

Minutes of the Meeting
Rules Committee of the Superior Court
Monday, March 17, 2025

On March 17, 2025, the Rules Committee met using Microsoft Teams from 2:00 p.m. to 2:56 p.m.

Members in attendance were:

HON. JOAN K. ALEXANDER, CHAIR
HON. BARBARA AARON
HON. BARRY F. ARMATA
HON. COURTNEY M. CHAPLIN
HON. ERNEST GREEN
HON. JENNIFER MACIEROWSKI
HON. STEPHANIE A. MCLAUGHLIN
HON. W. GLEN PIERSON
HON. ELIZABETH J. STEWART

Also in attendance were Joseph J. Del Ciampo, Counsel to the Rules Committee, James T. O'Connor, Assistant Counsel to the Rules Committee, and Lori Petruzzelli, Assistant Counsel to the Rules Committee.

1. The Committee approved the minutes of the meeting held on February 10, 2025, with one revision. Judge Macierowski abstained from voting.

2. The Committee considered a proposal from Judge Elizabeth A. Bozzuto, Chief Court Administrator, to amend Practice Book Section 2-77 concerning the amount to be paid from the client security fund in any calendar year for the provision of crisis intervention and referral assistance to attorneys (RC ID # 2025-005).

Judge Bozzuto was present and addressed the Committee on this matter.

After discussion, the Committee voted to submit to public hearing the proposal to amend Practice Book Section 2-77, as set forth in Appendix A, attached to these minutes. Judge Chaplin abstained from voting.

3. The Committee considered a proposal from Judge Elizabeth A. Bozzuto, Chief Court Administrator, to amend Practice Book Section 2-27A concerning Minimum Continuing Legal Education (MCLE) to allow a portion of the required hours of continuing legal education to be satisfied by providing pro bono services (RC ID # 2025-006).

Judge Bozzuto, Judge Anna M. Ficeto, Deputy Chief Court Administrator, Attorney Melissa Biggs from the Connecticut Bar Association, and Attorney Elizabeth Rowe, Assistant Bar Counsel, were present and addressed the Committee on this matter.

After discussion, the Committee voted unanimously to submit to public hearing the proposal to amend Practice Book Section 2-27A, as set forth in Appendix B, attached to these minutes.

4. The Committee considered a proposal from Chief Administrative Judge for Civil Matters, Barbara Bellis, to amend Practice Book Section 10-35 concerning Requests to Revise (RC ID # 2025-001).

After discussion, the Committee voted unanimously to submit to public hearing the proposal to amend Practice Book Section 10-35, as set forth in Appendix C, attached to these minutes.

5. The Committee considered a proposal from Attorney Zenas Zelotes that would require attorneys who use Artificial Intelligence (AI) programs to conduct legal research, to append a certification to their pleadings and/or briefs that they have independently verified the accuracy of the citations therein (RC ID # 2023-011)

The Committee also considered an informational memorandum from Attorney Kevin DiAdamo concerning Public Acts 2023, No. 23-16, and Artificial Intelligence technology generally (RC ID # 2023-014).

After discussion, the Committee tabled these proposals until the fall for further review and discussion of any updates from the Judicial Branch Committee on Artificial Intelligence in the Legal System.

6. The Committee considered a proposal from the Deposition Subpoena Rules Task Force to amend Practice Book Sections 13-26, 13-28, 13-29, and 13-31, and to add new Section 13-28A, to reflect the adoption of the Interstate Depositions and Discovery Act in Connecticut (RC ID # 2024-014).

Judge Stewart addressed the Committee on this matter.

After discussion, the Committee voted unanimously to submit to public hearing the proposal to amend Practice Book Sections 13-26, 13-28, 13-29, and 13-31, and to add new Section 13-28A, as set forth in Appendix D, attached to these minutes.

7. The Committee considered a proposal from Justice Andrew McDonald for a new rule to address the misgendering in Connecticut courts of individuals who are nonbinary or transgender (RC ID # 2024-016).

The Committee also considered a proposal from Attorney Lisa J. Steele for adoption of rules concerning the use of names and pronouns for attorneys, parties, and witnesses (RC ID # 2024-020).

After discussion, the Committee tabled these proposals until the fall.

8. The Committee considered a proposal from Carl Cicchetti, Chief Clerk for the Supreme and Appellate Courts, to amend Practice Book Sections 3-16 and 3-21 concerning Certified Legal Interns (RC ID # 2024-017).

After discussion, the Committee voted unanimously to submit to public hearing the proposal to amend Practice Book Section 3-16 and to repeal Section 3-21, as set forth in Appendix E, attached to these minutes.

9. The Committee considered a proposal from Chief Administrative Judge for Civil Matters, Barbara Bellis, to amend Practice Book Section 10-14, concerning proof of service, to comport with the recent revisions to Section 10-13, concerning method of service (RC ID # 2024-021).

After discussion, the Committee voted unanimously to submit to public hearing the proposal to amend Practice Book Section 10-14 and the associated amendments to the Practice Book forms, as set forth in Appendix F, attached to these minutes.

10. The Committee considered a proposal from Chief Administrative Judge for Civil Matters, Barbara Bellis, to repeal Practice Book Section 16-12, and to add a new rule, Section 15-9, that provides a procedure where the trier of fact, whether judge or jury, may conduct a view of a place or thing involved in a case (RC ID # 2025-002).

After discussion, the Committee tabled this matter until the fall and referred it for comment to the Connecticut Criminal Defense Lawyers Association (CCDLA), the Connecticut Trial Lawyers Association (CTLA), and the Connecticut Defense Lawyers Association (CDLA).

11. The Committee considered a proposal from Attorney Andrew Redman, Assistant Reporter of Judicial Decisions, to update the language used in Practice Book Section 7-17 (RC ID # 2025-007).

After discussion, the Committee voted unanimously to submit to public hearing the proposal to update the language used in Practice Book Section 7-17, as set forth in Appendix G, attached to these minutes.

12. The Committee considered a proposal from Attorney Lisa Valko, Director of the Connecticut Bar Examining Committee, to amend Practice Book Section 2-15A to correct the citation to a reference in the rule (RC ID # 2025-008).

After discussion, the Committee voted unanimously to submit to public hearing the proposal to amend Practice Book Section 2-15A, as set forth in Appendix H, attached to these minutes.

Respectfully submitted,



Joseph J. Del Ciampo
Counsel to the Rules Committee

APPENDIX A

(031725)

Sec. 2-77. —Review of Status of Fund

The client security fund committee shall periodically analyze the status of the fund, the approved claims and the pending claims, the cost to the fund of providing crisis intervention and referral assistance to attorneys, and the cost to the fund of funding the delivery of legal services to the poor, to ensure the integrity of the fund for its intended purposes. Based upon the analysis and recommendation of the client security fund committee, the judges of the Superior Court may increase or decrease the amount of the client security fund fee and the Superior Court executive committee may fix a maximum amount on reimbursements payable from the fund.

The amount paid from the fund in any calendar year to the chief court administrator for the provision of crisis intervention and referral assistance to attorneys shall not exceed [15.9] 25 percent of the amount received by the fund from payments of the client security fund fee in the prior calendar year. If less than the [15.9] 25 percent maximum amount is paid from the fund in any calendar year for the provision of crisis intervention and referral assistance to attorneys, the remaining amount may not be carried over and added to the amount that may be paid from the fund for that purpose in any other year.

By April 1 of each year, the client security fund committee shall recommend to the chief court administrator the amount of funds available to be paid for making grants-in-aid for the purpose of funding the delivery of legal services to the poor. The chief court administrator shall review the recommendation of the client security fund committee and

any other relevant information and determine and advise the client security fund committee of the amount of funds to be used for making grants-in-aid for the purpose of funding the delivery of legal services to the poor.

COMMENTARY: The change to this section increases from up to 15.9 percent to up to 25 percent the amount that may be paid from the client security fund in any calendar year for the provision of crisis intervention and referral assistance to attorneys.

APPENDIX B

(031725)

Sec. 2-27A. Minimum Continuing Legal Education

(a) On an annual basis, each attorney admitted in Connecticut shall certify, on the registration form required by Section 2-27 (d), that the attorney has completed in the last calendar year no less than twelve credit hours of appropriate continuing legal education, at least two hours of which shall be in ethics/professionalism. The ethics and professionalism components may be integrated with other courses. This rule shall apply to all attorneys except the following:

(1) Judges and senior judges of the Supreme, Appellate or Superior Courts, judge trial referees, family support magistrates, family support magistrate referees, administrative law judges, elected constitutional officers, federal judges, federal magistrate judges, federal administrative law judges or federal bankruptcy judges;

(2) Attorneys who are disbarred, resigned pursuant to Section 2-52, on inactive status pursuant to Section 2-56 et seq., or retired pursuant to Section 2-55 or 2-55A;

(3) Attorneys who are serving on active duty in the armed forces of the United States for more than six months in such year;

(4) Attorneys for the calendar year in which they are admitted;

(5) Attorneys who earn less than \$1000 in compensation for the provision of legal services in such year;

(6) Attorneys who, for good cause shown, have been granted temporary or permanent exempt status by the Statewide Grievance Committee.

(b) Attorneys may satisfy the required hours of continuing legal education:

(1) By attending legal education courses provided by any local, state or special interest bar association in this state or regional or national bar associations recognized in this state or another state or territory of the United States or the District of Columbia (hereinafter referred to as "bar association"); any private or government legal employer; any court of this or any other state or territory of the United States or the District of Columbia; any organization whose program or course has been reviewed and approved by any bar association or organization that has been established in any state or territory of the United States or the District of Columbia to certify and approve continuing legal education courses; and any other nonprofit or for-profit legal education providers, including law schools and other appropriate continuing legal education providers, and including courses remotely presented by video conference, webcasts, webinars, or the like by said providers.

(2) By self-study of appropriate programs or courses directly related to substantive or procedural law or related topics, including professional responsibility, legal ethics, or law office management and prepared by those continuing legal education providers in subsection (b) (1). Said self study may include viewing and listening to all manner of communication, including, but not limited to, video or audio recordings or taking online legal courses. The selection of self-study courses or programs shall be consistent with the objective of this rule, which is to maintain and enhance the skill level, knowledge,

ethics and competence of the attorney and shall comply with the minimum quality standards set forth in subsection (c) (6).

(3) By publishing articles in legal publications that have as their primary goal the enhancement of competence in the legal profession, including, without limitation, substantive and procedural law, ethics, law practice management and professionalism.

(4) By teaching legal seminars and courses, including the participation on panel discussions as a speaker or moderator.

(5) By serving as a full-time faculty member at a law school accredited by the American Bar Association or approved by the state bar examining committee, in which case, such attorney will be credited with meeting the minimum continuing legal education requirements set forth herein.

(6) By serving as a part-time or adjunct faculty member at a law school accredited by the American Bar Association or approved by the state bar examining committee, in which case, such attorney will be credited with meeting the minimum continuing legal education requirements set forth herein at the rate of one hour for each hour of classroom instruction and one hour for each two hours of preparation.

(7) By serving as a judge or coach for a moot court or mock trial course or competition that is part of the curriculum at or sanctioned by a law school accredited by the American Bar Association or approved by the state bar examining committee, or a high school or undergraduate mock trial or moot court competition that is sanctioned by a court, bar association or law school accredited by the American Bar Association or approved by the state bar examining committee, and requires the attorney to consider

and to apply substantive legal principles, including, but not limited to, rules of evidence, and to provide a critique of the competitors' performance.

(8) By providing uncompensated legal services for clients unable to afford counsel under the supervision of an organized legal aid society, state or local bar association project, or a court-affiliated pro bono program in Connecticut.

(c) Credit computation:

(1) Credit for any of the above activities shall be based on the actual instruction time, which may include lecture, panel discussion, and question and answer periods. Credit for the activity listed in subsection (b) (7) shall be based upon the actual judging or coaching time, up to four hours for each activity per year, two hours of which may be earned by judging or coaching high school or undergraduate mock trial or moot court competitions. Self-study credit shall be based on the reading time or running time of the selected materials or program.

(2) Credit for attorneys preparing for and presenting legal seminars, courses or programs shall be based on one hour of credit for each two hours of preparation. A maximum of six hours of credit may be credited for preparation of a single program. Credit for presentation shall be on an hour for hour basis. Credit may not be earned more than once for the same course given during a calendar year.

(3) Credit for the writing and publication of articles shall be based on the actual time required for both researching and drafting. Each article may be counted only one time for credit.

(4) Credit for the uncompensated legal services provided pursuant to subsection (b)(8) shall be based on one hour of credit for each two hours of uncompensated legal services. A maximum of six hours may be earned during a calendar year.

[(4)] (5) Continuing legal education courses ordered pursuant to Section 2-37 (a) (5) or any court order of discipline shall not count as credit toward an attorney's obligation under this section.

[(5)] (6) Attorneys may carry forward no more than two credit hours in excess of the current annual continuing legal education requirement to be applied to the following year's continuing legal education requirement.

[(6)] (7) To be eligible for continuing legal education credit, the course or activity must: (A) have significant intellectual or practical content designed to increase or maintain the attorney's professional competence and skills as an attorney; (B) constitute an organized program of learning dealing with matters directly related to legal subjects and the legal profession; and (C) be conducted by an individual or group qualified by practical or academic experience.

(d) Attorneys shall retain records to prove compliance with this rule for a period of seven years. Such records shall be made available to the Statewide Grievance Committee or its counsel, the minimum continuing legal education commission, or the disciplinary counsel upon request.

(e) Nothing in this section shall be construed to allow the Statewide Grievance Committee or its counsel, the minimum continuing legal education commission, or the

disciplinary counsel to conduct random audits solely to determine whether an attorney is in compliance with this section.

(f) An attorney who fails to comply with the minimum continuing legal education requirement shall be administratively suspended from the practice of law in this state pursuant to Section 2-27B.

(g) A Minimum Continuing Legal Education Commission (commission) shall be established by the Judicial Branch and shall be composed of four Superior Court judges and four attorneys admitted to practice in this state, all of whom shall be appointed by the chief justice of the Supreme Court or his or her designee and who shall serve without compensation. The charge of the commission will be to provide advice regarding the application and interpretation of this rule and to assist with its implementation including, but not limited to, the development of a list of frequently asked questions and other documents to assist the members of the bar to meet the requirements of this rule.

COMMENTARY: The change to this section expands the rule to permit up to six hours per year of minimum continuing legal education credit for uncompensated pro bono legal services.

APPENDIX C

(031725)

Sec. 10-35. Request to Revise

Whenever any party desires to obtain (1) a more complete or particular statement of the allegations of an adverse party's pleading, or (2) the deletion of any unnecessary, repetitious, scandalous, impertinent, immaterial or otherwise improper allegations in an adverse party's pleading, or (3) separation of causes of action which may be united in one complaint when they are improperly combined in one count, or the separation of two or more grounds of defense improperly combined in one defense, or (4) an attachment to an adverse party's complaint or other pleading any express agreement alleged as a ground of action or defense, notwithstanding the provisions of Section 10-29, or (5) any other appropriate correction in an adverse party's pleading, the party desiring any such amendment in an adverse party's pleading may file a timely request to revise that pleading.

COMMENTARY: The change to this section renumbers current subdivision (4) as subdivision (5) and adds new subdivision (4) that allows a party to request that any express agreement alleged as a ground of action or defense be attached to the adverse party's complaint. The most likely reason for such a request would be for the purposes of filing a motion to strike.

The provisions of Section 10-29, which generally do not require the plain~~iff~~ to attach the written contract to the original complaint, are not impacted by this change. Section 4-7 will continue to control to the extent there is any personal identifying

information in the contract sought to be attached. If a litigant opposed the requested revision because they claim the agreement sought to be attached contains trade secrets or other confidential information, Section 11-20A would control, and that litigant could move to file under seal or seek to otherwise limit disclosure by redactions, etc., the agreement sought to be attached.

APPENDIX D

(031725)

Sec. 13-26. Depositions; In General

In addition to other provisions for discovery and subject to the provisions of Sections 13-2 through 13-5, any party who has appeared in a civil action, in any probate appeal, or in any administrative appeal where the judicial authority finds it reasonably probable that evidence outside the record will be required, may, at any time after the commencement of the action or proceeding, in accordance with the procedures set forth in this chapter, take the testimony of any person, including a party, by deposition upon oral examination. The attendance of witnesses may be compelled by subpoena as provided in Section 13-28A. The attendance of a party deponent or of an officer, director, or managing agent of a party may be compelled by notice to the named person or such person's attorney in accordance with the requirements of Section 13-27 (a). The deposition of a person confined in prison may be taken only by leave of the judicial authority on such terms as the judicial authority prescribes. (See General Statutes § 52-178.)

COMMENTARY: Several of the following sections have been changed in response to the adoption of the Interstate Depositions and Discovery Act, now codified at General Statutes § 52-655 et seq. The only change to this section is to reflect that new Section 13-28A addresses deposition subpoenas.

Sec. 13-28. —Persons before Whom Deposition May Be Taken for Use in Proceedings in this State [; Subpoenas]

(a) Within this state, depositions shall be taken before a judge or clerk of any court, notary public or Commissioner of the Superior Court. [In any other state or country, depositions for use in a civil action, probate proceeding or administrative appeal within this state shall be taken before a notary public, of such state or country, a commissioner appointed by the governor of this state, any magistrate having power to administer oaths in such state or country, or a person commissioned by the court before which such action or proceeding is pending, or when such court is not in session, by any judge thereof. Any person so commissioned shall have the power by virtue of his or her commission to administer any necessary oaths and to take testimony. Additionally, if a deposition is to be taken out of the United States, it may be taken before any foreign minister, secretary of a legation, consul or vice-consul appointed by the United States or any person by him or her appointed for the purpose and having authority under the laws of the country where the deposition is to be taken; and the official character of any such person may be proved by a certificate from the secretary of state of the United States.]

(b) [Each judge or clerk of any court, notary public or Commissioner of the Superior Court, in this state, may issue a subpoena, upon request, for the appearance of any witness before an officer authorized to administer oaths within this state to give testimony at a deposition subject to the provisions of Sections 13-2 through 13-5, if the party seeking to take such person's deposition has complied with the provisions of Sections 13-26 and 13-27.] In any other state, as defined in General Statutes § 52-656 (4), that has adopted the Interstate Depositions and Discovery Act, depositions for use in a civil action, probate

proceeding or administrative appeal within this state shall be taken before a person authorized by that state to administer oaths. In any other state that has not adopted the Interstate Depositions and Discovery Act, depositions for use in a civil action, probate proceeding or administrative appeal within this state shall be taken before a notary public of such state, a commissioner appointed by the governor of this state, any magistrate having power to administer oaths in such state, or a person commissioned by the Superior Court before which such action or proceeding is pending, or when such court is not in session, by any judge thereof. Any person so commissioned shall have the power by virtue of that person's commission to administer any necessary oaths and to take testimony.

(c) [A subpoena issued for the taking of a deposition may command the person to whom it is directed to produce and permit inspection and copying of designated books, papers, documents or tangible things which constitute or contain matters within the scope of the examination permitted by Sections 13-2 through 13-5. Unless otherwise ordered by the court or agreed upon in writing by the parties any subpoena issued to a person commanding the production of documents or other tangible thing at a deposition shall not direct compliance within less than fifteen days from the date of service thereof.]

Outside of the United States, depositions for use in a civil action, probate proceeding or administrative appeal within this state shall be taken before a notary public of such country, a commissioner appointed by the governor of this state, any magistrate having power to administer oaths in such country, or a person commissioned by the Superior Court before which such action or proceeding is pending. Additionally, such a deposition may be taken before any foreign minister, secretary of a legation, consul or vice-consul

appointed by the United States or any person by him or her appointed for the purpose and having authority under the laws of the country where the deposition is to be taken; and the official character of any such person may be proved by a certificate from the secretary of state of the United States.

[(d) The person to whom a subpoena is directed may, within fifteen days after the service thereof or within such time as otherwise ordered by the court or agreed upon in writing by the parties, serve upon the issuing authority designated in the subpoena written objection to the inspection or copying of any or all of the designated materials. If objection is made, the party at whose request the subpoena was issued shall not be entitled to inspect and copy the disputed materials except pursuant to an order of the court in which the cause is pending. The party who requested the subpoena may, if objection has been made, move, upon notice to the deponent, for an order at any time before or during the taking of the deposition.

(e) The court in which the cause is pending, or, if the cause is pending in a foreign court, the court in the judicial district wherein the subpoenaed person resides, may, upon motion made promptly and, in any event, at or before the time for compliance specified in a subpoena authorized by subsection (b) of this section, (1) quash or modify the subpoena if it is unreasonable and oppressive or if it seeks the production of materials not subject to production under the provisions of subsection (c) of this section, or (2) condition denial of the motion upon the advancement by the party who requested the subpoena of the reasonable cost of producing the materials being such.

(f) If any person to whom a lawful subpoena is issued under any provision of this section fails without just excuse to comply with any of its terms, the court before which

the cause is pending, or any judge thereof, or, if the cause is pending in a foreign court, the court in the judicial district wherein the subpoenaed person resides, may issue a writ of *habeas corpus* and cause the person to be brought before that court or judge, as the case may be, and, if the person subpoenaed refuses to comply with the subpoena, the court or judge may commit the person to jail until he or she signifies a willingness to comply with it.

(g) (1) Deposition of witnesses living in this state may be taken in like manner to be used as evidence in a civil action or probate proceeding pending in any court of the United States or of any other state of the United States or of any foreign country, on application of any party to such civil action or probate proceeding.

(2) Any person to whom a subpoena has been directed in a civil action or probate proceeding, other than a party to such civil action or Probate Court proceeding, pending in any court of any other state of the United States or of any foreign country, which subpoena commands (A) the person's appearance at a deposition, or (B) the production, copying or inspection of books, papers, documents or tangible things may, within fifteen days after the service thereof or on or before the time specified in the subpoena for compliance if such time is less than fifteen days after service, serve upon the party who requested issuance of the subpoena written objection to appearing or producing, copying or permitting the inspection of such books, papers, documents or tangible things on the ground that the subpoena will cause such person undue or unreasonable burden or expense. Service of the objection shall be made by United States mail, certified or registered, postage prepaid, return receipt requested, without the use of a state marshal or other officer. Such written objection shall be accompanied by an affidavit of costs

setting forth the estimated or actual costs of compliance with such subpoena, including, but not limited to, the person's attorney's fees or the costs to such person of electronic discovery. If a person makes such written objection, the party who requested issuance of the subpoena (i) shall not be entitled to compel such person's appearance or receive, copy or inspect the books, papers, documents or tangible things, except pursuant to an order of the Superior Court, and (ii) may, upon notice to such person, file a motion with the court in the judicial district wherein the subpoenaed person resides, for an order to compel such person's appearance or production, copying or inspection of such materials in accordance with the terms of such subpoena. Upon receipt of such motion together with the payment of all entry fees, if required, the clerk shall schedule the matter for hearing and provide the moving party notice of the time and place of the hearing. The moving party shall serve the motion to compel and the notice of the time and place of the hearing upon the subpoenaed party. When ruling on such motion to compel, the court shall make a finding as to whether the subpoena subjects the person to undue or unreasonable burden or expense prior to entering any order to compel such person's appearance or the production, copying or inspection of such materials. If the court finds that the subpoena issued to the person subjects such person to undue or unreasonable burden or expense, any order to compel such person's appearance or production, copying or inspection of such materials shall protect the person from undue or unreasonable burden or expense resulting from compliance with such subpoena and, except in the case of a subpoena commanding the production, copying or inspection of medical records, may include, but not be limited to, the reimbursement of such person's reasonable costs of compliance, as set forth in the affidavit of costs.

