

**AUTHORIZATION FOR RELEASE OF MEDICAL RECORDS AND REPORTS
INCLUDING PSYCHOTHERAPY NOTES**

Name: Darrell McFarland

Date of Birth: 11/25/1979

Social Security Number: 425-37-1548

I hereby authorize all health care providers, hospitals, clinics and institutions, medical facilities, mental health clinics, mental health hospitals, pharmacies, to release all existing medical records and information regarding the above referenced patient's medical care, treatment, physical/mental condition and medical expenses revealed by your observation or treatment of past, present and future to: Courtney Titus Davis, at MARKOW WALKER, P.A., 599 Highland Colony Parkway, Suite 100, Ridgeland, Mississippi 39157.

I understand that this authorization includes information regarding the diagnosis and treatment of drug, alcohol, Acquired Immune Deficiency Syndrome (AIDS), and psychiatric and psychological disorders including Psychotherapy Notes* as defined by the Health Insurance Portability and Accountability Act 45 CFR 164.501, psychotherapy notes means notes recorded (in any medium) by a health care provider who is a mental health professional documenting or analyzing the contents of conversation during a private counseling session or a group, joint, or family counseling session and that are separated from the rest of the individual's record, Psychotherapy notes require a separate authorization. It also includes x-rays, reports, progress notes, photographs, lab reports, medical reports, and any and all other documents of any kind which you have in your possession concerning or relating to any injury, treatment or disability sustained by the above-named individual. It also includes, to the extent such records currently exist and are in your possession, insurance records, including Medicare/Medicaid and other public assistance claims, applications, statements, eligibility material, claims or claim disputed, resolutions and payments, medical records provided as evidence of services provided. This listing is not meant to be exclusive.

I, the undersigned individual, am on notice that:

§ Initiating this request for disclosure of protected health information, and any disclosure of the same pursuant hereto is at the request of the individual.

§ Any health care provider disclosing the above requested information may not condition treatment, payment, enrollment or eligibility for benefits on whether the individual signs this authorization.

§ This authorization can be revoked through written notice to the individual above listed entities, except to the extent that action has been taken in reliance on this authorization. The undersigned is aware of the potential that protected health information disclosed pursuant to this authorization is subject to re-disclosure in a manner that will not be protected by HIPAA regulations.

§ A photocopy of this authorization shall be considered as effective and valid as the original, and this authorization will remain in effect until settlement or final disposition of *Darrell McFarland v. Autokiniton* or five (5) years from the date of this authorization, whichever comes later.

I have carefully read and understand the above and do herein expressly and voluntarily authorize the disclosure of the above information about, or medical records of, my condition to those persons or agencies listed above.

Date: 12-18-23
Darrell McFarland
Printed Name of Patient's Representative

Darrell McFarland
(Signature) Patient or Patient Representative
Relationship to Patient

Description of Representative's Authority to Act for the Patient
**Psychotherapy notes includes medication prescription and monitoring, counseling session start and stop times, the modalities and frequencies of treatment furnished, results of clinical tests, and any summary of the following items: diagnostic functional status, the treatment plan, symptoms, prognosis, and progress date.*



Offices in Jackson, Oxford and Ocean Springs, Mississippi

Courtney T. Davis

Averie Grantham, Paralegal

Post Office Box 13669
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December 19, 2023

Via Facsimile: (479) 204-9655

Walmart CT Corporation
ATTN: Medical Records Custodian
645 Lakeland E. Drive, Suite 101
Flowood, MS 39232

Re: Darrell McFarland v. Autokiniton
DOB: 11/25/1979
SSN: xxx-xx-1548
Claim No.
MWCC No. 22 00233-R-8974

Dear Sir/Madam:

This firm represents the Employer, Autokiniton US TopCo, Inc doing business as Autokiniton, in the above-referenced workers' compensation claim filed by **Darrell McFarland**. Enclosed please find a Subpoena Duces Tecum requesting copies of your medical records for treatment of *Darrell McFarland* FROM JANUARY 2018 TO PRESENT, and patient demographic forms, all patient intake forms, patient information forms, and any medical questionnaires completed by *Darrell McFarland*.

