-0103

17 For the Defendant: JAMES WRIGHT, P67613  
(Efficient Design) Zausmer, Kaufman, August & Caldwell, P.C.  
18 31700 Middlebelt Road, Suite 150  
Farmington Hills, MI 48334  
19 (248) 851-4111

20 For the Defendant: AHMED HASSOUNA, P67995  
(Kevin Culpert) Vandever Garzia  
21 1450 W. Long Lake Road, Suite 100  
Troy, MI 48098  
22 (248) 312-2940

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WITNESS:

None

EXHIBITS:

None

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Detroit, Michigan  
Friday, June 21, 2013  
Morning session - 9:54 a.m.

- - -

THE CLERK: Filas.

THE COURT: Okay, is everybody here on  
this? Okay, good morning.

MS. FILAS: Good morning.

THE COURT: Okay, whose motion is this?

MR. WRIGHT: It is mine, Your Honor.

THE COURT: Go ahead.

COURT REPORTER: And you are who?

MR. WRIGHT: I am James Wright. I  
represent Efficient Design.

THE COURT: Yeah, please, everybody  
identify yourself for the record.

MR. WRIGHT: I'm James Wright and I  
represent Efficient Design.

MS. McGRATH: Jennifer McGrath, co-counsel  
for Efficient Design.

MS. McGRATH: Good morning.

THE COURT: You're co-counsel?

MS. McGRATH: Yes, Your Honor.

THE COURT: Why are you up here too?

MS. McGRATH: There's two insurance

1 policies.

2 MR. WRIGHT: There's a general automobile  
3 liability policy and there's a CGL policy, so there's  
4 two different --

5 THE COURT: What is CGEL for?

6 MR. WRIGHT: CGL.

7 THE COURT: What is it?

8 MR. WRIGHT: It's the commercial liability  
9 portion of their policy. They have an auto and  
10 commercial.

11 THE COURT: What does CGL stand for?

12 MR. WRIGHT: Commercial General Liability.

13 THE COURT: I don't like abbreviations.

14 MR. WRIGHT: Sorry, Your Honor.

15 THE COURT: I don't know what they are.

16 MS. McGRATH: I'm Ahmed Hassouna for Mr.  
17 Culpert, Your Honor. Thank you.

18 THE COURT: You're what?

19 MS. McGRATH: For Mr. Culpert.

20 THE COURT: Yeah, but you said I'm a -- I  
21 can't understand what you're saying.

22 MR. HASSOUNA: Ahmed Hassouna, Ahmed, last  
23 name Hassouna.

24 THE COURT: Oh, that's your name.

25 MR. HASSOUNA: H-a-s-s-o-u-n-a, yes, Your



1 Honor.

2 THE COURT: You're representing whom?

3 MR. HASSOUNA: Mr. Culpert, Your Honor.

4 THE COURT: Okay, and he's the individual  
5 defendant?

6 MR. HASSOUNA: That's correct.

7 Third party defendant?

8 MR. HASSOUNA: Yes, Your Honor.

9 THE COURT: And Efficient Design is his  
10 employer, I'm guessing?

11 MR. HASSOUNA: Yes, Your Honor.

12 THE COURT: Okay, all right, so this is  
13 your motion, go ahead.

14 MR. WRIGHT: This is just a general basic  
15 motion to compel, Your Honor. I sent request for  
16 admission, interrogatories and request for production  
17 of documents.

18 THE COURT: Okay.

19 MR. WRIGHT: The request and admissions are  
20 long overdue. They were sent back in February, so I  
21 think they're due in the middle -- but the real  
22 problem we have, I got interrogatory answers this  
23 morning.

24 THE COURT: Yeah, how many interrogatories  
25 are there?

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MR. WRIGHT: Probably --

THE COURT: A hundred?

MR. WRIGHT: No, there's not a 100. There are --

THE COURT: I think we should have a Federal system.

MR. WRIGHT: I would agree with you, Your Honor.

THE COURT: Well, then you can do that. It is in within your power to do that.

MR. WRIGHT: They're 57.

THE COURT: Okay, so you got them this morning and you've looked at them?

MR. WRIGHT: I've looked at them and the problem is that I think what we've been having going on with this case since when I was involved back to 2010 is that Ms. Filas is refusing to provide signed medical authorizations. She has revealed 27 treating in this milage log.

THE COURT: Right, and you know you have to do that, Ms. Filas. So you know you're going to leave the Court no alternative but to dismiss this case too.

MS. FILAS: Well, in my motion though I asked that I could have time to investigate whether

1 or not they're even liable because right now they're  
2 not even admitting that Mr. Culpert -- that they are  
3 the employer of Mr. Culpert.

4 THE COURT: We don't wait for liability.  
5 No, no. That's not the way --

6 MS. FILAS: I shouldn't have to give my  
7 records to a party that may not even be party to this  
8 case though. They haven't --

9 THE COURT: No, they are party to this  
10 case.

11 MS. FILAS: But they haven't admitted any  
12 liability.

13 THE COURT: They don't -- that's not how it  
14 works. You have a choice, you either do it or no  
15 case. Now, we've been through this before with your  
16 first party case. Nobody cares about your medical  
17 records.

18 MS. FILAS: Well, I understand that they  
19 have to go to the first party and have them all  
20 filled out for Mr. Hassouna as well.

21 THE COURT: Either do it or no case, okay.

22 MS. FILAS: Okay, it's just that Efficient  
23 Design hasn't said they were liable, so.

24 THE COURT: Do it or no case.

25 MS. FILAS: Okay.

1 THE COURT: Now are you going to sign the  
2 authorizations or not?

3 MS. FILAS: I will fill out authorizations  
4 for them.

5 THE COURT: Now, today. Sit down and do  
6 it. We'll recall this case if necessary.

7 MR. WRIGHT: I have authorizations.

8 MS. FILAS: It takes a lot more time than  
9 that.

10 MR. WRIGHT: I can have my office fax them  
11 over. But I just found out who the --

12 THE COURT: Okay, I will adjourn this until  
13 Monday.

14 MR. WRIGHT: Okay.

15 THE COURT: If he does not get those  
16 authorizations by Monday or you can come back Monday  
17 at 2 o'clock, and you can come back with the  
18 authorizations. No game playing, Ms. Filas.