(3) The provisions of subdivision (2) of this subsection shall not be applicable to a civil action filed to recover damages resulting from personal injury or wrongful death in which it is alleged that such injury or death resulted from professional malpractice of a health care provider or health care institution.]

COMMENTARY: The changes to this section have been made in response to the adoption of the Interstate Depositions and Discovery Act, now codified at General Statutes § 52-655 et seq. Former subsection (a) has been divided into three subsections. Each of them addresses depositions for use in in-state actions. They identify the persons before whom depositions may be taken where (a) the deposition is in this state, (b) the deposition is in another state or territory of the United States, and (c) the deposition is outside the United States.

Former subsections (b) through (g) were moved from this section to a new Section 13-28A, which specifically addresses deposition subpoenas.

(NEW) Sec. 13-28A. —Deposition Subpoenas

(a) In an action pending in this state, any judge or clerk of any court in this state or Commissioner of the Superior Court, may issue a subpoena, upon request, for the appearance of any witness before a person designated in Section 13-28 (a) within this state to give testimony at a deposition subject to the provisions of Sections 13-2 through 13-5, if the party seeking to take such person's deposition has complied with the provisions of Sections 13-26 and 13-27.

(b) In any action pending in another state, as defined in General Statutes § 52-656 (4), that has adopted the Interstate Depositions and Discovery Act, any judge or clerk of the Connecticut Superior Court, upon receipt of the documents required by General Statutes § 52-657, may issue a subpoena in accordance with the procedures set forth in General Statutes § 52-657 for discovery to be had in this state.

(c) A subpoena issued for the taking of a deposition may command the person to whom it is directed to produce and permit inspection and copying of designated books, papers, documents or tangible things which constitute or contain matters within the scope of the examination permitted by Sections 13-2 through 13-5. Unless otherwise ordered by a judge of the Superior Court or agreed upon in writing by the parties, any subpoena issued to a person commanding the production of documents or other tangible thing at a deposition shall not direct compliance within less than fifteen days from the date of service thereof.

(d) (1) Any person to whom a subpoena has been directed, which subpoena commands (A) the person's appearance at a deposition, or (B) the production, copying or inspection of books, papers, documents or tangible things may, within fifteen days after the service thereof or on or before the time specified in the subpoena for compliance if such time is less than fifteen days after service, serve upon the party who requested issuance of the subpoena written objection to appearing or producing, copying or permitting the inspection of such books, papers, documents or tangible things. Service of the objection shall be made by United States mail, certified or registered, postage prepaid, return receipt requested, without the use of a state marshal or other officer. If the objection is based upon the subpoenaed person incurring unreasonable expense, such written

objection shall be accompanied by an affidavit of costs setting forth the estimated or actual costs of compliance with such subpoena, including, but not limited to, the person's attorney's fees or the costs to such person of electronic discovery.

(2) If a person makes such written objection, the party who requested issuance of the subpoena (A) shall not be entitled to compel such person's appearance or receive, copy or inspect the books, papers, documents or tangible things, except pursuant to an order of the Superior Court, and (B) may, upon notice to such person, file a motion pursuant to subsection (g) below for an order to compel such person's appearance or production, copying or inspection of such materials in accordance with the terms of such subpoena.

(3) The provisions of subdivisions (1) and (2) of this subsection shall not be applicable to a civil action filed to recover damages resulting from personal injury or wrongful death in which it is alleged that such injury or death resulted from professional malpractice of a health care provider or health care institution.

(e) For purposes of any motion filed pursuant to this section, the appropriate Superior Court is (1) for an action pending in this state, the judicial district where the action is pending, (2) for an action pending in another state that has adopted the Interstate Depositions and Discovery Act, the judicial district in this state that issued the subpoena, and (3) for an action pending in a state that has not adopted that Act, the judicial district where the person to whom the subpoena directed resides.

(f) A party or the person to whom the subpoena is directed may move to quash or modify the subpoena. The court may, upon motion made promptly and, in any event, at

or before the time for compliance specified in a subpoena authorized by subsections (a) or (b) of this section, (1) quash or modify the subpoena if it is unreasonable and oppressive or if it seeks the production of materials not subject to production under the provisions of subsection (c) of this section, or (2) condition denial of the motion upon the advancement by the party who requested the subpoena of the reasonable cost of producing the materials being such.

(g) A party may move for a protective order pursuant to Section 13-5 to prevent or to modify the subpoena.

(h) The party who served the subpoena may move to compel compliance with the subpoena. Upon receipt of such motion together with the payment of all entry fees, if required, the clerk shall schedule the matter for hearing and provide the moving party notice of the time and place of the hearing. The moving party shall serve the motion to compel and the notice of the time and place of the hearing upon the subpoenaed party. If the nonparty to whom the subpoena was directed served an objection asserting that the subpoena subjected that nonparty to unreasonable burden or expense, when ruling on a motion to compel directed to such person, the court shall make a finding as to whether the subpoena subjects the person to undue or unreasonable burden or expense prior to entering any order to compel such person's appearance or the production, copying or inspection of such materials. If the court finds that the subpoena issued to the person subjects such person to undue or unreasonable burden or expense, any order to compel such person's appearance or production, copying or inspection of such materials shall protect the person from undue or unreasonable burden or expense resulting from compliance with such subpoena and, except in the case of a subpoena commanding the

production, copying or inspection of medical records, may include, but not be limited to, the reimbursement of such person's reasonable costs of compliance, as set forth in the affidavit of costs.

(i) If any person to whom a lawful subpoena is issued under any provision of this section fails without just excuse to comply with any of its terms, the court may issue a *capias* and cause the person to be brought before that court, and, if the person subpoenaed refuses to comply with the subpoena, the court may commit the person to jail until such person signifies a willingness to comply with it. Alternatively, the court may impose one or more of the orders set forth in Section 13-14 for discovery noncompliance.

COMMENTARY: This new section was created in response to the adoption of the Interstate Depositions and Discovery Act, now codified at General Statutes § 52-655 et seq. Former subsections (b) through (g) were moved from Section 13-28 to this new section to specifically address deposition subpoenas. Subsection (a) addresses deposition subpoenas for actions pending in this state. Subsection (b) is new, and it addresses subpoenas to be issued in this state for actions pending in other states that have adopted the Interstate Depositions and Discovery Act. Subsection (c) is essentially the same as former Section 13-28 (c), and it addresses the inclusion of document requests in deposition subpoenas. Subsection (d) incorporates language that previously was in Section 13-28 (g) (2) and (3). It provides for an objection to a subpoena. Subsection (e) is new. It instructs litigants on where any motion responsive to a subpoena served in this state should be filed. Subsection (f) is a slightly modified version of former Section 13-28 (e). It provides for a motion to quash or modify a subpoena. Subsection (g) is new. It refers parties to the protective order procedure in Section 13-5. Subsection (h)

is a slightly modified version of part of former Section 13-28 (g) (2). It permits the party who served the subpoena to move to compel compliance. Subsection (i) was formerly Section 13-28 (f). It has been modified to provide the court with options in addition to issuing a *capias* when the person issued a deposition subpoena fails to comply.

Sec. 13-29. —Place of Deposition

(a) Any party who is a resident of this state may be compelled by notice as provided in Section 13-27 (a) to give a deposition at any place within the county of such party's residence, or within thirty miles of such residence, or at such other place as is fixed by order of the judicial authority or as otherwise agreed. A plaintiff who is a resident of this state may also be compelled by like notice to give a deposition at any place within the county where the action is commenced or is pending.

(b) A plaintiff who is not a resident of this state may be compelled by notice under Section 13-27 (a) to attend at the plaintiff's expense an examination in the county of this state where the action is commenced or is pending or at any place within thirty miles of the plaintiff's residence or within the county of his or her residence or in such other place as is fixed by order of the judicial authority or as otherwise agreed.

(c) A defendant who is not a resident of this state may be compelled:

(1) By subpoena to give a deposition in any county in this state in which the defendant is personally served, or

(2) By notice under Section 13-27 (a) to give a deposition at any place within thirty miles of the defendant's residence or within the county of [his or her] the defendant's residence or at such other place as is fixed by order of the judicial authority or as otherwise agreed.

(d) A nonparty deponent who is a resident of this state may be compelled by subpoena served within this state to give a deposition at a place within the county of [his or her] the nonparty deponent's residence or within thirty miles of [the nonparty deponent's] such residence[, or if a nonresident of this state within any county in this state in which he or she is personally served,] or at such other place as is fixed by order of the judicial authority or as otherwise agreed including the nonparty deponent.

(e) In an action pending in this state, a nonparty deponent who is not a resident of this state may be compelled by subpoena to give a deposition within any county in this state in which such nonparty deponent is personally served, or within the state of their residence if such nonparty deponent is served by a subpoena issued under authority of a court in that state pursuant to the Interstate Depositions and Discovery Act or, if that state has not adopted the Act, pursuant to a commission granted by a court in this state. The place of that deposition also may be at such other place as is fixed by order of the judicial authority or as otherwise agreed including the nonparty deponent.

[(e)] (f) In this section, the terms "plaintiff" and "defendant" include officers, directors and managing agents of corporate plaintiffs and corporate defendants or other persons designated under Section 13-27 (h) as appropriate.

~~[(f)]~~ (g) If a deponent is an officer, director or managing agent of a corporate party, or other person designated under Section 13-27 (h), the place of examination shall be determined as if the residence of the deponent were the residence of the party.

COMMENTARY: The changes to this section have been made in response to the adoption of the Interstate Depositions and Discovery Act, now codified at General Statutes § 52-655 et seq. The revisions to subsection (d) address nonparty deponents who are residents of this state, and new subsection (e) addresses deponents who are not residents of this state. The revised subsection (d) applies to both in-state and out-of-state actions when the nonparty deponent is a resident of this state. New subsection (e) provides additional guidance for in-state actions for the place for depositions of nonparty deponents who reside outside of this state.

Sec. 13-31. —Use of Depositions in Court Proceedings

(a) Use of Depositions in Proceedings in this State.

At the trial of a civil action, probate proceeding or administrative appeal, or upon the hearing of a motion or an interlocutory proceeding, any part or all of a deposition, so far as admissible under the rules of evidence applied as though the witness were there present and testifying, may be used against any party who was present or represented at the taking of the deposition or who had reasonable notice thereof, in accordance with any of the following provisions:

(1) Any deposition may be used by any party for the purpose of contradicting or impeaching the testimony of the deponent as a witness.

(2) The deposition of any physician, psychologist, chiropractor, natureopathic physician, osteopathic physician or dentist licensed under the provisions of the General Statutes may be received in evidence in lieu of the appearance of such witness at the trial or hearing whether or not the person is available to testify in person at the trial or hearing.

(3) The deposition of a party or of anyone who at the time of the taking of the deposition was an officer, director, or managing agent or employee or a person designated under Section 13-27 (h) to testify on behalf of a public or private corporation, partnership or association or governmental agency which is a party may be used by an adverse party for any purpose.

(4) The deposition of a witness other than a person falling within the scope of subdivision (2) hereof, whether or not a party, may be used by any party for any purpose if the judicial authority finds: (A) that the witness is dead; (B) that the witness is at a greater distance than thirty miles from the place of trial or hearing, or is out of the state and will not return before the termination of the trial or hearing, unless it appears that the absence of the witness was procured by the party offering the deposition; (C) that the witness is unable to attend or testify because of age, illness, infirmity, or imprisonment; (D) that the party offering the deposition has been unable to procure the attendance of the witness by subpoena; (E) that the parties have agreed that the deposition may be so used; (F) upon application and notice, that such exceptional circumstances exist as to make it desirable, in the interest of justice and with due regard to the importance of presenting the testimony of witnesses orally in open court, to allow the deposition to be used.

(5) If only part of a deposition is offered in evidence by a party, an adverse party may require the party to introduce any other part which ought in fairness to be considered with the part introduced, and any party may introduce any other parts.

(6) Substitution of parties does not affect the right to use depositions previously taken; and when an action in any court of the United States or of any state has been dismissed and another action involving the same subject matter is afterward brought between the same parties or their representatives or successors in interest, all depositions lawfully taken and duly filed in the former action may be used in the latter as if originally taken therefor.

(b) Use of Depositions in Proceedings Outside this State.

Depositions of witnesses living in this state may be taken before any of the individuals listed in Section 13-28 (a) to be used as evidence in a civil action, probate proceeding or administrative appeal pending in any court of the United States or of any other state of the United States or of any foreign country, on application of any party to such civil action, probate proceeding, or administrative appeal.

[(b)] (c) Objections to Admissibility.

Subject to the provisions of subsection (d) of this section, objection may be made at the trial or hearing to receiving in evidence any deposition or part thereof for any reason which would require the exclusion of the evidence if the witness were then present and testifying.

[(c)] (d) Effect of Errors and Irregularities in Depositions.

(1) As to notice: All errors and irregularities in the notice for taking a deposition are waived unless written objection is promptly served upon the party giving the notice.

(2) As to disqualification of officer: Objection to taking a deposition because of disqualification of the officer before whom it is to be taken is waived unless made before the taking of the deposition begins or as soon thereafter as the disqualification becomes known or could be discovered with reasonable diligence.

(3) As to taking of deposition: (A) Objections to the competency of a witness or to the competency, relevancy or materiality of testimony are not waived by failure to make them before or during the taking of the deposition, unless the ground of the objection is one which might have been obviated or removed if presented at that time. (B) Errors and irregularities occurring at the oral examination in the manner of taking the deposition, in the form of the questions or answers, in the oath or affirmation, or in the conduct of parties, and errors of any kind which might be obviated, removed, or cured if promptly presented, are waived unless seasonable objection thereto is made at the taking of the deposition.

(4) As to completion and return of deposition: Errors and irregularities in the manner in which the testimony is transcribed or the deposition is prepared, signed, certified, sealed, endorsed, transmitted, filed or otherwise dealt with by the officer are waived unless a motion to suppress the deposition or some part thereof is made with reasonable promptness after such defect is, or with due diligence might have been, ascertained.

COMMENTARY: The changes to this section have been made in response to the adoption of the Interstate Depositions and Discovery Act, now codified at General

Statutes § 52-655 et seq. The change to subsection (a) makes it clear that the subsection refers to the use of depositions in in-state proceedings. Subsection (b), which is a slight modification of former Section 13-28 (g) (1) applies to depositions taken in this state for out-of-state proceedings.

APPENDIX E

(031725)

Sec. 3-16. —Requirements and Limitations

(a) In order to appear pursuant to these rules, the legal intern must:

(1) be certified by a law school approved by the American Bar Association or by the bar examining committee;

(2) have completed legal studies amounting to at least two semesters of credit in a three or four year course of legal studies, or the equivalent if the school is on some basis other than a semester basis except that the dean may certify a student under this section who has completed less than two semesters of credit or the equivalent to enable that student to participate in a faculty supervised law school clinical program;

(3) be certified by the dean of his or her law school as being of good character and competent legal ability; and

(4) be introduced to the court in which he or she is appearing by an attorney admitted to practice in that court;

[(5) comply with the provisions of Section 3-21 if enrolled in a law school outside the state of Connecticut.]

(b) A legal intern may not be employed or compensated directly by a client for services rendered. This section shall not prevent an attorney, legal aid bureau, law school, public defender agency or the state from compensating an eligible intern.

COMMENTARY: The change to this section is required by the proposed deletion of Sec. 3-21 in its entirety.

Sec. 3-21. —Out-of-State Interns [Repealed]

[A legal intern who is certified under a legal internship program or student practice rule in another state or in the District of Columbia may appear in a court or before an administrative tribunal of Connecticut under the same circumstances and on the same conditions as those applicable to certified Connecticut legal interns, if the out-of-state intern files with the clerk of the Superior Court in Hartford a certification by the dean of his or her law school of his or her admission to internship or student practice in that state or in the District of Columbia, together with the text of that state's or the District of Columbia's applicable statute or rule governing such admissions.]

COMMENTARY: The repeal of this section ends the special requirements applicable to students attending out-of-state law schools.

APPENDIX F

(031725)

Sec. 10-14. —Proof of Service

(a) Proof of service pursuant to Section 10-12 (a) and (b) may be made by written acknowledgment of service by the party served, by a certificate of counsel for the party filing the pleading or paper or by the self-represented party, or by affidavit of the person making the service, but these methods of proof shall not be exclusive. Proof of service shall include the address at which such service was made. If proof of such service is made by a certificate of counsel or by the self-represented party, it shall be in substantially the following form:

I certify that a copy of the above was or will immediately be mailed or delivered electronically or nonelectronically on (Date) to all counsel and self-represented parties of record and that written consent for electronic delivery was received from all counsel exempt from e-filing and self-represented parties of record who were or will immediately be electronically served. *(Here list the name of each party served or immediately to be served and the address at which service was made or will immediately be made)*

Or

to the party against whom the default for failure to appear is claimed. *(Here list the name of each nonappearing party served or immediately to be served and the address at which service was made or will immediately be made.)*

(Individual signature of counsel or self-represented party)

(b) Proof of service pursuant to Section 10-12 (c) shall be made in the same manner as proof of service is made of an original writ and complaint, unless the judicial authority ordered service in some other manner, in which event service may be proved as prescribed in subsection (a) above.

COMMENTARY: The changes to this section amend the certification by counsel by requiring only consent for electronic delivery from self-represented parties of record and counsel exempt from e-filing. Any attorney who is not exempt from e-filing is required to accept electronic delivery, regardless of consent.

Form 201

Plaintiff's Interrogatories

No. CV- : SUPERIOR COURT
(Plaintiff) : JUDICIAL DISTRICT OF
VS. : AT
(Defendant) : (Date)

The undersigned, on behalf of the Plaintiff, hereby propounds the following interrogatories to be answered by the Defendant, _____, under oath, within sixty (60) days of the filing hereof in compliance with Practice Book Section 13-2.

Definition: "You" shall mean the Defendant to whom these interrogatories are directed except that if that Defendant has been sued as the representative of the estate of a decedent, ward, or incapable person, "you" shall also refer to the Defendant's decedent, ward or incapable person unless the context of an interrogatory clearly indicates otherwise.

In answering these interrogatories, the Defendant(s) is (are) required to provide all information within their knowledge, possession or power. If an interrogatory has subparts, answer each subpart separately and in full and do not limit the answer to the interrogatory as a whole. If any interrogatories cannot be answered in full, answer to the extent possible.

(1) State the following:

(a) your full name and any other name(s) by which you have been known;

(b) your date of birth;

(c) your motor vehicle operator's license number;

(d) your home address;

(e) your business address;

(f) if you were not the owner of the subject vehicle, the name and address of the owner or lessor of the subject vehicle on the date of the alleged occurrence.

(2) Have you made any statements, as defined in Practice Book Section 13-1, to any person regarding any of the incidents alleged in the Complaint?

COMMENT:

This interrogatory is intended to include party statements made to a representative of an insurance company prior to involvement of defense counsel.

(3) If the answer to Interrogatory #2 is affirmative, state:

(a) the name(s) and address(es) of the person or persons to whom such statements were made;

(b) the date on which such statements were made;

(c) the form of the statement (i.e., whether written, made by recording device or recorded by a stenographer, etc.);

(d) the name and address of each person having custody, or a copy or copies of each statement.

(4) State the names and addresses of all persons known to you who were present at the time of the incident alleged in the Complaint or who observed or witnessed all or part of the incident.

(5) As to each individual named in response to Interrogatory #4, state whether to your knowledge, or the knowledge of your attorney, such individual has given any statement or statements as defined in Practice Book Section 13-1 concerning the subject matter of the Complaint in this lawsuit. If your answer to this interrogatory is affirmative, state also:

(a) the date on which the statement or statements were taken;

(b) the name(s) and address(es) of the person or persons who took such statement or statements;

(c) the name(s) and address(es) of any person or persons present when such statement or statements were taken;

(d) whether such statement or statements were written, made by recording device or taken by a court reporter or stenographer;

(e) the name(s) and address(es) of any person or persons having custody or a copy or copies of such statement or statements.

(6) Are you aware of any photographs or any recordings by film, video, audio or any other digital or electronic means depicting the incident alleged in the Complaint, the scene of the incident, any vehicle involved in the incident alleged in the Complaint, or any condition or injury alleged to have been caused by the incident alleged in the Complaint? If so, for each set of photographs or each recording taken, obtained or prepared of each such subject, please state:

(a) the name and address of the person who took, obtained or prepared such photograph or recording, other than an expert who will not testify at trial;

(b) the dates on which such photographs were taken or such recordings were obtained or prepared;

(c) the subject (e.g., "Plaintiff's vehicle," "scene," etc.);

(d) the number of photographs or recordings;

(e) the nature of the recording (e.g., film, video, audio, etc.).

(7) If, at the time of the incident alleged in the Complaint, you were covered by an insurance policy under which an insurer may be liable to satisfy part or all of a judgment or reimburse you for payments to satisfy part or all of a judgment, state the following:

(a) the name(s) and address(es) of the insured(s);

(b) the amount of coverage under each insurance policy;

(c) the name(s) and address(es) of said insurer(s).

(8) If at the time of the incident which is the subject of this lawsuit you were protected against the type of risk which is the subject of this lawsuit by excess umbrella insurance, or any other insurance, state:

(a) the name(s) and address(es) of the named insured(s);

(b) the amount of coverage effective at this time;

(c) the name(s) and address(es) of said insurer(s).

(9) State whether any insurer, as described in Interrogatories #7 and #8 above, has disclaimed/ reserved its duty to indemnify any insured or any other person protected by said policy.

(10) If applicable, describe in detail the damage to your vehicle.

(11) If applicable, please state the name and address of an appraiser or firm which appraised or repaired the damage to the vehicle owned or operated by you.

(12) If any of the Defendants are deceased, please state the date and place of death, whether an estate has been created, and the name and address of the legal representative thereof.

(13) If any of the Defendants is a business entity that has changed its name or status as a business entity (whether by dissolution, merger, acquisition, name change, or in any other manner) since the date of the incident alleged in the Complaint, please identify such Defendant, state the date of the change, and describe the change.

(14) If you were the operator of any motor vehicle involved in the incident that is the subject of this action, please state whether, at the time of the incident, you were operating that vehicle in the course of your employment with any person or legal entity not named as a party to this lawsuit, and, if so, state the full name and address of that person or entity.

(15) If you were the operator of any motor vehicle involved in the incident that is the subject of this action, please state whether you consumed or used any alcoholic beverages, drugs or medications within the eight (8) hours next preceding the time of the incident alleged in the Complaint and, if so, indicate what you consumed or used, how much you consumed, and when.

(16) Please state whether, within eight (8) hours after the incident alleged in the Complaint, any testing was performed to determine the presence of alcohol, drugs or other medications in your blood, and, if so, state:

(a) the name and address of the hospital, person or entity performing such test or screen;

(b) the date and time;

(c) the results.

(17) Please identify surveillance material discoverable under Practice Book Section 13-3 (c), by stating the name and address of any person who obtained or prepared any and all recordings by film, photograph, videotape, audiotape, or any other digital or electronic means, of any party concerning this lawsuit or its subject matter, including any transcript thereof which are

in your possession or control or in the possession or control of your attorney, and state the date on which each such recordings were obtained and the person or persons of whom each such recording was made.

