

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

Case No.: 2022 CA 001578

Division:

SHANNON WALKER CHAMBERLAIN,

Plaintiff,

v.

NICHOLAS GORDON (DECEASED),
JOSEPHINE MCNEIL, AND GEICO
GENERAL INSURANCE COMPANY,

Defendants.
_____/

DEFENDANT'S REQUEST FOR ADMISSIONS

Plaintiff, Shannon Chamberlain, is requested to admit or deny the following allegations pursuant to the Florida Rules of Civil Procedure:

1. At the time of the accident that is the subject of this lawsuit, the vehicle in which you were riding had a fully operational seatbelt that was readily available for your use.
2. At the time of the accident that is the subject of this lawsuit, the vehicle in which you were riding had a fully operational shoulder harness that was readily available for your use.
3. You were not wearing a seatbelt at the time of this accident.
4. Your failure to use a seatbelt produced or contributed to at least a portion of your claimed injuries or damages.
5. Your claim is subject to the provisions of the "Florida Vehicle No-Fault Law".
6. You have or had available No-Fault/PIP benefits paid or payable toward your claims for medical bills and/or wage losses.
7. You have exhausted your No-Fault/PIP benefits.
8. All PIP and/or medical payments coverage paid or payable for bills/losses incurred up to the

time of trial are properly characterized as collateral sources, to be set off against any jury award for past medical expenses and past wage losses.

9. You did not incur any lost wages as a result of the accident, which is the subject matter of this lawsuit.
10. You did not incur any loss of earning capacity as a result of the accident, which is the subject matter of this lawsuit.
11. All or part of your medical bills incurred to date have been paid or are payable by your No-Fault benefits.
12. All or part of your lost wages incurred to date have been paid or are payable by your available No-Fault benefits.
13. You had not experienced any neck pain in the three-year period prior to the April 23, 2021 accident described in the Complaint.
14. You had not experienced any back pain in the three-year period prior to the April 23, 2021 accident described in the Complaint.
15. You had not experienced any right shoulder pain in the three-year period prior to the April 23, 2021 accident described in the Complaint.
16. You had not experienced any left shoulder pain in the three-year period prior to the April 23, 2021 accident described in the Complaint.
17. Please admit that you posted about the subject incident on your social media account(s).
18. Please admit that you have posted pictures of yourself taken within the past 5 years on your social media account(s).
19. Please admit that you have posted videos of yourself taken within the past 5 years on your social media account(s).
20. Please admit you have posted status update on your social media account(s) regarding some of your activities since the April 23, 2021 motor vehicle accident.
21. You did not sustain a "threshold" injury, as defined by the Florida Motor Vehicle No-Fault Law, in the incident alleged in your complaint.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by Electronic Mail on this, the 6th day of September, 2022 to the following designated service email address(es): Michael R. Vaughn, Esq., Morgan & Morgan, P.A., jburnham@forthepeople.com, mserrano@forthepeople.com, mvaughn@forthepeople.com.

Law Office of Aurora D. Brown

A handwritten signature in black ink, appearing to read "Joseph Nepowada", written over a horizontal line.

Joseph Nepowada, Esq.

(Employees of Government Employees Insurance Company)

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