

16/20/06

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Of Attorneys for Defendant The City of Ashland

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

AMERICAN BUDDHA, an Oregon Nonprofit Corporation,	)	No. 06-CV-3054-PA
	)	
Plaintiff,	)	DEFENDANT CITY OF
	)	ASHLAND’S RESPONSES TO
v.	)	PLAINTIFF’S REQUEST FOR
	)	PRODUCTION
THE CITY OF ASHLAND AND THE WASHINGTON POST COMPANY,	)	
	)	
Defendants.	)	

In response to plaintiff’s request for production of documents contained in its Notice of Deposition to City of Ashland and Party Witnesses, defendant The City of Ashland (herein “defendant”) responds as follows:

GENERAL OBJECTIONS

1. Defendant objects to any definitions and instructions which purport to place upon defendant any obligations greater than those imposed by the Federal Rules of Civil Procedure.
2. Defendant objects to producing any documents which could be within the attorney-client privilege and object to producing any types of information which would tend to waive or reveal matters within the attorney-client privilege.
3. Defendant objects to producing documents prepared in anticipation of litigation or

which would tend to reveal mental impressions or conclusions or opinions of counsel, and specifically objects to producing documents prepared after the filing of Plaintiff's lawsuit for that reason.

### SPECIFIC RESPONSES

Request No. 1: All contracts between Infostructure and the City of Ashland.

Response: Defendant will produce.

Request No. 2: All emails, other correspondence, and records of telephone calls between and among the following persons or entities concerning the matters alleged in this lawsuit:

- a. The City of Ashland
- b. Any employees of the City of Ashland, including but not limited to (i) Rick Holbo; (ii) Joe Franell; (iii) Mike Franell
- c. Infostructure
- d. Any employees of Infostructure, including but not limited to: (i) John Dowd; (ii) Support Personnel; (iii) Administrative Personnel
- e. Kathleen Parker
- f. The husband of Kathleen Parker
- g. The Washington Post
- h. The Orlando Sentinel

Response: Objection. Potentially requests documents subject to the attorney/client privilege. Without waiving said objection, defendant will produce all nonprivileged responsive documents.

Request No. 3: All documents that would help to identify any persons having knowledge of facts that would support the City of Ashland's affirmative allegations and denials set forth in its Answer, including:

- a. Telephone logs,

- b. Emails
- c. Correspondence
- d. Support notes
- e. Voice mail recordings
- f. Diary entries

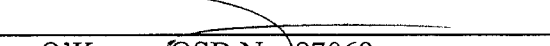
Response: Objection. Potentially requests documents subject to the attorney/client privilege. Without waiving said objection, defendant will produce all nonprivileged responsive documents.

Request No. 4: All documents that would support the City of Ashland's affirmative allegations and denials set forth in its Answer, and the location of those documents.

Response: Objection. Potentially requests documents subject to the attorney/client privilege. Without waiving said objection, defendant will produce all nonprivileged responsive documents.

DATED this 20 day of October, 2006.

HOFFMAN, HART & WAGNER, LLP

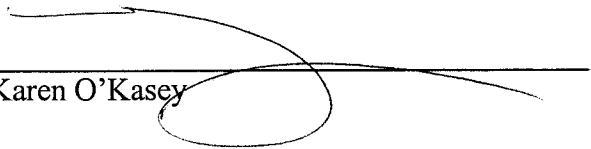
By:   
Karen O'Kasey, OSB No. 87069  
Of Attorneys for Defendant The City of Ashland  
(503)222-4499

CERTIFICATE OF SERVICE

I hereby certify that on the 20<sup>th</sup> day of October, 2006, I served the foregoing  
DEFENDANT CITY OF ASHLAND'S RESPONSES TO PLAINTIFF'S REQUEST FOR  
PRODUCTION on the following party:

Charles Carreon  
Online Media Law, PLLC  
1131 Barrington Circle  
Ashland, OR 97520

by sending him a true and correct copy thereof, certified by me as such, and placed in a sealed  
envelope addressed as set forth above and deposited in the U.S. Post Office at Portland, Oregon  
on said day, with postage prepaid.

  
\_\_\_\_\_  
Karen O'Kasey