(18) If you were the operator of any motor vehicle involved in the incident that is the subject of this action, please state whether you were using a cell phone for any activity including, but not limited to, calling, texting, emailing, posting, tweeting, or visiting sites on the Internet for any purpose, at or immediately prior to the time of the incident.

PLAINTIFF,

BY _____

I, _____, hereby certify that I have reviewed the above interrogatories and responses thereto and that they are true and accurate to the best of my knowledge and belief.

(Defendant)

Subscribed and sworn to before me this _____ day of _____, 20__.

Notary Public/
Commissioner of the Superior Court

CERTIFICATION

I certify that a copy of this document was or will immediately be mailed or delivered electronically or non-electronically on *(date)* _____ to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys exempt from e-filing and self-represented parties of record who received or will immediately be receiving electronic delivery.

Name and address of each party and attorney that copy was or will immediately be mailed or delivered to*

*If necessary, attach additional sheet or sheets with the name and address which the copy was or will immediately be mailed or delivered to.

Signed (*Signature of filer*)

Print or type name of person signing

Date Signed

Mailing address (*Number, street, town, state and zip code*) or Email address, if applicable

Telephone number

COMMENTARY: The proposed changes to this form are consistent with the proposed changes to the proof of service language in Section 10-14 (a).

Defendant's Interrogatories

No. CV- : SUPERIOR COURT
(Plaintiff) : JUDICIAL DISTRICT OF
VS. : AT
(Defendant) : (Date)

The undersigned, on behalf of the Defendant, hereby propounds the following interrogatories to be answered by the Plaintiff, _____, under oath, within sixty (60) days of the filing hereof in compliance with Practice Book Section 13-2.

Definition: "You" shall mean the Plaintiff to whom these interrogatories are directed except that if suit has been instituted by the representative of the estate of a decedent, ward, or incapable person, "you" shall also refer to the Plaintiff's decedent, ward or incapable person unless the context of an interrogatory clearly indicates otherwise.

In answering these interrogatories, the Plaintiff(s) is (are) required to provide all information within their knowledge, possession or power. If an interrogatory has subparts, answer each subpart separately and in full and do not limit the answer to the interrogatory as a whole. If any interrogatories cannot be answered in full, answer to the extent possible.

(1) State the following:

(a) your full name and any other name(s) by which you have been known;

(b) your date of birth;

(c) your motor vehicle operator's license number;

(d) your home address;

(e) your business address;

(f) if you were not the owner of the subject vehicle, the name and address of the owner or lessor of the subject vehicle on the date of the alleged occurrence.

(2) Identify and list each injury you claim to have sustained as a result of the incidents alleged in the Complaint.

(3) When, where and from whom did you first receive treatment for said injuries?

(4) If you were treated at a hospital for injuries sustained in the alleged incident, state the name and location of each hospital and the dates of such treatment and confinement therein.

(5) State the name and address of each physician, therapist or other source of treatment for the conditions or injuries you sustained as a result of the incident alleged in your Complaint.

(6) When and from whom did you last receive any medical attention for injuries alleged to have been sustained as a result of the incident alleged in your Complaint?

(7) On what date were you fully recovered from the injuries or conditions alleged in your Complaint?

(8) If you claim you are not fully recovered, state precisely from what injuries or conditions you are presently suffering.

(9) Are you presently under the care of any doctor or other health care provider for the treatment of injuries alleged to have been sustained as a result of the incident alleged in your Complaint?

(10) If the answer to Interrogatory #9 is in the affirmative, state the name and address of each physician or other health care provider who is treating you.

(11) Do you claim any present disability resulting from injuries or conditions allegedly sustained as a result of the incident alleged in your Complaint?

(12) If so, state the nature of the disability claimed.

(13) Do you claim any permanent disability resulting from said incident?

(14) If the answer to Interrogatory #13 is in the affirmative, please answer the following:

(a) list the parts of your body which are disabled;

(b) list the motions, activities or use of your body which you have lost or which you are unable to perform;

(c) state the percentage of loss of use claimed as to each part of your body;

(d) state the name and address of the person who made the prognosis for permanent disability and the percentage of loss of use;

(e) list the date for each such prognosis.

(15) If you were or are confined to your home or your bed as a result of injuries or conditions sustained as a result of the incident alleged in your Complaint, state the dates you were so confined.

(16) List each medical report received by you or your attorney relating to your alleged injuries or conditions by stating the name and address of the treating doctor or other health care provider, and of any doctor or health care person you anticipate calling as a trial witness, who provided each such report and the date thereof.

(17) List each item of expense which you claim to have incurred as a result of the incident alleged in your Complaint, the amount thereof, and state the name and address of the person or organization to whom each item has been paid or is payable.

(18) For each item of expense identified in response to Interrogatory #17, if any such expense, or portion thereof, has been paid or reimbursed or is reimbursable by an insurer, state, as to each such item of expense, the name of the insurer that made such payment or reimbursement or that is responsible for such reimbursement.

(19) If, during the ten year period prior to the date of the incident alleged in the Complaint, you were under a doctor's care for any conditions which were in any way similar or related to

those identified and listed in your response to Interrogatory #2, state the nature of said conditions, the dates on which treatment was received, and the name of the doctor or health care provider.

(20) If, during the ten year period prior to the date of the incident alleged in your Complaint, you were involved in any incident in which you received personal injuries similar or related to those identified and listed in your response to Interrogatory #2, please answer the following with respect to each such earlier incident:

(a) on what date and in what manner did you sustain such injuries?

(b) did you make a claim against anyone as a result of said accident?

(c) if so, provide the name(s) and address(es) of the person or persons against whom a claim was made;

(d) if suit was brought, state the name and location of the Court, the return date of the suit, and the docket number;

(e) state the nature of the injuries received in said accident;

(f) state the name and address of each physician who treated you for said injuries;

(g) state the dates on which you were so treated;

(h) state the nature of the treatment received on each such date;

(i) if you are presently or permanently disabled as a result of said injuries, please state the nature of such disability, the name and address of each physician who diagnosed said disability and the date of each such diagnosis.

(21) If you were involved in any incident in which you received personal injuries since the date of the incident alleged in the Complaint, please answer the following:

(a) on what date and in what manner did you sustain said injuries?

(b) did you make a claim against anyone as a result of said accident?

(c) if so, provide the name(s) and address(es) of the person or persons against whom a claim was made;

(d) if suit was brought, state the name and location of the Court, the return date of the suit, and the docket number;

(e) state the nature of the injuries received in said accident;

(f) state the name and address of each physician who treated you for said injuries;

(g) state the dates on which you were so treated;

(h) state the nature of the treatment received on each such date;

(i) if you are presently or permanently disabled as a result of said injuries, please state the nature of such disability, the name and address of each physician who diagnosed said disability and the date of each such diagnosis.

(22) Please state the name and address of any medical service provider who has rendered an opinion in writing or through testimony that you have sustained a permanent disability to any body part other than those listed in response to Interrogatories #13, #14, #20 or #21, and:

- (a) list each such part of your body that has been assessed a permanent disability;
- (b) state the percentage of loss of use assessed as to each part of your body;
- (c) state the date on which each such assessment was made.

(23) If you claim that as a result of the incident alleged in your Complaint you were prevented from following your usual occupation, or otherwise lost time from work, please provide the following information:

(a) the name and address of your employer on the date of the incident alleged in the Complaint;

(b) the nature of your occupation and a precise description of your job responsibilities with said employer on the date of the incident alleged in the Complaint;

(c) your average, weekly earnings, salary, or income received from said employment for the year preceding the date of the incident alleged in the Complaint;

(d) the date following the date of the incident alleged in the Complaint on which you resumed the duties of said employment;

(e) what loss of income do you claim as a result of the incident alleged in your Complaint and how is said loss computed?

(f) the dates on which you were unable to perform the duties of your occupation and lost time from work as a result of injuries or conditions claimed to have been sustained as a result of the incident alleged in your Complaint;

(g) the name(s) and address(es) of each employer for whom you worked for three years prior to the date of the incident alleged in your Complaint.

(24) Do you claim an impairment of earning capacity?

(25) List any other expenses or loss and the amount thereof not already set forth and which you claim to have incurred as a result of the incident alleged in your Complaint.

(26) If you have signed a covenant not to sue, a release or discharge of any claim you had, have or may have against any person, corporation or other entity as a result of the incident alleged in your Complaint, please state in whose favor it was given, the date thereof, and the consideration paid to you for giving it.

(27) If you or anyone on your behalf agreed or made an agreement with any person, corporation or other entity to limit in any way the liability of such person, corporation or other entity as a result of any claim you have or may have as a result of the incident alleged in your Complaint, please state in whose favor it was given, the date thereof, and the consideration paid to you for giving it.

(28) If since the date of the incident alleged in your Complaint, you have made any claims for workers' compensation benefits, state the nature of such claims and the dates on which they were made.

(29) Have you made any statements, as defined in Practice Book Section 13-1, to any person regarding any of the events or happenings alleged in your Complaint?

COMMENT:

This interrogatory is intended to include party statements made to a representative of an insurance company prior to involvement of defense counsel.

(30) State the names and addresses of all persons known to you who were present at the time of the incident alleged in your Complaint or who observed or witnessed all or part of the accident.

(31) As to each individual named in response to Interrogatory #30, state whether to your knowledge, or the knowledge of your attorney, such individual has given any statement or statements as defined in Practice Book Section 13-1 concerning the subject matter of your Complaint or alleged injuries. If your answer to this interrogatory is affirmative, state also:

(a) the date on which such statement or statements were taken;

(b) the name(s) and address(es) of the person or persons who took such statement or statements;

(c) the name(s) and address(es) of any person or persons present when such statement or statements were taken;

(d) whether such statement or statements were written, made by recording device or taken by a court reporter or stenographer;

(e) the name(s) and address(es) of any person or persons having custody or a copy or copies of such statement or statements.

(32) Are you aware of any photographs or any recordings by film, video, audio or any other digital or electronic means depicting the incident alleged in the Complaint, the scene of the incident, any vehicle involved in the incident alleged in the Complaint, or any condition or injury alleged to have been caused by the incident alleged in the Complaint? If so, for each set of photographs or each recording taken, obtained or prepared of each such subject, please state:

(a) the name and address of the person who took, obtained or prepared such photograph or recording, other than an expert who will not testify at trial;

(b) the dates on which such photographs were taken or such recordings were obtained or prepared;

(c) the subject (e.g., "Plaintiff's vehicle," "scene," etc.);

(d) the number of photographs or recordings;

(e) the nature of the recording (e.g., film, video, audio, etc.).

(33) If you were the operator of any motor vehicle involved in the incident that is the subject of this action, please state whether you consumed or used any alcoholic beverages, drugs or medications within the eight (8) hours next preceding the time of the incident alleged in the Complaint and, if so, indicate what you consumed or used, how much you consumed, and when.

(34) Please state whether, within eight (8) hours after the incident alleged in the Complaint, any testing was performed to determine the presence of alcohol, drugs or other medications in your blood, and, if so, state:

- (a) the name and address of the hospital, person or entity performing such test or screen;
- (b) the date and time;
- (c) the results.

(35) Please identify surveillance material discoverable under Practice Book Section 13-3 (c), by stating the name and address of any person who obtained or prepared any and all recordings, by film, photograph, videotape, audiotape or any other digital or electronic means, of any party concerning this lawsuit or its subject matter, including any transcript thereof which are in your possession or control or in the possession or control of your attorney, and state the date on which each such recordings were obtained and the person or persons of whom each such recording was made.

COMMENT:

The following two interrogatories are intended to identify situations in which a plaintiff has applied for and received workers' compensation benefits. If compensation benefits were paid, then the supplemental interrogatories and requests for production may be served on the Plaintiff without leave of the court if the compensation carrier does not intervene in the action.

(36) Did you make a claim for workers' compensation benefits as a result of the incident/occurrence alleged in the Complaint?

(37) Did you receive workers' compensation benefits as a result of the incident/occurrence alleged in the Complaint?

(38) If you were the operator of any motor vehicle involved in the incident that is the subject of this action, please state whether you were using a cell phone for any activity including, but not limited to, calling, texting, emailing, posting, tweeting, or visiting sites on the Internet for any purpose, at or immediately prior to the time of the incident.

DEFENDANT,

BY _____

I, _____, hereby certify that I have reviewed the above interrogatories and responses thereto and that they are true and accurate to the best of my knowledge and belief.

(Plaintiff)

Subscribed and sworn to before me this _____ day of _____, 20____.

Notary Public/
Commissioner of the Superior Court

CERTIFICATION

I certify that a copy of this document was or will immediately be mailed or delivered electronically or non-electronically on (*date*) _____ to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys exempt from e-filing and self-represented parties of record who received or will immediately be receiving electronic delivery.

Name and address of each party and attorney that copy was or will immediately be mailed or delivered to*

*If necessary, attach additional sheet or sheets with the name and address which the copy was or will immediately be mailed or delivered to.

Signed (*Signature of filer*)

Print or type name of person signing

Date Signed

Mailing address (*Number, street, town, state and zip code*) or Email address, if applicable

Telephone number

COMMENTARY: The proposed changes to this form are consistent with the proposed changes to the proof of service language in Section 10-14 (a).

Form 203

**Plaintiff's Interrogatories—
Premises Liability Cases**

No. CV- : SUPERIOR COURT
(Plaintiff) : JUDICIAL DISTRICT OF
VS. : AT
(Defendant) : (Date)

The undersigned, on behalf of the Plaintiff, hereby propounds the following interrogatories to be answered by the Defendant, _____, under oath, within sixty (60) days of the filing hereof in compliance with Practice Book Section 13-2.

In answering these interrogatories, the Defendant(s) is (are) required to provide all information within their knowledge, possession or power. If an interrogatory has subparts, answer each subpart separately and in full and do not limit the answer to the interrogatory as a whole. If any interrogatories cannot be answered in full, answer to the extent possible.

(1) Identify the person(s) who, at the time of the Plaintiff's alleged injury, owned the premises where the Plaintiff claims to have been injured.

(a) If the owner is a natural person, please state:

(i) your name and any other name by which you have been known;

(ii) your date of birth;

(iii) your home address;

(iv) your business address.

(b) If the owner is not a natural person, please state:

(i) your name and any other name by which you have been known;

(ii) your business address;

(iii) the nature of your business entity (corporation, partnership, etc.);

(iv) whether you are registered to do business in Connecticut;

(v) the name of the manager of the property, if applicable.

(2) Identify the person(s) who, at the time of the Plaintiff's alleged injury, had a possessory interest (e.g., tenants) in the premises where the Plaintiff claims to have been injured.

(3) Identify the person(s) responsible for the maintenance and inspection of the premises at the time and place where the Plaintiff claims to have been injured. "Maintenance and inspection" includes, but is not limited to, snow and ice removal.

(4) State whether you received or prepared any invoices or records related to such maintenance and inspection for the thirty days prior to, or on, the date on which the Plaintiff claims to have been injured.

(5) State whether you had in effect at the time of the Plaintiff's injuries any written policies, procedures or contracts that relate to the kind of conduct or condition the Plaintiff alleges caused the injury.

(6) State whether it is your business practice to prepare, or to obtain from your employees, a written report of the circumstances surrounding injuries sustained by persons on the subject premises.

(7) State whether any written report of the incident described in the Complaint was prepared by you or your employees in the regular course of business.

(8) State whether any warning or caution signs or barriers were erected at or near the scene of the incident at the time the Plaintiff claims to have been injured.

(9) If the answer to the previous interrogatory is in the affirmative, please state:

(a) the name, address and employer of the person who erected the warning or caution signs or barriers;

(b) the name, address and employer who instructed the person to erect the warning or caution signs or barriers;

(c) the time and date a sign or barrier was erected;

(d) the size of the sign or barrier and wording that appeared thereon.

(10) State whether you received, at any time within twenty-four (24) months before the incident described by the Plaintiff, complaints from anyone about the defect or condition that the Plaintiff claims caused the Plaintiff's injury.

(11) If the answer to the previous interrogatory is in the affirmative, please state:

(a) the name and address of the person who made the complaint;

(b) the name and address of the person to whom said complaint was made;

(c) whether the complaint was in writing;

(d) the nature of the complaint.

(12) Please identify surveillance material discoverable under Practice Book Section 13-3 (c), by stating the name and address of any person who obtained or prepared any and all recordings, by film, photograph, videotape, audiotape or any other digital or electronic means, of any party concerning this lawsuit or its subject matter, including any transcript thereof which are in your possession or control or in the possession or control of your attorney, and state the date on which each such recordings were obtained and the person or persons of whom each such recording was made.

(13) Are you aware of any photographs or any recordings by film, video, audio or any other digital or electronic means depicting the incident alleged in the Complaint, the scene of the incident, or any condition or injury alleged to have been caused by the incident alleged in the Complaint? If so, for each set of photographs or each recording taken, obtained or prepared of each such subject, please state:

(a) the name and address of the person who took, obtained or prepared such photographs or recording, other than an expert who will not testify at trial;

(b) the dates on which such photographs were taken or such recordings were obtained or prepared;

(c) the subject (e.g., "scene of incident," etc.);

(d) the number of photographs or recordings;

(e) the nature of the recording (e.g., film, video, audio, etc.).

(14)-(24) (Interrogatories #1 (a) through (e), #2 through #5, #7, #8, #9, #12, #13 and #16 of Form 201 may be used to complete this standard set of interrogatories.)

PLAINTIFF,

BY _____

CERTIFICATION

I certify that a copy of this document was or will immediately be mailed or delivered electronically or non-electronically on (*date*) _____ to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys exempt from e-filing and self-represented parties of record who received or will immediately be receiving electronic delivery.

Name and address of each party and attorney that copy was or will immediately be mailed or delivered to*

*If necessary, attach additional sheet or sheets with the name and address which the copy was or will immediately be mailed or delivered to.

Signed (<i>Signature of filer</i>)	Print or type name of person signing	Date Signed
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Mailing address (<i>Number, street, town, state and zip code</i>) or Email address, if applicable	Telephone number
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COMMENTARY: The proposed changes to this form are consistent with the proposed changes to the proof of service language in Section 10-14 (a).

Plaintiff's Requests for Production

No. CV- : SUPERIOR COURT
(Plaintiff) : JUDICIAL DISTRICT OF
VS. : AT
(Defendant) : (Date)

The Plaintiff(s) hereby request(s) that the Defendant provide counsel for the Plaintiff(s) with copies of the documents described in the following requests for production, or afford counsel for said Plaintiff(s) the opportunity or, if necessary, sufficient written authorization, to inspect, copy, photograph or otherwise reproduce said documents. The production of such documents, copies or written authorization shall take place at the offices of _____ on _____ (day), _____ (date) at _____ (time).

In answering these production requests, the Defendant(s) are required to provide all information within their possession, custody or control. If any production request cannot be answered in full, answer to the extent possible.

Definition: "You" shall mean the Defendant to whom these interrogatories are directed except that if that Defendant has been sued as the representative of the estate of a decedent, ward, or incapable person, "you" shall also refer to the Defendant's decedent, ward or incapable person unless the context of an interrogatory clearly indicates otherwise.

- (1) A copy of the appraisal or bill for repairs as identified in response to Interrogatory #11.
- (2) A copy of declaration page(s) of each insurance policy identified in response to Interrogatory #7 and/or #8.
- (3) If the answer to Interrogatory #9 is in the affirmative, a copy of the complete policy contents of each insurance policy identified in response to Interrogatory #7 and/or #8.
- (4) A copy of any photographs or recordings identified in response to Interrogatory #6.
- (5) A copy of any nonprivileged statement, as defined in Practice Book Section 13-1, of any party in this lawsuit concerning this action or its subject matter.
- (6) A copy of all lease agreements pertaining to any motor vehicle involved in the incident which is the subject of this action, which was owned or operated by you or your employee, and all documents referenced or incorporated therein.
- (7) A copy of all records of blood alcohol testing or drug screens referred to in answer to Interrogatory #16, or a signed authorization, sufficient to comply with the provisions of the Health Insurance Portability and Accountability Act (HIPAA) or those of the Public Health Service Act, whichever is applicable, to obtain the same for each hospital, person or entity that performed such test or screen. Information obtained pursuant to the provisions of HIPAA or the Public Health Service Act shall not be used or disclosed by the parties for any purpose other than the litigation or proceeding for which such information is requested.

(8) A copy of each and every recording of surveillance material discoverable under Practice Book Section 13-3 (c), by film, photograph, videotape, audiotape or any other digital or electronic means, of any party to this lawsuit concerning this lawsuit or the subject matter thereof, including any transcript of such recording.

PLAINTIFF,

BY _____

CERTIFICATION

I certify that a copy of this document was or will immediately be mailed or delivered electronically or non-electronically on *(date)* _____ to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys exempt from e-filing and self-represented parties of record who received or will immediately be receiving electronic delivery.

Name and address of each party and attorney that copy was or will immediately be mailed or delivered to*

*If necessary, attach additional sheet or sheets with the name and address which the copy was or will immediately be mailed or delivered to.

Signed (<i>Signature of filer</i>)	Print or type name of person signing	Date Signed
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Mailing address (<i>Number, street, town, state and zip code</i>) or Email address, if applicable	Telephone number
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COMMENTARY: The proposed changes to this form are consistent with the proposed changes to the proof of service language in Section 10-14 (a).

Defendant's Requests for Production

No. CV- : SUPERIOR COURT
(Plaintiff) : JUDICIAL DISTRICT OF
VS. : AT
(Defendant) : (Date)

The Defendant(s) hereby request(s) that the Plaintiff provide counsel for the Defendant(s) with copies of the documents described in the following requests for production, or afford counsel for said Defendant(s) the opportunity or, where requested, sufficient written authorization, to inspect, copy, photograph or otherwise reproduce said documents. The production of such documents, copies or written authorizations shall take place at the offices of _____ not later than sixty (60) days after the service of the Requests for Production.

In answering these production requests, the Plaintiff(s) are required to provide all information within their possession, custody or control. If any production request cannot be answered in full, answer to the extent possible.

(1) All hospital records relating to treatment received as a result of the alleged incident, and to injuries, diseases or defects to which reference is made in the answers to Interrogatories #19, #20, #21 and #22, or written authorization, sufficient to comply with the provisions of the Health Insurance Portability and Accountability Act (HIPAA), to inspect and make copies of said hospital records. Information obtained pursuant to the provisions of HIPAA shall not be used or disclosed by the parties for any purpose other than the litigation or proceeding for which such information is requested.

(2) All reports and records of all doctors and all other care providers relating to treatment allegedly received by the Plaintiff(s) as a result of the alleged incident, and to the injuries, diseases or defects to which reference is made in the answers to Interrogatories #19, #20, #21 and #22 (exclusive of any records prepared or maintained by a licensed psychiatrist or psychologist) or written authorization, sufficient to comply with the provisions of the Health Insurance Portability and Accountability Act (HIPAA), to inspect and make copies of said reports. Information obtained pursuant to the provisions of HIPAA shall not be used or disclosed by the parties for any purpose other than the litigation or proceeding for which such information is requested.

