

**IN THE CIRCUIT COURT OF THE 19TH JUDICIAL CIRCUIT
LAKE COUNTY, ILLINOIS**

M.J., a minor, by his parents and guardians,	)	
ALBERT JONES and KAREN JONES,	)	
	)	
Plaintiff,	)	
	)	
v.	)	No. 2025 L 123456
	)	
RONALD CLEMMONS,	)	
LOWER COUNCIL SCHOOL DISTRICT,	)	
BUD SMITH, and ACE TRUCKING COMPANY,	)	
	)	
Defendants.	)	

**PLAINTIFF M.J., A MINOR, BY HIS PARENTS AND GUARDIANS ALBERT JONES
AND KAREN JONES,
ANSWERS TO DEFENDANTS BUD SMITH AND ACE TRUCKING COMPANY'S
RULE 213(F) INTERROGATORIES**

NOW COMES the Plaintiff, M.J., a minor, by his parents and guardians, ALBERT JONES and KAREN JONES, by and through his attorneys, SAUNDERS & ASSOCIATES LAW OFFICES, and as and for his Answers to Defendants BUD SMITH and ACE TRUCKING COMPANY's Rule 213(f) Interrogatories, states as follows:

Interrogatories

1. Pursuant to Supreme Court Rule 213(f)(1), provide the name and address of each lay witness who will testify at trial, and for each lay witness identify and state the subjects on which the witness will testify.

ANSWER:

Plaintiff M.J., 138 State St., Phoenix, AZ, 85008, may be called to render fact and opinion testimony concerning all relevant matters, including the alleged incident, subject location, weather conditions on or about date and time of alleged incident, how the alleged incident occurred, communications and conversations regarding the alleged incident, all other relevant facts surrounding the alleged incident, his alleged injuries, damages, medical treatments, recovery, return to activities, past and present physical conditions, ability, activities and limitations, prior and subsequent accidents/incidents, past and future medical treatments/surgeries, any and all damages claimed as a result of the incident; and any other testimony relevant and related to the alleged incident, including as given in his discovery deposition testimony, if taken.

Albert Jones, Plaintiff M.J.'s parent and guardian, 138 State St., Phoenix, AZ, 85008, may be called to render fact and opinion testimony concerning all relevant matters, including the alleged incident, communications and conversations regarding the alleged incident, all other relevant facts surrounding the alleged incident, Plaintiff M.J.'s alleged injuries, medical treatments, recovery, return to activities, past and present physical conditions, ability, activities and limitations, prior and subsequent accidents/incidents, past and future medical treatments/surgeries, any and all damages claimed as a result of the incident; and any other testimony relevant and related to the alleged incident, including as given in his discovery deposition testimony, if taken.

Karen Jones, Plaintiff M.J.'s parent and guardian, 138 State St., Phoenix, AZ, 85008, may be called to render fact and opinion testimony concerning all relevant matters, including the alleged incident, communications and conversations regarding the alleged incident, all other relevant facts surrounding the alleged incident, Plaintiff M.J.'s alleged injuries, medical treatments, recovery, return to activities, past and present physical conditions, ability, activities and limitations, prior and subsequent accidents/incidents, past and future medical treatments/surgeries, any and all damages claimed as a result of the incident; and any other testimony relevant and related to the alleged incident, including as given in her discovery deposition testimony, if taken.

Daniel Mitchell, student on school bus at time of incident, 567 Lindsey Ave., Grayslake, IL, 60030, may be called to render fact and opinion testimony concerning all relevant matters, including the alleged incident, subject location, weather conditions on or about date and time of alleged incident, how the alleged incident occurred, communications and conversations regarding the alleged incident; and any and all other relevant facts surrounding the alleged incident, including as given in his discovery deposition testimony if taken.

Defendant Ronald Clemmons, Defendant Lower Council School District's employee bus driver, 123 Golf Rd, Libertyville, IL, 60048, may be called to render fact and opinion testimony concerning all relevant matters, including the alleged incident, subject location, weather conditions on or about date and time of the alleged incident, how the alleged incident occurred, communications and conversations regarding the alleged incident, previous employment history, current employment status, current and past health concerns or conditions, consumption of medications/alcohol/other substances within 24 hours prior to alleged incident, licensing and traffic violation history, standard operating procedures for Lower Council School District duties; and any other testimony relevant and related to the alleged incident, including as given in his discovery deposition testimony, if taken.