Please return the requested records pursuant to the applicable Mississippi Workers' Compensation Law and regulations of the Commission. The Commission's Fee Schedule requires that such documents include physician progress and office notes, copies of laboratory, MRI Films, x-ray Films, or other diagnostic test results, physical medicine, occupational therapy, and other progress notes, operative reports, consultation notes, and dictated reports.

The Mississippi Workers' Compensation Fee Schedule dictates criteria for the filing of such records and such is not reimbursable by a separate fee except in limited circumstances. Therefore, any fee for the reproduction of your records can only be paid, if any at all, pursuant to said Fee Schedule. Please note that our request for information on behalf of our clients is not necessarily to be construed as an admission of liability nor as an authorization for treatment.

By copy of this correspondence to Darrell McFarland's attorney, Brett A. Ferguson, Esq., we are notifying his office of the issuance and service of this Subpoena for records.

Thank you for your attention to this matter and we look forward to receiving the medical records in the immediate future.

Sincerely,
MARKOW WALKER, P.A.

Averie Grantham, *Paralegal*

Enclosures

cc: Brett A. Ferguson, Esq.
Karen Ashley (CCMSI)

Notice of Issuance

TO: Walmart CT Corporation
ATTN: Medical Records Custodian
645 E. Lakeland Drive, Suite 101
Flowood, MS 39232

Regarding: ***Darrell McFarland***

Date of Issuance: December 19, 2023

This will serve as notice that the attorney for the employer in a workers' compensation claim involving **Darrell McFarland** does hereby certify that I have this day electronically mailed, a true and correct copy of the enclosed *Subpoena Duces Tecum* to Brett A. Ferguson, Esq., Esq., attorney for the claimant.

This the 19th day of December, 2023.



Courtney Titus Davis

This Notice of Issuance was prepared by:

Courtney T. Davis (MS Bar No. 103089)
MARKOW WALKER, P.A.
P. O. Box 13669
Jackson, MS 39236-3669
T: (601) 853-1911
F: (601) 853-8284
cdavis@markowwalker.com
Attorneys for Employer and Carrier

BEFORE THE MISSISSIPPI WORKERS' COMPENSATION COMMISSION

DARRELL MCFARLAND

CLAIMANT

V.

NO. 22 00233-R-8974

AUTOKINITON

EMPLOYER

AND

PROPERTY AND CASUALTY INSURANCE COMPANY OF HARTFORD

CARRIER

SUBPOENA DUCES TECUM

STATE OF MISSISSIPPI

COUNTY OF HINDS

TO THE SHERIFF OR OTHER PERSON AUTHORIZED TO SERVE SUBPOENAS:

WE COMMAND YOU TO SUMMON: Medical Records Custodian for WALMART PHARMACIES OF MISSISSIPPI AND LOUISIANA to produce books, papers, documents, or tangible things described as follows: patient information sheets, correspondence, telephone communications, medication lists, admission and physical histories; discharge summaries, operative reports, pathology reports, consultation and other dictated reports, any patient information forms completed by the patient Darrell McFarland, SSN: 425-37-1548; DOB: 11/25/1979; FROM JANUARY 2018 TO PRESENT at the offices of: MARKOW WALKER, P.A., Post Office Box 13669, Jackson, MS 39236-3669 TEN (10) DAYS FROM RECEIPT OF SUBPOENA without the necessity that such person be deposed, at the instance of Courtney Titus Davis, Esq., the attorney preparing this subpoena in the above styled case now pending before the Commission.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 19th day of December, 2023.



Joyce Wells

Commission Secretary

This subpoena prepared by:

Courtney Titus Davis, Esq.
Attorney

Post Office Box 13669
Address

103089 (601) 853-1911
MSB No. Telephone

Jackson MS 39236-3669
City State Zip
