

Attachment

D (4)

Mr Buchanan Never answered  
any of my interrogatories,

nor DID he ever Tell me  
There were any interrogatories  
Nor DID he Send me any  
interrogatories.

He Never wanted me to Tell my  
Story. Never let me Tell him  
any names (of Staff or Medical  
providers or Doctors ect....)  
Buchanan would actually Scream  
at me on the phone

"DONT Say Names

"Dont Say names

It all goes along with his  
useless Complaint with NO  
names or capacities.

The Entire Complaint  
Dismissed, because of his  
Deliberate Refusal to Defend me

• On purpose  
to make sure he  
protected and covered up  
the medical malpractice and  
abuse the ODRS and  
The State inflicted on me.

Cover up The fact  
That I went because  
of it

IN THE OHIO COURT OF CLAIMS

TERRI GARKO,

Plaintiff

v.

OHIO DEPARTMENT OF  
REHABILITATION AND CORRECTION

Defendant

Case No. 2020-00369JD

Magistrate Holly True Shaver

DEFENDANT'S MOTION TO COMPEL

Pursuant to Civ.R. 37(A)(2), Defendant, the Ohio Department of Rehabilitation and Correction, respectfully requests this Honorable Court to issue an order compelling Plaintiff to provide responses to its interrogatories. The outstanding requests are attached to this motion.

Respectfully submitted,

**DAVE YOST**

*Ohio Attorney General*

*/s/ Lauren D. Emery; Jeanna V. Jacobus*

**JEANNA V. JACOBUS (0085320)**

**LAUREN D. EMERY (0095955)**

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Attorneys for Defendant



A Torney  
Jean  
Buchanan  
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MEMORANDUM IN SUPPORT

More than three months after receiving Defendant's first set of interrogatories, Plaintiff has failed to provide any response. Counsel for Defendant has made multiple attempts to amicably address Plaintiff's lack of response, but the efforts failed to yield an answer.

On November 2, 2020, Defendant emailed Plaintiff's counsel a copy of Defendant Ohio Department of Rehabilitation and Correction's First Set Interrogatories. (Affidavit of Lauren Emery, ¶3.) After having not received a response, defense counsel emailed Plaintiff's counsel on December 7, 2020, asking when it should expect Plaintiff's responses. (*Id.* at ¶4.) Having received no response, defense counsel again emailed on January 15, 2021 inquiring about the overdue responses and indicating that if they were not received by the end of the month, it would file a motion to compel. (*Id.*) Finally, on February 8, 2021, having received no response or request for extension from Plaintiff's counsel, defense counsel sent one final email inquiring about the status of the overdue discovery responses. (*Id.*) To date, Plaintiff has not responded to defense counsel's emails or its discovery requests. (*Id.* at ¶5.)

Defendant has satisfied the notice requirement of Civ.R. 37(A) prior to seeking this Court's intervention. Based upon the foregoing and pursuant to Civ.R. 37(A)(2), Defendant respectfully requests this Honorable Court to issue an order compelling Plaintiff to provide responses to the previous discovery requests sent on November 2, 2020.

Respectfully submitted,

**DAVE YOST**  
*Ohio Attorney General*

*/s/ Lauren D. Emery; Jeanna V. Jacobus*

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**JEANNA V. JACOBUS (0085320)**  
**LAUREN D. EMERY (0095955)**

Teri Garko  
June 3, 2020  
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on the entire  
complaint was  
that was  
fucked up

↓  
In conclusion, we are willing to refile the existing case, add additional allegations of abuse related to your eye injury, and add additional concerns about your access to mail and printed materials in violation of the First Amendment. We are not pursuing any medical malpractice claims.

If you are in agreement, please let me know as soon as possible and we will refile your case with the additional claims. If you disagree with this plan or wish to seek other counsel please let me know as soon as possible and we will not refile your claims.

Sincerely,



Sean C. Buchanan

SCB/skz

Continued  
attachment  
of  
D (3)

again  
mentioning that  
he is not pursuing  
any Medical Malpractice.

when actually  
covering up  
the Malpractice

(unbelievable  
but  
True)