(3) If a claim for lost wages or lost earning capacity is being made, copies of, or sufficient written authorization to inspect and make copies of, the wage and employment records of all employers of the Plaintiff(s) for three (3) years prior to the date of the incident and for all years subsequent to the date of the incident to and including the date hereof.

(4) If a claim of impaired earning capacity or lost wages is being alleged, provide copies of, or sufficient written authorization to obtain copies of, that part of all income tax returns relating to lost income filed by the Plaintiff(s) for a period of three (3) years prior to the date of the incident and for all years subsequent to the date of the incident through the time of trial.

(5) All property damage bills that are claimed to have been incurred as a result of this incident.

(6) All medical bills that are claimed to have been incurred as a result of this incident or written authorization, sufficient to comply with the provisions of the Health Insurance Portability and Accountability Act (HIPAA), to inspect and make copies of said medical bills. Information obtained pursuant to the provisions of HIPAA shall not be used or disclosed by the parties for any purpose other than the litigation or proceeding for which such information is requested.

(7) All bills for each item of expense that is claimed to have been incurred in the answer to Interrogatory #17, and not already provided in response ¶¶5 and ¶¶6 above.

(8) Copies of all documentation of claims of right to reimbursement provided to the Plaintiff by third-party payors, and copies of, or written authorization, sufficient to comply with the provisions of the Health Insurance Portability and Accountability Act (HIPAA), to obtain any and all documentation of payments made by a third party for medical services received or premiums paid to obtain such payment. Information obtained pursuant to the provisions of HIPAA shall not be used or disclosed by the parties for any purpose other than the litigation or proceeding for which such information is requested.

(9) All documents identified or referred to in the answers to Interrogatory #26.

(10) A copy of any nonprivileged statement, as defined in Practice Book Section 13-1, of any party in this lawsuit concerning this action or its subject matter.

(11) Any and all photographs or recordings identified in response to Interrogatory #32.

(12) A copy of all records of blood alcohol testing or drug screens referred to in the answer to Interrogatory #34, or a signed authorization, sufficient to comply with the provisions of the Health Insurance Portability and Accountability Act (HIPAA) or those of the Public Health Service Act, whichever is applicable, to obtain the same. Information obtained pursuant to the provisions of HIPAA or the Public Health Service Act shall not be used or disclosed by the parties for any purpose other than the litigation or proceeding for which such information is requested.

(13) A copy of each and every recording of surveillance material discoverable under Practice Book Section 13-3 (c), by film, photograph, videotape, audiotape or any other digital or electronic means, of any party to this lawsuit concerning this lawsuit or the subject matter thereof, including any transcript of such recording.

DEFENDANT,

BY _____

CERTIFICATION

I certify that a copy of this document was or will immediately be mailed or delivered electronically or non-electronically on (date) _____ to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys exempt from e-filing and self-represented parties of record who received or will immediately be receiving electronic delivery.

Name and address of each party and attorney that copy was or will immediately be mailed or delivered to*

*If necessary, attach additional sheet or sheets with the name and address which the copy was or will immediately be mailed or delivered to.

Signed (<i>Signature of filer</i>)	Print or type name of person signing	Date Signed
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Mailing address (<i>Number, street, town, state and zip code</i>) or Email address, if applicable	Telephone number
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COMMENTARY: The proposed changes to this form are consistent with the proposed changes to the proof of service language in Section 10-14 (a).

Plaintiff's Requests for Production—Premises Liability

No. CV- : SUPERIOR COURT
(Plaintiff) : JUDICIAL DISTRICT OF
VS. : AT
(Defendant) : (Date)

The Plaintiff hereby requests that the Defendant provide counsel for the Plaintiff with copies of the documents described in the following requests for production, or afford counsel for said Plaintiff the opportunity or, if necessary, sufficient written authorization, to inspect, copy, photograph or otherwise reproduce said documents. The production of such documents, copies or written authorization shall take place at the offices of _____ on _____ (day), _____ (date) at _____ (time).

In answering these production requests, the Defendant(s) are required to provide all information within their possession, custody or control. If any production request cannot be answered in full, answer to the extent possible.

(1) A copy of the policies, procedures, contracts, invoices, or records identified in response to Interrogatories #4 and #5.

(2) A copy of the report identified in response to Interrogatory #7.

(3) A copy of any written complaints identified in Interrogatory #11.

(4) A copy of declaration page(s) evidencing the insurance policy or policies identified in response to Interrogatories numbered _____ and _____.

(5) A copy of any nonprivileged statement, as defined in Practice Book Section 13-1, of any party in this lawsuit concerning this action or its subject matter.

(6) A copy of each and every recording of surveillance material discoverable under Practice Book Section 13-3 (c), by film, photograph, videotape, audiotape or any other digital or electronic means, of any party to this lawsuit concerning this lawsuit or the subject matter thereof, including any transcript of such recording.

(7) A copy of any photographs or recordings, identified in response to Interrogatory #13.

(8) A copy of any written lease(s) and any amendments or extensions to such lease(s) for the premises where the Plaintiff claims to have been injured in effect at the time of the Plaintiff's injury between you and the person or entity identified in Interrogatory #2.

(9) A copy of any written contract or agreement regarding the maintenance and inspection of the premises where the Plaintiff claims to have been injured in effect at the time of the Plaintiff's injury between you and the person or entity identified in Interrogatory #3.

PLAINTIFF,

BY _____

CERTIFICATION

I hereby certify that a copy of this document was or will immediately be mailed or delivered electronically or non-electronically on *(date)* _____ to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys exempt from e-filing and self-represented parties of record who received or will immediately be receiving electronic delivery.

Name and address of each party and attorney that copy was or will immediately be mailed or delivered to*

*If necessary, attach additional sheet or sheets with the name and address which the copy was or will immediately be mailed or delivered to.

Signed (<i>Signature of filer</i>)	Print or type name of person signing	Date Signed
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Mailing address (<i>Number, street, town, state and zip code</i>) or Email address, if applicable	Telephone number
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COMMENTARY: The proposed changes to this form are consistent with the proposed changes to the proof of service language in Section 10-14 (a).

Interrogatories—Actions to Establish, Enforce or Modify Child Support Orders

No. : SUPERIOR COURT
(Plaintiff) : FAMILY SUPPORT
VS. : MAGISTRATE DIVISION
: JUDICIAL DISTRICT OF
(Defendant) : AT
: (Date)

The undersigned, on behalf of the Plaintiff/Defendant, propounds the following interrogatories to be answered by the Defendant/Plaintiff within sixty (60) days of the filing hereof.

(1) For your present residence:

(a) What is the address?

(b) What type of property is it (apartment, condominium, single-family home)?

(c) Who is the owner of the property?

(d) What is your relationship to the owner (landlord, parents, spouse)?

(e) When did you start living at this residence?

(2) List the names of all the adults that live with you.

(a) For each adult you live with, what is your relationship to them (spouse, sibling, roommate, parent, girlfriend or boyfriend)?

(b) For each adult you live with, what is their financial contribution to the household (who pays the rent, who pays the utilities, who buys the groceries)?

(3) Give the name and address of your employer.

(a) Are you employed full-time or part-time? Are you self-employed? If you are self-employed, do not answer (b) through (h) and go directly to Interrogatory #4.

(b) Are you paid a salary, on an hourly basis, or do you work on commission or tips?

(c) What is your income per week?

(d) How many hours per week do you usually work?

(e) Is overtime available, and if it is, how many hours per week do you work overtime and what are you paid?

(f) Do you receive, or have you ever received, bonus income from your employment and what is the basis for the bonus?

(g) Does your employer deduct federal and state taxes and Medicare from your wages or are you responsible for filing your own deductions? If you file, provide a copy of your most recent tax returns.

(h) Do you have a second source of employment? If so, please provide the same information as requested in (a) through (g).

(4) If you are self-employed:

(a) Are you part of a partnership, corporation or LLC, and if you are, give the name of the business and your role in it?

(b) Name the other people involved in your business and their roles.

(c) Does the business file taxes (if so, bring copies of the last two tax returns filed to your next court date)?

(d) Describe the work you do.

(e) How many hours per week do you work, on average?

(f) How much do you typically earn per hour?

(g) List your business expenses, and what they cost per week.

(h) State how you are typically paid (check or cash).

(i) Name the five people or companies you did most of your work for in the last year.

(j) If you have a business account, what bank is it at (bring copies of the last six months of bank statements to your next court date)?

(k) Do you work alone or do you employ anyone and pay them wages? If you employ anyone, please identify them, their relationship to you, if any, and the amount you pay them.

(l) How do you keep your payment and expense records? Do you employ an accountant, and if so, please give the name and address of the accountant responsible for your records?

(5) Except for your current job, list all the places you have worked for in the last three years. For each place, list the address, the type of work you did, the dates you worked there and how much you were paid at each job.

(6) If you cannot work because of a disability, what is the nature of your disability?

(a) What is the date you became disabled?

(b) Is this disability permanent or temporary?

(c) If a doctor has told you that you cannot work, what is the name of the doctor and his or her office (bring a note from this doctor stating that you cannot work to your next court date)?

(d) If a doctor has told you that you cannot work, did he or she say you cannot work full-time or part-time?

(e) If you have a partial or permanent disability, please provide the percentage rating.

(f) Is your disability the result of an automobile accident, an accident at work, an accident at home or otherwise? Please give the date and details of the incident and state whether you have filed a lawsuit or workers' compensation claim as a result.

- (g) Have you had any children since the incident? If so, list their dates of birth.
- (7) Have you applied for Social Security Disability (SSD) or Supplemental Security Income (SSI)?
- (a) If you did, when did you apply and where are you in the application process?
- (b) Have you been told if or when you will receive benefits? If so, who told you and what is the date they gave you?
- (c) If your application for SSD and/or SSI has been denied, did you appeal? If you appealed, what is the status of the appeal and what lawyer, if any, represents you?
- (d) Have you applied for or are you receiving state assistance?
- (e) Are you a recipient of the state supplement program, medical assistance program, temporary family assistance program or state-administered general assistance program (SAGA medical or cash)? If so, state the source of the benefit, the effective date of the benefit and the date when your eligibility for benefits will be redetermined by the Department of Social Services.
- (8) Do you have any lawsuits pending?
- (a) If you do, what type of case is it?
- (b) Give the name, address, email address and phone number of the lawyer handling the case for you.
- (c) What amount do you expect to recover and when do you expect to receive it?
- (d) If you have already settled the case, please provide a copy of the settlement statement.
- (9) Do you expect to inherit any money or property in the next six months?
- (a) If you do, who do you expect to inherit from and where do they or where did they live?
- (b) What do you expect to inherit, what is its value and when do you expect to inherit it?
- (c) What is the name and address of the person or lawyer handling the estate and where is the Probate Court in which the action is filed?
- (10) Is anyone holding any money for you? If so, name the person, their relationship to you, their address and the amount of money they are holding.
- (11) Do you own any rental properties, by yourself, with someone else or in trust? If the answer is yes:
- (a) Is the property residential or commercial?
- (b) Please identify the location of the property or properties, include the address and identify your ownership interest.
- (c) Do you derive any income from the property? Do you calculate your net income from the property on a weekly, monthly or yearly basis?

(d) What are your expenses relating to the property or properties? Please state the amount of your mortgage payment, if any, and the amount of your taxes, insurance and utility payments, if any, and your method of payment of these expenses.

(e) Did you have to apply for a loan to finance any part of the real property or to finance the purchase of any personal property? If so, identify the item, state the amount of the loan and give a copy of the loan application.

(12) Are you the beneficiary or settlor of a trust?

(a) If so, please identify the trust, the type of trust, the date of the creation of the trust, the name and address of the trustee and how the trust is funded.

(b) How often do you receive a distribution from the trust and from whom and in what amounts are the distributions?

BY _____

I, _____, certify that I have reviewed the interrogatories set out above and the responses to those interrogatories and that they are true and accurate to the best of my knowledge and belief.

Subscribed and sworn to before me this _____ day of _____, 20__.

Notary Public/
Commissioner of the Superior Court

CERTIFICATION

I certify that a copy of this document was or will immediately be mailed or delivered electronically or non-electronically on *(date)* _____ to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys and that written consent for electronic delivery was received from all attorneys exempt from e-

filing and self-represented parties of record who received or will immediately be receiving electronic delivery.

Name and address of each party and attorney that copy was or will immediately be mailed or delivered to*

*If necessary, attach additional sheet or sheets with the name and address which the copy was or will immediately be mailed or delivered to.

Signed (<i>Signature of filer</i>)	Print or type name of person signing	Date Signed
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Mailing address (<i>Number, street, town, state and zip code</i>) or Email address, if applicable	Telephone number
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COMMENTARY: The proposed changes to this form are consistent with the proposed changes to the proof of service language in Section 10-14 (a).

**Defendant's Supplemental Interrogatories—
Workers' Compensation Benefits—No Intervening Plaintiff**

No. CV- : SUPERIOR COURT
(Plaintiff) : JUDICIAL DISTRICT OF
VS. : AT
(Defendant) : (Date)

The undersigned, on behalf of the Defendant, hereby propounds the following interrogatories to be answered by the Plaintiff, _____, under oath, within sixty (60) days of the filing hereof insofar as the disclosure sought will be of assistance in the defense of this action and can be provided by the Plaintiff with substantially greater facility than could otherwise be obtained.

Definition: "You" shall mean the Plaintiff to whom these interrogatories are directed except that if suit has been instituted by the representative of the estate of a decedent, ward, or incapable person, "you" shall also refer to the Plaintiff's decedent, ward or incapable person unless the context of an interrogatory clearly indicates otherwise.

In answering these interrogatories, the Plaintiff(s) is (are) required to provide all information within their knowledge, possession or power. If an interrogatory has subparts, answer each subpart separately and in full, and do not limit the answer to the interrogatory as a whole. If any interrogatories cannot be answered in full, answer to the extent possible.

(1) State your full name, home address, and business address.

(2) State the workers' compensation claim number and the date of injury of each workers' compensation claim that you have filed as a result of the incident/occurrence alleged in the Complaint.

(3) State the total amount paid on your behalf on each of the claims filed as a result of the incident/ occurrence alleged in the Complaint and referred to in Interrogatory #2, and if known, specify the amount of medical benefits, loss of income benefits, and specific award benefits, and if unknown, provide an authorization for the same.

(4) Identify any First Report of Injury, Notice of Claim for Compensation, Notice of Intention to Reduce or Discontinue Benefits, Notice to Administrative Law Judge and Employee of Intention to Contest Employee's Right to Compensation Benefits, and any reports of medical exams requested by the administrative law judge, respondent and/or employer arising out of the incident/occurrence alleged in the Complaint.

(5) Identify any voluntary agreements, approved stipulations to date, approved full and final stipulations and findings and awards, and findings and denials arising out of the incident/occurrence alleged in the Complaint and which formed the basis for your answer to Interrogatory #3.

(6) Which of your claims arising out of the incident/occurrence alleged in the Complaint and referenced in your answer to Interrogatory #2 are still open?

COMMENT:

These supplemental interrogatories are specifically directed at eliciting information about any workers' compensation claims, benefits and agreements. Unless the compensation carrier is a party to the action, it can be difficult to obtain this information. Often the Plaintiff's lawyers do not represent the client in the workers' compensation case, and although this information is available in the workers' compensation file, providing these records to lawyers not involved in the compensation case could be time-consuming for the workers' compensation office staff. If compensation benefits were paid, these supplemental interrogatories may be served on the Plaintiff without leave of the court if there is no Intervening Plaintiff in the action.

DEFENDANT,

BY _____

I, _____, hereby certify that I have reviewed the above interrogatories and responses thereto and that they are true and accurate to the best of my knowledge and belief.

(Plaintiff)

Subscribed and sworn to before me this _____ day of _____, 20__.

Notary Public/
Commissioner of the Superior Court

CERTIFICATION

I certify that a copy of this document was or will immediately be mailed or delivered electronically or non-electronically on (*date*) _____ to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys exempt from e-filing and self-represented parties of record who received or will immediately be receiving electronic delivery.

Name and address of each party and attorney that copy was or will immediately be mailed or delivered to*

*If necessary, attach additional sheet or sheets with the name and address which the copy was or will immediately be mailed or delivered to.

Signed (<i>Signature of filer</i>)	Print or type name of person signing	Date Signed
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Mailing address (<i>Number, street, town, state and zip code</i>) or Email address, if applicable	Telephone number
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COMMENTARY: The proposed changes to this form are consistent with the proposed changes to the proof of service language in Section 10-14 (a).

**Defendant's Supplemental Requests for Production—
Workers' Compensation Benefits—No Intervening Plaintiff**

No. CV- : SUPERIOR COURT
(Plaintiff) : JUDICIAL DISTRICT OF
VS. : AT
(Defendant) : (Date)

The Defendant(s) hereby request(s) that the Plaintiff provide counsel for the Defendant(s) with copies of the documents described in the following requests for production, or afford counsel for said Defendant(s) the opportunity or, where requested, sufficient written authorization, to inspect, copy, photograph or otherwise reproduce said documents. The production of such documents, copies or written authorizations shall take place at the offices of _____ not later than sixty (60) days after the service of the Requests for Production.

In answering these production requests, the Plaintiff(s) are required to provide all information within their possession, custody or control. If any production request cannot be answered in full, answer to the extent possible.

(1) Produce a copy of the First Report of Injury (Form FRI), Notice of Claim for Compensation (Form 30C), Notice of Intention to Reduce or Discontinue Benefits (Form 36), and Notice to Administrative Law Judge and Employee of Intention to Contest Employee's Right to Compensation Benefits (Form 43).

(2) Produce a copy of all of the approved voluntary agreements, approved stipulations to date, approved full and final stipulations, findings and awards, and findings and denials that relate to one or more of the claims referenced in your answer to Interrogatory #2 on Form 208.

(3) Produce a copy of all reports of medical exams requested by the administrative law judge, respondent and/or employer that were prepared concerning any of the claims referenced in your answer to Interrogatory #2 on Form 208.

(4) If you are unable to specify the amount of medical benefits, loss of income benefits, and specific award benefits paid on your behalf, provide an authorization for the same.

COMMENT:

These supplemental requests for production are specifically directed at eliciting information about any workers' compensation claims, benefits and agreements. Unless the compensation carrier is a party to the action, it can be difficult to obtain this information. Often the Plaintiff's lawyers do not represent the client in the workers' compensation case, and although this information is available in the workers' compensation file, providing these records to lawyers not involved in the compensation case could be time-consuming for the workers' compensation office staff. If compensation benefits were paid, these supplemental requests for production may be served on the Plaintiff without leave of the court if there is no Intervening Plaintiff in the action.

DEFENDANT,

BY _____

CERTIFICATION

I certify that a copy of this document was or will immediately be mailed or delivered electronically or non-electronically on (*date*) _____ to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys exempt from e-filing and self-represented parties of record who received or will immediately be receiving electronic delivery.

Name and address of each party and attorney that copy was or will immediately be mailed or delivered to*

*If necessary, attach additional sheet or sheets with the name and address which the copy was or will immediately be mailed or delivered to.

Signed (*Signature of filer*) Print or type name of person signing Date Signed

Mailing address (*Number, street, town, state and zip code*) or Email address, if applicable Telephone number

COMMENTARY: The proposed changes to this form are consistent with the proposed changes to the proof of service language in Section 10-14 (a).

**Defendant's Interrogatories—
Workers' Compensation Benefits—Intervening Plaintiff**

No. CV- : SUPERIOR COURT
(Plaintiff) : JUDICIAL DISTRICT OF
VS. : AT
(Defendant) : (Date)

The undersigned, on behalf of the Defendant, hereby propounds the following interrogatories to be answered by the Intervening Plaintiff, _____, under oath, within sixty (60) days of the filing hereof insofar as the disclosure sought will be of assistance in the defense of this action and can be provided by the Intervening Plaintiff with substantially greater facility than could otherwise be obtained.

Definition: "You" shall mean the Intervening Plaintiff to whom these interrogatories are directed except that if suit has been instituted by the representative of the estate of a decedent, ward, or incapable person, "you" shall also refer to the Intervening Plaintiff's decedent, ward or incapable person unless the context of an interrogatory clearly indicates otherwise.

In answering these interrogatories, the Plaintiff(s) is (are) required to provide all information within their knowledge, possession or power. If an interrogatory has subparts, answer each subpart separately and in full, and do not limit the answer to the interrogatory as a whole. If any interrogatories cannot be answered in full, answer to the extent possible.

(1) State the name, business address, business telephone number, business email address and relationship to the workers' compensation lien holder of the person answering these interrogatories.

(2) State the workers' compensation claim number and the date of injury of each workers' compensation claim that gave rise to the lien asserted by the workers' compensation lien holder.

(3) State the total amount paid on each claim referenced in the answer to Interrogatory #2, specifying the amount of medical benefits, loss of income benefits, and specific award benefits paid.

(4) Identify any First Report of Injury, Notice of Claim for Compensation, Notice of Intention to Reduce or Discontinue Benefits, Notice to Administrative Law Judge and Employee of Intention to Contest Employee's Right to Compensation Benefits, and any reports of medical exams requested by the administrative law judge, respondents and/or employer arising out of the incident/occurrence alleged in the Complaint.

(5) Identify any voluntary agreements, approved stipulations to date, approved full and final stipulations and findings and awards, and findings and denials.

(6) Identify the claims referenced in your answer to Interrogatory #2 that are still open.

COMMENT:

These standard interrogatories are intended to tailor the discovery from the intervening compensation carrier to the limited role and limited material information in the workers' compensation lien holder's file. The existing standard interrogatories directed to the Plaintiffs place an unnecessary burden on the parties, result in discovery disputes, and require the compensation carrier to produce information and documentation, in many instances, that is duplicative of the responses engendered by the same interrogatories served upon the Plaintiff in the case.

DEFENDANT,

BY _____

I, _____, hereby certify that I have reviewed the above interrogatories and responses thereto and that they are true and accurate to the best of my knowledge and belief.

(Plaintiff)

Subscribed and sworn to before me this _____ day of _____, 20____.

Notary Public/
Commissioner of the Superior Court

CERTIFICATION

I certify that a copy of this document was or will immediately be mailed or delivered electronically or non-electronically on (*date*) _____ to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys exempt from e-filing and self-represented parties of record who received or will immediately be receiving electronic delivery.

Name and address of each party and attorney that copy was or will immediately be mailed or delivered to*

*If necessary, attach additional sheet or sheets with the name and address which the copy was or will immediately be mailed or delivered to.

Signed (*Signature of filer*) Print or type name of person signing Date Signed

Mailing address (*Number, street, town, state and zip code*) or Email address, if applicable Telephone number

COMMENTARY: The proposed changes to this form are consistent with the proposed changes to the proof of service language in Section 10-14 (a).

**Defendant’s Requests for Production—
Workers’ Compensation Benefits—Intervening Plaintiff**

No. CV- : SUPERIOR COURT
(Plaintiff) : JUDICIAL DISTRICT OF
VS. : AT
(Defendant) : (Date)

The Defendant(s) hereby request(s) that the Intervening Plaintiff provide counsel for the Defendant(s) with copies of the documents described in the following requests for production, or afford counsel for said Defendant(s) the opportunity or, where requested, sufficient written authorization, to inspect, copy, photograph or otherwise reproduce said documents. The production of such documents, copies or written authorizations shall take place at the offices of _____ not later than sixty (60) days after the service of the Requests for Production.