19 MS. FILAS: I'm not trying to --

20 THE COURT: Either do it or I'm going to  
21 dismiss the case on Monday. It's simple.

22 MR. WRIGHT: Okay, I need a number or fax  
23 number or e-mail to send the authorizations too, Your  
24 Honor, for her to sign.

25 THE COURT: Okay, would you please give him

1           that.

2                   MS. FILAS:   Sure.  It's F-I-L-A --

3                   THE COURT:   Okay, you can do that off the  
4           record.  Are we done?

5                   MR. HASSOUNA:  Your Honor, I would simply  
6           ask for the same relief before you do Efficient  
7           Design for Mr. Culpert.

8                   MS. FILAS:   I have his though.

9                   THE COURT:   Excuse me, what same relief?

10                  MR. HASSOUNA:  I would like authorizations  
11           as well and I would like the answers to  
12           interrogatories.

13                  THE COURT:   Okay, who are you representing?

14                  MR. WRIGHT:  I represent Efficient Design.

15                  MR. HASSOUNA:  I represent Mr. Culpert.

16                  THE COURT:   Well, you're the same party.

17                  MR. WRIGHT:  No, Your Honor.

18                  THE COURT:   He's the employee; he's the  
19           employer.

20                  MR. WRIGHT:  Well, we're not --

21                  THE COURT:   It's vicarious liability.

22                  MR. WRIGHT:  Well, we're not -- but, yeah,  
23           you're right, Your Honor.

24                  MS. FILAS:   So they have two separate  
25           motions.  But I have everything for Mr. Hassouna.

1 THE COURT: Ma'am, just a second.

2 MS. FILAS: Okay.

3 THE COURT: I cannot listen to more than  
4 one person at a time and I'm asking them questions.  
5 Okay, so was he driving, this Mr. --

6 MR. HASSOUNA: Mr. Culpert.

7 THE COURT: Culpert. Was he on the job?

8 MR. WRIGHT: No, not according to us. He  
9 was driving his own private vehicle on the way to  
10 work. There's an allegation that he was on his cell  
11 phone talking to his employer which hasn't been  
12 verified which is the theory.

13 THE COURT: Well, that should be very easy  
14 to verify. In all this time why hasn't it been  
15 verified yet?

16 MR. WRIGHT: Well, because this case just  
17 got off stay, Your Honor, and we haven't been able to  
18 take any depositions.

19 THE COURT: Stay?

20 MR. WRIGHT: It was stayed, yes.

21 THE COURT: No, I didn't stay it. It  
22 wasn't stayed.

23 MS. McGRATH: He stayed the discovery.

24 THE COURT: What?

25 MR. WRIGHT: Yes, Your Honor, it was

1 stayed.

2 THE COURT: No, it might have been stayed  
3 for a month or something, but this case has been  
4 pending since when?

5 MR. WRIGHT: I came into the case in  
6 January.

7 THE COURT: Are you saying that I stayed  
8 it?

9 MR. WRIGHT: Yes.

10 THE COURT: What?

11 MR. WRIGHT: Yes, Your Honor.

12 THE COURT: No, there's an '11 case. I see  
13 that, but this isn't an '11 case. This is a '13  
14 case. So it was stayed?

15 MR. WRIGHT: The last time we were here,  
16 Your Honor, it was my motion to compel and you stayed  
17 it to allow Ms. Filas to obtain successor counsel  
18 which she has yet to do.

19 THE COURT: Okay. But that was when, when  
20 was the last time you were here? It wasn't that long  
21 ago, and there was a time before that. In any event,  
22 that's not something that she's involved in. All you  
23 have to do is check the cell phone records to see if  
24 he was at the time talking on the phone to his  
25 employer.

1 MR. WRIGHT: We have this, Your Honor.  
2 We've been working. We need to take his deposition.  
3 That's really it. We were waiting for the stay to  
4 get lifted and getting authorizations. We're trying  
5 to move forward on this. That's why we're here.

6 THE COURT: Okay, I'll see you Monday.

7 MR. WRIGHT: Okay.

8 MS. FILAS: I also had motions too to be  
9 heard.

10 THE COURT: For what?

11 MS. FILAS: One to vacate the Protection  
12 Order that was in place from last year. I couldn't  
13 get clarification from the other attorneys.

14 THE COURT: What Protection Order?

15 MS. FILAS: The one that was filed in the  
16 case the first time it was originally filed back  
17 in --

18 THE COURT: Well, may I see that. Do you  
19 know what she's talking about?

20 THE CLERK: That's up next Friday.

21 THE COURT: Oh, yeah, your motions are up  
22 next Friday.

23 MS. FILAS: Why are they next Friday when I  
24 got the praecipe approved. It's supposed to be  
25 today. It says on the Register of Actions they're



1 both being heard today.

2 THE COURT: Does it?

3 THE CLERK: One was just received yesterday  
4 or the day before.

5 THE COURT: When did you file it?

6 MS. FILAS: Last week. I noticed the  
7 hearing for today.

8 THE COURT: Well, I can hear it today. I  
9 can --

10 MS. FILAS: And they're already answered.

11 THE COURT: Don't keep me talking over me.

12 MS. FILAS: Sorry.

13 THE COURT: I can hear it today.

14 MS. FILAS: Okay.

15 THE COURT: Have you guys seen these  
16 motions?

17 MR. WRIGHT: Yes, Your Honor.

18 MR. HASSOUNA: Yes, Your Honor.

19 THE COURT: Let's deal with all of them,  
20 okay.

21 LAW CLERK: We had them for next Friday.

22 THE COURT: I know. We're going to do them  
23 today.

24 LAW CLERK: Okay.

25 THE COURT: Okay, we'll recall this case

1 when I get a chance I'll look at them. I don't think  
2 they were -- I think I've already looked at them  
3 actually, and I don't think they're very difficult.

