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13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

14 **COUNTY OF ORANGE**

16 RICKK MONTOYA

17 Plaintiff,

18 v.

19 CITY OF GARDEN GROVE, CALIFORNIA; ,  
and Does 1-100, Inclusive,

20 Defendants.  
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CASE NO. 30-2015-00799522

**PLAINTIFF'S FIRST SET OF REQUESTS  
FOR PRODUCTION OF DOCUMENTS  
TO DEFENDANT CITY OF GARDEN  
GROVE, CALIFORNIA**

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PROPOUNDING PARTY: Plaintiff RICKK MONTOYA  
RESPONDING PARTY: Defendant CITY OF GARDEN GROVE, CALIFORNIA  
SET NO.: One

Pursuant to *Code of Civil Procedure* § 2031.010 et seq., Defendant City of Garden Grove, California is required to produce the documents specified in this Request For Production of Documents by providing the originals, or exact copies thereof if the originals are made available upon request of Plaintiff Rickk Montoya (the "PROPOUNDING PARTY"), together with the required verifications, to counsel for the PROPOUNDING PARTY: R. REX PARRIS LAW FIRM, 43364 10th Street West, Lancaster, California 93534, within the time prescribed by the *Code of Civil Procedure*. You are to identify the request to which each document is responsive. If, in your written response, you state that you intend to comply with the request, your written response should further state all of the following:

1. That the production, inspection, and related activity requested will be allowed either in whole or in part;
2. That all documents or things in a requested category that are in the possession, custody or control of you or your attorneys and to which no objection is being made will be included in the production;
3. That if you lack the ability to comply with any or all requests herein, your written response should contain a representation of inability to comply with each respective request herein for which such inability applies, and this representation must affirm that a diligent search and a reasonable inquiry have been made to comply with the respective requests. The written response must further specify whether the inability to comply is because the particular request:
  - a. Has never existed;
  - b. Has been destroyed; or
  - c. Has been lost, misplaced or stolen, or has never been, or is no longer in, the possession, custody or control of the RESPONDING PARTY, together with the name, address and telephone number of the person or entity known or believed by you to have possession, custody or control of the item or

1 category of item.

2 4. If you deem any request herein to be objectionable, your written response shall  
3 contain a statement of compliance, or a representation of inability to comply with the remainder of  
4 the request. All objections to any request herein shall state the specific ground for the objection,  
5 and the extent to which such objection is exercised.

6 5. If you make any objection to any of these requests pursuant to a claim of privilege,  
7 the specific privilege invoked must be explicitly and clearly set forth. If any item requested herein  
8 is withheld from production pursuant to a claim of privilege, you are requested to produce with  
9 such document, with the specificity required by a motion to compel discovery, each of the  
10 following:

11 a. A specific statement of the ground and authority for which you rely in  
12 withholding the item requested;

13 b. A statement setting forth:

14 i. The identity of the author of the document, the parties thereto, and  
15 any person who helped in its preparation;

16 ii. The title or other identifying data;

17 iii. The date of the document, or approximate date if no date appears;

18 iv. A brief summary or description of the document and its contents;

19 v. The identity and location of each person last having possession,  
20 custody or control of the original and each copy thereof;

21 vi. As to each document that was, but no longer is, in your possession,  
22 custody or control, what disposition is made of it, including without  
23 limitation the following information:

24 (a) The name, address and telephone number of the person or  
25 entity who disposed of the document;

26 (b) The date, time, place and method of disposal.

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1 **DEFINITIONS**

2 1. The term "DOCUMENTS" shall mean handwriting, typewriting, printing,  
3 photostating, photographing, photocopying, transmitting by electronic mail or facsimile, and every  
4 other means of recording upon any tangible thing, any form of communication or representation,  
5 including letters, words, pictures, sounds, or symbols, or combinations thereof, and any record  
6 thereby created, regardless of the manner in which the record has been stored, including, without  
7 limitation, all contracts, forms, correspondence, letters, telegram messages, phone messages,  
8 telephone statements or bills, checks, notices, notes of conversation, memorandum, inter-office  
9 memoranda, reports, diaries, minutes, recitals, statements, work sheets, abstracts, resumes,  
10 summaries, notes, filings, jottings, books, journals, ledgers, audits, maps, charts, diagrams, drafts,  
11 newspapers, appointment books, desk calendars, expense reports, tape records, video records, e-  
12 mail messages, agreements, appraisals, financial statements, calendars, analysis or any tangible  
13 writing, including all partial and/or complete copies, drafts and final version thereof, and  
14 attachments or enclosures therewith.

15 2. "ALL" and "ANY" shall mean "EACH, ANY, AND ALL."

