

From: [Gregory Ladle](#)
To: [Amy Bowne](#)
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I am stunned to see the level to which a plaintiff is punished and publicly pilloried for using their constitutional right to a trial and redress for harms done.

Recently Illinois courts took steps to insure and protect the rights of defendant's medical condition. See *Palm v. Holocker*, 2017 IL App (3d) 170087. That ruling has been used as a shield to protect drugged and intoxicated drivers who maim and kill innocent persons. Yet now when that same innocent person seeks recovery this rule, with its broad swath waiver and limitless expanse essentially means that they lose state and federal rights and protections because of the defendant's negligence. It becomes a choice of whether to seek redress or have rights.

This proposed change would ostensibly allow rape victims' psychiatric records to be published by their attackers should the victim seek to file a claim. It is a hammer to punish, nothing more. As there is no caveat on the age of the plaintiff a child injured could 20 years later find his medical information published without recourse.

Simply put this proposed rule is the dream of every insurance company wanting to build a perpetual database of private matters at the expense of the injured.

It cannot be allowed to be enacted in its current form. It is a simplistic solution to a very complex problem.

I am disappointed that this rule, as drafted, has reached this point. It shows a lack of understanding, a failure to show any interest in the rights of the injured, and is a tool to scare victims away from holding those who injured them accountable.

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