4 MS. McGRATH: If I may just to make this  
5 easy on us on Monday, can we agree today that there  
6 can be no amendments to the authorizations?

7 THE COURT: What do you mean amendments?

8 MS. McGRATH: During the --

9 THE COURT: We're going to give her the  
10 authorizations. She's going to sign them. Either  
11 she signs them or she doesn't sign them. I said to  
12 Ms. Filas no game playing, no alterations, okay.

13 MS. McGRATH: Thank you, Your Honor.

14 MR. WRIGHT: Thank you, Your Honor.

15 MR. HASSOUNA: Thank you, Your Honor.

16 (Off the record - 10:10 a.m.)

17 (On the record - 11:10 a.m.)

18 THE COURT: Filas versus Culpert.

19 Okay, we're going to entertain the motions,  
20 Plaintiff's motions today. Okay, one of them -- and  
21 I'm going to place you under oath, Ms. Filas since  
22 you're not an attorney. You do solemnly swear that  
23 any testimony that you give or any statements that  
24 you make are true?

25 MS. FILAS: I do.

1 THE COURT: Okay, one of her motions is to  
2 vacate this Protective Order that wasn't even in this  
3 case. Anybody have an objection to that?

4 MR. WRIGHT: No.

5 MR. HASSOUNA: No.

6 THE COURT: Gone. No Protective Order.  
7 Okay, the other motion was to return discovery that  
8 plaintiff claims that her now fired counsel sent to  
9 defendants which was unsigned by her and which was in  
10 draft form, correct?

11 MS. FILAS: Yes.

12 THE COURT: And by the way, counsel, I  
13 didn't appreciate that sentence in your Reply.

14 MR. WRIGHT: About?

15 THE COURT: Scolding the Court.

16 MR. WRIGHT: Well, Your Honor --

17 THE COURT: For allowing plaintiff a little  
18 time. I didn't appreciate it.

19 MR. WRIGHT: It's not a little time, Your  
20 Honor. This has gone on and on and on.

21 THE COURT: Counsel?

22 MR. WRIGHT: Yes, Your Honor?

23 THE COURT: I didn't appreciate it.

24 MR. WRIGHT: I apologize, Your Honor.

25 THE COURT: Okay.

1 MR. WRIGHT: But at the same time --

2 THE COURT: Up until I read that sentence,

3 I thought your Response was very good.

4 MR. WRIGHT: Thank you, Your Honor.

5 THE COURT: These are useless. You didn't

6 sign them and they're drafts, so they don't even have

7 anything.

8 MS. FILAS: They're still out there and I

9 think they should be returned to me because I've

10 never seen them.

11 THE COURT: Can you return them to her?

12 Just give them back. Do you have them?

13 MR. WRIGHT: In electronic format, yeah,

14 I'll send them back.

15 THE COURT: Just send them back to her.

16 MR. WRIGHT: Via e-mail?

17 THE COURT: Do you have e-mail?

18 MS. FILAS: Yes, that's fine. He has my

19 e-mail.

20 THE COURT: Okay, send them back by e-mail.

21 They don't have any validity, Ms. Filas.

22 MS. FILAS: I understand. I just want to

23 know what they said.

24 THE COURT: This is useless.

25 MS. FILAS: I've never seen them. My

1 attorney gave them out without my permission.

2 THE COURT: All right, okay. I think that  
3 takes care of everything. I'll see you Monday,  
4 hopefully not. How come you didn't just bring  
5 authorizations with you today knowing that --

6 MR. WRIGHT: Your Honor, I didn't know who  
7 her treaters were until I got the interrogatories  
8 this morning.

9 THE COURT: Okay.

10 MR. WRIGHT: So that's why I didn't.

11 THE COURT: All right. So you're going to  
12 have -- and how many treaters are there?

13 MR. WRIGHT: About 27.

14 THE COURT: Okay, you're going to sign all  
15 those authorizations, otherwise no case.

16 MS. FILAS: Can I fill out something that  
17 says that the Protection Order's been vacated or that  
18 it doesn't exist?

19 THE COURT: Fill out a blank order. It  
20 doesn't exist. It wasn't even in this case.

21 MS. FILAS: I could never get a clear  
22 answer from the other attorneys though whether it was  
23 still in effect or not. I don't know, it would make  
24 me feel better if I had it writing that it didn't  
25 exist anymore just so there wasn't any further

1 argument and we don't have to go back looking at the  
2 transcript.

3 THE COURT: Okay.

4 MS. McGRATH: Your Honor, for the record I  
5 will add I have attached e-mails to our Responses and  
6 all attorneys did reply back saying that we believe  
7 there was no Protective Order in effect because that  
8 was a different case. And we have filed the Response  
9 asking for sanctions to attempt to stop frivolous  
10 motions from being filed wasting judicial resources.