Defendant Bud Smith, Defendant Ace Trucking Company's employee truck driver, 456 Washington St., Gurnee, IL, 60031, may be called to render fact and opinion testimony concerning all relevant matters, including the alleged incident, subject location, weather conditions on or about date and time of the alleged incident, how the alleged incident occurred, communications and conversations regarding the alleged incident, previous employment history, current employment status, current and past health concerns or conditions, consumption of medications/alcohol/other substances within 24 hours prior to alleged incident, licensing and traffic violation history, standard operating procedures for Ace Trucking Company duties; and any other testimony relevant and related to the alleged incident, including as given in his discovery deposition testimony, if taken.

Justin Acerman, Defendant Ace Trucking Company's president and owner, 456 Washington St., Gurnee, IL, 60031, may be called to render fact and opinion testimony concerning all relevant matters, including the alleged incident; knowledge of alleged incident; communications and conversations regarding the alleged incident; Ace Trucking Company's corporate and financial structure; company policies and procedures for safety, hiring, employment reviews, driver performance monitoring, vehicle inspection and maintenance; company and personal steps taken following alleged incident; and any other testimony relevant and related to the alleged incident, including as given in his discovery deposition testimony, if taken.

Chuck Denson, Defendant Ace Trucking Company's employee mechanic, 456 Washington St., Gurnee, IL, 60031, may be called to render fact and opinion testimony concerning all relevant matters, including communications and conversations regarding the alleged incident; employment history; training, education, and experience in truck repair, maintenance, and brake systems; Ace Trucking Company's policies and procedures for inspection and maintenance of fleet vehicles, purchasing of replacement parts, manufacturer of purchased replacement parts; inspection, maintenance, and purchasing of replacement parts for vehicle involved in alleged incident; any relevant communication and conversation with Acme Brake Manufacturing Company and its employees; knowledge of location/status of vehicle involved in alleged incident as well as its component parts during and after the alleged incident; and any other testimony relevant and related to the alleged incident, including as given in his discovery deposition testimony, if taken.

Wendy Clark, Acme Brake Manufacturing Company's president, 157 Lydia St., Waukegan, IL, 60085, may be called to render fact and opinion testimony concerning all relevant matters, including communications and conversations regarding the alleged incident; Acme Brake Manufacturing Company's corporate and financial structure, product quality control standards and policies, sales policies and procedures, product quality disclosure policies and procedures; communications and conversations with Ace Trucking Company and its employees; past and current involvement in liability lawsuits; and any other testimony relevant and related to the alleged incident, including as given in her discovery deposition testimony, if taken.

Kevin Samson, Acme Brake Manufacturing Company's employee salesperson, 157 Lydia St., Waukegan, IL, 60085, may be called to render fact and opinion testimony concerning all relevant matters, including Acme Brake Manufacturing Company's sales policies and procedures, knowledge of product quality control and testing policies and procedures, communications and conversations with Ace Trucking Company and its employees, Acme sales quotas and bonus structure; and any other testimony relevant and related to the alleged incident, including as given in his discovery deposition testimony, if taken.

Pamela Simpson, eyewitness to alleged incident, 2578 W. Hill Ave, Gurnee, IL, 60031, may be called to render fact and opinion testimony concerning all relevant matters, including the alleged incident, subject location, weather conditions on or about date and time of alleged incident, knowledge as to how the alleged incident occurred, communications and conversations regarding the alleged incident, subject location immediately following incident; and any other testimony relevant and related to the alleged incident, including as given in her discovery deposition testimony, if taken.

Plaintiff reserves the right to call any and all court reporters that cover and transcribe any depositions or evidence depositions taken to date, or hereafter.

Plaintiff further reserves the right to supplement these Answers at a later date in accordance with Illinois Supreme Court Rules.

2. Pursuant to Supreme Court Rule 213(f)(2), provide the name and address of each independent expert witness who will testify at trial, identify the subjects on which each independent expert witness will testify and the opinions you expect to elicit from each witness.

ANSWER:

Lake County Sheriff's Department Officer Robert Young, 25 S. M.L.K. Jr. Ave, Waukegan, IL 60085, may be called to render fact and opinion testimony concerning all relevant matters, including the alleged incident; subject location/premises; observations at the time of the incident; scene of the incident; how the alleged incident occurred; communications and conversations regarding the alleged incident; damages/injuries as a result of the incident; investigations of the alleged incident; knowledge of the subject matter of photos/videos of subject scene at all relevant times; any and all police reports and/or other investigations into the incident; lay the foundation for the police report and/or other investigations into the incident; and any other testimony relevant and related to the alleged incident, including as given in his discovery deposition testimony, if taken.

