

I'm not robot!

106.4 State the type of treatment or examination given to you by each HEALTH CARE PROVIDER for each injury or illness related to the INCIDENT.

106.5 State the charges made by each HEALTH CARE PROVIDER for each injury or illness related to the INCIDENT.

106.6 State the nature and cost of each health care service related to the INCIDENT not previously listed (for example, medication, ambulance, nursing, prosthetics).

106.7 State the nature and cost of the health care services you anticipate in the future as a result of the INCIDENT.

106.8 State the name and ADDRESS of each HEALTH CARE PROVIDER who has advised you that you may need future health care services as a result of the INCIDENT.

107.0 Property Damage

107.1 Itemize your property damage and, for each item, state the amount or attach an itemized bill or estimate.

108.0 Loss of Income or Earning Capacity

108.1 State the name and ADDRESS of each employer or other source of the earnings or income you have lost as a result of the INCIDENT.

108.2 Show how you compute the earnings or income you have lost, from each employer or other source, as a result of the INCIDENT.

108.3 State the name and ADDRESS of each employer or other source of the earnings or income you expect to lose in the future as a result of the INCIDENT.

108.4 Show how you compute the earnings or income you expect to lose in the future, from each employer or other source, as a result of the INCIDENT.

109.0 Other Damages

109.1 Describe each other item of damage or cost that you attribute to the INCIDENT, stating the dates of occurrence and the amount.

110.0 Medical History

110.1 Describe and give the date of each complaint or injury, whether occurring before or after INCIDENT, that involved the same part of your body claimed to have been injured in the INCIDENT.

110.2 State the name, ADDRESS, and telephone number of each HEALTH CARE PROVIDER who examined or treated you for each injury or complaint, whether occurring before or after the INCIDENT, that involved the same part of your body claimed to have been injured in the INCIDENT and the dates of examination or treatment.

111.0 Other Claims and Previous Claims

111.1 Identify each personal injury claim that YOU OR ANYONE ACTING ON YOUR BEHALF have made within the past ten years and the dates.

111.2 State the case name, court, and case number of each personal injury action or claim filed by YOU OR ANYONE ACTING ON YOUR BEHALF within the past ten years.

112.0 Investigation - General

112.1 State the name, ADDRESS, and telephone number of each individual who has knowledge of facts relating to the INCIDENT, and specify his or her area of knowledge.

112.2 State the name, ADDRESS, and telephone number of each individual who gave a written or recorded statement relating to the INCIDENT and the date of the statement.

112.3 State the name, ADDRESS, and telephone number of each PERSON who has the original or a copy of a written or recorded statement relating to the INCIDENT.

112.4 Identify each document or photograph that describes or depicts any place, object, or individual concerning the INCIDENT or plaintiff's injuries, or attach a copy. (If you do not attach a copy, state the name, ADDRESS, and telephone number of each PERSON who had the original document or photograph or a copy.)

112.5 Identify each other item of physical evidence that shows how the INCIDENT occurred or the nature or extent of plaintiff's injuries, and state the location of each item, and the name, ADDRESS, and telephone number of each PERSON who has it.

113.0 [Reserved]

114.0 Statutory or Regulatory Violations

114.1 If you contend that any PERSON involved in the INCIDENT violated any statute, ordinance, or regulation and that the violation was a cause of the INCIDENT, identify each PERSON and the statute, ordinance, or regulation.

115.0 Claims and Defenses

115.1 State in detail the facts upon which you base your claims that the PERSON asking this interrogatory is responsible for your damages.

115.2 State in detail the facts upon which you base your contention that you are not responsible, in whole or in part, for plaintiff's damages.

115.3 State the name, ADDRESS, and the telephone number of each PERSON, other than the PERSON asking this interrogatory, who is responsible, in whole or in part, for damages claimed in this action.

