

DISCOVERY

Discovery is a request, by an opposing party in a lawsuit (GRDA), for answers to questions, a request for production of documents or a deposition, to help in the establishment of the validity and amount of damages suffered in a claim that has been filed in order to assist for trial preparation. The questions submitted to each party are referred to as **Interrogatories** and must be answered as thoroughly as possible in the order in which they are submitted. The **Request for Production** is usually a request for paper documents or deeds to substantiate the claim(s). Discovery is not optional and must be produced to your attorney upon the date requested. As a named plaintiff in a lawsuit **failure to produce a discovery request can result in a sanction, including dismissal of your claim**, upon order by the Court at the request of GRDA.

DISCOVERY MATERIALS TO PRODUCE

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| <input type="checkbox"/> <u>Tort claims</u> mailed to GRDA and the Department of Central Services for each flood, if filed; | <input type="checkbox"/> All bank statements, cancelled checks, credit card statements and check ledgers which show expenses incurred by you, for living expenses, property or business repair and/or loss due to flooding, cleanup and other; |
| <input type="checkbox"/> All flood insurance policies and payments for each flood through insurance; | <input type="checkbox"/> All documents which show your property as being sold after the 2007 flood, to any party; |
| <input type="checkbox"/> Deed to the property (if you own the property); Can be obtained from the register of deeds at the County Court House; the deed has the legal description | <input type="checkbox"/> Any documents which show your property as being redtagged; |
| <input type="checkbox"/> All documentation showing itemizations and payments from flood insurance and/or FEMA for each flood, i.e. proof of loss; | <input type="checkbox"/> Any appraisal done for your property before or after flooding in 2007, 2008 and 2009; |
| <input type="checkbox"/> Rental Agreement(s) if applicable; | <input type="checkbox"/> Abstract of Title (if available); |
| <input type="checkbox"/> All receipts for: repairs, labor, living expenses, replacement of lost personal property, new flood insurance policy, food and other; | <input type="checkbox"/> Durable Power of Attorney (if applicable); |
| <input type="checkbox"/> Photos or CD's of property before, during and after flooding; | <input type="checkbox"/> Certified Copy of Death Certificate of a party appearing on deed (if applicable); |
| | <input type="checkbox"/> Mortgage for identified property; and |
| | <input type="checkbox"/> Handwritten notes you did at the time. |

STEPS TO FOLLOW TO PRODUCE DISCOVERY MATERIALS TO GOODELL STRATTON

Read through the discovery requests before beginning. It is best to answer all discovery questions (interrogatories) on a separate sheet(s) of paper. The first question is generally your name, address, date of birth and SSN. Please provide the legal name of you and your spouse. If it is a business and it is incorporated please provide the legal name such as ABC Inc. d/b/a The Alphabet. If you have multiple properties, a set of discovery must be produced for each property address for identification and damage computation.

INTERROGATORIES (answers to questions)

1. Number your answers to match the questions on a separate sheet of paper;
2. Produce any documents to substantiate your answer; remember, as much documentation as you can provide to prove your damages is better for you if your case goes to trial or mediation;

REQUEST FOR PRODUCTION OF DOCUMENTS

1. Number your responsive documents to match the request and explain on a separate sheet of paper;
2. See the above *Discovery Materials to Produce* and check them off as you provide them;
3. **Verification Page must be signed and Notarized; this page cannot be Notarized by a member of your family.**

Do not send original documents, send only copies if possible. We will return any documents, photos or CD's you send if you request them to be sent back.

Provide the Flood Questionnaire sent to you by us along with the separate Summary Sheets

Contact Peggy Ziegler with any questions at 1-800-332-0248 or by e-mail at pziegler@gseplaw.com

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