

Thomas Rogan and Denise Garofalo, as Administrator and Administratrix of the Estate of Joseph Rogan, Plaintiffs	:	In the Court of Common Pleas of Luzerne County
	:	Civil Action At Law Jury Trial Demanded
v.	:	
Richard J. Rody, et al. Defendants	:	
v.	:	No. 10057 of 2010
Anthony Mitchell, et al. Additional Defendants	:	Consolidated to No. 14494 of 2009

Allison A. Sharon Plaintiff	:	In the Court of Common Pleas of Luzerne County
	:	Civil Action At Law
v.	:	
Richard Rody, et al. Defendants	:	No. 3471 of 2010
v. Anthony Mitchell, et al. Additional Defendants	:	Consolidated to No. 14494-2009

Jeremy P. Martin Plaintiff	:	In the Court of Common Pleas of Luzerne County
	:	Civil Action At Law
v.	:	
Richard Rody, et al. Defendants	:	No. 14494 of 2009

FILED
 PROthonotary
 LUZERNE COUNTY
 2012 MAR 20 PM 2:08

ORDER

AND NOW, this 20th day of March, 2012, upon consideration of Plaintiff's Motion to Compel, and Defendant's, Richard Rody and A. Duie Pyle, Inc., (hereinafter



Filing ID: 1252373
 2009-14494-0169 Order with Rule 236

Luzerne County Civil Records
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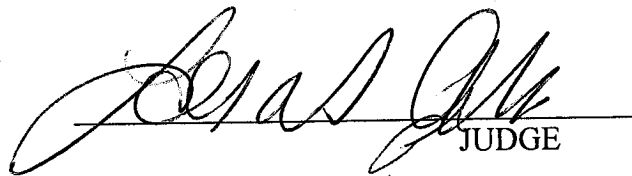
referred to as "Defendant") Response, the Motion is Granted in part; Denied in part. The Defendant is hereby **ORDERED AND DIRECTED** to provide Plaintiffs with the following documents:

1. driver's manual policies and procedures of Defendant Company;
2. the operation and run documents of Defendant Richard J. Rody for thirty (30) days prior to the accident through the time of the collision, including the driver's trip envelopes and all bills of lading;
3. the driver's inspection report on the tractor from January 2007 to the time of the subject accident;
4. the dispatch and communication records between dispatch and the driver for thirty (30) days before the collision through the time of the deliver of the load involved in the collision and the GPS and satellite information log and the messaging system for communications between dispatcher and driver for 19 hours prior to the accident, up until 2:00 a.m. on the date of loss;
5. driver's qualification file with privilege log; and
6. personnel/employment file of driver, Richard J. Rody, including, but not limited to
 - a. hiring, suspension, termination warning notices and any other disciplinary type documents;

- b. prior industrial, vehicular, cargo and other types of accidents or loss reports inclusive of cargo loss or shortage reports, and related documents to each incident;
- c. FMCSR or other law enforcement terminal or roadside equipment or driver inspections, reports, traffic citations, and traffic warnings; and
- d. Training and union arbitration files.

The Prothonotary/Clerk of Judicial Records is directed to serve notice of the entry of this Order pursuant to Pa. R.C.P. 236 to all Counsel of record and parties of record.

BY THE COURT:


JUDGE