116.0 [Reserved]

DISC-004

FORM INTERROGATORIES-LIMITED CIVIL CASE (Economic Litigation)

1 JAMES W. JOHNSTON
2 ATTORNEY AT LAW
3 7845 Thorne Street, Suite 1100
4 Los Angeles, California 90017
5 Suite No. 12100
6 CITY 201-528-8
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10
11 SARAH JONES
12 Plaintiff
13
14 ACME MEDICAL CORPORATION, and
15 Docs 1 through 20, inclusive
16 Defendants
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Case No:
GENERAL CIVIL
COMPLAINT FOR DAMAGES;
SEEKING DAMAGES FOR
DISCRIMINATION, TORTIOUS
INTERFERENCE WITH RIGHTS OF
PUBLIC POLICY, PUNITIVE
DAMAGES
JURY TRIAL DEMANDED

COMES NOW plaintiff SARAH JONES and alleges as follows:
1. Defendants Doc 1 through Doc 20, inclusive, are well known under fictitious names;
2. Their true names and capacities as plaintiff. When their true names and capacities
as ascertained, plaintiff will amend this complaint by inserting their true names and capacities
herein. Plaintiff is informed and believes and thereon alleges that each of the fictitiously named
defendants is responsible in some manner for the occurrence herein alleged, and that plaintiff's
damages in herein alleged were proximately caused by these defendants. Each reference in this
complaint to "defendants," "defendant," or a specifically named defendant refers also to all
defendants named under fictitious names.
3. Plaintiff is informed and believes, and alleges on the basis of the information and

Bulletin <http://www.insurance.uah.gov/bulletin99-9-9>

BULLETIN 99-9
WAIVER OF SUBROGATION
WORKERS' COMPENSATION INSURANCE

This Bulletin replaces Bulletin 96-11

In property and casualty insurance it is not uncommon for an insurance carrier to agree to waive its subrogation rights by endorsement to the insurance policy. The question of whether an employer or the employer's workers compensation carrier may waive the right to subrogation in lawsuits involving third parties has been raised.

Utah Code Annotated (U.C.A.) §34A-2-100(2) states:

(2)(a) If compensation is claimed and the employer or insurance carrier becomes obligated to pay compensation, the employer or insurance carrier:
(i) shall become trustee of the cause of action against the third party, and
(ii) may bring and maintain the action either in its own name or in the name of the injured employee, or his heirs or the personal representative of the deceased.

(b) Notwithstanding Subsection (2)(a), an employer or insurance carrier may settle and release the cause of action of which it is a trustee under Subsection (2)(a) without the consent of the commission.

The statute prohibits the insurer from unilaterally compromising the entire claim against the third party. It does not prevent the insurer from compromising its subrogation portion of the claim. Therefore, a waiver is permissible as long as it does not affect the employee's rights. It should expressly exclude from release the employee's rights against the third party, as provided in U.C.A. §34A-2-106, and exclude from release the insurer's authority as trustee of the entire claim, as provided in U.C.A. §34A-2-108.

Workers' compensation insurance policy forms (lings containing waiver of subrogation rights provision will be permitted as long as they comply with the above.

DATED this 29th day of September, 1999.

Insurance Commissioner

[Back to Top](#)