16 3. "OR" shall mean "AND/OR" and "AND" shall mean "AND/OR."

17 4. The singular includes the plural AND vice-versa.

18 5. The terms "YOU" and "YOUR" shall refer to Defendant City of Garden Grove,  
19 California, its agents, employees, servants, associates, representatives, elected officials, and  
20 anyone else acting on its behalf.

21 6. The term "COMMUNICATIONS" refers to the process of exchanging information,  
22 whether through speech, written words, numbers, pictures or other methods of exchanging  
23 information.

24 7. The term "CORRESPONDENCE" refers to any COMMUNICATIONS between  
25 two individuals, amongst a group of individuals, between an individual and a business entity,  
26 between business entities, AND/OR between and amongst two or more of any of the  
27 aforementioned entities or individuals, whether such communication is in writing, oral, or via  
28 email, and also includes any metadata associated with such communication in any way.

1 8. Any reference to any party to this litigation contained in these requests for  
2 identification and production of documents shall also refer to that party's agents, employees,  
3 servants, subsidiaries, partners, members, associates, representatives, principals, employers,  
4 masters, parent corporations.

5 9. The term "RELATING TO" or "RELATES TO" is defined to include, but is not  
6 limited to, referring, pertaining, alluding, mentioning, detailing, constituting and/or evidencing.

7 10. The term "PERSON" means any natural person, corporation, partnership,  
8 unincorporated association, limited liability company, governmental unit, or other entity.

9 11. Unless otherwise indicated in a specific Request, all of these Requests seek  
10 DOCUMENTS during the period beginning with the incorporation of the City of Garden Grove,  
11 California to present.

12 **REQUEST FOR PRODUCTION OF DOCUMENTS**

13 **REQUEST FOR PRODUCTION NO. 1:**

14 ALL DOCUMENTS reflecting election returns or results by precinct.

15 **REQUEST FOR PRODUCTION NO. 2:**

16 Any Precinct Consolidation List for the City of Garden Grove, California.

17 **REQUEST FOR PRODUCTION NO. 3:**

18 DOCUMENTS sufficient to show which registration precincts correspond to each voting  
19 precinct in the City of Garden Grove, California, for each election between 1994 and the present.

20 **REQUEST FOR PRODUCTION NO. 4:**

21 ALL DOCUMENTS identifying voters by registration precinct

22 **REQUEST FOR PRODUCTION NO. 5:**

23 ALL DOCUMENTS identifying voters by voting precinct.

24 **REQUEST FOR PRODUCTION NO. 6:**

25 DOCUMENTS sufficient to show the results of each election for the Garden Grove City  
26 Council.

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1 **REQUEST FOR PRODUCTION NO. 7:**

2 DOCUMENTS sufficient to show the results of each election for the Garden Grove City  
3 Council for each voting precinct.

4 **REQUEST FOR PRODUCTION NO. 8:**

5 DOCUMENTS sufficient to show the results of voting on California Proposition 187  
6 (1994) for each voting precinct in the City of Garden Grove, California.

7 **REQUEST FOR PRODUCTION NO. 9:**

8 DOCUMENTS sufficient to show the results of voting on California Proposition 209  
9 (1996) for each voting precinct in the City of Garden Grove, California.

10 **REQUEST FOR PRODUCTION NO. 10:**

11 DOCUMENTS sufficient to show the results of voting on California Proposition 227  
12 (1998) for each voting precinct in the City of Garden Grove, California.

13 **REQUEST FOR PRODUCTION NO. 11:**

14 ALL DOCUMENTS RELATING TO the race, color or ethnicity of any candidate for the  
15 City Council of the City of Garden Grove, California.

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17 Dated: August 26, 2015

**R. REX PARRIS LAW FIRM**

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Jonathan Douglass, Esq.  
Attorneys for Plaintiff Rickk Montoya

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**BY FEDERAL EXPRESS/OVERNIGHT MAIL as follows:** I placed such envelope in a Federal Express Mailer addressed to the above party or parties at the above address(es), with delivery fees fully pre-paid for next-business-day delivery, and delivered it to a Federal Express pick-up driver before 4:00 p.m. on the stated date.

**BY ELECTRONIC SERVICE as follows:** Based on a court order, or an agreement of the parties to accept service by electronic transmission, I caused the documents to be sent to the persons at the electronic notification addressed listed on the attached Service List.

Executed on August 26, 2015, at Lancaster, California.

(State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

  
Keely Boisvert



**SERVICE LIST**

*Montoya v. City of Garden Grove, California, et al.*

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Telephone: (714) 558-7000  
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Attorney for Defendant City of  
Garden Grove, California

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