In answering these production requests, the Plaintiff(s) are required to provide all information within their possession, custody or control. If any production request cannot be answered in full, answer to the extent possible.

(1) Produce a copy of the First Report of Injury (Form FRI), Notice of Claim for Compensation (Form 30C), Notice of Intention to Reduce or Discontinue Benefits (Form 36), and Notice to Administrative Law Judge and Employee of Intention to Contest Employee’s Right to Compensation Benefits (Form 43).

(2) Produce a copy of all of the approved voluntary agreements, approved stipulations to date, approved full and final stipulations, findings and awards, and findings and denials that relate to one or more of the claims referenced in your answer to Interrogatory #2 on Form 210.

(3) Produce a copy of all reports of medical exams requested by the administrative law judge, respondent and/or employer that were prepared concerning any of the claims referenced in your answer to Interrogatory #2 on Form 210.

(4) Produce a copy of your workers’ compensation lien calculations.

COMMENT:

These standard requests for production are intended to tailor the discovery from the intervening compensation carrier to the limited role and limited material information in the workers’ compensation lien holder’s file. The existing standard requests for production directed to the Plaintiffs place an unnecessary burden on the parties, result in discovery disputes, and require the compensation carrier to produce information and documentation, in many instances, that is duplicative of the responses engendered by the same requests for production served upon the Plaintiff in the case.

DEFENDANT,

BY _____

CERTIFICATION

I certify that a copy of this document was or will immediately be mailed or delivered electronically or non-electronically on (*date*) _____ to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys exempt from e-filing and self-represented parties of record who received or will immediately be receiving electronic delivery.

Name and address of each party and attorney that copy was or will immediately be mailed or delivered to*

*If necessary, attach additional sheet or sheets with the name and address which the copy was or will immediately be mailed or delivered to.

Signed (*Signature of filer*) Print or type name of person signing Date Signed

Mailing address (*Number, street, town, state and zip code*) or Email address, if applicable Telephone number

COMMENTARY: The proposed changes to this form are consistent with the proposed changes to the proof of service language in Section 10-14 (a).

Defendant's Interrogatories—Loss of Consortium

No. CV- : SUPERIOR COURT
(Plaintiff) : JUDICIAL DISTRICT OF
VS. : AT
(Defendant) : (Date)

The undersigned, on behalf of the Defendant, hereby propounds the following interrogatories to be answered by the Plaintiff, _____, under oath, within sixty (60) days of the filing hereof in compliance with Practice Book Section 13-2.

Definition: "You" shall mean the Plaintiff to whom these interrogatories are directed except that if suit has been instituted by the representative of the estate of a decedent, ward, or incapable person, "you" shall also refer to the Plaintiff's decedent, ward or incapable person unless the context of an interrogatory clearly indicates otherwise.

In answering these interrogatories, the Plaintiff(s) is (are) required to provide all information within their knowledge, possession or power. If an interrogatory has subparts, answer each subpart separately and in full and do not limit the answer to the interrogatory as a whole. If any interrogatories cannot be answered in full, answer to the extent possible.

- (1) Please state your name, address and occupation.
- (2) Please state the date and place of your marriage.
- (3) Do you have any children? If so, state their names and dates of birth.
- (4) Describe the nature of your loss of consortium claim.
- (5) During your marriage, please list your employers, the length of time employed by each, and the average number of hours worked per month.
- (6) Prior to the incident which is the subject of this lawsuit ("the incident"), did your spouse regularly perform work, services and/or chores ("services") in or around the home?
- (7) If the answer to the previous interrogatory is in the affirmative, please describe the nature and frequency of such services.
- (8) Subsequent to the incident, did such services change? If so, state how, and describe the impact of this change on you.
- (9) Subsequent to the incident, did anyone other than your spouse perform the services usually performed by your spouse in and around the home?
- (10) If the answer to the previous interrogatory is in the affirmative, please state the name(s) and address(es) of each person(s), the amount paid, the period of time they were hired and what services they performed.
- (11) Have you or your spouse ever instituted legal proceedings seeking a divorce or separation? If so, state when.

(12) Did you, at any time during your marriage live apart from or separate yourself from your spouse? If so, state when and for how long such separation occurred, and state the reason for such separation.

(13) Describe any change(s) in the affection your spouse expressed or displayed toward you following the incident.

(14) If claimed, describe any change(s) in the frequency and satisfaction of your sexual relations with your spouse following the incident.

(15) Describe any change(s) in the activities which you and your spouse enjoyed together before the incident that you claim were caused by the incident.

(16) Within two years prior to the year of the incident up to the present, have you and/or your spouse had any marriage counseling? If so, state the name of each person consulted and the dates consulted or treated.

DEFENDANT,

BY _____

I, _____, hereby certify that I have reviewed the above interrogatories and responses thereto and that they are true and accurate to the best of my knowledge and belief.

(Plaintiff)

Subscribed and sworn to before me this _____ day of _____, 20____.

Notary Public/
Commissioner of the Superior Court

CERTIFICATION

I certify that a copy of this document was or will immediately be mailed or delivered electronically or non-electronically on (date) _____ to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys exempt from e-filing and self-represented parties of record who received or will immediately be receiving electronic delivery.

Name and address of each party and attorney that copy was or will immediately be mailed or delivered to*

*If necessary, attach additional sheet or sheets with the name and address which the copy was or will immediately be mailed or delivered to.

Signed (*Signature of filer*) Print or type name of person signing Date Signed

Mailing address (*Number, street, town, state and zip code*) or Email address, if applicable Telephone number

COMMENTARY: The proposed changes to this form are consistent with the proposed changes to the proof of service language in Section 10-14 (a).

Plaintiff's Interrogatories—Uninsured/Underinsured Motorist Cases

No. CV- : SUPERIOR COURT
(Plaintiff) : JUDICIAL DISTRICT OF
VS. : AT
(Defendant) : (Date)

The undersigned, on behalf of the Plaintiff, hereby propounds the following interrogatories to be answered by the Defendant, _____, under oath, within sixty (60) days of the filing hereof in compliance with Practice Book Section 13-2.

In answering these interrogatories, the Defendant(s) is (are) required to provide all information within their knowledge, possession or power. If an interrogatory has subparts, answer each subpart separately and in full and do not limit the answer to the interrogatory as a whole. If any interrogatories cannot be answered in full, answer to the extent possible.

(1) State whether the Plaintiff or Plaintiffs were insured by you for purposes of uninsured/underinsured motorist coverage with regard to this incident under the policy.

(2) If the answer to the preceding interrogatory is other than "yes," please state each reason for which you contend that such Plaintiff(s) were not so insured.

(3) Identify each policy of motor vehicle liability insurance, excess liability insurance, and/or umbrella liability insurance, of which you are aware, that provided coverage to the alleged tortfeasor(s) or the vehicle owned or operated by the alleged tortfeasor(s), his, her, its, or their agents, servants, and/or employees, with regard to this incident, stating:

(a) The name and address of each such insurer;

(b) The named insured(s);

(c) The policy number;

(d) The effective dates;

(e) The limits of uninsured/underinsured motorist coverage under such policy (including per person and per accident limits, if applicable); and

(f) The basis for contending that said alleged tortfeasor(s) are covered under said policy, including a brief description of any documents supporting that contention, and the names and addresses of any witnesses supporting that contention.

(4) State the limits of uninsured/underinsured motorist coverage available under the policy (including per person and per accident limits, if applicable), which you issued.

(5) State whether the policy affords uninsured/underinsured motorist conversion coverage, pursuant to General Statutes § 38a-336a.

(6) With regard to each credit, setoff, reduction, or deduction, which you contend lowers the maximum amount that you could be required to pay any plaintiff below the limits of the uninsured/underinsured motorist coverage as stated on the declarations page of the policy, state:

- (a) The policy provision providing for said credit, setoff, reduction, or deduction;
- (b) The amount of the credit, setoff, reduction, or deduction; and
- (c) A brief description of the factual basis for the credit, setoff, reduction, or deduction.

COMMENT:

Interrogatory #6 is not intended to address any reduction in the verdict that may arise from the application of General Statutes § 52-572h (regarding comparative negligence and apportionment) or General Statutes § 52-225a (regarding collateral sources, as defined by General Statutes § 52-225b).

(7) Are you aware of any other insurance policy affording uninsured/underinsured motorist coverage, to any plaintiff herein, that is primary to the coverage afforded by your policy?

(8) If so, for each such policy, state:

- (a) The name and address of the insurer;
- (b) The name and address of each named insured;
- (c) The policy number;
- (d) The limits of uninsured/underinsured motorist coverage under such policy; and
- (e) The basis for your contention that it is primary to your policy.

(9) State the names and addresses of all persons known to you who were present at the time of the incident alleged in the Complaint or who observed or witnessed all or part of the incident.

(10) As to each individual named in response to Interrogatory #9, state whether to your knowledge, or the knowledge of your attorney, such individual has given any statement or statements as defined in the Practice Book Sections 13-1 and 13-3 (b) concerning the subject matter of the Complaint in this action. If the answer to this interrogatory is affirmative, state also:

- (a) The name and address of the person giving the statement;
- (b) The date on which the statement or statements were taken;
- (c) The names and addresses of the person or people who took such statement(s);
- (d) The name and address of any person present when such statement(s) was taken;
- (e) Whether such statement(s) was written, made by recording device, or taken by a court reporter or stenographer; and
- (f) The name and address of each person having custody or a copy or copies of such statement(s).

(11) Are you aware of any photographs or any recordings by film, video, audio or any other digital or electronic means depicting the incident alleged in the Complaint, the scene of the

incident, any vehicle involved in the incident alleged in the Complaint, or any condition or injury alleged to have been caused by the incident alleged in the Complaint? If so, for each set of photographs or each recording taken, obtained or prepared of each such subject, state:

(a) the name and address of the person who took, obtained or prepared such photograph or recording, other than an expert who will not testify at trial;

(b) the dates on which such photographs were taken or such recordings were obtained or prepared;

(c) the subject (e.g., "Plaintiff's vehicle," "scene," etc.);

(d) the number of photographs or recordings;

(e) the nature of the recording (e.g., film, video, audio, etc.).

(12) Identify surveillance material discoverable under Practice Book Section 13-3 (c), by stating the name and address of any person who obtained or prepared any and all recordings, by film, photograph, videotape, audiotape or any other digital or electronic means, of any party concerning this action or its subject matter, including any transcript thereof which are in your possession or control or in the possession or control of your attorney, and state the date on which each such recording was obtained and the person or persons of whom each such recording was made.

PLAINTIFF,

BY _____

I, _____, hereby certify that I have reviewed the above interrogatories and responses thereto and that they are true and accurate to the best of my knowledge and belief.

(Defendant)

Subscribed and sworn to before me this _____ day of _____, 20____.

Notary Public/
Commissioner of the Superior Court

CERTIFICATION

I certify that a copy of this document was or will immediately be mailed or delivered electronically or non-electronically on (*date*) _____ to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys exempt from e-filing and self-represented parties of record who received or will immediately be receiving electronic delivery.

Name and address of each party and attorney that copy was or will immediately be mailed or delivered to*

*If necessary, attach additional sheet or sheets with the name and address which the copy was or will immediately be mailed or delivered to.

Signed (*Signature of filer*) Print or type name of person signing Date Signed

Mailing address (*Number, street, town, state and zip code*) or Email address, if applicable Telephone number

COMMENTARY: The proposed changes to this form are consistent with the proposed changes to the proof of service language in Section 10-14 (a).

Defendant's Interrogatories—Uninsured/Underinsured Motorist Cases

No. CV- : SUPERIOR COURT
(Plaintiff) : JUDICIAL DISTRICT OF
VS. : AT
(Defendant) : (Date)

The undersigned, on behalf of the Defendant, hereby propounds the following interrogatories to be answered by the Plaintiff, _____, under oath, within sixty (60) days of the filing hereof in compliance with Practice Book Section 13-2.

In answering these interrogatories, the Plaintiff(s) is (are) required to provide all information within their knowledge, possession or power. If an interrogatory has subparts, answer each subpart separately and in full and do not limit the answer to the interrogatory as a whole. If any interrogatories cannot be answered in full, answer to the extent possible.

(1) State the following:

- (a) Your full name and any other name(s) by which you have been known;
- (b) Your date of birth;
- (c) Your motor vehicle operator's license number;
- (d) Your home address;
- (e) Your business address;

(f) If you were not the owner of the subject vehicle, the name and address of the owner or lessor of the subject vehicle on the date of the alleged occurrence.

(2) If, at the time of the incident alleged in the Complaint, you were covered by any uninsured/ underinsured motorist policy, including any excess or umbrella policies, under which an insurer may be liable to satisfy part or all of a judgment after the underlying policy limits are exhausted or reimburse you for payments to satisfy part or all of a judgment after the underlying policy limits are exhausted, state the following:

- (a) the name(s) and address(es) of the insured(s);
- (b) the amount of coverage under each insurance policy;
- (c) the name(s) and address(es) of said insurer(s); and
- (d) whether a claim has been made for underinsured motorist benefits.

(3) State whether you resided with any relatives at the time of the incident, and, if so, identify any auto insurance policy they had that was in effect at the time of the accident.

(4) State whether any insurer, as described in Interrogatory #2 or #3 above, has disclaimed/reserved its duty to indemnify any insured or any other person protected by said policy.

(5) State the date on which your claim/lawsuit in the underlying matter settled, the sum(s) for which it settled and when you received the check.

(6) State all liability coverage that covered the person(s) against whom you brought suit in the underlying matter, including the policy limits.

(7) State whether the driver of the other vehicle in the underlying claim was working at the time of the incident and if so, state whether you made a claim against the other driver's employer.

(8) Identify and list each injury you claim to have sustained as a result of the incident alleged in the Complaint.

(9) When, where and from whom did you first receive treatment for said injuries?

(10) If you were treated at a hospital for injuries sustained in the alleged incident, state the name and location of each hospital and the dates of such treatment and confinement therein.

(11) State the name and address of each physician, therapist or other source of treatment for the conditions or injuries you sustained as a result of the incident alleged in your Complaint.

(12) When and from whom did you last receive any medical attention for injuries alleged to have been sustained as a result of the incident alleged in your Complaint?

(13) On what date were you fully recovered from the injuries or conditions alleged in your Complaint?

(14) If you claim you are not fully recovered, state precisely from what injuries or conditions you are presently suffering.

(15) Are you presently under the care of any doctor or other health care provider for the treatment of injuries alleged to have been sustained as a result of the incident alleged in your Complaint?

(16) If the answer to Interrogatory #15 is in the affirmative, state the name and address of each physician or other health care provider who is treating you.

(17) Do you claim any present disability resulting from injuries or conditions allegedly sustained as a result of the incident alleged in your Complaint?

(18) If so, state the nature of the disability claimed.

(19) Do you claim any permanent disability resulting from said incident?

(20) If the answer to Interrogatory #19 is in the affirmative, please answer the following:

(a) List the parts of your body which are disabled;

(b) List the motions, activities or use of your body which you have lost or which you are unable to perform;

(c) State the percentage of loss of use or the loss of function claimed as to each part of your body as provided by a medical service provider, if any;

(d) State the name and address of the person who made the prognosis for permanent disability and the percentage of loss of use;

(e) List the date for each such prognosis.

(21) If you were or are confined to your home or your bed as a result of injuries or conditions sustained as a result of the incident alleged in your Complaint, state the dates you were so confined.

(22) List each medical report received by you or your attorney relating to your alleged injuries or conditions by stating the name and address of the treating doctor or other health care provider, and of any doctor or health care person you anticipate calling as a trial witness, who provided each such report and the date thereof.

(23) List each item of expense which you claim to have incurred as a result of the incident alleged in your Complaint, the amount thereof, and state the name and address of the person or organization to whom each item has been paid or is payable.

(24) For each item of expense identified in response to Interrogatory #23, if any such expense, or portion thereof, has been paid or reimbursed or is reimbursable by an insurer, state, as to each such item of expense, the name of the insurer that made such payment or reimbursement or that is responsible for such reimbursement.

(25) If, during the ten year period prior to the date of the incident alleged in the Complaint, you were under a doctor's care for any conditions which were in any way similar or related to those identified and listed in your response to Interrogatory #8, state the nature of said conditions, the dates on which treatment was received, and the name of the doctor or health care provider.

(26) If, during the ten year period prior to the date of the incident alleged in your Complaint, you were involved in any incident in which you received personal injuries similar or related to those identified and listed in your response to Interrogatory #8, please answer the following with respect to each such earlier incident:

(a) On what date and in what manner did you sustain such injuries?

(b) Did you make a claim against anyone as a result of said incident?

(c) If so, provide the name(s) and address(es) of the person or persons against whom a claim was made;

(d) If suit was brought, state the name and location of the court, the return date of the suit, and the docket number;

(e) State the nature of the injuries received in said incident;

(f) State the name and address of each physician who treated you for said injuries;

(g) State the dates on which you were so treated;

(h) State the nature of the treatment received on each such date;

(i) If you are presently or permanently disabled as a result of said injuries, please state the nature of such disability, the name and address of each physician who diagnosed said disability and the date of each such diagnosis.

(27) If you were involved in any incident in which you received personal injuries since the date of the incident alleged in the Complaint, please answer the following:

- (a) On what date and in what manner did you sustain such injuries?
 - (b) Did you make a claim against anyone as a result of said incident?
 - (c) If so, provide the name(s) and address(es) of the person or persons against whom a claim was made;
 - (d) If suit was brought, state the name and location of the court, the return date of the suit, and the docket number;
 - (e) State the nature of the injuries received in said incident;
 - (f) State the name and address of each physician who treated you for said injuries;
 - (g) State the dates on which you were so treated;
 - (h) State the nature of the treatment received on each such date;
 - (i) If you are presently or permanently disabled as a result of said injuries, please state the nature of such disability, the name and address of each physician who diagnosed said disability and the date of each such diagnosis.
- (28) Please state the name and address of any medical service provider who has rendered an opinion in writing or through testimony that you have sustained a permanent disability to any body part other than those listed in response to Interrogatories #19, #20, #26, or #27, and:
- (a) List each such part of your body that has been assessed a permanent disability;
 - (b) State the percentage of loss of use or function assessed as to each part of your body, if any;
 - (c) State the date on which each such assessment was made.
- (29) If you claim that as a result of the incident alleged in your Complaint you were prevented from following your usual occupation, or otherwise lost time from work, please provide the following information:
- (a) The name and address of your employer on the date of the incident alleged in the Complaint;
 - (b) The nature of your occupation and a precise description of your job responsibilities with said employer on the date of the incident alleged in the Complaint;
 - (c) Your average weekly earnings, salary, or income received from said employment for the year preceding the date of the incident alleged in the Complaint;
 - (d) The date following the date of the incident alleged in the Complaint on which you resumed the duties of said employment;
 - (e) What loss of income do you claim as a result of the incident alleged in your Complaint and how is said loss computed?
 - (f) The dates on which you were unable to perform the duties of your occupation and lost time from work as a result of injuries or conditions claimed to have been sustained as a result of the incident alleged in your Complaint;

(g) The name and address of each employer for whom you worked for three years prior to the date of the incident alleged in your Complaint.

(30) Do you claim an impairment of earning capacity?

(31) List any other expenses or loss and the amount thereof not already set forth and which you claim to have incurred as a result of the incident alleged in your Complaint.

(32) If you have signed a covenant not to sue, a release or discharge of any claim you had, have or may have against any person, corporation or other entity as a result of the incident alleged in your Complaint, please state in whose favor it was given, the date thereof, and the consideration paid to you for giving it.

(33) If you or anyone on your behalf agreed or made an agreement with any person, corporation or other entity to limit in any way the liability of such person, corporation or other entity as a result of any claim you have or may have as a result of the incident alleged in your Complaint, please state in whose favor it was given, the date thereof, and the consideration paid to you for giving it.

(34) If, since the date of the incident alleged in your Complaint, you have made any claims for workers' compensation benefits as a result of the incident alleged in your Complaint:

(a) State the nature of such claims and the dates on which they were made.

(b) State the workers' compensation claim number and the date of injury of each workers' compensation claim that you have filed as a result of the incident/occurrence alleged in the Complaint.

(c) State the total amount paid on your behalf on each of the claims filed as a result of the incident/ occurrence alleged in the Complaint and referred to in Interrogatory #34, and if known, specify the amount of medical benefits, loss of income benefits, and specific award benefits, and if unknown, provide an authorization for the same.

(d) Identify any First Report of Injury, Notice of Claim for Compensation, Notice of Intention to Reduce or Discontinue Benefits, Notice to Administrative Law Judge and Employee of Intention to Contest Employee's Right to Compensation Benefits, and any reports of medical exams requested by the administrative law judge, respondent and/or employer arising out of the incident/occurrence alleged in the Complaint.

(e) Identify any voluntary agreements, approved stipulations to date, approved full and final stipulations and findings and awards, and findings and denials arising out of the incident/occurrence alleged in the Complaint and which formed the basis for your answer to Interrogatory #34.

(f) Which of your claims arising out of the incident/occurrence alleged in the Complaint and referenced in your answer to Interrogatory #34 are still open?

(35) Have you made any statements, as defined in Practice Book Section 13-1, to any person regarding any of the events or happenings alleged in your Complaint?

(36) State the names and addresses of all persons known to you who were present at the time of the incident alleged in your Complaint or who observed or witnessed all or part of the incident.

(37) As to each individual named in response to Interrogatory #36, state whether to your knowledge, or the knowledge of your attorney, such individual has given any statement or statements as defined in Practice Book Section 13-1 concerning the subject matter of the Complaint in this action. If the answer to this interrogatory is affirmative, state also:

(a) The date on which the statement or statements were taken;

(b) The names and addresses of the person or people who took such statement(s);

(c) The name and address of any person present when such statement(s) was taken;

(d) Whether such statement(s) was written, made by recording device, or taken by a court reporter or stenographer; and

(e) The name and address of each person having custody or a copy or copies of such statement(s).

(38) Are you aware of any photographs or any recordings by film, video, audio or any other digital or electronic means depicting the incident alleged in the Complaint, the scene of the incident, any vehicle involved in the incident alleged in the Complaint, or any condition or injury alleged to have been caused by the incident alleged in the Complaint? If so, for each set of photographs or each recording taken, obtained or prepared of each such subject state:

(a) The name and address of the person who took, obtained or prepared such photograph or recording, other than an expert who will not testify at trial;

(b) The dates on which such photographs were taken or such recordings were obtained or prepared;

(c) The subject (e.g., "Plaintiff's vehicle," "scene," etc.);

(d) The number of photographs or recordings; and

(e) The nature of the recording (e.g., film, videotape, audiotape, etc.).

(39) If you were the operator of any motor vehicle involved in the incident that is the subject of this action, please state whether you consumed or used any alcoholic beverages, drugs or medications within the eight (8) hours next preceding the time of the incident alleged in the Complaint, and, if so, indicate what you consumed or used, how much you consumed, and when.

(40) Please state whether, within eight (8) hours after the incident alleged in the Complaint, any testing was performed to determine the presence of alcohol, drugs or other medications in your blood, and, if so, state:

(a) The name and address of the hospital, person or entity performing such test or screen;

(b) The date and time;

(c) The results.