Lake County Sheriff's Department Officer Mark White, 25 S. M.L.K. Jr. Ave, Waukegan, IL 60085, may be called to render fact and opinion testimony concerning all relevant matters, including the alleged incident; subject location/premises; observations at the time of the incident; scene of the incident; how the alleged incident occurred; communications and conversations regarding the alleged incident; damages/injuries as a result of the incident; investigations of the alleged incident; knowledge of the subject matter of photos/videos of subject scene at all relevant times; any and all police reports and/or other investigations into the incident; lay the foundation for the police report and/or other investigations into the incident; and any other testimony relevant and related to the alleged incident, including as given in his discovery deposition testimony, if taken.

Lake County Sheriff's Department Officer Jane Cummings, 25 S. M.L.K. Jr. Ave, Waukegan, IL 60085, may be called to render fact and opinion testimony concerning all relevant matters, including the alleged incident; subject location/premises; observations at the time of the incident; scene of the incident; how the alleged incident occurred; communications and conversations regarding the alleged incident; damages/injuries as a result of the incident; investigations of the alleged incident; knowledge of the subject matter of photos/videos of subject scene at all relevant times; any and all police reports and/or other investigations into the incident; lay the foundation for the police report and/or other investigations into the incident; and any other testimony relevant and related to the alleged incident, including as given in her discovery deposition testimony, if taken.

Rose Jackson, A-Tec Ambulance's employee paramedic, 7510 S. Virginia Rd., Crystal Lake, IL, 60014, may be called to render fact and opinion testimony concerning all relevant

matters, including the alleged incident; subject location/premises; time and arrival at the scene; observations at the time of the incident; scene of the incident; communications and conversations regarding the alleged incident; field assessments of individuals at the scene of the alleged incident; treatments, interventions, and medications administered to injured party/parties at the scene, during transport, and during hand-off to hospital; and any other testimony relevant and related to the alleged incident, including as given in her discovery deposition testimony, if taken.

Juan Gomez, A-Tec Ambulance's employee paramedic, 7510 S. Virginia Rd., Crystal Lake, IL, 60014, may be called to render fact and opinion testimony concerning all relevant matters, including the alleged incident; subject location/premises; time and arrival at the scene; observations at the time of the incident; scene of the incident; communications and conversations regarding the alleged incident; field assessments of individuals at the scene of the alleged incident; treatments, interventions, and medications administered to injured party/parties at the scene, during transport, and during hand-off to hospital; and any other testimony relevant and related to the alleged incident, including as given in his discovery deposition testimony, if taken.

Dr. Allen Ramirez, Mercy Hospital, 1000 N. Westmoreland Rd., Lake Forest, IL, 60045, may be called to testify concerning all relevant matters, including his education, professional background, areas of medical practice/specialization, and experience; Plaintiff's medical history; Plaintiff's injuries, medical care and treatment, examinations, tests and results; Plaintiff's pain, suffering, scarring, and disabilities; Plaintiff's ability for activity/school/work prior and subsequent to the alleged incident; future medical care, surgery, rehabilitative care, and other related expenses; and any other testimony relevant and related to the alleged incident, including as given in his discovery deposition testimony, if taken.

Dr. Michelle Kahn, Mercy Hospital, 1000 N. Westmoreland Rd., Lake Forest, IL, 60045, may be called to testify concerning all relevant matters, including her education, professional background, areas of medical practice/specialization, and experience; Plaintiff's medical history; Plaintiff's injuries, medical care and treatment, examinations, tests and results; Plaintiff's pain, suffering, scarring, and disabilities; Plaintiff's ability for activity/school/work prior and subsequent to the alleged incident; future medical care, surgery, rehabilitative care, and other related expenses; and any other testimony relevant and related to the alleged incident, including as given in her discovery deposition testimony, if taken.

