

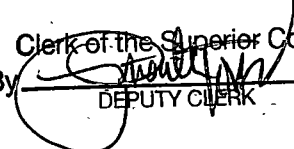
dependent upon the answer to Interrogatory No. 21, to which an objection has been made. Additionally, it is compound and illogical, as the diagnosis of a mental health disorder is not a fact upon which Plaintiff bases her contention as to the documents supporting the allegations of the physical slip and fall incident.

DATED: December 2, 2025

Respectfully Submitted,

FILED
SAN MATEO COUNTY

DEC - 4 2025

Clerk of the Superior Court
By  DEPUTY CLERK

Dawn Calvert
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San Bruno, CA 94066
Tel: (650) 276-9820
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In Pro Per

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF SAN MATEO - SOUTHERN BRANCH

DAWN CALVERT,

Plaintiff,

vs.

NEWELL'S COCKTAIL LOUNGE, et al., :

: Case No.: 23-CIV-05077

:

: **PLAINTIFF'S RESPONSE TO REQUEST**

: **FOR PRODUCTION OF DOCUMENTS**

:

:

:

Defendants. :

Plaintiff responds to the Defendant's request for production as follows:

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 1: Any and all DOCUMENTS

identified in YOUR responses to Propounding Party's Form and Special Interrogatories, set one, concurrently served herewith.

RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 1: Plaintiff will produce all responsive, non-privileged documents within her possession, custody, or control. To the extent documents identified in the Interrogatory responses consist of medical records and billing, said documents have previously been produced by Plaintiff's prior counsel or the Plaintiff directly. Production of remaining responsive documents is being completed.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 2: Any and all DOCUMENTS which YOU contend support and/or evidence YOUR injuries resulting from the INCIDENT.

RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 2: Plaintiff refers Propounding Party to the documents previously produced to defense counsel, including the complete Kaiser Permanente medical file. Plaintiff will produce all responsive, non-privileged documents within her possession, custody, or control, which include medical records, diagnostic reports (x-rays, CT scans), and physical therapy records related to the October 25, 2021 injury.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 3: Any and all DOCUMENTS which YOU contend support and/or evidence all damages suffered by YOU as a result of the INCIDENT.

RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 3: Plaintiff will produce all responsive, non-privileged documents within her possession, custody, or control. This includes documentation of medical expenses, evidence of past employment (pay stubs, tax records if available), and evidence of expenses related to care, transportation, and home nursing.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 4: Any and all DOCUMENTS which YOU contend support and/or evidence YOUR claim for wage loss resulting from the INCIDENT.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 4: Plaintiff will produce all responsive, non-privileged documents within her possession, custody, or control, including past employment records, pay stubs, and income documentation related to her employment with Epalahame Osai.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 5: Any and all DOCUMENTS which YOU contend support and/or evidence YOUR claim for loss of earning capacity resulting from the INCIDENT.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 5: Plaintiff will produce all responsive, non-privileged documents within her possession, custody, or control, including documentation of pre-injury income, and any vocational reports or similar

analysis, if and when obtained.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 6: Any and all DOCUMENTS which YOU contend support and/or evidence YOUR claim for hospital and medical expenses.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 6: Plaintiff refers Propounding Party to the medical and billing records previously produced. Plaintiff will produce all responsive, non-privileged documents within her possession, custody, or control, including billing statements from Kaiser Permanente, AMR, City View Post Acute, and other providers identified in the Demand Letter (Exhibits D and E).

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 7: Any and all DOCUMENTS which YOU contend support and/or evidence YOUR claim for general damages.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 7: Plaintiff will produce all responsive, non-privileged documents within her possession, custody, or control.

General damages (pain and suffering, loss of consortium, and emotional distress) are primarily evidenced by the medical records, therapy notes, the Demand Letter, and Plaintiff's own testimony and the testimony of lay witnesses.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 8: Any and all DOCUMENTS used by YOU to calculate, support and/or evidence YOUR claim for any damages resulting from the INCIDENT.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 8: Plaintiff will produce all responsive, non-privileged documents within her possession, custody, or control, including the Demand Letter, medical billing summaries, and wage loss calculations

detailed in the Demand Letter.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 9: Any and all DOCUMENTS used by YOU to calculate, support and/or evidence YOUR claim for past wage loss resulting from the INCIDENT.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 9: Plaintiff will produce all responsive, non-privileged documents within her possession, custody, or control, including any pre-injury income documentation and the calculations detailed in the Demand Letter.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 10: Any and all DOCUMENTS used by YOU to calculate, support and/or evidence YOUR claim for claim for loss of earning capacity resulting from the INCIDENT.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 10: Plaintiff will produce all responsive, non-privileged documents within her possession, custody, or control, including the calculations detailed in the Demand Letter, and any vocational reports or similar analysis, if and when obtained.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 12: Any and all DOCUMENTS used by YOU to calculate, support and/or evidence YOUR claim for past wage loss resulting from the INCIDENT.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 12: Plaintiff refers Propounding Party to the answer to Request for Production of Documents No. 9, which covers past wage loss documentation.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 13: Any and all DOCUMENTS used by YOU to calculate, support and/or evidence YOUR claim for general damages.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 13: Plaintiff refers Propounding Party to the answer to **Request for Production of Documents No. 7.**

