



MEMBER
AMERICAN SOCIETY FOR
SURGERY OF THE HAND

DURETS. SMITH, M.D., F.A.C.S.

ORTHOPAEDIC SURGEON
SPECIALIZING IN SURGERY OF THE HAND
BOARD CERTIFIED IN
ORTHOPAEDIC AND HAND SURGERY



FELLOW
AMERICAN ACADEMY OF
ORTHOPAEDIC SURGEONS

November 7, 2001

Mr. Terrence J. Kenneally
Westgate Tower Building
20525 Center Ridge Road
Suite 505
Rocky River, Ohio 44116

Re: Eugene Joyce

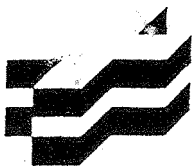
Dear Mr. Kenneally:

I have reviewed your letter to me dated 10/23/01 containing the 10/11/01 letter from Dr. Mann to Leon Plevin regarding Eugene Joyce. I have also reviewed my file and my IME regarding this matter and the letter of 10/11/01 by Dr. Mann in no way changes any of my opinions expressed in my report to you dated 9/19/01.

Should you need any further information from me, please feel free to contact me at your earliest possible convenience.

Sincerely,

Duret S. Smith, M.D., F.A.C.S.



University of Southern California
Health Center

1611 South Green Road
Cleveland, Ohio 44121

Donald C. Mann, M.D.
Practice Limited to Neurology
(216) 381-2673

October 11, 2001

Leon Plevin, Esq.
Nurenberg, Plevin, Heller & McCarthy
1370 Ontario Street, Suite 100
Cleveland, Ohio 44113-1792

Re: Eugene Joyce
File: P-66012

Dear Mr. Plevin:

I examined Mr. Joyce September 17, 2001 for back and left leg pain following an automobile accident November 27, 1999.

My examination disclosed loss of sensation corresponding to the L5-L4 nerve root on the left side.

The MR scan of August, 2001 revealed a L3-4 and 4-5 disc herniation explaining his symptoms.

I conclude the injury of November 27th caused and causes disc disease and nerve root pain he describes today. One would consider surgery in such a case.

Yours sincerely,

Donald C. Mann, M.D.
DCM/pf