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WESTWOOD MEDICAL LEGAL CONSULTING

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June 25, 2025

Law Office of Roger Fincher
1263 Southwest Topeka Boulevard
Topeka, Kansas 66612

Dear Mr. Fincher:

I again had opportunity to perform an independent medical evaluation using additional records kindly emailed from your office regarding Donovan Rakestraw on June 25, 2025. Mr. Rakestraw presented at this time as a 59 year old gentleman born on August 24, 1965. Mr. Rakestraw reported that he has been employed for approximately 10 months by the Osawatomie State Hospital as a Mental Health Technician.

Please see the report that Mr. Rakestraw submitted to your office dated July 19, 2024.

Mr. Rakestraw understood that no doctor patient relationship was being established at the time of this office assessment.

In preparation of this report, I had records as follows:

1. Kansas Department of Labor, an Application for Benefits form indicating on March 28, 2024 that Mr. Rakestraw sustained an injury affecting the right foot and associated body parts when working at Dots Pretzels LLC. It was indicated that Mr. Rakestraw had been standing for an extended period of time when he developed the pain and discomfort affecting the right foot and associated body parts.
2. Conservative Care Occupational Health, a medical record dated December 16, 2024 by Daniel Reeves, M.D.

PREVIOUS HOSPITALIZATIONS AND/OR OPERATIVE PROCEDURES:

Mr. Rakestraw reported when he was seen in this office on June 25, 2025 that he had not been hospitalized for medical or surgical care since seen in this office on July 19, 2024. Please see that report.

CHIEF COMPLAINT: Pain and discomfort affecting the distal right foot.

HPI: Mr. Rakestraw developed pain and discomfort affecting the distal right foot when he was moved from his usual work area to a special projects area on or about March 28, 2024 when employed by Dots Pretzels LLC.

This document shows my attorney commissioned a second independent medical evaluation using selected records transmitted by his office, without consulting me, without disclosing the report to me, and without explaining its legal significance. I never saw this report at the time, was never advised that it existed, and was never told how its findings were being used against my interests. While my attorney controlled the medical evidence and communications, I was affirmatively told that workers' compensation was my only remedy. This lawyer-controlled concealment of material medical-legal information prevented me from discovering other available legal rights and delayed discovery, warranting equitable tolling.