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 14: Any and all DOCUMENTS which support and/or evidence any treatment for injuries suffered by YOU as a result of the INCIDENT, including but not limited to medical records, charts, imaging reports of any kind, imaging records themselves, discharge instructions, and billing records.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 14: Plaintiff refers Propounding Party to the complete medical file previously produced to defense counsel (Tom Moise). Plaintiff will produce all responsive, non-privileged documents within her possession, custody, or control that have not yet been produced, including discharge instructions and any outstanding medical bills.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 15: Any and all DOCUMENTS which support and/or evidence the total amount billed for the treatment of any injury suffered by YOU as a result of the INCIDENT.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 15: Plaintiff will produce all responsive, non-privileged billing statements and records within her possession, custody, or control. Plaintiff refers Propounding Party to the total medical bill summary provided in the Demand Letter.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 16: Any and all DOCUMENTS which

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 12: ANY AND ALL DOCUMENTS WHICH
provided in the Demand Letter.

custody or control, Plaintiff refers propounding party to the total medical bill submitted
responsive, non-privileged billing statements and records within her possession.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 12: Plaintiff will produce all
suffered by YOU as a result of the INCIDENT.

support and/or evidence the total amount billed for the treatment of any injury.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 13: ANY AND ALL DOCUMENTS WHICH
instructions and any outstanding medical bills.

possession, custody or control that have not yet been produced, including discharge.

Plaintiff will produce all responsive, non-privileged documents within her
party to the complete medical file previously produced to defense counsel (from

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 14: Plaintiff refers propounding
kind, imaging records themselves, discharge instructions, and billing records.

INCIDENT, including but not limited to medical records, charts, imaging reports of any
support and/or evidence any treatment for injuries suffered by YOU as a result of the

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 15: ANY AND ALL DOCUMENTS WHICH
party to the answer to Request for Production of Documents No. 1.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 13: Plaintiff refers propounding
YOU to calculate, support and/or evidence YOUR claim for general damages.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 13: ANY AND ALL DOCUMENTS USED BY

support and/or evidence all insurance payments for the treatment of any injury suffered by YOU as a result of the INCIDENT.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 16: Plaintiff will produce all responsive, non-privileged documents within her possession, custody, or control, including any Explanations of Benefits (EOBs) or payment summaries received from health insurance carriers (e.g., Kaiser Permanente) or government programs (e.g., Medi-Cal), if available.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 17: Any and all DOCUMENTS which support and/or evidence all out-of-pocket payments for the treatment of any injury suffered by YOU as a result of the INCIDENT.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 17: Plaintiff will produce all responsive, non-privileged documents within her possession, custody, or control, including receipts or records of co-payments and deductibles related to the treatment of the injury.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 18: Any and all DOCUMENTS which support and/or evidence YOUR claim for premises liability.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 18: Plaintiff will produce all responsive, non-privileged documents within her possession, custody, or control, which include: the Demand Letter, witness statements, and any photographs or inspection reports obtained, if any. Plaintiff expects the most critical evidence, such as the missing video surveillance and maintenance logs, to be in the possession of the

support and/or evidence all insurance payments for the treatment of any injury

suffered by YOU as a result of the INCIDENT.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 16: Plaintiff will produce all

responsive, non-privileged documents within her possession, custody, or control,

including any Explanations of Benefits (EOBs) or payment summaries received from

health insurance carriers (e.g., Kaiser Permanente) or government programs (e.g.,

Medi-Cal), if available.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 17: Any and all DOCUMENTS which

support and/or evidence all out-of-pocket payments for the treatment of any injury

suffered by YOU as a result of the INCIDENT.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 17: Plaintiff will produce all

responsive, non-privileged documents within her possession, custody, or control,

including receipts or records of co-payments and deductibles related to the treatment

of the injury.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 18: Any and all DOCUMENTS which

support and/or evidence YOUR claim for premises liability.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 18: Plaintiff will produce all

responsive, non-privileged documents within her possession, custody, or control,

which include the Demand Letter, witness statements, and any photographs or

inspection reports obtained, if any. Plaintiff expects the most critical evidence, such as

the missing video surveillance and maintenance logs, to be in the possession of the

Defendant.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 19: Any and all photographs and/or videos of the location of the INCIDENT.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 19: Plaintiff will produce all responsive, non-privileged documents within her possession, custody, or control.

