

IN THE CIRCUIT COURT OF THE
FOURTEENTH JUDICIAL CIRCUIT IN
AND FOR JACKSON COUNTY,
FLORIDA

EMMON SMITH,

CIVIL DIVISION

Plaintiff(s),

CASE NO: 09-719-CA

v.

R.J. REYNOLDS TOBACCO COMPANY,
et. al.,

Defendant(s).

**PLAINTIFF'S FIRST REQUEST FOR ADMISSIONS AND INTERROGATORIES
TO DEFENDANT R.J. REYNOLDS TOBACCO COMPANY**

The Plaintiff, EMMON SMITH, propounds the attached Request for Admissions and Interrogatories to Defendant, R.J. REYNOLDS TOBACCO COMPANY, to be answered in writing, under oath, within your knowledge or the knowledge of your agents, servants, employees or attorneys, within 30 days from the date of service hereof in accordance with Rule 1.340, Florida Rules of Civil Procedure.

CERTIFICATE OF SERVICE

WE HEREBY CERTIFY true and correct copies of the foregoing have been provided by Mail and Facsimile this ____ day of October, 2010, to the attached Service list.

RATZAN & RUBIO, P.A.
Attorneys for Plaintiffs
1450 Brickell Avenue, Suite 2600
Miami, FL 33131
Phone: (305) 374-6366
Facsimile: (305) 374-6755

By: _____
Maria L. Rubio
Florida Bar No.: 623891

REQUEST FOR ADMISSIONS TO R.J. REYNOLDS TOBACCO COMPANY

1. Admit that all writings produced by you in prior litigation are authentic.
2. Admit that Mr. Smith had squamous cell carcinoma of the left lung.
3. Admit that Plaintiff's squamous cell carcinoma of the left lung was caused at least in part, due to smoking cigarettes.
4. Admit that Plaintiff has COPD of the right lung.
5. Admit that Plaintiff's COPD of the right lung was caused at least in part, due to smoking cigarettes.
6. Admit that any condition associated with Plaintiff's prostate did not cause squamous cell carcinoma of the left lung.
7. Admit that any condition associated with Plaintiff's prostate did not cause COPD of the right lung.
8. Admit that Plaintiff suffers from bronchiectasis of the right lung.
9. Admit that Plaintiff suffers from chronic bronchitis of the right lung.
10. Admit that Plaintiff suffers from chronic productive cough.
11. Admit that Plaintiff has chronic hyperexpansion of the right lung.
12. Admit that Plaintiff has severe overinflation of the right lung.
13. Admit that Plaintiff has scarring in the right lung.
14. Admit that Plaintiff has interstitial disease in the right lung.
15. Admit that Plaintiff has deviation of the trachea to the left.

INTERROGATORIES TO R.J. REYNOLDS TOBACCO COMPANY

1. In the event you have denied any of the above requests for admission please set forth the specific facts, and identify by date, name and/or subject any documents on which you base such denial.

2. If you deny and/or fail to admit any of the Requests for Admissions set forth above please state the reasons for such response, and the facts relied upon in denying and/or failing to admit the same.