

**IN THE CIRCUIT COURT OF THE TWENTIETH JUDICIAL CIRCUIT
IN AND FOR CHARLOTTE COUNTY, FLORIDA
CIVIL DIVISION
CASE NO: 22-712-CA**

DALTON STOPLE,

Plaintiff,

-v-

DUANE BEIDEL,

Defendant.

PLAINTIFF'S RESPONSE TO DUANE BEIDEL'S REQUEST FOR ADMISSIONS

Plaintiff, DALTON STOPLE, by and through the undersigned attorney, responds to the Request for admissions of Defendant, DUANE BEIDEL, served the 18th day of July, 2022, as follows:

1. Plaintiff received benefits from a collateral source, as defined by Florida Statute 627.736 or Florida Statute 768.76, for medical bills alleged to have been incurred as a result of the incident described in the Amended Complaint.

ANSWER: Admit.

2. Plaintiff is entitled to receive benefits from a collateral source, as defined by Florida Statute 627.736 or Florida Statute 768.76, for medical bills alleged to have been incurred as a result of the incident described in the Amended Complaint.

ANSWER: Admit.

3. Plaintiff received benefits from a collateral source, as defined by Florida Statute 627.736 or Florida Statute 768.76, for loss of wages or income, alleged to have been sustained as a result of the incident described in the Amended Complaint.

ANSWER: Admit.

4. Plaintiff is entitled to receive benefits from a collateral source, as defined by Florida Statute 627.736 or Florida Statute 768.76, for loss of wages or income, alleged to have been sustained as a result of the incident described in the Amended Complaint.

ANSWER: Admit.

5. Plaintiff received benefits under the Personal Injury Protection portion of an automobile policy for medical bills alleged to have been incurred as a result of the incident described in the Amended Complaint.

ANSWER: Admit.

6. Plaintiff is entitled to receive benefits under the Personal Injury Protection portion of an automobile policy for medical bills alleged to have been incurred as a result of the incident described in the Amended Complaint.

ANSWER: Admit.

7. Plaintiff received benefits under the Personal Injury Protection portion of the automobile insurance policy for loss of wages or income alleged to have been sustained as a result of the incident described in the Amended Complaint.

ANSWER: Deny.

8. Plaintiff is entitled to receive benefits under the Personal Injury Protection portion of the automobile insurance policy for loss of wages or income alleged to have been sustained as a result of the incident described in the Amended Complaint.

ANSWER: Deny.

9. Plaintiff received benefits under the medical payments provisions of an automobile insurance policy for medical bills alleged to have been incurred as a result of the incident described in the Amended Complaint.

ANSWER: Admit.

10. Plaintiff is entitled to receive benefits under the medical payments provisions of an automobile insurance policy for medical bills alleged to have been incurred as a result of the incident described in the Amended Complaint.

ANSWER: Admit.

11. Plaintiff is subject to a deductible under the Personal Injury Protection portion of an automobile insurance policy.

ANSWER: Deny.

12. Plaintiff received benefits pursuant to a personal or group health insurance policy or policies, for medical bills alleged to have been incurred as a result of the incident described in the Amended Complaint.

ANSWER: **Deny. However, Plaintiff acknowledges receiving Worker Compensation benefits.**

13. Plaintiff is entitled to receive benefits pursuant to a personal or group health insurance policy or policies, for medical bills alleged to have been incurred as a result of the incident described in the Amended Complaint.

ANSWER: **Deny. However, Plaintiff acknowledges receiving Worker Compensation benefits.**

14. Plaintiff received benefits pursuant to a personal or group wage continuation plan or policy, for loss of wages or income alleged to have been sustained as a result of the incident described in the Amended Complaint.

ANSWER: **Deny. However, Plaintiff acknowledges receiving Worker Compensation benefits.**

15. Plaintiff is entitled to receive benefits pursuant to a personal or group wage continuation plan or policy, for loss of wages or income alleged to have been sustained as a result of the incident described in the Amended Complaint.

ANSWER: **Deny. However, Plaintiff acknowledges receiving Worker Compensation benefits.**

16. Plaintiff, at the time and place of the incident described in the Amended Complaint, had available a functional and operational seat belt/shoulder harness restraint system.

ANSWER: **Admit.**

17. Plaintiff, at the time and place of the incident described in the Amended Complaint was not using the available functional and operational seat belt/shoulder harness restraint system.

ANSWER: **Deny.**

18. Plaintiff's use of the available functional and operational seat belt/shoulder harness restraint system, at the time and place of the incident described in the Amended Complaint, would have prevented or lessened the injury and damage alleged by the Plaintiff.

ANSWER: **Deny.**

19. This action is subject to the Florida Motor Vehicle No-Fault Law, Florida Statute Sections 627.730 - 627.7405.

ANSWER: **Admit.**

20. At the time and place of the incident described in the Amended Complaint, Plaintiff complied with the provisions and security requirements set forth in Florida Statute 627.733.

ANSWER: **Admit.**

21. Plaintiff is an insured person under the Personal Injury Protection portion of an automobile insurance policy which was in force on the date of the incident described in the Complaint which provides payment of benefits of eighty (80%) percent of all reasonable and necessary medical expenses incurred and sixty (60%) percent of loss of income or earning capacity from inability to work as a result of the injury sustained from the incident described in the Amended Complaint to a maximum of Ten Thousand Dollars (\$10,000.00).

ANSWER: **Admit.**

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished, by email, this 28th day of July, 2022 to: Daniel Lemongello, Esquire HILL & LemonGello, P.A. Service E-mail: Jonat@lem-law.com; Soniav@hill-lem-law.com; Danl@hill-lem-law.com. (Beidel).

_____/s/ Derrick Isaac_____
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