

IN THE CIRCUIT COURT OF WASHINGTON COUNTY, MARYLAND

KEVIN BARKMAN

Plaintiff

vs

FAHRNEY-KEEDY MEMORIAL HOME, INC,

Defendant

CASE NO: C-21-CV-18-643

ORDER

This matter having come before the Court on the Plaintiff's Motion to Compel with Supporting Memorandum, the Court having considered the pleadings and memoranda of the Parties and finding that the Plaintiff's Motion to Compel should be Granted in Part and Denied in Part, it is therefore on this 2nd day of April, 2019, by the Circuit Court for Washington County, Maryland,

ORDERED, that Plaintiff's Motion is DENIED pertaining to Document Request No.10, except that the Defendant shall further identify with specificity the "two privileged statements" referenced in the Defendant's Opposition Memorandum that are being withheld under an assertion of privilege and work product, describe the circumstances through which the statements were made, and, state the basis for the claim of privilege, and it is further

ORDERED, that the Plaintiff's Motion is GRANTED and the Defendant shall produce written training materials related to Document Request 27. The Plaintiff's Motion is DENIED as to the personnel files related to Document Request 39. The Plaintiff's Motion is GRANTED as to Document Request 40 provided that the Plaintiff executes a protective order substantially the same form as proposed by the Defendant and included as an exhibit to the Plaintiff's Motion, and it is further

ORDERED, that the Plaintiff's Motion is GRANTED as the Document Requests 17, 19, 21, 22, and 24, except that any facility protocols shall be produced only upon the Plaintiff's execution of a protective order in substantially the same form as proposed by the Defendant and included as an exhibit to the Plaintiff's Motion, and it is further

ORDERED, that the Plaintiff's Motion is DENIED as to Document Requests 18, 20, 23 and 26, and it is further

ORDERED, that the Plaintiff's Motion is GRANTED as to comparable written complaints related to Document Requests 42 and 54, except that any document claimed to be privileged material shall be added to the privilege log. The Plaintiff's Motion is DENIED as to Document Request 56, and it is further

ORDERED that the Plaintiff's Motion is DENIED as to Interrogatories 2-5,11, 12, and 15-17, and it is further

Entered: Clerk, Circuit Court for
Washington County, MD
April 2, 2019

ORDERED, that the Defendant shall respond to the Plaintiff's Supplemental Discovery Requests within 15 days from date of this order.

A handwritten signature in black ink, appearing to read "Brett Wilson", is written over a horizontal line.

Judge Brett R. Wilson

cc Jeffrey Downey, Esq.
D. Elizabeth Walker, Esq.