

STATE OF MINNESOTA
COUNTY OF HENNEPIN

DISTRICT COURT
FOURTH JUDICIAL DISTRICT

Acme Home & Garden, LLC,

Plaintiff,

v.

John Doe,

Defendant.

Case Type: Contract

Court File No.: xx-CV-xx-xxx

**PLAINTIFF ACME HOME & GARDEN,
LLC'S FIRST SET OF REQUESTS
FOR DOCUMENT REQUESTS TO
PLAINTIFF JOHN DOE**

TO: DEFENDANT JOHN DOE, BY AND THROUGH HIS ATTORNEY, RONNIE RAGAN, 550 BROADVIEW STREET, MINNEAPOLIS, MINNESOTA 55402

PLEASE TAKE NOTICE that in accordance with the Minnesota Rules of Civil Procedure, Rule 34.01, Plaintiff Acme Home & Garden, LLC hereby requests that within thirty (30) days after service of this Request, Defendant John Doe produce and permit Acme Home & Garden, LLC to inspect and copy, all of the following documents and things at the office of its attorneys, LEGALLANDING LAW OFFICES, 1050 East Law Boulevard, Minneapolis, Minnesota.

PURSUANT TO RULE 34.01 OF THE MINNESOTA RULES OF CIVIL PROCEDURE, YOU ARE HEREBY REQUIRED TO PRODUCE THE DOCUMENTS AND TANGIBLE THINGS REQUESTED HEREIN WHICH ARE IN YOUR POSSESSION, CUSTODY, OR CONTROL. PURSUANT TO THE RULE, EVEN THOUGH YOU MAY NOT HAVE ACTUAL POSSESSION OF THE DOCUMENTS OR TANGIBLE THINGS, WITHIN THE SCOPE OF RULE 26.02 YOU MUST NONETHELESS DELIVER THESE MATERIALS IF YOU HAVE CONTROL OVER THEM IN THE SENSE THAT YOU MAY OBTAIN POSSESSION UPON REQUEST FROM A GOVERNMENT AGENCY OR A SUBSIDIARY OR AGENT, SUCH AS AN ATTORNEY.

INSTRUCTIONS AND DEFINITIONS

The word “documents” as used in this request means any correspondence, notes, memoranda, writings, reports, drafts, books, papers, drawings, ledgers, journals, charts, blueprints, photographs or any other type of records or form of data compilation and any other tangible thing within the scope of discovery as defined in Rule 34.01.

“Statement” means any written statement, signed or otherwise adopted or approved by the person making it or a stenographic, mechanical, electrical or other recording or transcription thereof which is a substantial verbatim recital or an oral statement by the person making it and contemporaneously recorded.

You may produce a photocopy in lieu of the original of any document or thing which has been demanded above. As to any document or thing which cannot be photocopied, please identify the location and custodian of such document or thing and the times and conditions upon which it will be made available for inspection.

If any document called for by any request herein is withheld because of claim of privilege or other objection, for each such document state:

1. Its date and type (e.g., letter or memorandum);
2. Its author;
3. The identity of the addressee or recipient(s);
4. The identity of all other persons who have received, copied or otherwise have been permitted to see all or part of the original or any copy thereof;
5. A description of each subject matter discussed, described or referred to therein;
6. The name of its present custodian; and
7. The specific reason for your claim of privilege or other objection.

INSTRUCTIONS CONCERNING INFORMATION ELECTRONICALLY STORED

If any of the information requested in the following Interrogatories is stored in a computer or any other means of electronic data compilation or storage, provide hard, i.e., printed copies.

THIS IS A CONTINUING REQUEST FOR PRODUCTION OF ALL DOCUMENTS OR THINGS NOW IN EXISTENCE OR HEREAFTER OBTAINED AT ANY TIME PRIOR TO THE FINAL ENTRY OF JUDGMENT IN THE ABOVE-ENTITLED MATTER.

SPECIFIC DEFINITIONS

1. *“You” and “your” shall refer to Wayne Wood*, as well as all persons acting on Your behalf, including, but not limited to, attorneys and their associates, investigators, employees, agents and other representatives.

2. *The “Property” shall refer to the property located at 5000/5002 Old Shakopee Road, Bloomington, Minnesota 55437*, as well as any part, internal or external, thereof.

REQUEST FOR PRODUCTION OF DOCUMENTS

1. All documents used, read, reviewed, consulted, examined, or relied upon in preparing Your Answer or Your Counterclaim.

2. All documents reflecting, concerning, regarding, supporting, or pertaining to any of the allegations, assertions, or Counterclaims made by the You in this lawsuit.

3. All documents reflecting, concerning, regarding, supporting, or pertaining to any communications between You and Plaintiff.

4. All documents reflecting, concerning, regarding, supporting, or pertaining to any communications between You and any third parties (other than Your legal counsel) related in any way to this lawsuit.

5. All documents reflecting, concerning, regarding, supporting, or pertaining to any damages claimed by You in this lawsuit.

6. All documents that refute or tend to refute any of the allegations asserted by You in this lawsuit.

7. All documents regarding, reflecting, concerning, pertaining to, or evidencing any rental agreement or lease between You and the Defendants.

8. All documents reflecting, concerning, regarding, supporting, or pertaining to any contractual relationship between You and Plaintiff.

9. All documents reflecting, concerning, regarding, supporting, or pertaining to any modification to the contractual relationship between You and Plaintiff.

10. All documents reflecting, concerning, regarding, supporting, or pertaining to any payments made by You to Plaintiff.

11. All documents or other tangible items and/or objects You plan on using at trial.

12. An affidavit of Defendant, or Defendant's attorney, stating that the production and response to this request is complete and whether production responses to prior requests to produce in this action are complete.

LEGALLANDING LAW OFFICES

Date: July __, 2010

By: _____

Attorney (#xxxxxx)
LegalLanding Law Offices
1050 East Law Boulevard
Minneapolis, MN 55402
(612) xxx-xxxx

ATTORNEYS FOR PLAINTIFF