(41) Please identify surveillance material discoverable under Practice Book Section 13-3 (c), by stating the name and address of any person who obtained or prepared any and all recordings, by film, photograph, videotape, audiotape or any other digital or electronic means, of any party concerning this lawsuit or its subject matter, including any transcript thereof, which are in your possession or control or in the possession or control of your attorney, and state the date on which each such recording was obtained and the person or persons of whom each such recording was made.

(42) If you were the operator of any motor vehicle involved in the incident that is the subject of this action, please state whether you were using a cell phone for any activity including, but not limited to, calling, texting, emailing, posting, tweeting, or visiting sites on the Internet for any purpose, at or immediately prior to the time of the incident.

DEFENDANT,

BY _____

I, _____, hereby certify that I have reviewed the above interrogatories and responses thereto and that they are true and accurate to the best of my knowledge and belief.

(Plaintiff)

Subscribed and sworn to before me this _____ day of _____, 20____.

Notary Public/
Commissioner of the Superior Court

CERTIFICATION

I certify that a copy of this document was or will immediately be mailed or delivered electronically or non-electronically on (*date*) _____ to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys exempt from e-filing and self-represented parties of record who received or will immediately be receiving electronic delivery.

Name and address of each party and attorney that copy was or will immediately be mailed or delivered to*

*If necessary, attach additional sheet or sheets with the name and address which the copy was or will immediately be mailed or delivered to.

Signed (*Signature of filer*) Print or type name of person signing Date Signed

Mailing address (*Number, street, town, state and zip code*) or Email address, if applicable Telephone number

COMMENTARY: The proposed changes to this form are consistent with the proposed changes to the proof of service language in Section 10-14 (a).

Plaintiff's Requests for Production—Uninsured/Underinsured Motorist Cases

No. CV- : SUPERIOR COURT
(Plaintiff) : JUDICIAL DISTRICT OF
VS. : AT
(Defendant) : (Date)

The Plaintiff(s) hereby request(s) that the Defendant provide counsel for the Plaintiff(s) with copies of the documents described in the following requests for production, or afford counsel for said Plaintiff(s) the opportunity or, if necessary, sufficient written authorization, to inspect, copy, photograph or otherwise reproduce said documents. The production of such documents, copies or written authorizations shall take place at the offices of _____ not later than sixty (60) days after the service of the Requests for Production.

In answering these production requests, the Defendant is required to provide all information within its possession, custody or control. If any production request cannot be answered in full, answer to the extent possible.

(1) A copy of the declarations page and complete policy for each insurance policy referred to in the allegations against you in the Complaint and for any other policy of insurance in effect on the date of the incident, by which you provided uninsured/underinsured motorist coverage with regard to any person or vehicle involved in the incident that is the subject of this action.

(2) Copies of all documents and records regarding the existence of or the lack of insurance on the alleged tortfeasor(s) or the motor vehicle operated by the alleged tortfeasor(s), his, her, its or their agent, servant and/or employee, at the time of this incident, including but not limited to reservations of rights letters and letters about declination of coverage.

(3) A copy of any written request by any insured for a lesser limit of uninsured/underinsured motorist coverage than the amount equal to their limits for liability imposed by law, under the policy or any earlier policy of which the policy was a renewal, extension, change, replacement, or superseding policy.

(4) Any copy of any nonprivileged statement, as defined in Practice Book Sections 13-1 and 13-3 (b), of any party in this action concerning this action or its subject matter.

(5) A copy of each and every recording of surveillance material discoverable under Practice Book Section 13-3 (c), by film, photograph, videotape, audiotape or any other digital or electronic means, of any party to this lawsuit concerning this action or the subject matter thereof, including any transcript of such recording.

(6) A copy of any photographs or recordings identified in response to Interrogatory #11.

PLAINTIFF,

BY _____

CERTIFICATION

I certify that a copy of this document was or will immediately be mailed or delivered electronically or non-electronically on (*date*) _____ to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys exempt from e-filing and self-represented parties of record who received or will immediately be receiving electronic delivery.

Name and address of each party and attorney that copy was or will immediately be mailed or delivered to*

*If necessary, attach additional sheet or sheets with the name and address which the copy was or will immediately be mailed or delivered to.

Signed (<i>Signature of filer</i>)	Print or type name of person signing	Date Signed
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Mailing address (<i>Number, street, town, state and zip code</i>) or Email address, if applicable	Telephone number
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COMMENTARY: The proposed changes to this form are consistent with the proposed changes to the proof of service language in Section 10-14 (a).

Defendant's Requests for Production—Uninsured/Underinsured Motorist Cases

No. CV- : SUPERIOR COURT
(Plaintiff) : JUDICIAL DISTRICT OF
VS. : AT
(Defendant) : (Date)

The Defendant(s) hereby request(s) that the Plaintiff, _____, provide counsel for the Defendant(s) with copies of the documents described in the following requests for production, or afford counsel for said Defendant(s) the opportunity or, where requested, sufficient written authorization, to inspect, copy, photograph or otherwise reproduce said documents. The production of such documents, copies or written authorizations shall take place at the offices of _____ not later than sixty (60) days after the service of the Requests for Production.

In answering these production requests, the Plaintiff(s) are required to provide all information within their possession, custody or control. If any production request cannot be answered in full, answer to the extent possible.

(1) A copy of the declarations page and of the complete policy for each insurance policy in effect at the time of the incident alleged in your Complaint, including any excess or umbrella policies identified in response to Interrogatory #2.

(2) A copy of the declarations page and of the complete policy for each insurance policy in effect at the time of the incident alleged in your Complaint, including any excess or umbrella policies identified in response to Interrogatory #3.

(3) Copies of all documents and records regarding the existence or the lack of insurance on the alleged tortfeasor(s) or the motor vehicle operated by the alleged tortfeasor(s), his, her, its or their agent, servant and/or employee, at the time of this incident, including but not limited to reservations of rights letters and declination of coverage letters.

(4) A copy of any affidavit of "no other insurance" in the underlying matter.

(5) A copy of any notice to the Defendant in writing of your claim in this action.

(6) All hospital records relating to treatment received as a result of the alleged incident, and to injuries, diseases or defects to which reference is made in the answers to Interrogatories #25, #26, #27 and #28, or written authorization, sufficient to comply with the provisions of the Health Insurance Portability and Accountability Act (HIPAA), to inspect and make copies of said hospital records. Information obtained pursuant to the provisions of HIPAA shall not be used or disclosed by the parties for any purpose other than the litigation or proceeding for which such information is requested.

(7) All reports and records of all doctors and all other care providers relating to treatment allegedly received by the Plaintiff(s) as a result of the alleged incident, and to the injuries, diseases or defects to which reference is made in the answers to Interrogatories #25, #26, #27 and #28, or written authorization, sufficient to comply with the provisions of the Health Insurance Portability and Accountability Act (HIPAA), to inspect and make copies of said reports. Information obtained

pursuant to the provisions of HIPAA shall not be used or disclosed by the parties for any purpose other than the litigation or proceeding for which such information is requested.

(8) If a claim for lost wages or lost earning capacity has been made as a result of the alleged incident, copies of, or sufficient written authorization to inspect and make copies of the wage and employment records of all employers of the Plaintiff(s) for three (3) years prior to the date of the incident and for all years subsequent to the date of the incident to and including the date hereof.

(9) If a claim of impaired earning capacity or lost wages has been made as a result of the alleged incident, copies of, or sufficient written authorization to obtain copies of, that part of all income tax returns relating to lost income filed by the Plaintiff(s) for a period of three (3) years prior to the date of the incident and for all years subsequent to the date of the incident through the time of trial.

(10) All property damage bills that are claimed to have been incurred as a result of the alleged incident.

(11) All medical bills that are claimed to have been incurred as a result of this incident or written authorization, sufficient to comply with the provisions of the Health Insurance Portability and Accountability Act (HIPAA), to inspect and make copies of said medical bills. Information obtained pursuant to the provisions of HIPAA shall not be used or disclosed by the parties for any purpose other than the litigation or proceeding for which such information is requested.

(12) All bills for each item of expense that is claimed to have been incurred in the answer to Interrogatory #23, and not already provided in response to Production Requests #10 and #11.

(13) Copies of all documentation of claims of right to reimbursement provided to the Plaintiff by third-party payors, and copies of, or written authorization, sufficient to comply with provisions of the Health Insurance Portability and Accountability Act (HIPAA), to obtain any and all documentation of payments made by a third party for medical services received or premiums paid to obtain such payment. Information obtained pursuant to the provisions of HIPAA shall not be used or disclosed by the parties for any purpose other than the litigation or proceeding for which such information is requested.

(14) All documents identified or referenced in your answer to Interrogatories #32 and #33.

(15) A copy of any nonprivileged statement, as defined in Practice Book Section 13-1, of any party in this action concerning this action or its subject matter.

(16) Any and all photographs or recordings identified in response to Interrogatory #38.

(17) A copy of all records of blood alcohol testing or drug screens referred to in the answer to Interrogatory #39, or a signed authorization, sufficient to comply with the provisions of the Health Insurance Portability and Accountability Act (HIPAA) or those of the Public Health Service Act, whichever is applicable, to obtain the same. Information obtained pursuant to the provisions of HIPAA or the Public Health Service Act shall not be used or disclosed by the parties for any purpose other than the litigation or proceeding for which such information is requested.

(18) A copy of each and every recording of surveillance material discoverable under Practice Book Section 13-3 (c), by film, photograph, videotape, audiotape or any other digital or

electronic means, of any party to this action concerning this action or the subject matter thereof, including any transcript of such recording.

(19) A copy of the First Report of Injury (Form FRI), Notice of Claim for Compensation (Form 30C), Notice of Intention to Reduce or Discontinue Benefits (Form 36), and Notice to Administrative Law Judge and Employee of Intention to Contest Employee's Right to Compensation Benefits (Form 43) referenced in your answer to Interrogatory #34.

(20) A copy of all of the approved voluntary agreements, approved stipulations to date, approved full and final stipulations, findings and awards, and findings and denials that relate to one or more of the claims referenced in your answer to Interrogatory #34.

(21) A copy of all reports of medical exams requested by the administrative law judge, respondent and/or employer that were prepared concerning any of the claims referenced in your answer to Interrogatory #34.

(22) If you are unable to specify the amount of medical benefits, loss of income benefits, and specific award benefits paid on your behalf, provide an authorization for the same.

DEFENDANT,

BY _____

CERTIFICATION

I certify that a copy of this document was or will immediately be mailed or delivered electronically or non-electronically on (*date*) _____ to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys exempt from e-filing and self-represented parties of record who received or will immediately be receiving electronic delivery.

Name and address of each party and attorney that copy was or will immediately be mailed or delivered to*

*If necessary, attach additional sheet or sheets with the name and address which the copy was or will immediately be mailed or delivered to.

Signed (*Signature of filer*)

Print or type name of person signing

Date Signed

Mailing address (*Number, street, town, state and zip code*) or Email address, if applicable

Telephone number

COMMENTARY: The proposed changes to this form are consistent with the proposed changes to the proof of service language in Section 10-14 (a).

**Interrogatories—
Civil Actions Alleging Personal Injury—
Medicare Enrollment, Eligibility and Payments**

No. CV-	: SUPERIOR COURT
(Plaintiff)	: JUDICIAL DISTRICT OF
VS.	: AT
(Defendant)	: (Date)

The undersigned, on behalf of the _____, hereby propounds the following interrogatories to be answered under oath by the party being served within sixty (60) days of the service hereof in compliance with Practice Book Section 13-2.

Definition: "You" shall mean the party to whom these interrogatories are directed except that if suit has been instituted by the representative of the estate of a decedent, ward, or incapable person, "You" shall also refer to the party's decedent, ward or incapable person unless the context of an interrogatory clearly indicates otherwise.

In answering these interrogatories, You are required to provide all information within your knowledge, possession or power. If an interrogatory has subparts, answer each subpart separately and in full and do not limit the answer to the interrogatory as a whole. If any interrogatories cannot be answered in full, answer to the extent possible.

(1) State the following:

- (a) your full name;
- (b) any other name(s) by which You have been known;
- (c) your date of birth;
- (d) your home address;
- (e) your business address.

(2) State whether You have ever been enrolled in a plan offered pursuant to any Medicare Part.

If your answer to Interrogatory #2 is affirmative, state the following:

- (a) the effective date(s);
- (b) your Medicare claim number(s);
- (c) your name exactly as it appears on your Medicare card.

(3) State whether a plan offered pursuant to any Medicare Part has paid any bills for treatment of any injuries allegedly sustained as a result of the incident alleged in your complaint.

If your answer to Interrogatory #3 is affirmative, state the amount paid.

(4) If You are not presently enrolled in any Medicare Part, state whether You are eligible to enroll.

(5) If You are not presently enrolled in any Medicare Part, state whether You plan to apply within the next thirty-six (36) months.

BY _____

I, _____, hereby certify that I have reviewed the above interrogatories and responses thereto and that they are true and accurate to the best of my knowledge and belief.

Subscribed and sworn to before me this _____ day of _____, 20____.

Notary Public/
Commissioner of the Superior Court

CERTIFICATION

I certify that a copy of this document was or will immediately be mailed or delivered electronically or non-electronically on *(date)* _____ to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys exempt from e-filing and self-represented parties of record who received or will immediately be receiving electronic delivery.

Name and address of each party and attorney that copy was or will immediately be mailed or delivered to*

*If necessary, attach additional sheet or sheets with the name and address which the copy was or will immediately be mailed or delivered to.

Signed (*Signature of filer*)

Print or type name of person signing

Date Signed

Mailing address (*Number, street, town, state and zip code*) or Email address, if applicable

Telephone number

COMMENTARY: The proposed changes to this form are consistent with the proposed changes to the proof of service language in Section 10-14 (a).

**Defendant's Interrogatories—
Medical Negligence**

No. CV- : SUPERIOR COURT
(Plaintiff) : JUDICIAL DISTRICT OF
VS. : AT
(Defendant) : (Date)

The undersigned, on behalf of the Defendant, hereby propounds the following interrogatories to be answered by the Plaintiff, _____, under oath, within sixty (60) days of the filing hereof in compliance with Practice Book Section 13-2.

Definition: "You" or "your" shall mean the Plaintiff to whom these interrogatories are directed, except that if a lawsuit has been instituted by the representative of the estate of a decedent, ward, or incapable person, "you" or "your" shall also refer to the Plaintiff's decedent, ward or incapable person unless the context of an interrogatory clearly indicates otherwise.

In answering these interrogatories, the Plaintiff(s) is (are) required to provide all information within their knowledge, possession or power. If an interrogatory has subparts, answer each subpart separately and in full and do not limit the answer to the interrogatory as a whole. If any interrogatories cannot be answered in full, answer to the extent possible.

(1) State the following:

(a) Your full name and any other name(s) by which you have been known;

(b) Your date of birth;

(c) Your current home address;

(d) Your home address as of the time of the negligence alleged in the Complaint; and

(e) Your home address for the five years prior to and since the negligence alleged in the Complaint.

(2) State your marital status at the time of and since the negligence alleged in the Complaint and, if married, provide the date of the marriage, the full legal name, and current address of your spouse.

(3) State the full legal name and age of each person with whom you have lived at or since the time of the negligence alleged in the Complaint and identify each time period.

(4) State the full legal names and ages of your children. For each child, identify the time periods during which they resided with you at or since the time of the negligence alleged in the Complaint.

(5) Identify and list each physical and mental injury or condition you claim to have sustained as a result of the negligence alleged in the Complaint.

(6) If you were treated at a hospital for injuries and conditions sustained as a result of the negligence alleged in the Complaint, state the name and location of each hospital and the dates of such treatment and admission.

(7) State the name and address of each physician or other health care provider who treated you for the injuries and conditions you sustained as a result of the negligence alleged in the Complaint.

(8) When and from whom did you last receive any medical treatment for injuries and conditions alleged to have been sustained as a result of the negligence alleged in the Complaint?

(9) Identify the date you last received medical services or treatment from the Defendant.

(10) State the date you fully recovered from the injuries and conditions alleged in your Complaint.

(11) If you are not fully recovered, state precisely from what injuries and conditions you are presently suffering.

(12) Are you presently under the care of any physician or other health care provider for the treatment of injuries and conditions alleged to have been sustained as a result of the negligence alleged in your Complaint?

(13) If the answer to the prior interrogatory is in the affirmative, state the name and address of each physician or other health care provider who is treating you.

(14) Do you claim any disability resulting from injuries and conditions allegedly sustained as a result of the negligence alleged in your Complaint?

(15) If so, state the nature of the disability claimed.

(16) Do you claim any permanent disability resulting from the negligence alleged in the Complaint?

(17) If the answer to the prior interrogatory is in the affirmative, answer the following:

(a) List the parts of your body which are disabled;

(b) List the motions, activities or use of your body which you have lost or which you are unable to perform;

(c) State the percentage of loss of use claimed as to each part of your body;

(d) State the name and address of the person who made the prognosis for permanent disability and the percentage of loss of use; and

(e) List the date for each such prognosis.

(18) If you were or are confined to your home or your bed as a result of injuries and conditions sustained as a result of the negligence alleged in your Complaint, state the dates you were so confined.

(19) Identify any nonprivileged medical reports received by you or your attorney relating to your alleged injuries and conditions by stating the name and address of the treating physician

or other health care provider, and any physician or health care provider you anticipate calling as a trial witness, who provided such reports and the date of the report.

(20) List each item of expense which you claim to have incurred as a result of the negligence alleged in your Complaint, and state the name and address of the person or organization to whom each item has been paid or is payable.

(21) For each item of expense identified in response to the prior interrogatory, if any such expense, or portion thereof, has been paid or reimbursed or is reimbursable by an insurer, state, as to each such item of expense, the name of the insurer that made such payment or reimbursement or that is responsible for such reimbursement.

(22) If, during the ten year period prior to the date of the negligence alleged in the Complaint, you were under a physician's or other health care provider's care for any conditions which were in any way similar or related to those identified and listed in your response to Interrogatory #5, state the nature of said injuries or conditions, the dates you received treatment, and the name of the physician or other health care provider who provided treatment for the prior condition.

(23) State whether you have ever filed a claim or lawsuit for physical or mental injury or condition. If so, state the caption, venue and docket number of any such lawsuit.

(24) If you were involved in any incident in which you received physical or mental injuries or conditions since the date of the negligence alleged in the Complaint, provide the following information:

(a) On what date and in what manner did you sustain said injuries?

(b) Did you make a claim against anyone as a result of said incident?

(c) If so, provide the name(s) and address(es) of the person or persons against whom a claim was made;

(d) If a lawsuit was brought, state the name and location of the Court, the return date of the lawsuit, and the docket number;

(e) State the nature of the physical or mental injuries or conditions received in said incident;

(f) State the name and address of each physician or health care provider who treated you for said injuries or conditions;

(g) State the dates on which you were so treated;

(h) State the nature of the treatment received on each such date; and

(i) If you are presently or permanently disabled as a result of said injuries, state the nature of such disability, the name and address of each physician or health care provider who diagnosed said disability and the date of each such diagnosis.

(25) At the time of the negligence alleged in your Complaint or thereafter, have you filed a personal bankruptcy petition? If yes, identify the type of bankruptcy, the court and court address,

caption and docket number, name and address of trustee and whether the petition is pending or has been discharged.

(26) List all secondary schools and colleges you attended, the years attended, and degrees conferred, if any.

(27) If you claim that as a result of the negligence alleged in your Complaint you were prevented from pursuing your usual occupation, or otherwise lost time from work, provide the following information:

(a) The name and address of your employer on the date of the negligence alleged in the Complaint;

(b) The nature of your occupation and a precise description of your job responsibilities with said employer on the date of the negligence alleged in the Complaint;

(c) Your average, weekly earnings, salary, or income received from said employment for the year preceding the date of the negligence alleged in the Complaint;

(d) The date following the date of the negligence alleged in the Complaint on which you resumed the duties of said employment;

(e) Any loss of income you claim resulted from the negligence alleged in your Complaint and how the loss is computed;

(f) The dates you were unable to perform the duties and lost time from work as a result of injuries or conditions claimed to have been sustained as a result of the negligence alleged in your Complaint; and

(g) The name and address of each employer for whom you worked for three years prior to the date of the negligence alleged in your Complaint.

(28) Do you claim an impairment of earning capacity?

(29) State whether you made an application(s) for life/disability insurance in the past ten years, and if so state the date of the application(s).

(30) Identify the administrative/funeral and burial expenses incurred on behalf of the Plaintiff, if applicable, as well as the date such expenses were incurred, the recipient of such monies and the identity of the individual who paid such expenses.

(31) If you are introducing the condition of your mental health as an element of a claim in this lawsuit, state whether you have sought treatment with a mental health provider, including but not limited to a psychiatrist, psychologist, therapist, or counselor, in the ten years prior to, or subsequent to the negligence alleged in the Complaint.

COMMENT:

Where appropriate, and where the Plaintiff does not consent to the production of the mental health records, the Defendant may seek a court order for the production of the records.

(32) Has any treating physician or other health care provider told you directly that the above-named Defendant(s) failed to adhere to the acceptable standard of care in any respect?

(33) If the answer to the preceding interrogatory is in the affirmative, state the name and address of each such physician or health care provider, the date each communication was made and the content of any such communication.

(34) If you have signed a covenant not to sue, a release or discharge of any claim you had, have or may have against any person, corporation or other entity as a result of the negligence alleged in your Complaint, state in whose favor it was given, the date thereof, and to the extent it is not subject to a confidentiality agreement, the consideration paid to you for giving it. If you are unable to respond to this interrogatory, in whole or in part, due to a confidentiality agreement, state so.

(35) If you or anyone on your behalf agreed to or contracted with any person, corporation or other entity to limit in any way the liability of such person, corporation or other entity as a result of any claim you have or may have as a result of the negligence alleged in your Complaint, state in whose favor it was given, the date thereof, and to the extent it is not subject to a confidentiality agreement, the consideration paid to you for giving it. If you are unable to respond to this interrogatory due to a confidentiality agreement, state so.

(36) State the names and addresses of all persons known to you who were present at the time of the negligence alleged in your Complaint or who observed or witnessed all or part of the care provided by the Defendant.

(37) As to each individual named in response to the preceding interrogatory, state whether to your knowledge, or the knowledge of your attorney, such individual has given any statement or statements as defined in Practice Book Section 13-1 concerning the subject matter of your Complaint or alleged injuries and conditions. If your answer to this interrogatory is affirmative, state also:

(a) The date on which such statement or statements were taken;

(b) The name(s) and address(es) of the person or persons who took such statement or statements;

(c) The name(s) and address(es) of any person or persons present when such statement or statements were taken;

(d) Whether such statement or statements were written, made by recording device or taken by a court reporter or stenographer; and

(e) The name(s) and address(es) of any person or persons having custody or a copy or copies of such statement or statements.

(38) Have you made any statements, as defined in Practice Book Section 13-1, to any person regarding any of the events alleged in your Complaint?

(39) State the name(s) and address(es) of any person(s) who you may call as a fact witness at trial of this matter regarding the claims of damage alleged by the Plaintiff(s) in the Complaint.

COMMENT:

These individuals or witnesses shall be disclosed, except for good cause shown, no later than sixty days prior to trial and may be thereafter deposed.

(40) Have you documented in any form any of the events, injuries, or conditions alleged in your Complaint? State whether any privilege is claimed.