11 THE COURT: Well, however, I took care of  
12 this motion today along with your motion.

13 MS. McGRATH: Yes, and we appreciate that.

14 THE COURT: So I'm not going to be awarding  
15 any costs for frivolous motions at this point.

16 Okay, so fill out a blank order declaring  
17 that this Protective Order is not in effect in this  
18 case.

19 MS. McGRATH: Thank you, Your Honor.

20 THE COURT: Okay. And I will initial it  
21 and somebody will E-File it, okay.

22 MR. WRIGHT: Thank you.

23 (Proceeding concluded - 11:20 a.m.)  
24  
25



# Exhibit L





KATHLEEN FILAS  
 PO BOX [REDACTED]  
 CANTON, MI 48187 [REDACTED]

Page 1 of 2  
 Account Number 734 981-0666 [REDACTED]  
 Billing Date Jul 1, 2013  
 Web Site att.com

*WAT 3107  
 7-21-13  
 \$ 57.46*

# Monthly Statement

Jun 2 - Jul 1, 2013

## Bill-At-A-Glance

Previous Bill	50.96
Payment Received 6-21 - Thank You!	50.96CR
Adjustments	.00
Balance	.00
Current Charges	51.46
<b>Total Amount Due</b>	<b>\$51.46</b>
Amount Due in Full by	Jul 25, 2013

## AT&T Benefits

• Total AT&T Savings 15.99  
 • WE'RE HERE FOR YOU!  
 We hope your AT&T service is exceeding your expectations. Please call us at 1.877.377.5722 or visit us at att.com/mychoice if there's anything we can do to help you maximize the benefits of your service. When you call, please ask us about special limited-time offers that may save you money. For example, you can get the best value when you bundle qualifying wireless, home phone and digital TV service. Call today!

## Plans and Services

<b>Monthly Service - Jul 1 thru Jul 31</b>	
Complete Choice® Basic	26.00
Call Plan Unlimited	
Caller Identification	
Calling Name Display	
Call Waiting	

By choosing Complete Choice® Basic, you are saving \$15.99 over the cost of the same services purchased separately.

Federal Access Charge	5.38
<b>Total Monthly Service</b>	<b>31.38</b>

## Billing Summary

Billing Questions? Visit [att.com/billing](http://att.com/billing)

<b>Plans and Services</b>	36.51
1-800-288-2020	
Repair Service:	
1-800-515-7272	
Automated Billing/Payment Arrangements:	
1-800-207-2228	
<b>AT&amp;T Internet Services</b>	14.95
1-877-722-3755	
<b>Total of Current Charges</b>	<b>51.46</b>

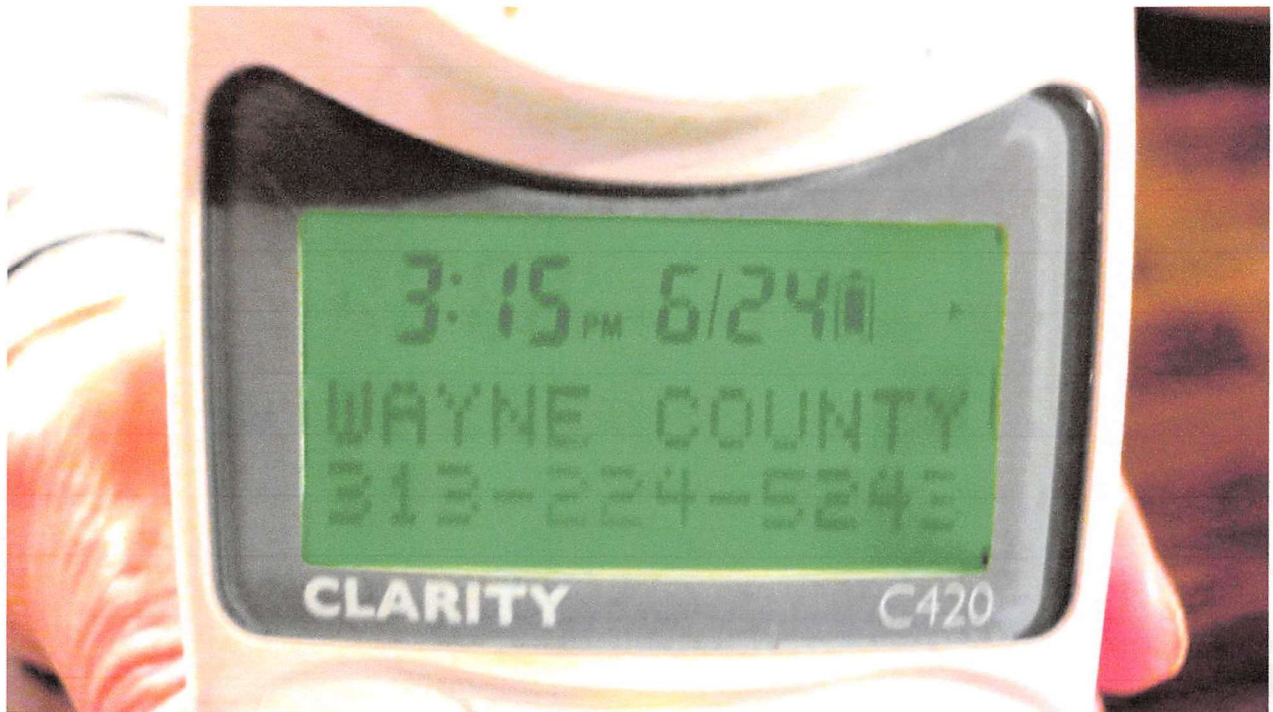
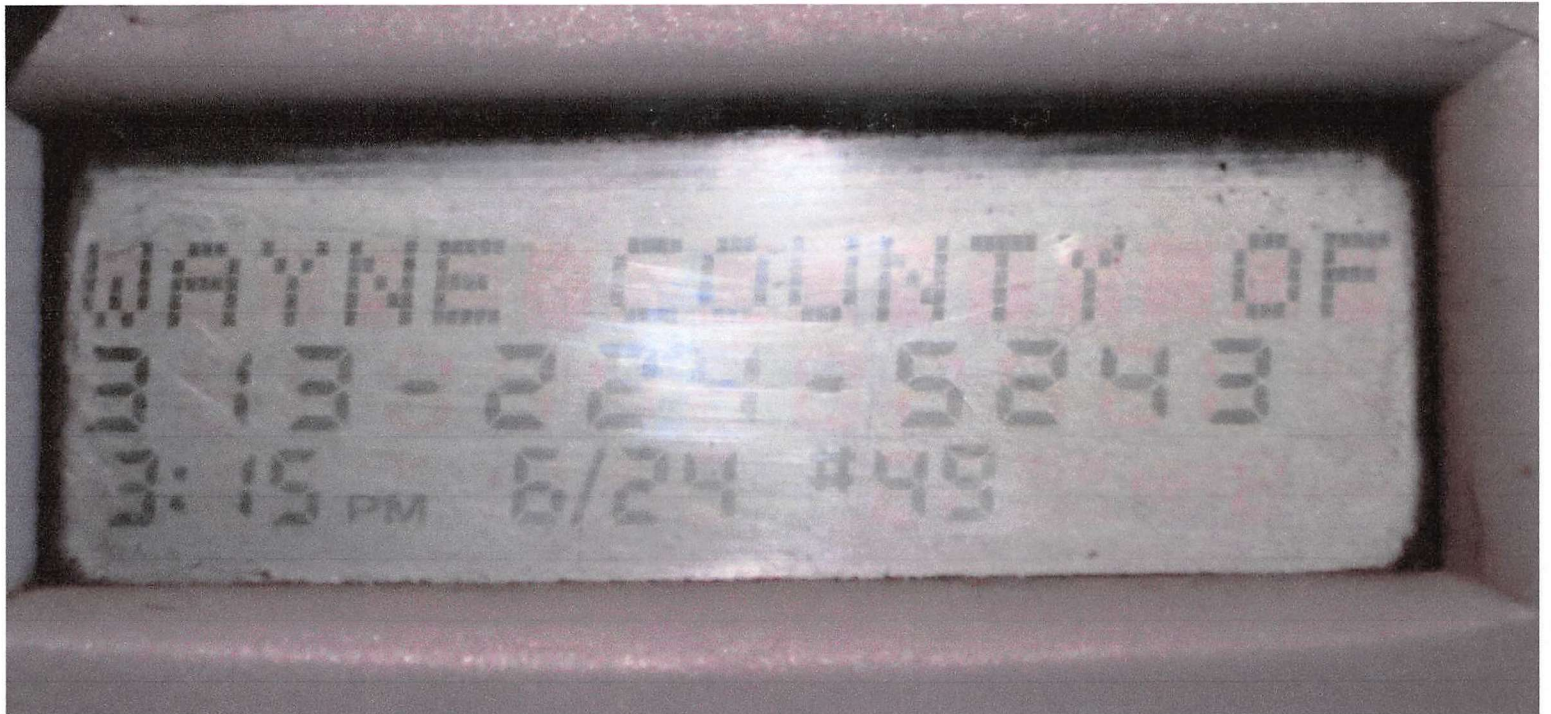
<b>Local Toll</b>							
No.	Date	Time	Place	Called	Number	Code	Min
<b>Itemized Calls</b>							
1	6-24	325P	DETROIT	MI 313	224-5243	D	1
							.50

