

REQUEST FOR PRODUCTION OF DOCUMENTS – Instructions / Disclaimer

Once a civil lawsuit is commenced, a party is permitted to seek to obtain information relevant to the lawsuit about other parties to the suit, during the fact-finding phase before trial called Discovery. General provisions governing Discovery are found in Rule 26 of the Nevada Rules of Civil Procedure ("NRCP"). In general, parties may obtain Discovery about any matter which is relevant to the subject matter involved in the pending action, so long as the information is not privileged. Information about each of the different Discovery tools available to parties to a lawsuit, and how they may be used, can be found in NRCP 30 through 36.

Request for Production of Documents is a discovery tool encompassed in Rule 34, and allows any party to serve upon any other party a request to produce relevant documents. The party making the request (or someone acting on the requesting party's behalf) is permitted to inspect and copy any designated documents. "Documents" include writings, drawings, graphs, charts, photographs, phonorecords, and other data compilations from which information can be obtained, translated, if necessary, by the responding party through detection devices into reasonably usable form.

Request for Production of Documents may be served upon the plaintiff after the lawsuit is commenced; and upon any other party only at the time of or after that party is served with the summons and complaint. The party upon whom the Request is served is then required to provide a written response within thirty (30) days after service of the Request. A shorter or longer time may be ordered by the Court or, in absence of a Court order, agreed to by written stipulation of the parties, so long as the time by which response is extended does not interfere with any time set for completion of discovery (See, Rule 29). ***The party requesting that documents be copied must pay the reasonable cost therefor,*** and the Court may direct the responding party to copy the documents.

Provided [below] are sample Requests for Production of Documents which may assist you in discovering certain important information about other parties that will be helpful to your case. These Requests are fundamental in nature, and are not intended to be an all-inclusive compilation of what you may need to know in order to prove your entire case.

DISCLAIMER: THE COURT DOES NOT GIVE LEGAL ADVICE

If you need assistance in determining the applicability of any Request for Documents, or the comprehensiveness of the sample Requests provided below to your case, you are encouraged to obtain the advice of a legal professional licensed to practice in Nevada. Professional legal advice may also be of assistance to you concerning the use of any of the other forms of discoverable information provided for in Court Rules 30 through 36.

Please use only those Requests for Production of Documents that apply to the particulars of your own case, e.g. those that will enable you to discover to information you will need to prove the facts of your case. Not every Request applies to every type of case or set of circumstances, and the Court may not require an opposing party to comply with some or all of your document requests if they do not apply to the facts of your case.

Request for Production of Documents:

Pursuant to Nevada Rule of Civil Procedure 34, "Documents" include writings, drawings, graphs, charts, photographs, phonorecords, and other data compilations from which information can be obtained, translated, if necessary, by the responding party through detection devices into reasonably usable form.

1. Please produce the Documents in your possession, custody or control which support your responses to the Interrogatories served concurrently herewith.
2. Please produce the Documents in your possession, custody or control which support your responses to the Requests for Admission served concurrently herewith.
3. Please produce the Documents in your possession, custody or control which support each affirmative defense which you have asserted in your Answer to the Complaint against you. Designate which particular defense or defenses you claim each document produced applies to.
4. Please produce the Documents in your possession, custody or control which you contend support each allegation in your Complaint. Designate which particular allegation or allegations each document produced applies to.
5. Please produce the Documents in your possession, custody or control which support your claimed damages.
6. Please produce the Documents in your possession, custody or control which support your claim for physical, mental, or emotional injuries.
7. Please produce the Documents in your possession, custody or control which support each contention which you are making that someone other than you is responsible, in whole or in part, for the damages asserted in the Complaint.
8. Please produce a copy of any and all insurance policies and/or declaration sheets of any and all policies, including excess umbrella policies, providing the nature and monetary amounts of all insurance and indemnity coverage for you and any named insured regarding the insured of the vehicle that caused injuries and damages to the Plaintiff in the subject incident.
9. Produce proof of ownership and/or any lease agreement or other documentary evidence regarding usage of the Defendant's vehicle in effect at the time of the incident.
10. Produce any and all videotapes (including surveillance), charts, plats, drawings, laser copies of or actual photographs (e.g. in color), or otherwise of: (a) any vehicle involved in the subject incident; (b) any party to this action, plaintiff, defendant, and/or witness; and (c) the scene and/or surrounding area where subject incident occurred.
11. Produce copies of all written and/or audiotapes of any recorded statement of either party and/or non-party witnesses as to either (a) how the accident occurred and/or (b) the extent of injuries and damages sustained by Plaintiff.

12. Produce copies of all investigative reports, including accident reconstructionist reports, engineer reports, medical examination reports, medical records review, reports prepared by or on behalf of Defendant by either Defendant's auto liability insurer and/or its agents, accident reconstructionists, engineers, medical professionals, or otherwise, as to the causation of the underlying incident and/or Plaintiff's injuries and damages arising therefrom.
13. Produce copies of all estimates of repair, auto body invoices of repair and other related records as to all injuries and damages which occurred in the incident as to all persons' property.
14. For each expert witness you expect will testify at trial, or any hearing related to this case, please produce a copy of their curriculum vitae and a complete copy of their file relating to this case.
15. Produce any and all documents regarding Defendant's traffic and/or other law violation citation as a result of this incident, including but not limited to the citation, receipt of payment, court transcripts and printouts, and proof of disposition.