(41) Are you aware of any photographs or any recordings by film, video, audio or any other digital or electronic means depicting the negligence alleged in the Complaint, the care provided by the Defendant or any injury or condition alleged to have been caused by the negligence alleged in the Complaint? If so, for each set of photographs or each recording taken, obtained or prepared of each such subject, state:

(a) The name and address of the person who took, obtained or prepared such photograph or recording, other than an expert who will not testify at trial;

(b) The dates on which such photographs were taken or such recordings were obtained or prepared;

(c) The subject;

(d) The number of photographs or recordings;

(e) The nature of the recording (e.g., film, video, audio, etc.).

(42) Identify surveillance material discoverable under Practice Book Section 13-3 (c), by stating the name and address of any person who obtained or prepared any and all recordings, by film, photograph, videotape, audiotape or any other digital or electronic means, of any party concerning this lawsuit or its subject matter, including any transcript thereof which are in your possession or control or in the possession or control of your attorney, and state the date on which each such recordings were obtained and the person or persons of whom each such recording was made.

(43) Have you ever filed a claim/application for Social Security Disability and/or any form of government disability including military?

(44) If the answer to the preceding interrogatory is in the affirmative, state:

(a) The dates of all such applications;

(b) The reasons for seeking disability, including all listed medical conditions;

(c) How the listed medical conditions caused you to be disabled;

(d) The dates you were deemed disabled;

(e) The names and addresses of any physicians or health care providers whom you saw for disability evaluations; and

(f) The address of any disability offices involved in obtaining such benefits.

Interrogatories #45 through #52 apply in wrongful death cases:

(45) If the decedent underwent a physical examination for any reason including, but not limited to, examinations related to employment, or employment applications within the five (5) years prior to the date of the negligence alleged in the Complaint, please state:

(a) The date(s) the exam was performed; and

(b) The name and address of the physician or health care provider who performed each exam.

(46) If a claim for loss of earning capacity is being made, please state the decedent's average monthly personal living expenses for the two (2) years preceding his/her death including, but not limited to, the decedent's food, rent and housing, clothing, transportation, and medical and dental care.

(47) Did the decedent suffer from any illness, injury, disease, condition, disability or defect from the time of the negligence alleged in the Complaint to the time of death? If so, please identify the illness, injury, disease, condition, disability or defect.

(48) If you are claiming that any preexisting physical or mental condition exacerbated, contributed to, or accelerated the decedent's death, identify the condition(s) and physician or health care provider(s) treating the decedent for those condition(s) in the ten years prior to his or her death.

(49) Other than what is contained in the medical records, are you aware of any treating physician, physician's assistant (P.A.), or advanced practice registered nurse (APRN) who discussed the primary cause of the decedent's death with a patient representative? If so, please identify that individual and the substance of that conversation.

(50) Was an autopsy and/or postmortem toxicology testing ever performed on the decedent? If the answer is yes, state:

- (a) The name of the person who ordered or requested the autopsy;
- (b) The date the autopsy was performed;
- (c) The place where the autopsy was performed;
- (d) The name of the individual who performed the autopsy; and
- (e) The findings of the autopsy and/or postmortem toxicology testing.

(51) Have any entries, memoranda, and/or declarations, as defined in General Statutes § 52-172, been made by the Plaintiff concerning the issues alleged in the Complaint?

(52) If the answer to the foregoing interrogatory is affirmative, state:

- (a) The date on which such entries, memoranda, and/or declarations were made;
- (b) The form of the entries, memoranda, and/or declarations (i.e., whether oral, written, made by recording device or recorded by a stenographer, etc.);
- (c) The substance or content of such entries, memoranda, and/or declarations;
- (d) The name and address of each person having custody or a copy or copies of the entries, memoranda, and/or declarations; and
- (e) The name and address of any witnesses to such entries, memoranda, and/or declarations.

Interrogatory #53 applies to cases involving a minor Plaintiff:

(53) If the minor Plaintiff attends or has attended a day care, preschool, school or camp on a regular basis from the time of the negligence alleged in the Complaint to the present time, state:

- (a) The name and address of the institution or facility;
- (b) The amount of time each day that the minor Plaintiff attended there; and
- (c) The dates of attendance.

DEFENDANT,

BY _____

I, _____, hereby certify that I have reviewed the above interrogatories and responses thereto and that they are true and accurate to the best of my knowledge and belief.

(Plaintiff)

Subscribed and sworn to before me this _____ day of _____, 20____.

Notary Public/
Commissioner of the Superior Court

CERTIFICATION

I certify that a copy of this document was or will immediately be mailed or delivered electronically or non-electronically on (*date*) _____ to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys exempt from e-filing and self-represented parties of record who received or will immediately be receiving electronic delivery.

Name and address of each party and attorney that copy was or will immediately be mailed or delivered to*

*If necessary, attach additional sheet or sheets with the name and address which the copy was or will immediately be mailed or delivered to.

Signed (*Signature of filer*) Print or type name of person signing Date Signed

Mailing address (*Number, street, town, state and zip code*) or Email address, if applicable Telephone number

COMMENTARY: The proposed changes to this form are consistent with the proposed changes to the proof of service language in Section 10-14 (a).

**Defendant's Requests for Production—
Medical Negligence**

No. CV- : SUPERIOR COURT
(Plaintiff) : JUDICIAL DISTRICT OF
VS. : AT
(Defendant) : (Date)

The Defendant(s) hereby request(s) that the Plaintiff provide counsel for the Defendant(s) with copies of the documents described in the following requests for production, or afford counsel for said Defendant(s) the opportunity or, where requested, sufficient written authorization, to inspect, copy, photograph or otherwise reproduce said documents. The production of such documents, copies or written authorizations shall take place at the offices of _____ not later than sixty (60) days after the service of the Requests for Production.

In answering these production requests, the Plaintiff(s) are required to provide all information within their possession, custody or control. If any production request cannot be answered in full, answer to the extent possible.

(1) All hospital records relating to treatment received as a result of the negligence alleged in the Complaint, and to injuries, diseases or defects to which reference is made in the answers to Interrogatories #6 and #24 (exclusive of any records relating to mental health injuries or conditions), or written authorization, sufficient to comply with the provisions of the Health Insurance Portability and Accountability Act (HIPAA), to inspect and make copies of the hospital records. Information obtained pursuant to the provisions of HIPAA shall not be used or disclosed by the parties for any purpose other than the above captioned action.

(2) All reports and records of all physicians and other health care providers relating to treatment allegedly received by the Plaintiff(s) as a result of the negligence alleged in the Complaint and to the injuries, diseases or defects to which reference is made in the answers to Interrogatories #7, #22, and #24 (exclusive of any records relating to mental health injuries or conditions) or written authorization, sufficient to comply with the provisions of the Health Insurance Portability and Accountability Act (HIPAA) to inspect and make copies of said reports. Information obtained pursuant to the provisions of HIPAA shall not be used or disclosed by the parties for any purpose other than the above captioned action.

(3) If a claim of impaired earning capacity or lost wages is being alleged, copies of, or sufficient written authorization to obtain copies of, that part of all income tax returns relating to lost income filed by the Plaintiff(s) for a period of three (3) years prior to the date of the negligence alleged in the Complaint and for all years subsequent to the date of the negligence alleged in the Complaint through the time of trial.

(4) If a claim for lost wages or lost earning capacity is being made, copies of, or sufficient written authorization to inspect and make copies of, the wage and employment records of all employers of the Plaintiff(s) for three (3) years prior to the negligence alleged in the Complaint and for all years subsequent to the date of the negligence alleged in the Complaint.

(5) A copy of any nonprivileged statement, as defined in Practice Book Section 13-1, of any party to this lawsuit concerning this action or its subject matter.

(6) All medical bills that are claimed to have been incurred as a result of the negligence alleged in the Complaint or written authorization, sufficient to comply with the provisions of the Health Insurance Portability and Accountability Act (HIPAA) to inspect and make copies of said medical bills. Information obtained pursuant to the provisions of HIPAA shall not be used or disclosed by the parties for any purpose other than the above captioned action.

(7) All bills for each item of expense that are claimed to have been incurred in the answer to Interrogatories #20 and #30, and not already provided in response to Production Request #6.

(8) Copies of all documents pertaining to claims of right to reimbursement provided to the Plaintiff by third-party payers, and copies of, or written authorization, sufficient to comply with the provisions of the Health Insurance Portability and Accountability Act (HIPAA) to obtain any and all documentation of payments made by a third party for medical services received or premiums paid to obtain such payment. Information obtained pursuant to the provisions of HIPAA shall not be used or disclosed by the parties for any purpose other than the above captioned action.

(9) All documents identified or referred to in the answers to Interrogatory #34 unless a claim of confidentiality has been stated.

(10) Nonprivileged copies, whether in hard copies or electronic media, of any and all documentation referenced in Interrogatory #40.

(11) A copy of each and every recording of surveillance material discoverable under Practice Book Section 13-3 (c), by film, photograph, videotape, audiotape or any other digital or electronic means, of any party to this lawsuit concerning this lawsuit or the subject matter thereof, including any transcript of such recording.

(12) Copies of any and all documents and communications concerning any and all of your disability claim(s) with the issuing governmental office as set forth in Interrogatory #43, excluding any material which is claimed to be protected by attorney-client privilege or other applicable privilege. In addition, written authorization, in the form attached, permitting the undersigned to obtain a full and complete copy of the Plaintiff's social security disability file.

(13) Any and all photographs or recordings identified in response to Interrogatory #41.

Requests for Production #14 through #19 apply in wrongful death cases:

(14) A copy of the probate appointment, identifying the Plaintiff as Administrator of the subject estate.

(15) A copy of the death certificate.

(16) A copy of any autopsy report and/or postmortem toxicology testing report.

(17) Copies of declarations of the Plaintiff that your attorney intends to use at time of trial pursuant to General Statutes § 52-172.

(18) Any documents, written or digital recordings, entries, memoranda, and/or transcripts of digital recordings offered pursuant to General Statutes § 52-174.

(19) Copies of or an authorization to obtain the records referenced in Interrogatory #45.

Request for Production #20 applies to cases involving a minor Plaintiff:

(20) Copies of all education records, attendance records, nurses' records, and materials from each day care, preschool, school, or other educational institution the minor Plaintiff has attended (exclusive of any records relating to mental health injuries or conditions) for the last five years to the present or written authorization in the form attached permitting the undersigned to inspect and to make copies of said educational records.

DEFENDANT,

BY _____

CERTIFICATION

I certify that a copy of this document was or will immediately be mailed or delivered electronically or non-electronically on (date) _____ to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys exempt from e-filing and self-represented parties of record who received or will immediately be receiving electronic delivery.

Name and address of each party and attorney that copy was or will immediately be mailed or delivered to*

*If necessary, attach additional sheet or sheets with the name and address which the copy was or will immediately be mailed or delivered to.

Signed (*Signature of filer*) Print or type name of person signing Date Signed

Mailing address (*Number, street, town, state and zip code*) or Email address, if applicable Telephone number

COMMENTARY: The proposed changes to this form are consistent with the proposed changes to the proof of service language in Section 10-14 (a).

EDUCATION / SCHOOL RECORDS AUTHORIZATION

TO:

(Any educational institution, including any school, special education program, remedial education program, developmental program, including special treatment, teacher aides and assistance that has provided educational services to):

(insert name above)

I hereby authorize you to release copies of the records of _____, including educational records to (****defense firm name****), or its authorized representative. "Educational records" for purposes of this authorization shall include, but not be limited to, attendance records, medical records, occupational therapy records, nurses' notes, progress reports, teacher notes, report cards, achievement scores, evaluations, teacher progress notes, transcripts, social worker's records, and correspondence.

This authorization does not expire until expressly withdrawn by the undersigned.

A copy of this authorization is deemed as valid as the original.

Signature of patient or patient's representative

Date

If a patient's representative signs this authorization, please complete the following:

Printed name of patient's representative:

Relationship to patient

DAY CARE / CHILDCARE / HOME CARE RECORDS AUTHORIZATION

TO:

(Any day care, childcare, home care provider that has provided services to)

(insert name above)

I hereby authorize you to release copies of the records of _____, including educational records to (****defense firm name****), or its authorized representative. "Records" for purposes of this authorization shall include, but not be limited to, attendance records, medical records, occupational therapy records, nurses' notes, progress reports, teacher notes, report cards, achievement scores, evaluations, teacher progress notes, transcripts, social worker's records, and correspondence.

This authorization does not expire until expressly withdrawn by the undersigned.

A copy of this authorization is deemed as valid as the original.

Signature of patient or patient's representative

Date

If a patient's representative signs this authorization, please complete the following:

Printed name of patient's representative:

Relationship to patient

**Plaintiff's Interrogatories—
Medical Negligence—Health Care Provider**

No. CV-	: SUPERIOR COURT
(Plaintiff)	: JUDICIAL DISTRICT OF
VS.	: AT
(Defendant)	: (Date)

The undersigned, on behalf of the Plaintiff(s), hereby propounds the following Interrogatories to be answered by the Defendant, _____ (Defendant Health Care Provider's Name), under oath, within sixty (60) days of the filing hereof in compliance with Practice Book Section 13-2.

Definition: "You" or "your" shall mean the Defendant to whom these interrogatories are directed, except that if that Defendant has been sued as the representative of the estate of a decedent, ward, or incapable person, "you" or "your" shall also refer to the Defendant's decedent, ward or incapable person unless the context of an interrogatory clearly indicates otherwise.

In answering these interrogatories, the Defendant(s) is (are) required to provide all information within their knowledge, possession or power. If an interrogatory has subparts, answer each subpart separately and in full and do not limit the answer to the interrogatory as a whole. If any interrogatories cannot be answered in full, answer to the extent possible.

(1) State the following:

- (a) Your full name and any other name(s) by which you have been known;
- (b) Your date of birth; and
- (c) Your business address.

(2) If the Defendant is deceased, state the date and place of death, whether an estate has been created, and the name and address of the Administrator or Executor thereof.

Unless the information requested is provided in your curriculum vitae, respond to Interrogatories #3 through #11:

(3) State the name of each college and graduate school you attended, the date of graduation, and each degree obtained, or provide your curriculum vitae including such information.

(4) State the name and address of each medical institution where you underwent postgraduate training (e.g., internship, residency, fellowship, or similar training), and the dates of attendance, or provide your curriculum vitae including such information.

(5) If you have been trained in a medical or surgical specialty, identify the specialty, the dates you practiced the specialty, and the name and address of each institution where you were trained, or provide your curriculum vitae including such information.

(6) If you have ever specialized in or limited your practice to a particular field or branch of medicine or surgery, for each specialized or limited practice, state the field or branch of medicine or surgery, the inclusive dates you so practiced, and each location where you so practiced in the past ten years, or provide your curriculum vitae including such information.

(7) If you have held any teaching positions, for each institution, state:

(a) The name and address of the institution;

(b) The inclusive dates of your association; and

(c) The title held in each position.

(8) State the name and location of any hospital or medical facility at which you have or have had appointments and/or clinical privileges in the past ten years, and the dates you had such appointments or privileges.

(9) Identify each medical book, paper, article, or other document that you have published, written, or contributed, and for each, state the title, whether you were an author, co-author, or contributor.

(10) State the name of every jurisdiction in which you are or have been licensed as a health care provider.

(11) State whether you are, or have ever been, a member of any medical or other health care provider association, society or organization, and if so, as to each such membership, state:

(a) The name and address of the medical or other health care provider association, society, or organization;

(b) The inclusive dates of your membership; and

(c) Whether you have ever held any office and, if so, the title of the office and the dates you held such office.

(12) With respect to any medical specialty board or other specialty board, for each board state, whether you were refused or granted certification, the reasons therefor, and, if granted certification, your title or rank (e.g., diplomate, fellow, member), and whether you still hold such certification, title, or rank.

(13) During the past ten years have you ever had your privileges or application for privileges denied, revoked, restricted, suspended, or limited in any way at any hospital or medical facility?

(14) Unless agency or another vicarious liability relationship is admitted to such codefendant, state whether at the time of the negligence alleged in the Complaint to the present you were an officer, shareholder, employee, member, partner, or otherwise affiliated with any entity or person involved in the care and treatment of the Plaintiff. If the answer is yes, describe the nature and time period of the affiliation.

(15) During the ten years prior to the negligence alleged in the Complaint, have you ever had your application for a license denied, revoked, restricted, suspended, or limited in any way in any jurisdiction?

(16) State the time period(s) of the physician-patient relationship, if any, you had with the Plaintiff.

(17) With respect to the negligence alleged in the Complaint, did you ever consult with any physician or other health care provider regarding your diagnosis, care, or treatment of the Plaintiff that is not documented in the medical record? If so, identify the person consulted, his or her specialty, and the reason for the consultation.

(18) Are you aware of any nonprivileged documents concerning consultations, care or treatment of the Plaintiff regarding the negligence alleged in the Complaint that are not contained in the medical records or hospital chart? If so, identify each document.

(19) If you are covered by an insurance policy under which an insurer may be liable to satisfy part or all of a judgment or reimburse you for payments to satisfy part or all of a judgment relating to the negligence alleged in the Complaint, state the following:

- (a) The name(s) and address(es) of the insured(s);
- (b) The amount of coverage under each insurance policy; and
- (c) The name(s) and address(es) of said insurer(s).

(20) If you are covered by an excess or umbrella insurance policy, or any other insurance policy relating to the negligence alleged in the Complaint, state:

- (a) The name(s) and address(es) of the named insured(s);
- (b) The amount of effective coverage; and
- (c) The name(s) and address(es) of the insurer(s).

(21) As to each insurance policy identified in response to the preceding two interrogatories, state whether:

- (a) Any disclaimer or reservation of rights letter has been issued; and
- (b) It is an eroding policy.

(22) Pursuant to General Statutes § 19a-17b, were your staff privileges terminated or restricted by a medical review committee conducting a peer review with respect to the negligence alleged in the Complaint? If so, please disclose the specific restriction imposed, if any.

(23) Have you or any entity or person been sued for medical negligence arising out of your conduct as a health care provider? If so, state the caption, venue and docket number of the lawsuit(s).

(24) Have you made any statements, as defined in Practice Book Section 13-1, to any person regarding any of the allegations in the Complaint?

COMMENT:

Interrogatory #24 is intended to include party statements made to a representative of an insurance company prior to involvement of defense counsel.

(25) If the answer to the previous interrogatory is affirmative, state:

(a) The name(s) and address(es) of the person or persons to whom such statements were made;

(b) The date on which such statements were made;

(c) The form of the statement (i.e., whether written, made by recording device or recorded by a stenographer, etc.); and

(d) The name and address of each person having custody or a copy of each statement.

(26) Other than those individuals referenced in the medical record, state the names and addresses of all persons known to you who were present at the time of the negligence alleged in the Complaint or who observed or witnessed all or part of the negligence alleged in the Complaint.

(27) As to each individual named in response to the previous interrogatory, state whether, to your knowledge or the knowledge of your attorney, the individual(s) has given any statement or statements, as defined in Practice Book Section 13-1, concerning the subject matter of the Complaint. If your answer to this interrogatory is affirmative, state:

(a) The date on which the statement(s) were taken;

(b) The name(s) and address(es) of the person(s) who took the statement(s);

(c) The name(s) and address(es) of any person(s) present when the statement(s) were taken;

(d) Whether the statement(s) were written, made by recording device or taken by a court reporter or stenographer;

(e) The name(s) and address(es) of any person(s) that have custody or copies of the statement(s).

(28) State whether the Plaintiff was referred to you, and if so, identify the person or entity that made the referral and the date thereof.

(29) Did you create, use, or maintain any "electronic protected health information" (hereinafter "health information"), as defined in 45 C.F.R. § 160.103, during your treatment of the Plaintiff?

(30) If the answer to the previous interrogatory is in the affirmative, list the names of any and all electronic "information system(s)" (hereinafter "EMR system(s)"), as defined in 45 C.F.R. § 164.304, that contain or previously contained the health information of the Plaintiff.

(31) Identify surveillance material discoverable under Practice Book Section 13-3 (c), by stating the name and address of any person who obtained or prepared any and all recordings, by film, photograph, videotape, audiotape or any other digital or electronic means, of any party concerning this lawsuit or its subject matter, including any transcripts which are in your possession or control or in the possession or control of your attorney, and state the date on which each recording(s) was obtained and the person or persons of whom each such recording was made.

PLAINTIFF,

BY _____

I, _____, hereby certify that I have reviewed the above interrogatories and responses thereto and that they are true and accurate to the best of my knowledge and belief.

(Defendant)

Subscribed and sworn to before me this _____ day of _____, 20__.

Notary Public/
Commissioner of the Superior Court

CERTIFICATION

I certify that a copy of this document was or will immediately be mailed or delivered electronically or non-electronically on *(date)* _____ to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys exempt from e-filing and self-represented parties of record who received or will immediately be receiving electronic delivery.

Name and address of each party and attorney that copy was or will immediately be mailed or delivered to*

*If necessary, attach additional sheet or sheets with the name and address which the copy was or will immediately be mailed or delivered to.

Signed (*Signature of filer*)

Print or type name of person signing

Date Signed

Mailing address (*Number, street, town, state and zip code*) or Email address, if applicable

Telephone number

COMMENTARY: The proposed changes to this form are consistent with the proposed changes to the proof of service language in Section 10-14 (a).

**Plaintiff's Interrogatories—
Medical Negligence—Hospital and/or Medical Group**

No. CV- : SUPERIOR COURT
(Plaintiff) : JUDICIAL DISTRICT OF
VS. : AT
(Defendant) : (Date)

The undersigned, on behalf of the Plaintiff(s), hereby propounds the following Interrogatories to be answered by the Defendant, _____ (Defendant Hospital's Name), under oath, within sixty (60) days of the filing hereof in compliance with Practice Book Section 13-2.

Definition: "You" or "your" shall mean the Defendant, and its agents, servants, or employees to whom these interrogatories are directed.

In answering these interrogatories, the Defendant(s) is (are) required to provide all information within their knowledge, possession or power. If an interrogatory has subparts, answer each subpart separately and in full and do not limit the answer to the interrogatory as a whole. If any interrogatories cannot be answered in full, answer to the extent possible.

(1) State the following:

- (a) Your full name and any other name(s) by which you have been known; and
- (b) Your business address.

(2) If you are a business entity that has changed its name or status as a business entity (whether by dissolution, merger, acquisition, name change, or in any other manner) since the negligence alleged in the Complaint, state the date of the change, and describe the change.

(3) Unless agency or another vicarious liability relationship is admitted as to such codefendant, state whether from the time of the negligence alleged in the Complaint to the present you were a shareholder, partner, or otherwise affiliated with any codefendant. If the answer is yes, describe the nature and time period of the affiliation.

(4) With respect to the negligence alleged in the Complaint, did you ever consult with any physician(s) or health care provider(s) regarding your diagnosis, care, or treatment that is not documented in the medical record? If so, identify the person(s) consulted and their specialty as well as the reason for the consult.

(5) Are you aware of any nonprivileged documents concerning consultations, care or treatment regarding the negligence alleged in the Complaint that are not contained in the medical record or hospital chart? If so, identify each document.

(6) If you are covered by an insurance policy under which an insurer may be liable to satisfy part or all of a judgment or reimburse you for payments to satisfy part or all of a judgment relating to the negligence alleged in the Complaint, state the following:

- (a) The name(s) and address(es) of the insured(s);
- (b) The amount of coverage under each insurance policy; and
- (c) The name(s) and address(es) of said insurer(s).

