

IN THE CIRCUIT COURT OF THE NINTH JUDICIAL CIRCUIT  
IN AND FOR ORANGE COUNTY, FLORIDA  
CIVIL DIVISION

MIKALA WARD,

PLAINTIFF,

VS.

ALLSTATE FIRE AND CASUALTY  
INSURANCE COMPANY,

DEFENDANT.

CASE NO.

2022-CA-009769-O

**DEFENDANT'S REQUEST FOR ADMISSIONS**

Defendant, ALLSTATE FIRE AND CASUALTY INSURANCE COMPANY, by and through the undersigned counsel, pursuant to Florida Rule of Civil Procedure 1.370, requests Plaintiff, **MIKALA WARD**, to admit, in this action, that each of the following statements are true:

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

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

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

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

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 Complaint.

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 Complaint.

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

8. Plaintiff 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 as a result of the incident described in the Complaint.

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 Complaint.

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 Complaint.

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

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

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

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 Complaint.

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 Complaint.

16. Plaintiff received benefits pursuant to Medicaid for medical bills alleged to have been incurred as a result of the incident described in the Complaint.

17. Plaintiff is eligible to receive benefits pursuant to Medicaid for medical bills alleged to have been incurred as a result of the incident described in the Complaint.

18. Plaintiff received benefits pursuant to Medicare for medical bills alleged to have been incurred as a result of the incident described in the Complaint.

19. Plaintiff is eligible to receive benefits pursuant to Medicare for medical bills alleged to have been incurred as a result of the incident described in the Complaint.

20. Plaintiff received benefits pursuant to a Medicare Advantage Plan for medical bills alleged to have been incurred as a result of the incident described in the Complaint.

21. Plaintiff is eligible to receive benefits pursuant to a Medicare Advantage Plan for medical bills alleged to have been incurred as a result of the incident described in the Complaint.

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

23. Plaintiff, at the time and place of the incident described in the Complaint, failed to use the available functional and operational seat belt/shoulder harness restraint system.

24. Plaintiff 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.

25. This action is subject to the Florida Motor Vehicle No-Fault Law, Florida Statute Sections 627.730 et seq.

26. Plaintiff is insured person(s) 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 injury sustained from the incident described in the Complaint to a maximum of Ten Thousand (\$10,000.00) Dollars.

I HEREBY CERTIFY that on the 19th day of December, 2022,

pursuant to Administrative Order No. AOSC13-49, a copy of the foregoing Defendant's Request for Admissions has been electronically filed and served using the Florida Courts E-Filing Portal to:

Attorney for Plaintiff  
Jonathan Thomson, Esq.  
Florida Bar No. 076270  
MORGAN & MORGAN, P.A.  
20 N. Orange Avenue, 16th Floor  
Orlando, FL 32801  
Telephone: (407) 420-1414  
Facsimile: (407) 204-2281  
jonathant@forthepeople.com  
heathermorgan@forthepeople.com  
qthomas@forthepeople.com

LAW OFFICES OF DOLINA LORDEUS LASCAZE  
Mailing Address Only:  
4443 Lyons Road, Suite 206  
Coconut Creek, FL 33073  
Attorney Direct: (407) 619-0729  
Fax: (877) 838-0840

By:



Electronically Signed

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**MARIA B. VAZQUEZ**

FL Bar No. 97251

Attorney for Defendant(s)

ALLSTATE FIRE AND CASUALTY  
INSURANCE COMPANY

PRINCIPAL E-MAIL ADDRESS:

ORLANDOLEGAL@ALLSTATE.COM

Personal E-mail Address

(NOT for Service of Pleadings and Documents):

Maria.Vazquez@Allstate.com