

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

GINA RING,

Plaintiff,

v.

GENERAL MILLS,

Defendant.

ORDER

11-cv-167-bbc

This is a products liability action in which plaintiff Gina Ring claims that she injured her hand while opening a can of Progresso soup. Now before the court is defendant's motion to compel discovery. Dkt. # 23.

First, defendant moves to compel plaintiff to provide 10 executed HIPPA releases for her medical records. By letter dated August 17, 2011, plaintiff provided defendant with the authorizations to release her records at Meriter and University of Wisconsin Hospital and Clinics. The court will grant defendant's motion to compel her to provide the required releases for the remainder of her medical records.

Second, defendant moves to compel plaintiff to provide complete answers to interrogatories 2, 19 and 23. Interrogatory 2 asks plaintiff to provide information concerning personal injuries, to include the date, location, names and addresses of all persons involved, the nature of the injury sustained, names and addresses of the persons treating the injuries. In her response to the motion to compel she provides some information but it is vague as to dates and as to the injuries sustained. She will be compelled to provide the date of the incident and the nature of the injuries she sustained.

Interrogatory 19 seeks the amount charged by healthcare providers. Plaintiff has now provided this information. Interrogatory 23 seeks insurance information. That information has

also now been provided. Defendant's motion to compel answers to these interrogatories will be denied as moot.

Finally, in document request number 11, defendant seeks documents relating to the incident, including bills documenting other items of damages. Plaintiff provided only a receipt for ambulance services. In her response to the motion to compel, plaintiff states that is "the only documentation she has on hand." Although the court will not compel plaintiff to produce documents she does not have, plaintiff is advised that her failure to provide further documentation may limit her special damages request.

ORDER

IT IS ORDERED that defendant's motion to compel to provide a more complete response to Interrogatory 2 and the remainder of the authorizations to release medical records is GRANTED; and in all other respects is DENIED.

Entered this 8th day of September, 2011.

BY THE COURT:

/s/

STEPHEN L. CROCKER
Magistrate Judge