(7) If you are covered by excess or umbrella insurance or any other insurance relating to the negligence alleged in the Complaint, state:

- (a) The name(s) and address(es) of the named insured(s);
- (b) The amount of coverage effective at this time; and
- (c) The name(s) and address(es) of said insurer(s).

(8) As to each insurance policy identified in response to the preceding two interrogatories, state whether:

- (a) Any disclaimer or reservation of rights letter has been issued; and
- (b) It is an eroding policy.

(9) Have you made any statements, as defined in Practice Book Section 13-1, to any person regarding any of the allegations in the Complaint?

COMMENT:

Interrogatory #9 is intended to include party statements made to a representative of an insurance company prior to involvement of defense counsel. This interrogatory is not intended to include attorney-client communications.

(10) If the answer to the previous interrogatory is affirmative, state:

- (a) The name(s) and address(es) of the person(s) to whom the statement(s) were made;
- (b) The date the statement(s) were made;
- (c) The form of the statement(s) (i.e., whether written, made by recording device or recorded by a stenographer, etc.); and
- (d) The name(s) and address(es) of the person(s) having custody or copies of the statement(s).

(11) Other than those individuals referenced in the medical record, state the names and addresses of all persons known to you who were present at the time of the negligence alleged in the Complaint or who observed or witnessed all or part of the negligence alleged in the Complaint.

(12) As to each individual named in response to the previous interrogatory, state whether to your knowledge, or the knowledge of your attorney, the individual(s) has given any statement(s) as defined in Practice Book Section 13-1, concerning the subject matter of the Complaint in this lawsuit. If your answer to this interrogatory is affirmative, state also:

- (a) The date on which the statement(s) were taken;
- (b) The name(s) and address(es) of the person(s) who took the statement(s);

(c) The name(s) and address(es) of any person(s) present when the statement(s) were taken;

(d) Whether the statement(s) were written, made by recording device or taken by a court reporter or stenographer; and

(e) The name(s) and address(es) of any person(s) having custody or copies of the statement(s).

(13) Did you create, use, or maintain any “electronic protected health information” (hereinafter “health information”), as defined in 45 C.F.R. § 160.103, during the treatment of the Plaintiff?

(14) If the answer to the previous interrogatory is in the affirmative, list the names and versions of any and all electronic “information system(s)” (hereinafter “EMR system(s)”), as defined in 45 C.F.R. § 164.304, that contain or previously contained the health information of the Plaintiff.

(15) Indicate whether you were accredited by the Joint Commission (formerly Joint Commission on Accreditation of Healthcare Organizations (JCAHO)) during the time of the negligence alleged in the Complaint.

(16) With respect to the negligence alleged in the Complaint, state whether you had any manuals, directives, instructions, guidelines, and/or written or unwritten protocols related to specific allegations of negligence in the Complaint that were in effect at the office, hospital, or other medical facility where the defendant physician or health care provider practiced at the time of the negligence alleged in the Complaint concerning:

(a) Care, treatment, monitoring, evaluation, diagnosis, consultation or referral to others, at the time of the event(s) that is (are) the subject of this litigation;

(b) Training requirements and/or protocols for any physician or health care provider, including but not limited to medical staff, caring for, evaluating, diagnosing, consulting or referring patients either in the facility, department, or unit where the care, treatment, evaluation, diagnosis, consultation or referral to others at issue took place; and

(c) Reporting and/or investigation of adverse events at the facility, department, or unit where the care, treatment, evaluation, diagnosis, consultation or referral to others at issue took place.

COMMENT:

There is no corresponding request for production to Interrogatory #16, but documents may be pursued by way of supplemental discovery.

(17) Identify surveillance material discoverable under Practice Book Section 13-3 (c), by stating the name and address of any person who obtained or prepared any and all recordings, by film, photograph, videotape, audiotape or any other digital or electronic means, of any party concerning this lawsuit or its subject matter, including any transcript thereof which are in your possession or control or in the possession or control of your attorney, and state the date on which each such recordings were obtained and the person or persons of whom each such recording was made.

PLAINTIFF,

BY _____

I, _____, hereby certify that I have reviewed the above interrogatories and responses thereto and that they are true and accurate to the best of my knowledge and belief.

(Defendant)

Subscribed and sworn to before me this _____ day of _____, 20__.

Notary Public/
Commissioner of the Superior Court

CERTIFICATION

I certify that a copy of this document was or will immediately be mailed or delivered electronically or non-electronically on (date) _____ to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys exempt from e-filing and self-represented parties of record who received or will immediately be receiving electronic delivery.

Name and address of each party and attorney that copy was or will immediately be mailed or delivered to*

*If necessary, attach additional sheet or sheets with the name and address which the copy was or will immediately be mailed or delivered to.

Signed (*Signature of filer*)

Print or type name of person signing

Date Signed

Mailing address (*Number, street, town, state and zip code*) or Email address, if applicable

Telephone number

COMMENTARY: The proposed changes to this form are consistent with the proposed changes to the proof of service language in Section 10-14 (a).

**Plaintiff's Requests for Production—
Medical Negligence—Health Care Provider**

No. CV- : SUPERIOR COURT
(Plaintiff) : JUDICIAL DISTRICT OF
VS. : AT
(Defendant) : (Date)

The Plaintiff(s) hereby request(s) that the Defendant _____ (Defendant Health Care Provider's Name) provide counsel for the Plaintiff(s) with copies of the documents described in the following requests for production, or afford counsel for said Plaintiff(s) the opportunity or, if necessary, sufficient written authorization, to inspect, copy, photograph or otherwise reproduce said documents. The production of such documents, copies or written authorizations shall take place at the offices of _____ on _____ (day), _____ (date) at _____ (time).

In answering these production requests, the Defendant(s) are required to provide all information within their possession, custody or control. If any production request cannot be answered in full, answer to the extent possible.

Definition: "You" or "your" shall mean the Defendant to whom these interrogatories are directed, except that if the Defendant has been sued as the representative of the estate of a decedent, ward, or incapable person, "you" or "your" shall also refer to the Defendant's decedent, ward or incapable person unless the context of an interrogatory clearly indicates otherwise.

(1) All documents (excluding privileged documents, such as attorney-client, work product, and peer review documents) that you know of, possess, or have power to obtain, concerning the Plaintiff's care, scheduling, appointments, treatment, evaluation, diagnosis, consultation or referral to others including but not limited to:

- (a) All documents normally maintained as part of a patient's designated health record;
- (b) Office management records including jackets, file covers, face sheets, transmittal documents for any requests for studies or consultations, and/or transportation records;
- (c) Nursing notes;
- (d) Hospital records;
- (e) Laboratory records;
- (f) Testing records;
- (g) Radiology requisitions, reports, images/studies (lossless images), and audio recordings of radiology reviews;
- (h) Notes, sticky notes or written markings;
- (i) Pharmacy medication records;

- (j) Automated medication dispensing system records;
- (k) Any images/photographs taken during treatment or pathological examination;
- (l) Pathology reports;
- (m) Drafts and/or audio recordings of pathology reports;
- (n) Quality improvement documents related to root cause analysis;
- (o) Documents provided in connection with a peer review;
- (p) Intradepartment transportation records;
- (q) Laboratory test results;
- (r) Documents and communications concerning the Plaintiff and the allegations in the Complaint; and
- (s) Investigations or reports concerning the incident that is the subject of this lawsuit.

COMMENT:

Where privilege is claimed, counsel shall follow the relevant Practice Book rule(s). This request contemplates production of all medical records and documents, not limited to the treatment related to the allegations in the Complaint, subject to the Plaintiff providing a Health Insurance Portability and Accountability Act compliant authorization if necessary.

- (2) Your current curriculum vitae.
- (3) Each document identified in response to Interrogatory #18.
- (4) A copy of the declaration page(s) of each insurance policy identified in response to Interrogatories #19 and #20.
- (5) If the answer to Interrogatory #21 is in the affirmative, a copy of the complete policy contents of each insurance policy identified in response to Interrogatories #19 and #20.
- (6) Each nonprivileged statement identified in response to Interrogatories #25 and #27.
- (7) A copy of each and every recording of surveillance material discoverable under Practice Book Section 13-3 (c), by film, photograph, videotape, audiotape or any other digital or electronic means, of any party to this lawsuit concerning this lawsuit or the subject matter thereof, including any transcript of such recording.

PLAINTIFF,

BY _____

CERTIFICATION

I certify that a copy of this document was or will immediately be mailed or delivered electronically or non-electronically on *(date)* _____ to all attorneys and self-represented parties

of record and that written consent for electronic delivery was received from all attorneys exempt from e-filing and self-represented parties of record who received or will immediately be receiving electronic delivery.

Name and address of each party and attorney that copy was or will immediately be mailed or delivered to*

*If necessary, attach additional sheet or sheets with the name and address which the copy was or will immediately be mailed or delivered to.

Signed (*Signature of filer*) Print or type name of person signing Date Signed

Mailing address (*Number, street, town, state and zip code*) or Email address, if applicable Telephone number

COMMENTARY: The proposed changes to this form are consistent with the proposed changes to the proof of service language in Section 10-14 (a).

**Plaintiff's Requests for Production—
Medical Negligence—Hospital/Medical Group**

No. CV- : SUPERIOR COURT
(Plaintiff) : JUDICIAL DISTRICT OF
VS. : AT
(Defendant) : (Date)

The Plaintiff(s) hereby request(s) that the Defendant _____ (Defendant Hospital's Name) provide counsel for the Plaintiff(s) with copies of the documents described in the following requests for production, or afford counsel for said Plaintiff(s) the opportunity or, if necessary, sufficient written authorization, to inspect, copy, photograph or otherwise reproduce said documents. The production of such documents, copies or written authorizations shall take place at the offices of _____ on _____ (day), _____ (date) at _____ (time).

In answering these production requests, the Defendant(s) are required to provide all information within their possession, custody or control. If any production request cannot be answered in full, answer to the extent possible.

Definition: "You" or "your" shall mean the Defendant, and its agents, servants, or employees to whom these requests for production are directed.

(1) All documents (excluding privileged documents such as attorney-client, work product, and peer review documents) that you know of, possess, or have power to obtain concerning the Plaintiff's care, scheduling, appointments, treatment, evaluation, diagnosis, consultation or referral to others, including but not limited to:

- (a) All documents typically maintained as part of a patient's designated health record;
- (b) Office management records including jackets, file covers, face sheets, transmittal documents for any requests for studies or consultations, and/or transportation records;
- (c) Nursing notes;
- (d) Hospital records;
- (e) Laboratory records;
- (f) Testing records;
- (g) Radiology requisitions, reports, images/studies (lossless images), and audio recordings of radiology reviews;
- (h) Notes, sticky notes or written markings;
- (i) Pharmacy medication records;
- (j) Automated medication dispensing system records;
- (k) Any images/photographs taken during treatment or pathological examination;

- (l) Pathology reports;
- (m) Drafts and/or audio recordings of pathology reports;
- (n) Quality improvement documents related to root cause analysis;
- (o) Documents provided in connection with a peer review;
- (p) Intradepartment transportation records;
- (q) Laboratory test results;
- (r) Documents and communications concerning the subject matter of the Complaint; and
- (s) Investigations or reports concerning the Plaintiff and the allegations in the Complaint.

COMMENT:

Where privilege is claimed, counsel shall follow the relevant Practice Book rule(s). This request contemplates production of all medical records and documents, not limited to the treatment related to the allegations in the Complaint, subject to the Plaintiff providing a Health Insurance Portability and Accountability Act compliant authorization if necessary.

(2) Each document identified in response to Interrogatory #5.

(3) A copy of the declaration page(s) of each insurance policy identified in response to Interrogatories #6 and #7.

(4) If the answer to Interrogatory #8 is in the affirmative, a copy of the complete policy contents of each insurance policy identified in response to Interrogatories #6 and #7.

(5) Each nonprivileged statement identified in response to Interrogatories #10 and #12.

(6) A copy of each and every recording of surveillance material discoverable under Practice Book Section 13-3 (c), by film, photograph, videotape, audiotape or any other digital or electronic means, of any party to this lawsuit concerning this lawsuit or the subject matter thereof, including any transcript of such recording.

PLAINTIFF,

BY

CERTIFICATION

I certify that a copy of this document was or will immediately be mailed or delivered electronically or non-electronically on *(date)* _____ to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys exempt from e-filing and self-represented parties of record who received or will immediately be receiving electronic delivery.

Name and address of each party and attorney that copy was or will immediately be mailed or delivered to*

*If necessary, attach additional sheet or sheets with the name and address which the copy was or will immediately be mailed or delivered to.

Signed (*Signature of filer*) Print or type name of person signing Date Signed

Mailing address (*Number, street, town, state and zip code*) or Email address, if applicable Telephone number

COMMENTARY: The proposed changes to this form are consistent with the proposed changes to the proof of service language in Section 10-14 (a).

APPENDIX G

(031725)

Sec. 7-17. Clerks' Offices

The chief court administrator shall, from time to time, determine for each clerk's office the hours that it shall be open, provided that each clerk's office shall be open at least five days a week except during weeks which include a legal holiday. The chief court administrator may increase the hours of the clerk's office for the purpose of the acceptance of bonds or for other limited purposes for one or more court locations. If the last day for filing any matter in the clerk's office falls on a day on which such office is not open as thus provided or is closed pursuant to authorization by the administrative judge in consultation with the chief court administrator or the chief court administrator due to the existence of special circumstances, then the last day for filing shall be the next business day upon which such office is open. Except as provided below, a document that is electronically received by the clerk's office for filing after 5 p.m. [o'clock in the afternoon] on a day on which the clerk's office is open or that is electronically received by the clerk's office for filing at any time on a day on which the clerk's office is closed, shall be deemed filed on the next business day upon which such office is open. If a party is unable to electronically file a document because the court's electronic filing system is nonoperational for thirty consecutive minutes from 9 a.m. [o'clock in the forenoon] to 3 p.m. [o'clock in the afternoon] or for any period of time from 3 [o'clock] to 5 p.m. [o'clock in the afternoon] of the day on which the electronic filing is attempted, and such day is the last day for filing the document, the document shall be deemed to be timely filed if received by the clerk's office on the next business day the electronic system is

operational.

COMMENTARY: The changes to this section were made to update the use of time conventions and to make such use consistent with the other rules.

APPENDIX H

(031725)

Sec. 2-15A. —Authorized House Counsel

(a) Purpose

The purpose of this section is to clarify the status of house counsel as authorized house counsel as defined herein, and to confirm that such counsel are subject to regulation by the judges of the Superior Court. Notwithstanding any other section of this chapter relating to admission to the bar, this section shall authorize attorneys licensed to practice in jurisdictions other than Connecticut to be permitted to undertake these activities, as defined herein, in Connecticut without the requirement of taking the bar examination so long as they are exclusively employed by an organization.

(b) Definitions

(1) **Authorized House Counsel.** An “authorized house counsel” is any person who:

(A) is a member in good standing of the entity governing the practice of law of each state (other than Connecticut) or territory of the United States, or the District of Columbia or any foreign jurisdiction in which the member is licensed;

(B) has been certified on recommendation of the bar examining committee in accordance with this section;

(C) agrees to abide by the rules regulating members of the Connecticut bar and submit to the jurisdiction of the Statewide Grievance Committee and the Superior Court;

and

(D) is, at the date of application for registration under this rule, employed in the state of Connecticut by an organization or relocating to the state of Connecticut in furtherance of such employment within three months prior to starting work in the state of Connecticut or three months after the applicant begins work in the state of Connecticut of such application under this section and receives or shall receive compensation for activities performed for that business organization.

(2) **Organization.** An “organization” for the purpose of this rule is a corporation, partnership, association, or employer sponsored benefit plan or other legal entity (taken together with its respective parents, subsidiaries, and affiliates) that is not itself engaged in the practice of law or the rendering of legal services outside such organization, whether for a fee or otherwise, and does not charge or collect a fee for the representation or advice other than to entities comprising such organization for the activities of the authorized house counsel.

(c) **Activities**

(1) **Authorized Activities.** An authorized house counsel, as an employee of an organization, may provide legal services in the state of Connecticut to the organization for which a registration pursuant to subsection (d) is effective, provided, however, that such activities shall be limited to:

(A) the giving of legal advice to the directors, officers, employees, trustees, and agents of the organization with respect to its business and affairs;

(B) negotiating and documenting all matters for the organization; and

(C) representation of the organization in its dealings with any administrative agency, tribunal or commission having jurisdiction; provided, however, authorized house counsel shall not be permitted to make appearances as counsel before any state or municipal administrative tribunal, agency, or commission, and shall not be permitted to make appearances in any court of this state, unless the attorney is specially admitted to appear in a case before such tribunal, agency, commission or court.

(2) **Disclosure.** Authorized house counsel shall not represent themselves to be members of the Connecticut bar or commissioners of the Superior Court licensed to practice law in this state. Such counsel may represent themselves as Connecticut authorized house counsel.

(3) **Limitation on Representation.** In no event shall the activities permitted hereunder include the individual or personal representation of any shareholder, owner, partner, officer, employee, servant, or agent in any matter or transaction or the giving of advice therefor unless otherwise permitted or authorized by law, code, or rule or as may be permitted by subsection (c) (1). Authorized house counsel shall not be permitted to prepare legal instruments or documents on behalf of anyone other than the organization employing the authorized house counsel.

(4) **Limitation on Opinions to Third Parties.** An authorized house counsel shall not express or render a legal judgment or opinion to be relied upon by any third person or party other than legal opinions rendered in connection with commercial, financial or other business transactions to which the authorized house counsel's employer organization is a party and in which the legal opinions have been requested from the authorized house counsel by another party to the transaction. Nothing in this subsection

(c) (4) shall permit authorized house counsel to render legal opinions or advice in consumer transactions to customers of the organization employing the authorized house counsel.

(5) **Pro Bono Legal Services.** Notwithstanding anything to the contrary in this section, an authorized house counsel may participate in the provision of any and all legal services pro bono publico in Connecticut offered under the supervision of an organized legal aid society or state/local bar association project, or of a member of the Connecticut bar who is also working on the pro bono representation.

(d) **Registration**

(1) **Filing with the Bar Examining Committee.** The bar examining committee shall investigate whether the applicant is at least eighteen years of age and is of good moral character, consistent with the requirement of Section 2-8 (3) regarding applicants for admission to the bar. In addition, the applicant shall file an application and payment of such fee as the committee shall from time to time determine.

(A) The application shall:

(i) certify that the applicant has read and is familiar with the Connecticut Rules of Professional Conduct for attorneys and Chapter 2 (Attorneys) of the Superior Court Rules, General Provisions, and will abide by the provisions thereof;

(ii) certify that the applicant submits to the jurisdiction of the Statewide Grievance Committee and the Superior Court for disciplinary purposes and authorizes notification to or from the entity governing the practice of law of each state or territory of the United States or the District of Columbia in which the applicant is licensed to practice law of any

disciplinary action taken against the applicant;

(iii) list any jurisdiction in which the applicant is now or ever has been licensed to practice law; and

(iv) disclose any disciplinary sanction or pending proceeding pertaining or relating to the applicant's license to practice law, including but not limited to reprimand, censure, suspension or disbarment, or whether the applicant has been placed on inactive status.

(B) The applicant shall file with the bar examining committee:

(i) a certificate from each entity governing the practice of law of a state or territory of the United States or the District of Columbia or any foreign jurisdiction in which the applicant is licensed to practice law certifying that the applicant is a member in good standing;

(ii) a certificate from an organization certifying that it is qualified as set forth in subsection (b) (2); that it is aware that the applicant is not licensed to practice law in Connecticut; and that the applicant is employed or about to be employed in Connecticut by the organization as set forth in subsection (b) (1) (D); and

(iii) a recommendation from each of two members of the Connecticut bar, who have each been licensed to practice law in Connecticut for at least five years, certifying that the applicant is of good moral character and that the applicant is employed or will be employed by an organization as defined above in subsection (b) (2).

(2) **Certification.** Upon recommendation of the bar examining committee, the applicant shall be certified as authorized house counsel in absentia. Upon the

administration of the oath taken as authorized house counsel by an official duly qualified to administer oaths, the applicant who has taken the oath shall be certified as authorized house counsel in absentia. The applicant shall complete the oath and submit the original affidavit to the bar examining committee within 180 days from the date of certification. The committee shall cause notice of such certification to be published in the Connecticut Law Journal.

(3) **Annual Client Security Fund Fee.** Individuals certified pursuant to this section shall comply with the requirements of Sections 2-68 and 2-70 of this chapter, including payment of the annual fee and shall pay any other fees imposed on attorneys by court rule.

(4) **Annual Registration.** Individuals certified pursuant to this section shall register annually with the Statewide Grievance Committee in accordance with Sections 2-26 and 2-27 (d) of this chapter.

(e) Termination or Withdrawal of Registration

(1) **Cessation of Authorization To Perform Services.** Authorization to perform services under this rule shall cease upon the earliest of the following events:

(A) the termination or resignation of employment with the organization for which registration has been filed, provided, however, that if the authorized house counsel shall commence employment with another organization within thirty days of the termination or resignation, authorization to perform services under this rule shall continue upon the filing with the bar examining committee of a certificate as set forth in subsection (d) (1) [(C)]

(B) (ii);

(B) the withdrawal of registration by the authorized house counsel;

(C) the relocation of an authorized house counsel outside of Connecticut for a period greater than 180 consecutive days; or

(D) the failure of authorized house counsel to comply with any applicable provision of this rule.

Notice of one of the events set forth in subsections (e) (1) (A) through (C) or a new certificate as provided in subsection (e) (1) (A) must be filed with the bar examining committee by the authorized house counsel within thirty days after such action. Failure to provide such notice by the authorized house counsel shall be a basis for discipline pursuant to the Rules of Professional Conduct for attorneys.

(2) **Notice of Withdrawal of Authorization.** Upon receipt of the notice required by subsection (e) (1), the bar examining committee shall forward a request to the statewide bar counsel that the authorization under this chapter be revoked. Notice of the revocation shall be mailed by the statewide bar counsel to the authorized house counsel and the organization employing the authorized house counsel.

(3) **Reapplication.** Nothing herein shall prevent an individual previously authorized as house counsel to reapply for authorization as set forth in subsection (d).

(f) **Discipline**

(1) **Termination of Authorization by Court.** In addition to any appropriate proceedings and discipline that may be imposed by the Statewide Grievance Committee, the Superior Court may, at any time, with cause, terminate an authorized house counsel's

registration, temporarily or permanently.

(2) **Notification to Other States.** The statewide bar counsel shall be authorized to notify each entity governing the practice of law in the state or territory of the United States, or the District of Columbia, in which the authorized house counsel is licensed to practice law, of any disciplinary action against the authorized house counsel.

(g) **Transition**

(1) **Preapplication Employment in Connecticut.** The performance of an applicant's duties as an employee of an organization in Connecticut prior to the effective date of this rule shall not be grounds for the denial of registration of such applicant if application for registration is made within six months of the effective date of this rule.

(2) **Immunity from Enforcement Action.** An authorized house counsel who has been duly registered under this rule shall not be subject to enforcement action for the unlicensed practice of law for acting as counsel to an organization prior to the effective date of this rule.

COMMENTARY: The change to this section corrects a citation to a reference in the rule.