Plaintiff has no photographs or videos of the location taken immediately before or after the incident, and notes that the Defendant claimed the surveillance video of the incident was unavailable.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 20: Any and all witness statements regarding the INCIDENT.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 20: Plaintiff will produce all responsive, non-privileged documents within her possession, custody, or control. This includes any written or recorded statements obtained from witnesses to the incident (Christopher Bradshaw, Troy Gatlin, Gary Gonsalves, and Shawna).

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 21: Any and all reports regarding the INCIDENT.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 21: Plaintiff will produce all responsive, non-privileged documents within her possession, custody, or control. This includes the Demand Letter and any written witness statements obtained.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 22: Any and all DOCUMENTS between YOU and PROPOUNDING PARTY regarding the INCIDENT.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 22: Plaintiff will produce all responsive, non-privileged documents within her possession, custody, or control, which may include letters or emails exchanged between the Plaintiff and the Defendant, or their representatives, regarding the incident.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 23: Any and all DOCUMENTS evidencing YOUR alleged fall the in the LOCATION the night of YOUR injury.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 23: Plaintiff will produce all responsive, non-privileged documents within her possession, custody, or control, which includes witness statements, her own account in the Demand Letter, and the initial ambulance and medical records detailing the mechanism of injury.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 24: Any and all DOCUMENTS between YOU and anyone else, exclusive of YOUR attorneys, regarding the INCIDENT.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 24: Plaintiff will produce all responsive, non-privileged documents within her possession, custody, or control, which includes written communications (e.g., text messages, emails) with friends or family regarding the incident and her injuries.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 25: Any and all photographs of YOUR injuries.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 25: Plaintiff will produce all responsive, non-privileged documents within her possession, custody, or control. This includes photographs of the injury, surgical sites, and scarring (referenced as Exhibit B

in the Demand Letter).

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 26: Any and all DOCUMENTS

evidencing YOUR enrollment in any drug rehabilitation program in the past 10 years.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 26: OBJECTION. This request seeks documents protected by the right to **privacy** and is **irrelevant** to the issues of premises liability, the Defendant's negligence, and the physical injuries sustained in the slip and fall. No responsive documents will be produced.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 27: Any and all DOCUMENTS

evidencing YOUR enrollment in any alcohol rehabilitation program in the past 10 years.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 27: OBJECTION. This request seeks documents protected by the right to **privacy** and is **irrelevant** to the issues of premises liability, the Defendant's negligence, and the physical injuries sustained in the slip and fall. No responsive documents will be produced.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 28: Any and all DOCUMENTS

evidencing YOUR enrollment in any unhoused programs in the past 10 years.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 28: OBJECTION. This request seeks documents protected by the right to **privacy** and is **irrelevant** to the core issues of premises liability and negligence in causing the physical injuries. No responsive documents will be produced.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 29: Any and all DOCUMENTS

evidencing YOUR blood alcohol level the night of the INCIDENT.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 29: Plaintiff will produce all responsive, non-privileged documents within her possession, custody, or control. Said evidence is contained within the Kaiser Permanente medical records previously produced to defense counsel.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 30: Any and all DOCUMENTS evidencing YOUR statements made to Kaiser Permanente employees the night of the INCIDENT.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 30: Plaintiff refers Propounding Party to the complete Kaiser Permanente medical file previously produced, as it contains documentation of statements made by the Plaintiff and witnesses upon admission.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 31: Any and all DOCUMENTS evidencing any mental health evaluations or diagnosis of YOU in the past ten years.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 31: OBJECTION. This request seeks documents protected by the right to **privacy** and the **psychotherapist-patient privilege**, and is **irrelevant** to the core issues of the Defendant's premises liability and negligence. No responsive documents will be produced.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 32: Any and all DOCUMENTS evidencing a hazardous area in the LOCATION the night of YOUR injury.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 32: Plaintiff will produce all responsive, non-privileged documents within her possession, custody, or control,

including witness statements and any photographs of the floor condition, if any exist.

Plaintiff expects documents related to the hazardous condition (e.g., maintenance logs, surveillance video) to be in the exclusive possession of the Defendant.

REQUEST FOR PRODUCTION OF DOCUMENTS NO. 33: Any and all DOCUMENTS evidencing DEFENDANT was on notice for a hazardous area in the LOCATION the night of YOUR injury.

RESPONSE TO PRODUCTION OF DOCUMENTS NO. 33: Plaintiff will produce all responsive, non-privileged documents within her possession, custody, or control, which primarily includes witness statements regarding the presence of the spill and the employees' subsequent conduct. Plaintiff expects documents related to notice (e.g., employee training, prior incident reports) to be in the exclusive possession of the Defendant.

DATED: December 2, 2025

Respectfully Submitted,

Dan Cahill