Key for Calling Codes:  
 D Day

## News You Can Use Summary

- PREVENT DISCONNECT
  - LONG DISTANCE INFO
  - FEDERAL FEE INCREASE
  - MOVING SOON?
  - SAVE! - AT&T ALERTS
  - EASY ONLINE SUPPORT!
  - LOCAL TOLL INFO
  - PAYMENT OPTION:
  - ELECTRONIC PAYM
  - SERVICE INFORMA
  - AT&T UNIVERSAL C
  - CUSTOMER SUPPO
- See "News You Can Use" for additional information.

36.51



**AFFIDAVIT OF KATHLEEN FILAS**

STATE OF MICHIGAN )

) SS

COUNTY OF WAYNE )

Kathleen Filas, being duly sworn, and based upon personal knowledge, deposes and says:

1. I make this affidavit based upon personal information, knowledge, and belief, and if called as a witness, I can competently testify under oath to the facts set forth herein:
2. I have had the landline telephone number 734-981-0666 listed in my name at my residence on Wedgewood Rd. in Canton, MI since 1982.
3. My daughter, Tamara Filas, does not reside with me.
4. Tamara does not make outgoing calls from my kitchen phone because she has had difficulty hearing conversations on that phone related to injuries to her hearing. It was the caller ID on the kitchen phone where I first observed a call received on 6-24-13 from 313-224-5243 and, the kitchen phone that I subsequently used to call that number back.
5. There are two, separate caller ID devices connected to two telephones serviced by this line land telephone number, 981-0666.
6. There is no answering machine or answering service on this line.
7. On Monday, June 24, 2013 (6-24) both caller ID's connected to 734-981-0666 registered incoming calls as follows:

3:15 PM 6/24  
WAYNE COUNTY  
313-224-5243.

And

WAYNE COUNTY OF  
313-224-5243  
3:15PM 6/24 #43

8. I only received two calls on 981-0666 on 6-24-13. Only one call was from 313-224-5243.
9. At 3:25 pm, 6-24-13, I called the number registered on the caller ID, 313-224-5243, from my kitchen phone line with the number of 734-981-0666. The only other persons in my home at the time the incoming call from 313-224-5243 registered on my caller ID and when I called the number back were my husband and mother who can't speak. Tamara was not present. When I called 313-224-5243 at 3:35 pm, a woman answered and I gave her my phone number, 981-0666, and explained I received the call from 313-224-5243. She addressed me as Ms. Filas and said she was from the court. I acknowledged I was Ms. Filas, but informed her I thought she had the wrong number. It was determined that she wanted to speak to my daughter, Tamara Filas. I gave her Tamara's phone number which is the number that is shown on Tamara's court filings. I thought it was strange that the court would be calling me.
10. Tamara Filas does not have a land line at her residence. The only phone she has is a cell phone with voice mail service. I gave her cell phone number to the woman I spoke to at 313-224-5243 on 6-24-13, so she could reach her.
11. Photos included as evidence are of the two caller ID's showing the incoming call from 313-224-5243 on 6-24-13 at my residence as they were registered on that date. They were taken by Tamara Filas at my residence on August 3, 2013.
12. The copy of my monthly statement from AT&T showing my name, phone number and one (1) itemized call made from 734-981-0666 to 313-224-5243 that reads as follows:  
1 6-24 325P Detroit MI 313 224-5243 D 1, is an authentic copy of my original statement. I redacted my P.O. Box number and other identifying numbers to protect my account from being accessed by unauthorized persons.

