

**IN THE CIRCUIT COURT OF GREENE COUNTY, MISSOURI**

JANE DOE,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	
	)	Case Number 1131-*****
MISSOURI COMPANY,	)	
	)	
and	)	
	)	
INDIANA COMPANY	)	
	)	
Defendants.	)	

**PLAINTIFF’S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS  
AND THINGS TO DEFENDANT MISSOURI COMPANY**

COME NOW Plaintiffs, Plaintiff Jane Doe, by and through her attorneys of record, O’Reilly, Jensen & Preston, LLC, and hereby propounds these *First Request for Production of Documents and Things* to Defendant Missouri Company, to be answered in full and in accordance with the Rules of Civil Procedure and Supreme Court Rule.

**DEFINITIONS**

- (a) These Requests are continuing in character so as to require you to file supplemental answers if you obtain further or different information before trial.
- (b) Where the name and identity of a person is requested please state the full name, home address, and business address if known.
- (c) Unless otherwise indicated, these Requests refer to the time, place and circumstances of the occurrence mentioned or complained of in the pleadings.
- (d) Where knowledge or information in possession of a party is requested, said request includes knowledge of party's agents, representatives, and unless privileged, his attorneys.

- (e) The pronoun "you" refers to the party whom these Requests are addressed.
- (f) "Identify" when used in reference to a person means to state the full name, home address, home phone number, employer, job title, work address and work phone number of that person. If the person identified is not a natural person (e.g., a corporation), give its full name, address, nature of organization, principal place of business activity, principal business activity and state under which it was organized.
- (g) "Identify" when used in reference to a document or report means to state as to each document or report the date, the general subject matter, the type of document (e.g., letter, memorandum, receipt, invoice, schedule, contract, bill of sale, etc.) the name and address of the author, the name and address of the addressee, the name and location of the files where the original and each copy is normally or presently kept, and the name and address of the present custodian thereof. As an alternative, you may produce the document or a true and correct copy thereof as long as you indicate with respect to each such document the Request to which it relates.
- (h) As used herein the term "document" shall mean the original and each non-identical copy (whether different from the original because of marginal notes, or other material inserted therein, or attached thereto or otherwise) of any written or graphic matter, however produced or reproduced and including, but not limited to: papers, books, letters, correspondence, telegrams, cables, telex messages, memoranda, typed or handwritten notes, notations, work papers, transcripts, minutes, audio, visual or audio-visual recordings, reports and records of telephone or other conversations, or of interviews, conferences or other meetings, maps, charts, plans, specifications, diagrams, photographs, affidavits, statements, statistical records, lists, tabulations,

summaries, sound recordings, computer print-outs, data processing input and output, microfilms, microfiche, all other records kept by computer, or on computer programs, electronic, photographic, or mechanical means, and items similar to the foregoing and/or items from which information can be obtained, translated if necessary, through the use of detection devices into reasonably usable form. If any tape, disc, card, wire, or other electronic or mechanical recording or transcript or any computer program is produced, you shall also produce such documents as are necessary for decoding, playing back, printing out and/or interpretation thereof, and any other documents which are necessary to convert such information into a usable and useful format.

### **REQUESTS**

If you assert a privilege with regard to any interrogatory or request for production of documents, please submit a privilege log to identify any documents alleged to be privileged, and a description of the document and privilege relied upon.

1. Please produce any document which in any way refers to the slip and fall incident suffered by Plaintiff on January 31, 2009.

### **RESPONSE:**

2. Please produce any document which lists the name of any employee of this Defendant who was on duty on January 30 and 31, 2009.

### **RESPONSE:**

3. Please produce any document which shows the name of any employee of this Defendant who Plaintiff asked for assistance after falling on January 31, 2009.

**RESPONSE:**

4. Please produce any reports showing any investigation done into the slip and fall incident suffered by Plaintiff on January 31, 2009.

**RESPONSE:**

5. Please produce any document showing any conversation between any employee of this Defendant and Plaintiff concerning the slip and fall incident on January 31, 2009.

**RESPONSE:**

6. Please produce financial records, tax returns, profit and loss statements, or any other financial documentation which shows the net worth of this Defendant from the years 2009 through and including the present.

**RESPONSE:**

7. Please produce any document which shows the wages earned by any and all employees of this Defendant who were on duty on the dates of January 30 and 31, 2009.

**RESPONSE:**

8. Please produce any documents which show Plaintiff suffered a slip and fall incident on January 31, 2009.

**RESPONSE:**

9. Please produce any documents which show that this Defendant and/or its employees had knowledge that Plaintiff slipped and fell in its parking lots on January 31, 2009.