Form Interrogatories Employment Law Download Free Print-Only PDF OR Purchase Interactive PDF Version of this FormForm Interrogatories-Employment Law Form. This is a California form and can be used in Discovery Judicial Council. Tags: Form Interrogatories-Employment Law, DISC-002, California Judicial Council, DiscoveryAmerican LegalNet, Inc.www.FormsWorkFlow.com DISC-002 ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):FAX NO. (Optional):TELEPHONE NO.:E-MAIL ADDRESS (Optional):ATTORNEY FOR (Name): SUPERIOR COURT OF CALIFORNIA, COUNTY OF SHORT TITLE: CASE NUMBER:FORM INTERROGATORIES 226 EMPLOYMENT LAWAsking Party-Answering Party:Set No.-Sec. 2. Instructions to the Asking PartyI declare under penalty of perjury under the laws of the State of California that the foregoing answers are true and correct.(e) Additional interrogatories may be attached.(DATE)(SIGNATURE)Sec. 3. Instructions to the Answering PartyPage 1 of 8 Code of Civil Procedure, 247247 2030.0102262030.410, 2033.710www.courtinfo.ca.govFORM INTERROGATORIES226EMPLOYMENT LAWForm Approved for Optional Use Judicial Council of California DISC-002 [Rev. January 1, 2009]Sec. 1. Instructions to All Parties (a) Interrogatories are written questions prepared by a party to an action that are sent to any other party in the action to be answered under oath. The interrogatories below are form interrogatories approved for use in employment cases.For time limitations, requirements for service on other parties, and other details, see Code of Civil Procedure sections 2030.0102262030.410 and the cases construing those sections.(b)These form interrogatories do not change existing law relating to interrogatories nor do they affect an answering party's22s right to assert any privilege or make any objection.(c)These form interrogatories are designed for optional use byparties in employment cases. (Separate sets of interrogatories, Form Interrogatories227General (form DISC-001) and Form Interrogatories227Limited Civil Cases (Economic Litigation) (form DISC-004) may also be used where applicable in employment cases.)a)Insert the names of the EMPLOYEE and EMPLOYER towhom these interrogatories apply in the definitions in sections4(d) and (e) below.(b)Check the box next to each interrogatory that you want the answering party to answer. Use care in choosing thoseinterrogatories that are applicable to the case.(c)The interrogatories in section 211.0, Loss ofIncome Interrogatories to Employer, should not be used until the employer has had a reasonable opportunity to conduct an investigation or discovery of the employee22sinjuries and damages.(d)You must answer or provide another appropriate response toeach interrogatory that has been checked below.(a)As a general rule, within 30 days after you are served withthese interrogatories, you must serve your responses on the asking party and serve copies of your responses on all other parties to the action who have appeared. See Code of Civil Procedure sections 2030.2602262030.270 for details.(b)Each answer must be as complete and straightforwardas the information reasonably available to you permits. If an interrogatory cannot be answered completely,answer it to the extent possible.(c)If you do not have enough personal knowledge to fullyanswer an interrogatory, say so, but make a reasonable and good faith effort to get the information by asking other persons or organizations, unless the information isequally available to the asking party.(d)Whenever an interrogatory may be answered byreferring to a document, the document may be attached as an exhibit to the response and referred to in the response. If the document has more than one page, refer to the page and section where the answer to the interrogatory can be found.(e)(f)Whenever an address and telephone number for thesame person are requested in more than one interrogatory, you are required to furnish them in answering only the first interrogatory asking for that information.If you are asserting a privilege or making an objection toan interrogatory, you must specifically assert theprivilege or state the objection in your written response.(g)Your answers to these interrogatories must be verified,dated, and signed. You may wish to use the followingform at the end of your answers:(h)Sec. 4. Definitions Words in BOLDFACE CAPITALS in these interrogatoriesare defined as follows:PERSON includes a natural person, firm, association,organization, partnership,business, trust, limited liability company, corporation, or public entity.