

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT  
IN AND FOR MARION COUNTY, FLORIDA  
CIVIL DIVISION

CYNTHIA HENDRICK,

Plaintiff,

CASE NO.: 22-CA-2274

vs.

PATRICIA IRVINE,

Defendant.

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**DEFENDANT PATRICIA IRVINE'S**  
**FIRST REQUEST FOR ADMISSIONS TO PLAINTIFF CYNTHIA HENDRICK**

COMES NOW, Defendant Patricia Irvine, by and through her undersigned attorney, and pursuant to Rule 1.370, Florida Rules of Civil Procedure, and requests the Plaintiff Cynthia Hendrick, admit, in this action, that each of the following statements are true:

1. Please admit Plaintiff Cynthia Hendrick received benefits from a collateral source, as defined by §627.737(2) or §768.76, Fla. Stat., for medical bills alleged to have been incurred because of the incident described in the Complaint.

**RESPONSE:**

2. Please admit Plaintiff Cynthia Hendrick is entitled to receive benefits from a collateral source as defined in §627.737(2) or §768.76, Fla. Stat., for medical bills alleged to have been incurred because of the incident described in the Complaint.

**RESPONSE:**

3. Please admit Plaintiff Cynthia Hendrick received benefits from a collateral source, as defined by §627.737(2) or §768.76, Fla. Stat., for loss of wages or income alleged to have been sustained because of the incident described in the Complaint.

**RESPONSE:**

4. Please admit Plaintiff Cynthia Hendrick is entitled to receive benefits from a collateral source, as defined by §627.737(2) or §768.76, Fla. Stat., for loss of wages or income alleged to have been sustained because of the incident described in the Complaint.

**RESPONSE:**

5. Please admit Plaintiff Cynthia Hendrick received benefits under the Personal Injury Protection portion of an automobile policy for medical bills alleged to have been incurred because of the incident described in the Complaint.

**RESPONSE:**

6. Please admit Plaintiff Cynthia Hendrick is entitled to receive benefits under the Personal Injury Protection portion of an automobile policy for medical bills alleged to have been sustained because of the incident described in the Complaint.

**RESPONSE:**

7. Please admit Plaintiff Cynthia Hendrick received benefits under the Personal Injury Protection portion of an automobile insurance policy for loss of wages or income alleged to have been sustained because of the incident described in the Complaint.

**RESPONSE:**

8. Please admit Plaintiff Cynthia Hendrick is entitled to receive benefits under the Personal Injury Protection portion of an automobile insurance policy for loss of wages or income alleged to have been sustained because of the incident described in the Complaint.

**RESPONSE:**

9. Please admit Plaintiff Cynthia Hendrick received \$10,000.00 in benefits under the Personal Injury Protection portion of an automobile policy for medical bills alleged to have been incurred because of the incident described in the Complaint.

**RESPONSE:**

10. Please admit Plaintiff Cynthia Hendrick is entitled to receive \$10,000.00 in benefits under the Personal Injury Protection portion of an automobile policy for medical bills alleged to have been incurred because of the incident described in the Complaint.

**RESPONSE:**

11. Please admit Plaintiff Cynthia Hendrick received \$10,000.00 in benefits under the Personal Injury Protection portion of an automobile policy for medical bills and loss of wages or income alleged to have been incurred because of the incident described in the Complaint.

**RESPONSE:**

12. Please admit Plaintiff Cynthia Hendrick is entitled to receive \$10,000.00 in benefits under the Personal Injury Protection portion of an automobile policy for medical bills and loss of wages or income alleged to have been incurred because of the incident described in the Complaint.

**RESPONSE:**

13. Please admit Plaintiff Cynthia Hendrick received benefits under the medical payments provisions of an automobile insurance policy for medical bills alleged to have been incurred because of the incident described in the Complaint.

**RESPONSE:**

14. Please admit Plaintiff Cynthia Hendrick is entitled to receive benefits under the medical payments provisions of an automobile insurance policy for medical bills alleged to have been incurred because of the incident described in the Complaint.

**RESPONSE:**

15. Please admit Plaintiff Cynthia Hendrick is subject to a deductible under the Personal Injury Protection portion of an automobile insurance policy.

**RESPONSE:**

16. Please admit Plaintiff Cynthia Hendrick received benefits pursuant to personal or group health insurance policy, for medical bills alleged to have been incurred because of the incident described in the Complaint.

**RESPONSE:**

17. Please admit Plaintiff Cynthia Hendrick is entitled to receive benefits pursuant to personal or group health insurance policy, for medical bills alleged to have been incurred because of the incident described in the Complaint.

**RESPONSE:**

18. Please admit Plaintiff Cynthia Hendrick received benefits pursuant to a personal or group wage continuation plan or policy, for loss of wages or income alleged to have been sustained because of the incident described in the Complaint.

**RESPONSE:**

19. Please admit Plaintiff Cynthia Hendrick 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 because of the incident described in the Complaint.

**RESPONSE:**

20. Please admit Plaintiff Cynthia Hendrick, at the time and place of the incident described in the Complaint, had available a functional and operational seat belt/shoulder harness restraint system.

**RESPONSE:**

21. Please admit Plaintiff Cynthia Hendrick, at the time and place of the incident described in the Complaint, was not using the available functional and operational seat belt/shoulder harness restraint system.

**RESPONSE:**

22. Please admit Plaintiff Cynthia Hendrick'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 Complaint, would have prevented or lessened the injury and damage alleged by Plaintiff Cynthia Hendrick.

**RESPONSE:**

23. Please admit this action is subject to the Florida Motor Vehicle No-Fault Law, §§627.730-627.7405, Fla. Stat.

**RESPONSE:**

24. Please admit at the time and place of the incident described in the Complaint, Defendant complied with the provisions and security requirements set forth in §627.737(1), Fla. Stat.

**RESPONSE:**

**CERTIFICATE OF SERVICE**

I hereby certify that a copy hereof was served via Florida e-Portal this **16th** day of **December 2022** upon **Adrienn N. Toth, Esquire**, Morgan & Morgan, P.A., 20 N. Orange Ave.,

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By: /s/ Robert B. Buchanan  
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