signature redacted

Kathleen Filas

Subscribed and sworn to before me this  
5th day of Aug, 2013

Zachary W Kast  
 Notary Public, Wayne County, MI  
 Acting in Wayne County  
 My Commission Expires: 9-12-18

ZACHARY W KAST  
 Notary Public, State of Michigan  
 County of Wayne  
 My Commission Expires Sept 12, 2018  
 Acting in the County of Wayne



Invoice Number Account Number Date Due Page  
2938698205 [REDACTED] 08/04/13 9 of 27

**Detail for Tamara J Filas: 734-751-0103**

6/24	3:26P	000-000-0086	Peak	PlanAllow,CallVM	Canton MI	Voice Mail CL	2	--	--	--
6/24	3:31P	313-224-5243	Peak	PlanAllow	Canton MI	Detroit MI	4	--	--	--

# Exhibit M

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE

TAMARA FILAS,

Plaintiff,

v.

Case No. 13-000652-NI  
Honorable Susan D. Borman

KEVIN THOMAS CULPERT and  
EFFICIENT DESIGN, INC.,  
A Michigan Corporation,

Defendants.

13-000652-NI  
FILED IN MY OFFICE  
WAYNE COUNTY CLERK  
6/25/2013 2:15:44 PM  
CATHY M. GARRETT

TAMARA FILAS  
In Pro Per  
6477 Edgewood Road  
Canton, MI 48187

JAMES C. WRIGHT (P67613)  
Zausmer, Kaufman, August & Caldwell, P.C.  
Attorneys for Defendant Efficient Design  
31700 Middlebelt Road, Suite 150  
Farmington Hills, MI 48334  
(248) 851-4111//fax (248) 851-0100  
[jwright@zkac.com](mailto:jwright@zkac.com)

AHMED M. HASSOUNA (P67995)  
Law Offices of Mark E. Williams  
Attorney for Defendant Culpert  
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[Ahmed\\_M\\_Hassouna@Progressive.com](mailto:Ahmed_M_Hassouna@Progressive.com)

MICHAEL CHARLES O'MALLEY (P59108)  
Vandever Garzia  
Co-Counsel for Defendant Efficient Design  
1450 W Long Lake Road, Suite 100  
Troy, MI 48098  
(248) 312-2940//fax (248) 267-1242  
[momalley@vgpclaw.com](mailto:momalley@vgpclaw.com)

**DEFENDANT EFFICIENT DESIGN, INC.'S NOTICE OF SUBMISSION OF  
SEVEN-DAY ORDER**

To: All Attorneys of Record as listed above

PLEASE TAKE NOTICE that, pursuant to MCR 2.602(B)(3), Defendant Efficient Design, Inc. has submitted the attached proposed Order of Dismissal Without Prejudice to the Court for entry, absent written objections filed on behalf of the parties within seven (7) days of service of the herein Notice.

31700 Middlebelt Road, Suite 150, Farmington Hills, MI 48334-2374 • 721 N. Capitol, Suite 2, Lansing, MI 48906-5183  
Zausmer, Kaufman, August & Caldwell, P.C.

Zausmer, Kaufman, August & Caldwell, P.C.

/s/ James C. Wright  
JAMES C. WRIGHT (P67613)  
Attorneys for Defendant Efficient Design  
31700 Middlebelt Road, Suite 150  
Farmington Hills, MI 48334  
(248) 851-4111

Dated: June 24, 2013



STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE

Tamara Filas  
Plaintiff (s)

Case No. 13-000652-N1

-vs-

Kevin Thomas Culpent and  
Efficient Design, Inc. A Michigan Corporation  
Defendant (s)

At a session of said Court, held in the Coleman A. Young Municipal Center,  
Detroit, Wayne County, Michigan on

Present: HONORABLE SUSAN D. BORMAN  
CIRCUIT COURT JUDGE

IT IS HEREBY ORDERED:

That Plaintiff Tamara Filas' case is  
dismissed in its entirety without  
prejudice.

It is further ordered that this order  
will be entered on July 1, 2013, if no  
objection is filed on or before July 1, 2013.

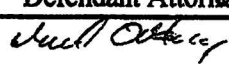
SDB

Honorable Susan D. Borman  
Circuit Court Judge



Plaintiff Attorney #

James W. Hill (967613)  
Defendant Attorney #



Michael O'Malley  
(959108)

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

TAMARA FILAS,

Plaintiff,

Case No. 13-000652-NI

Honorable Susan D. Borman

v.

KEVIN THOMAS CULPERT and  
EFFICIENT DESIGN, INC., a Michigan Corporation,

Defendants.

