

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS**

**IN RE: ETHICON, INC., POWER
MORCELLATOR PRODUCTS
LIABILITY LITIGATION**

(This Document Relates to All Cases)

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) **MDL No. 2652**
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) **Case No. 2:15-md-2652**
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DEFENDANTS' DAMAGES DISCOVERY TO PLAINTIFF

Pursuant to Rule 26, 33, and 34 of the Federal Rules of Civil Procedure and Paragraph 5 of Scheduling Order No. 1, Defendants Ethicon, Inc., and its affiliates (collectively, "Ethicon"), by and through its undersigned attorneys, hereby requests that Plaintiff, respond to the following interrogatories in writing under oath and produce the documents and tangible things described herein, to the attention of Debbie Moeller, Esq. at the offices of Shook, Hardy, and Bacon L.L.P., 2555 Grand Blvd., Kansas City, MO 64108. Plaintiff's responses to this discovery is to be due thirty (30) days following the applicable deadline in Scheduling Order No. 1, as set forth above.

Responses to these Requests shall be signed affirming that, to the best of the signatory's knowledge, information, and belief formed after a reasonable inquiry, that the signatory has completed his/her document production.

INTERROGATORIES

DAMAGES INTERROGATORY NO. 1:

Describe all claimed expenses incurred as a result of the Procedure(s), including medical, non-medical, out of pocket, lost income or other special or Procedural damages and identify any person who has knowledge of the nature or amount of each such damage or expense, including all insurance companies and all federal or state

governmental agencies (i.e., Medicare, Medicaid, etc.) that have paid any amount for such medical expenses.

DAMAGES INTERROGATORY NO. 2:

Identify any individual to whom you provide financial support and the financial support provided.

REQUESTS FOR PRODUCTION

1. Documents that relate, refer, or pertain to your responses to Damages Interrogatories Nos. 1 and 2.
2. Authorizations for the appropriate carriers to obtain the insurance policies issued to you covering you for any losses resulting from the Procedure(s), including all endorsements, amendments and notices issued or relating to each policy.
3. Documents that relate, refer, or pertain to claims for damages resulting from the Procedure(s), including but not limited to:
 - a. documents evidencing or relating to any actual expenses, if any, which you contend were or will be incurred as a result of the Procedure(s);
 - b. documents constituting, evidencing or relating to claims for lost income or compensation of any kind allegedly incurred as a result of the Procedure(s), if making a claim for lost wages;
 - c. documents constituting, evidencing or relating to any claim for temporary or permanent impairment of future earning capacity, if any, allegedly resulting from the Procedure(s), if making a claim for lost wages;
 - d. documents constituting, evidencing or relating to any claim for permanent injuries, if any, allegedly resulting from the Procedure(s).