(a) (b) YOU OR ANYONE ACTING ON YOUR BEHALF includesCONTENTS200.0 Contract Formation(c) EMPLOYMENT means a relationship in which an201.0 Adverse Employment Action202.0 Discrimination Interrogatories to Employee 203.0 Harassment Interrogatories to Employee204.0 Disability Discrimination(d) EMPLOYEE means a PERSON who provides services in anEMPLOYMENT relationship and who is a party to this lawsuit. For purposes of these interrogatories, EMPLOYEE refers to (insert name):205.0 Discharge in Violation of Public Policy 206.0 Defamation 207.0 Internal Complaints208.0 Governmental Complaints(If no name is inserted, EMPLOYEE means all such PERSONS.)210.0 Loss of income Interrogatories to Employee211.0 Loss of income Interrogatories to Employer(e) EMPLOYER means a PERSON who employs anEMPLOYEE to provide services in an EMPLOYMENT relationship and who is a party to this lawsuit. For purposes of these interrogatories, EMPLOYER refers to (insert name):212.0 Physical, Mental, or Emotional Injuries?213.0 Other Damages Interrogatories to Employee 214.0 Insurance215.0 Investigation(If no name is inserted, EMPLOYER means all such PERSONS.)216.0 Denials and Special or Affirmative Defenses 217.0 Response to Request for Admissions(f) ADVERSE EMPLOYMENT ACTION means anyTERMINATION, suspension, demotion, reprimand, loss of pay, failure or refusal to hire, failure or refusal to promote, or other action or failure to act that adversely affects the EMPLOYEE'S rights or interests and which is alleged in the PLEADINGS.200.0 Contract Formation 200.1 Do you contend that the EMPLOYMENT relationship was at ?at will?? If so:(a) state all facts upon which you base this contention;(g) TERMINATION means the actual or constructive termination(b)(c)(h) PUBLISH means to communicate orally or in writing toidentify all DOCUMENTS that support your contention.(i) PLEADINGS means the original or most recent amendedversion of any complaint, answer, cross-complaint, or answer to cross-complaint.(a) state all facts upon which you base this contention;(j) BENEFIT means any benefit from an EMPLOYER, including(b)(c)identify all DOCUMENTS that support your contention.(k) HEALTH CARE PROVIDER includes any PERSON referredto in Code of Civil Procedure section 667.7(e)(3).(l) DOCUMENT means a writing, as defined in Evidence Code200.3 Do you contend that the EMPLOYMENT relationship was governed by any agreement?written, oral, or implied? If so:section 250, and includes the original or a copy of handwriting, typewriting, printing, photostats, photographs, electronically stored information, and every other means of recording upon any tangible thing and form of communicating or representation, including letters, words, pictures, sounds, or symbols, or combinations of them.(a) state all facts upon which you base this contention;(b)(m) ADDRESS means the street address, including the city, state, and zip code.(c)identify all DOCUMENTS that support your contention. DISC-002 [Rev. January 1, 2009]FORM INTERROGATORIES?EMPLOYMENT LAWPage 2 of 8you, your agents, your employees, your insurance companies, their agents, their employees, your attorneys, your accountants, your investigators, and anyone else acting on your behalf.EMPLOYEE provides services requested by or on behalf of an EMPLOYER, other than an independent contractorrelationship.of employment and includes a discharge, firing, layoff, resignation, or completion of the term of the employmentagreement.anyone other than the plaintiff. This includes communications by one of the defendant's employees to others. (Kelly v.General Telephone Co. (1982) 136 Cal.App.3d 278, 284.)an ?employee welfare benefit plan? or employee pension benefit plan? within the meaning of Title 29 United StatesCode section 1002(1) or (2) or ERISA.Sec. 5. Interrogatories The following interrogatories for employment law cases have been approved by the Judicial Council under Code of Civil Procedure section 2033.710:209.0 Other DISC-002, FORM INTERROGATORIESa?EMPLOYMENT LAW, this form is used to tell the other side to answer common questions arising from employment law cases. Form Approved for Optional Use Judicial Council of California DISC-002 [Rev. January 1, 2009] Code of Civil Procedure, § 2030.010-2030.410, 2033.710 www.FormsWorkFlow.com Skip to product information California Civil Practice – Procedure. Floor 3KFC995.C3 Volume 2A, §13:135 – Responding to Interrogatories. §13.147-13.157: Initiating Interrogatories §13.153-13.157: Protective Order §13.158-13.164: Responses §13.165 – 13.167: Compelling Answers California Law & Motion Model Forms. Annex KFC1012.A65.P372 Chapter 67: Sample Motion to Compel Answers to Interrogatories Chapter 69: Sample Motion to Compel Further Responses to Interrogatories Chapter 68A: Sample Motion for Extension of Time to Respond to Interrogatories. California Judicial Council Forms. DISC-001 Form Interrogatories-General DEBT COLLECTION Debt Collection Practice in California. Annex KFC256.C6D33 Chapter 5.15: Interrogatories EMPLOYMENT LAW California Judicial Council Forms. DISC-002 Form Interrogatories-Employment Law EVICTION California Eviction Defense Manual. Annex KFC145.M6 Chapter 23.29: Written Interrogatories California Judicial Council Forms. DISC-003 Form Interrogatories-Unlawful Detainer UD-106 Form Interrogatories-Unlawful Detainer Instructions for Responding to Forms Interrogatories-Unlawful Detainer www.courts.ca.gov/partners/documents/instructions-responding-detainer.pdf Judicial Council Forms: Interrogatories DISC-005 Form Interrogatories-Construction Litigation CR-200 Form Interrogatories- Crime Victim Restitution DISC-002 Form Interrogatories-Employment Law FL-145 Form Interrogatories- Family Law DISC-001 Form Interrogatories-General DISC-004 Form Interrogatories-Limited Civil Cases (Economic Litigation) DISC-003 Form Interrogatories-Unlawful Detainer UD-106 Form Interrogatories-Unlawful Detainer

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