TAMARA FILAS  
In Pro Per  
6477 Edgewood Road  
Canton, MI 48187

JAMES C. WRIGHT (P67613)  
Zausmer, Kaufman, August & Caldwell, P.C.  
Attorneys for Defendant Efficient Design  
31700 Middlebelt Road, Suite 150  
Farmington Hills, MI 48334  
(248) 851-4111//fax (248) 851-0100  
[jwright@zkac.com](mailto:jwright@zkac.com)

AHMED M. HASSOUNA (P67995)  
Law Offices of Mark E. Williams  
Attorney for Defendant Culpert  
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Troy, MI 48083  
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[Ahmed\\_M\\_Hassouna@Progressive.com](mailto:Ahmed_M_Hassouna@Progressive.com)

MICHAEL CHARLES O'MALLEY (P59108)  
Vandever Garzia  
Co-Counsel for Defendant Efficient Design  
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Troy, MI 48098  
(248) 312-2940//fax (248) 267-1242  
[momalley@vgpclaw.com](mailto:momalley@vgpclaw.com)

**PROOF OF SERVICE**

Shirley M. Biernacki, certifies that she is an en employee of the law firm of Zausmer, Kaufman, August & Caldwell, P. C. and states that on the 24<sup>th</sup> day of June, 2013, she caused to be served a copy of Defendant Efficient Design, Inc.'s Notice of Submission of Seven-Day Order, proposed Order and this Proof of Service upon Tamara Filas, In Pro Per, Ahmed M. Hassouna, Attorney for Defendant Culpert and Michael Charles O'Malley, Attorney for Defendant Efficient Design, electronically via Wayne County Circuit Court.

/s/ Shirley M. Biernacki  
Shirley M. Biernacki

# Exhibit N

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE

TAMARA FILAS,

Plaintiff,

CASE NO. 13-000652-NI  
HON. SUSAN D. BORMAN

**PROOF OF SERVICE**

-VS-

KEVIN THOMAS CULPERT, AND  
EFFICIENT DESIGN, INC., A MICHIGAN  
CORPORATION,

Defendant.

THE UNDERSIGNED CERTIFIES THAT A COPY OF THE  
FOREGOING INSTRUMENT 13-000652-NI  
ATTORNEYS OF RECORD OF ALL PARTIES TO THE ABOVE  
CAUSE BY E-MAILING ON 4/19/2013

FILED IN MY OFFICE  
WAYNE COUNTY CLERK  
THE STATEMENT OF SERVICE IS MADE BY MYSELF  
KNOWLEDGE, INFORMATION AND BELIEF  
4/19/2013 3:35:21 PM

/s/ Shannon Campbell

CATHY M. GARRETT

Shannon Campbell

Law Offices of Williams & Baranski  
340 E. Big Beaver Road, Ste. 250  
Troy, MI 48063  
(248) 764-1127

DARYLE SALISBURY (P19852)  
Attorney for Plaintiff  
42400 Grand River Avenue, Suite 106  
Novi, MI 48375  
248-348-6820  
[darylesalisbury@att.net](mailto:darylesalisbury@att.net)

MICHAEL C. O'MALLEY (P59108)  
Attorney for Defendant Efficient Design  
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248-312-2940  
[momalley@vqpclaw.com](mailto:momalley@vqpclaw.com)

AHMED M. HASSOUNA (P67995)  
Attorney for Defendant Culpert  
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[Ahmed.M.Hassouna@Progressive.com](mailto:Ahmed.M.Hassouna@Progressive.com)

JAMES C. WRIGHT (P67613)  
Attorney for Defendant Efficient Design  
31700 Middlebelt Rd., Suite 150  
Farmington Hills, MI 48334  
(248) 851-4111 / 0100 (Fax)  
[jwright@zkact.com](mailto:jwright@zkact.com)

**NOTICE OF HEARING**

PLEASE TAKE NOTICE that Defendant's Motion to Compel Answers to Interrogatories & Production of Documents will be brought on for hearing on May 3, 2013, at 9:00 a.m. before the Honorable Susan D. Borman, City of Detroit, State of Michigan or as soon thereafter as counsel may be heard.

Respectfully submitted,

**LAW OFFICE OF WILLIAMS & BARANSKI**

/s/ Ahmed M. Hassouna

By: \_\_\_\_\_  
**AHMED M. HASSOUNA (P67995)**  
Attorney for Defendant Culpert

DATE: April 19, 2013

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE

TAMARA FILAS,  
Plaintiff,

CASE NO. 13-000652-NI  
HON. SUSAN D. BORMAN

**PROOF OF SERVICE**

-VS-

KEVIN THOMAS CULPERT, AND  
EFFICIENT DESIGN, INC., A MICHIGAN  
CORPORATION,

THE UNDERSIGNED CERTIFIES THAT A COPY OF THE  
FOREGOING INSTRUMENT WAS SERVED ON THE  
ATTORNEYS OF RECORD OF ALL PARTIES TO THE ABOVE  
CAUSE BY E-MAILING ON 4-19-13 \_\_\_\_\_

THE STATEMENT ABOVE IS TRUE TO THE BEST OF MY  
KNOWLEDGE, INFORMATION AND BELIEF.

/s/ Shannon Campbell

Shannon Campbell

Defendant.

DARYLE SALISBURY (P19852)  
Attorney for Plaintiff  
42400 Grand River Avenue, Suite 106  
Novi, MI 48375  
248-348-6820  
[darylesalisbury@att.net](mailto:darylesalisbury@att.net)

MICHAEL C. O'MALLEY (P59108)  
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AHMED M. HASSOUNA (P67995)  
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Farmington Hills, MI 48334  
(248) 851-4111 / 0100 (Fax)  
[jwright@zkacl.com](mailto:jwright@zkacl.com)

**DEFENDANTS' MOTION TO COMPEL ANSWERS  
TO INTERROGATORIES AND PRODUCTION OF DOCUMENTS**

NOW COMES the Defendant, by and through his attorney, Ahmed M. Hassouna,  
and moves this Honorable Court to enter an Order compelling Plaintiff to make discovery and  
to respond to Interrogatories and Request for Production of Documents previously submitted  
in accordance with the Michigan Court Rules and which have not been answered to date.  
Defendant further states as follows:

1. On March 22, 2013, Defendant submitted Interrogatories, Request for  
Authorizations and Request for Production of Documents to Plaintiff by enclosing same in a  
properly addressed and stamped envelope to the attorney for the Plaintiff.

