

IN THE SUPERIOR COURT OF BIBB COUNTY
STATE OF GEORGIA

LINDSAY D. HOLLIDAY,)	
)	
Plaintiff,)	CIVIL ACTION
)	FILE NO. 12-CV-58472
v.)	
)	
GEORGIA DEPARTMENT OF)	
TRANSPORTATION and Project)	
Engineer, CLIFTON FORD, PE,)	
)	
Defendants.)	
_____)	

PLAINTIFF LINDSAY D. HOLLIDAY'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS TO DEFENDANT GEORGIA DEPARTMENT OF TRANSPORTATION

COMES NOW Plaintiff Lindsay D. Holliday ("Holliday") and serves this his first request for production of documents on Defendant Georgia Department of Transportation. By agreement of the parties, documents responsive to the requests for production must be provided to Plaintiff at McGuireWoods LLP, 1230 Peachtree Street, N.E., Suite 2100, Atlanta, Georgia 30309-7649 within seven (7) days from receipt of the requests for production.

DEFINITIONS AND INSTRUCTIONS

- A. The following terms which appear throughout these interrogatories and requests for production are defined as follows:
- (1) "You" and "your" when used herein refer to each Defendant, together with the respective officers, employees and agents of each.
 - (2) The word "identify" when used herein in reference to a document means state the title of the document, the author, the date of the document (or if not available, the date on which the document was sent or received), the subject matter of the document, the type of document and the present location of the document.

(3) The word "identify" when used herein in reference to a person means state the name, business address, business telephone number and relationship such person has or had with a Defendant.

(4) The word "identify" when used herein in reference to a communication or conversation means state the names and addresses of the persons involved, the date it occurred, the location and a description of the substance of the communication.

(5) The word "document" means any written, typed, printed or marked paper or material of any kind or any other tangible thing which by whatever means physically records data or information, whether signed or unsigned, in draft or final form, which is in your custody, possession or control or is known to you. This term includes, but is not limited to, the following items: records, notes, notebooks, memoranda, copies, photocopies, lists, personal records, intraoffice or interoffice communications, telephone messages, letters, telegrams, correspondence, instructions, specifications, contracts, addenda, business records, billing statements, checks, forms, receipts, minutes or notes reflecting the substance of meetings and/or conferences and/or telephone conversations and/or communications, telephone logs, records of the transmittal or receipt of correspondence and/or documents and/or other tangible items, ledgers, financial statements, microfilm, tape or disk (disc) recordings, electronically or magnetically stored data or information and computer printouts, and every copy of any type of original document which is not identical to the original, including without limitation, copies of original documents containing notations.

(6) The word "person(s)" refers to all natural persons, as well as all entities including, without limiting the generality of the foregoing, all individuals, associations, companies, partnerships, joint ventures and corporations.

B. These discovery requests are to be answered based upon information, knowledge and documents in the possession of or gathered by you or to which you have access, as well as all other persons who have investigated or gathered information at your request concerning the transactions or circumstances as set forth in the pleadings in this action.

C. If any portion of the following discovery requests cannot be answered in full after exercising due diligence to secure the information to do so, please so state and answer to the extent possible, specifying the reasons for the inability to answer the remainder.

D. Each and every discovery request should be answered separately.

E. If any part of any response to the following is an objection, please state the nature of that objection and the underlying facts that serve as the grounds for that objection.

REQUEST FOR PRODUCTION

1. Please produce all plans for the Forest Hill Road project, including all approvals for such plans.
2. Please produce all required certifications, analyses, approvals for the Forest Hill Road project performed by or obtained from any federal, state, or local governmental authorities.
3. Please produce all studies or analyses relating to the Forest Hill Road project.
4. Please produce all documents relating to any input, complaints, comments, or concerns about the Forest Hill Road project from the public, property owners, citizens groups, or any other person or entity, including any response or resolution of the same.
5. Please produce all documents relating to any consideration, deliberation, or response to any proposed alternative plans for the Forest Hill Road project.
6. Please produce any contract or contracts relating to the Forest Hill Road project.

7. Please produce all communications with the contractor for the Forest Hill Road project (identified by counsel for the GDOT as R. J. Haynie & Associates, Inc. at the March 21, 2013 hearing) regarding the Forest Hill Road project.

8. Please produce all communications with Moreland Altobelli Associates, Inc. regarding the Forest Hill Road project.

9. Please produce all documents relied upon, consulted, or identified in the Affidavit of Van Etheridge dated January 15, 2013.

10. Please produce all communications with Van Etheridge or any person acting on his behalf relating to this action, including his affidavit dated January 15, 2013.

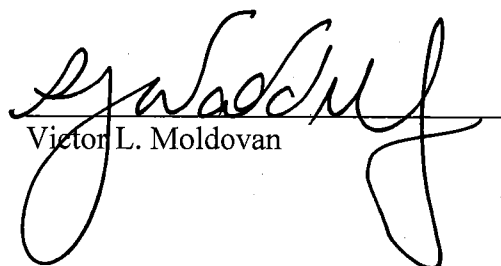
11. Please produce any report prepared by or documents relied on by any person that may provide expert or opinion testimony in this action.

12. Please produce all communications with any person you intend to call as a witness in this action. If you contend any requested communication may be withheld on the grounds that it is privileged or protected from disclosure, please identify the withheld document(s) with specificity and state the legal basis for withholding such document(s).

13. Please produce any statement of the plaintiff that concerns this action or its subject matter. *See* O.C.G.A. § 9-11-26(b)(3).

14. Please produce all standards, guidelines, or best practices for road design for GDOT projects, including those related to safe routes to schools, complete streets, traffic calming, and roundabouts.

Respectfully submitted this 28th day of March, 2013.


Victor L. Moldovan

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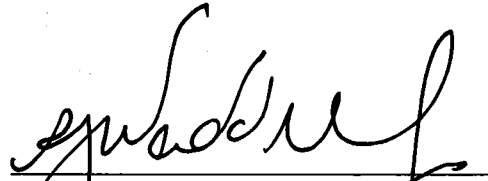
CERTIFICATE OF SERVICE

This is to certify that I have this day served a copy of the foregoing PLAINTIFF LINDSAY D. HOLLIDAY'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS TO DEFENDANTS GEORGIA DEPARTMENT OF TRANSPORTATION upon all counsel of record in the above-styled case by electronic mail and by depositing a copy of same into the United States Mail, with proper postage affixed thereto, and addressed as follows:

Samuel S. Olens
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Denise E. Whiting-Pack
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John A. Draughon, Sr.
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This 28th day of March, 2013.



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