**RESPONSE:**

10. Please produce any documents which show that this Defendant and/or its employees had knowledge that any person slipped and fell in its parking lots on January 31, 2009.

**RESPONSE:**

11. Please produce any photograph, video, still photograph, digital photograph, audio recording, or electronically stored recording of any of the above, or any other image which shows the Plaintiff on January 31, 2009, or her appearance afterwards.

**RESPONSE:**

12. Please produce any photograph, video, still photograph, digital photograph, audio recording, or electronically stored recording of any of the above, or any other image which shows the slip and fall location on January 31, 2009.

**RESPONSE:**

13. Please produce any photograph, video, still photograph, digital photograph, audio recording, or electronically stored recording of any of the above, or any other image which shows the condition of the parking lot or premises on January 31, 2009.

**RESPONSE:**

14. Please produce any document that shows the name of the company or entity that owns, operates, controls, or has an interest in this Defendant's premises.

**RESPONSE:**

15. Please produce any document that shows the name of any company or entity which owns, operates, controls, or has an interest in the company identified in the previous Request.

**RESPONSE:**

16. Please provide any document which states the name, address, and job title of any employee of this Defendant who was responsible for creating, implementing, administering, supervising, or otherwise had a say in this Defendant's policies and procedures concerning snow and ice removal on January 31, 2009.

**RESPONSE:**

17. Please provide any document which states the name, address, and job title of any employee of this Defendant who had direct contact with Plaintiff on January 31, 2009 before the slip and fall incident.

**RESPONSE:**

18. Please provide any document which states the name, address, and job title of any employee of this Defendant who had direct contact with Plaintiff on January 31, 2009 after the slip and fall incident.

**RESPONSE:**

19. Please produce any document that shows that any corporate name, not previously mentioned in these Requests, is the proper party to be sued for acts of negligence committed by this Defendant.

**RESPONSE:**

20. Please produce any a certified copy of any insurance policy, including its declaration page(s), which may provide coverage to this Defendant for any liability which may arise as a result of the incident referred to in Plaintiff's Petition.

**RESPONSE:**

21. Please produce any document, memorabilia, note, or other recording which contains information responsive to any of the Plaintiff's First Interrogatories to this Defendant.

**RESPONSE:**

22. Please produce a copy of the full staffing schedule for this Defendant on the date of the Plaintiff's slip and fall incident on January 31, 2009.

**RESPONSE:**

23. Please provide any document which shows the name, address, or last known address of any person who was injured, specifically due to slipping and falling, at this Defendant's premises from January 20, 2009 through February 28, 2009.

**RESPONSE:**

24. Please provide any document which shows the name, address, or last known address of any person who filed a lawsuit or complaint as a result of being injured, specifically after slipping and falling, at this Defendant's premises from January 20, 2009 through February 28, 2009.

**RESPONSE:**

25. Please produce a copy of any written policy or procedure of any kind of this Defendant concerning removal, plowing, salting, sanding, or other treatment of snow and ice on or before January 31, 2009.

**RESPONSE:**

26. Please provide a copy of any written policy or procedure of any kind of this Defendant concerning removal, plowing, salting, sanding, or other treatment of snow and ice after January 31, 2009.

**RESPONSE:**

27. Please provide copies of any and all documents showing what disciplinary actions were taken against any employee or agent of this Defendant, for their actions, omissions, violations of policy or procedure, or violations of regulations concerning Plaintiff's slip and fall on January 31, 2009.

**RESPONSE:**



28. Please attach a copy of any contract between this Defendant and Defendant Indiana Company, concerning ownership, management, or control of this Defendant and/or its operations and employees by Defendant Indiana Company.

**RESPONSE:**

29. Please attach a copy of the employee handbook of this Defendant.

**RESPONSE:**

30. Please attach a copy of the employee handbook of Defendant Indiana Company.

**RESPONSE:**

31. Please attach a copy of the Articles of Incorporation of this Defendant from January 2000 to the present.

**RESPONSE:**

32. Please attach a copy of the Operating Agreement of this Defendant from January 2000 to the present.

**RESPONSE:**

33. Please attach a copy of the By-Laws of this Defendant from January 2000 to the present.

**RESPONSE:**

34. Please attach a copy of the Meeting and Annual Meeting Minutes of this Defendant from January 2000 to the present.

**RESPONSE:**

O'REILLY, JENSEN & PRESTON, LLC

By \_\_\_\_\_  
ERIC JENSEN  
Missouri Bar No. \*\*\*\*\*

2808 S. Ingram Mill Road, Building A-104  
Springfield, Missouri 65804  
Telephone: (417) 890-1555  
Facsimile: (417) 890-1778  
E-mail: eric@ojplaw.com