Law Offices of Williams & Baranski  
340 E. Big Beaver Road, Ste. 250  
Troy, MI 48083  
(248) 764-1127

Law Offices of Williams & Baranski  
340 E. Big Beaver Road, Ste. 250  
Troy, MI 48063  
(248) 764-1127

2. The Interrogatories and Requests were submitted pursuant to MCR 2.309 and the rules of this court.

3. Plaintiff(s) filed no timely objections or motion to extend time to answer. More than twenty-eight (28) days have elapsed since Interrogatories were served on Plaintiff attorney.

4. Michigan Court Rule 2.313(A) states that when a party refuses to answer Interrogatories, application for a Court order that requires the party answer may be filed and the Court shall require the party to answer.

5. The court rule further provides if the motion is granted, the court shall, after opportunity for hearing, require the party or deponent whose conduct necessitated the motion or the party or attorney advising such conduct, or both, to pay to the moving party the reasonable expenses incurred in obtaining the order, including attorneys' fees unless there was reasonable justification for the opposition to the motion.

6. MCR 2.313(B)(2)(C) states that if an Order to answer is not complied with, the Court may render a Judgment of Dismissal against the disobedient party.

**WHEREFORE**, the Defendant prays that this Honorable Court enter an Order compelling the Plaintiff to provide signed, notarized, and full and complete answers to Interrogatories and fully executed medical authorizations for all providers listed in plaintiff's answers to interrogatories within (7) days from the date of hearing of this motion. Defendant(s) further request costs of \$500 against plaintiff attorney for failing to provide said answers timely.

Respectfully submitted,

**LAW OFFICE OF WILLIAMS & BARANSKI**

/s/ Ahmed M. Hassouna  
By: \_\_\_\_\_  
**AHMED M. HASSOUNA (P67995)**  
Attorney for Defendant Culpert

DATE: April 19, 2013

**BRIEF IN SUPPORT OF MOTION TO COMPEL  
ANSWERS TO INTERROGATORIES AND PRODUCTION OF DOCUMENTS**

**NOW COMES** the Defendant by and through its attorney, who submits that it relies on MCR 2.309 and 2.313 in support of its Motion to Compel Answers to Interrogatories and Production of Documents.

**WHEREFORE**, the Defendant prays that this Honorable Court enter an Order compelling the Plaintiff to provide signed, notarized, and full and complete answers to Interrogatories and fully executed medical authorizations for all providers listed in plaintiff's answers to interrogatories within (7) days from the date of hearing of this motion. Defendant(s) further request costs of \$500 against plaintiff attorney for failing to provide said answers timely.

Respectfully submitted,

**LAW OFFICE OF WILLIAMS & BARANSKI**

/s/ Ahmed M. Hassouna

By: \_\_\_\_\_  
**AHMED M. HASSOUNA (P67995)**  
Attorney for Defendant Culpert

DATE: April 19, 2013

Law Offices of Williams & Baranski  
340 E. Big Beaver Road, Ste. 250  
Troy, MI 48063  
(248) 764-1127

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE

TAMARA FILAS,

Plaintiff,

CASE NO. 13-000652-NI  
HON. SUSAN D. BORMAN

-vs-

KEVIN THOMAS CULPERT, AND  
EFFICIENT DESIGN, INC., A MICHIGAN  
CORPORATION,

Defendant.

13-000652-NI  
FILED IN MY OFFICE  
WAYNE COUNTY CLERK  
5/6/2013 9:06:39 AM  
CATHY M. GARRETT

Law Offices of Williams & Baranski  
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Troy, MI 48063  
(248) 764-1127

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Attorney for Plaintiff  
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[darylesalisbury@att.net](mailto:darylesalisbury@att.net)

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[momalley@vgpclaw.com](mailto:momalley@vgpclaw.com)

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JAMES C. WRIGHT (P67613)  
Attorney for Defendant Efficient Design  
31700 Middlebelt Rd., Suite 150  
Farmington Hills, MI 48334  
(248) 851-4111 / 0100 (Fax)  
[jwright@zkact.com](mailto:jwright@zkact.com)

**Re-NOTICE OF HEARING**

**PLEASE TAKE NOTICE** that Defendant's Motion to Compel Answers to Interrogatories & Production of Documents will be brought on for hearing on June 7, 2013, at 9:00 a.m. before the Honorable Susan D. Borman, City of Detroit, State of Michigan or as soon thereafter as counsel may be heard.

Respectfully submitted,

**LAW OFFICE OF WILLIAMS & BARANSKI**

/s/ Ahmed M. Hassouna

By: \_\_\_\_\_  
**AHMED M. HASSOUNA (P67995)**  
Attorney for Defendant Culpert

DATE: May 3, 2013



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STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE

TAMARA FILAS,

Plaintiff,

CASE NO. 13-000652-NI  
HON. SUSAN D. BORMAN

-vs-

KEVIN THOMAS CULPERT, AND  
EFFICIENT DESIGN, INC., A MICHIGAN  
CORPORATION,

Defendant.

13-000652-NI  
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**Re-NOTICE OF HEARING**

**PLEASE TAKE NOTICE** that Defendant's Motion to Compel Answers to Interrogatories & Production of Documents will be brought on for hearing on June 21, 2013, at 9:00 a.m. before the Honorable Susan D. Borman, City of Detroit, State of Michigan or as soon thereafter as counsel may be heard.

Respectfully submitted,

**LAW OFFICE OF WILLIAMS & BARANSKI**

/s/ Ahmed M. Hassouna

By: \_\_\_\_\_  
**AHMED M. HASSOUNA (P67995)**  
Attorney for Defendant Culpert

DATE: June 10, 2013