

IN THE CIRCUIT COURT OF THE
SEVENTH JUDICIAL CIRCUIT IN AND
FOR VOLUSIA COUNTY

REYNALDO OTERO FELICIANO,

CASE NO.: 2022 11451 CIDL

Plaintiff,

vs.

JEFFREY MARSH LEMLICH,

Defendant.

_____ /

DEFENDANT, JEFFREY MARSH LEMLICH'S, REQUEST FOR ADMISSIONS

Defendant, JEFFREY MARSH LEMLICH, hereby requests the Plaintiff(s), REYNALDO OTERO FELICIANO, admit the following, pursuant to Fla.R.Civ.P. 1.370:

1. Defendant has complied with the requirements of Florida Statute section 627.730-627.7405.
2. Defendant complied with the requirements of Florida Statutes by having the security/insurance coverages required.
3. Defendant is entitled to the Tort Exemption and Limitation on Right to Damages as set forth in Florida Statute section 627.737.
4. At the time of the incident which is the subject matter of this lawsuit, Plaintiff, REYNALDO OTERO FELICIANO, had in force and effect a policy of automobile insurance with GEICO.
5. The policy of automobile insurance through GEICO provided Plaintiff, REYNALDO OTERO FELICIANO with Personal Injury Protection coverage for damages allegedly sustained as a result of the incident which is the subject matter of this lawsuit.

6. The policy of automobile insurance through GEICO. provided Plaintiff, REYNALDO OTERO FELICIANO with Medical Payments coverage for damages allegedly sustained as a result of the incident which is the subject matter of this lawsuit.

7. Plaintiff, REYNALDO OTERO FELICIANO is not entitled to recover from this Defendant(s), JEFFREY MARSH LEMLICH for payments made or payable for medical expenses incurred by GEICO for damages allegedly sustained as a result of the incident which is the subject matter of this lawsuit.

8. Benefits paid or payable for medical expenses incurred by GEICO constitute a collateral source pursuant to Florida Statute section 768.76.

9. Plaintiff has coverage in the amount of \$10,000.00 in Personal Injury Protection benefits paid or payable from GEICO and Defendant(s), JEFFREY MARSH LEMLICH is entitled to a reduction of any amounts awarded by the amount of Personal Injury Protection benefits paid or payable for medical expenses incurred.

10. Plaintiff has coverage in the amount of **\$5,000.00** in Medical Payment benefits paid or payable from GEICO and Defendant(s), JEFFREY MARSH LEMLICH, is entitled to a reduction of any amounts awarded by the amount of Medical Payment benefits paid or payable for medical expenses incurred.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was electronically filed with the Clerk of Court via the Florida Courts E-portal, which will serve a Notice of Electronic Filing to: ADRIENN N. TOTH, ESQ., atoth@forthepeople.com, emilysmith@forthepeople.com, vanessac@forthepeople.com; , , , , , on December 12, 2022.

/s/Brandy D. Rood
BRANDY D. ROOD, ESQUIRE

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