Richard Yu, Athletico Physical Therapy's employee physical therapist, 1860 E. Belvidere Rd., Grayslake, IL 60030, may be called to testify concerning all relevant matters, including his education, professional background, areas of practice/specialization, and experience; Plaintiff's medical condition, injuries, treatment, examinations, and results, at all relevant times; Plaintiff's pain, mobility, and physical ability for activity/school/work at all relevant times; future physical therapy and rehabilitative care, and other related expenses; and any other testimony relevant and related to the alleged incident, including as given in his discovery deposition testimony, if taken.

Dr. Maya Roberts, Phoenix Rehabilitation Center, 775 E Willetta St., Phoenix, AZ, 85006, may be called to testify concerning all relevant matters, including her education, professional background, areas of medical practice/specialization, and experience; Plaintiff's medical history; Plaintiff's injuries, medical care and treatment, examinations, tests and results;

Plaintiff's pain, suffering, scarring, and disabilities; Plaintiff's ability for activity/school/work prior and subsequent to the alleged incident; future medical care, surgery, rehabilitative care, and other related expenses; and any other testimony relevant and related to the alleged incident, including as given in her discovery deposition testimony, if taken.

Plaintiff's other medical and health care providers (not yet identified) may be called to testify concerning all relevant matters, including their education, professional background, areas of medical practice/specialization and experience; Plaintiff's medical history; Plaintiff's injuries, medical care and treatment, examinations, tests and results, and rehabilitation/therapy; Plaintiff's pain, suffering, scarring, and disabilities; Plaintiff's ability for activity/school/work prior and subsequent to the alleged incident; future medical care, surgery, rehabilitative care, and other related expenses.

Furthermore, these medical and health care providers will testify consistent with their medical reports and other reports/documents which have been subpoenaed, expanding upon the issues/information contained in said medical records/documents; in addition, they are expected to testify consistent with their discovery depositions, if taken.

Plaintiff reserves the right to call any and all records keepers for the various medical facilities at which Plaintiff treated, both before and after the subject incident, to lay foundation, if needed, for Plaintiff's medical records; in addition to any and all court reporters that cover and transcribe any depositions or evidence depositions taken to date, or hereafter.

3. Pursuant to Supreme Court Rule 213(f)(3), provide the name and address of each controlled expert witness who will testify at trial and for each controlled expert identify:
- i. the subject matter on which the witness will testify;
 - ii. the conclusion and opinions of the witness and the bases thereof;
 - iii. the qualifications of the witness; and,
 - iv. any reports prepared by the witness about this case.

ANSWER:

Clifford Livingston, ECL Engineering Inc.'s employee engineer, 20 N. Wacker Suite 1928, Chicago, IL, 60607, may be called to testify concerning the following:

- i. The physics and mechanics of how brakes work, in general and in air brake system used by truck/trailer involved in alleged incident; standard composition and materials used in manufacturing brakes and how these materials are affected during use, in general and in the conditions/vehicle of the alleged incident; industry standards for analyzing brake function, friction, adjustment, and temperature prior to and during use; industry standards for evaluating stopping distances and tolerances for brakes and brake adjustment; effects of the involved truck/trailer route prior to alleged incident, on functioning of brakes; industry standard for brake maintenance at trucking companies and mechanic/driver safety checks.

- ii. To a reasonable degree of certainty, the accident was a result of failure to properly maintain and adjust Ace Trucking Company's truck/trailer air brakes, resulting in a brake function failure that caused the truck/trailer's inability to stop prior to and during the alleged incident. These findings relied on recognized mechanical engineering calculations and formulas of physics, temperature, and friction; and the industry standard of analysis based on brake manufacturer Rockwell International's 1980s study.
- iii. Livingston holds a Bachelor's Degree, Master's Degree, and Ph.D. in Mechanical Engineering from University of Illinois, and is currently employed as a mechanical engineer at ECL Engineering, Inc.
- iv. To date, Plaintiff does not have written reports from this witness; Plaintiff reserves the right to supplement this Answer at a later date in accordance with Illinois Supreme Court Rules.

Plaintiff reserves the right to retain, identify, and disclose experts at a later date pursuant to court order and in compliance with Illinois Supreme Court Rules.

/s/ Roy Saunders

Saunders & Associates Law Offices
Attorney for Plaintiff M.J., by his Parents
and Guardians Albert Jones and Karen Jones

Roy Saunders
Saunders & Associates Law Offices
24 South County Street
Waukegan, Illinois 60085
ARDC No: 0011222
Ph: 847-555-1234
Fax: 847-555-5678
roy@saunderslaw.com