

**Illustration 4-10** FRCP 26 MOTION FOR PROTECTIVE ORDER

|   |   |                       |
|---|---|-----------------------|
| IN THE UNITED STATES DISTRICT COURT<br>FOR THE EASTERN DISTRICT OF YOURSTATE<br>NORTHERN DIVISION |   |                       |
| BEN RUNOVER,<br>Plaintiff   | ) |                       |
|   | ) |                       |
| v.  | ) | DOCKET NO. YR00-00001 |
| SOFT LANDING, INC.,<br>Defendant  | ) |                       |
|   | ) |                       |

MOTION FOR PROTECTIVE ORDER AND CERTIFICATION  
OF GOOD FAITH EFFORT TO RESOLVE DISPUTE

Motion

Plaintiff, Ben Runover, pursuant to FRCP 26(c), moves the court for an order providing that he not be required to answer interrogatories 3 and 4 from Defendant's First Interrogatories to Plaintiff served on counsel for plaintiff on May 10, YR00. The interrogatories objected to are as follows:

3. Identify each and every physician, osteopath, chiropractor or other health care provider or medical personnel of any kind who has treated or consulted with you as a patient during the last ten years other than those identified in response to No.1 and for each one identified state:

- a. the date(s) of such treatment or consultation;
- b. the medical or other condition for which the treatment or consultation was rendered;
- c. the diagnosis made and treatment rendered, including medication(s) and physical therapy.

4. Identify each and every hospital, clinic or other health care facility of any kind where you have received treatment as an in-patient or out-patient during the last ten years other than those identified in response to No. 2 and for each one identified state:

- a. the date(s) of such treatment, including dates of admission and discharge;
- b. the medical or other condition for which the treatment was rendered;
- c. the treatment rendered, including procedures performed, medication(s) and physical therapy.

Plaintiff objects to answering these interrogatories on the grounds that they are overly broad and burdensome and request information regarding medical treatment received by plaintiff unrelated to the injuries received by plaintiff in the instant suit.

Certification

Counsel for plaintiff, Mellow Fellow, hereby certifies that he has made a good faith effort to resolve this discovery dispute by placing a telephone call to Mr. Hard Case, counsel for defendant, on May 17, YR00. In that phone conversation Mellow Fellow explained to Mr. Case his objections to answering interrogatories 3 and 4. Notwithstanding that explanation, Mr. Case advised that he would take the position that the interrogatories must be answered.

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Mellow Fellow  
Attorney for plaintiff Ben  
Runover  
(Address)

(Certificate of Service omitted)