{%p for atty in case.user\_house() %}

**{{ atty }}**, OSB No. {{ atty.bar\_no }}

{{ atty.email | lower }}

{%p endfor %}

{{ lawfirms[0] }}

{{ lawfirms[0].address.block() }}

Phone: {{ lawfirms[0].phone }}

Fax: {{ lawfirms[0].fax }}

{%p for pair in lawfirms[0].pair\_firms(lawfirms, parties) %}

{%p for atty in case.attorneys\_for(pair) %}

**{{ atty }}**,{% if atty.pro\_hac\_vice %} {{ state\_name(atty.barred\_in) }} State Bar No. {{ atty.bar\_no }}{% else %} OSB No. {{ atty.bar\_no }} {% endif %}

{%p if atty.pro\_hac\_vice %}

*pro hac vice*

{%p endif %}

{{ atty.email | lower }}

{%p endfor %}

{%p endfor %}

{{ capitalize(lawfirms[0].lawyers\_as\_friends(lawfirms, parties, case)) }} for {{ case.user\_clientlist().asnoun() }}

{{r case.doc\_header() | inline\_markdown }}

{{r case.dear\_recipients() | inline\_markdown }}

|  |  |
| --- | --- |
| {{p include\_docx\_template(‘prod\_caption1.docx’) }} | Case No. {{ case.docket\_number }}  **{{ case.document\_title() }}** |

{%p if case.draft == 'RRFP' %}

{{ case.user\_clientlist.asnoun() }} responds to {{ case.recipients().asnoun() }} {{ possessify(comma\_and\_list(case.recipients()), case.request\_ordinal) }}Request for Production of Documents to {{ case.user\_clientlist().asnoun() }} as follows:

**GENERAL OBJECTIONS**

1. {{ case.user\_clientlist().asnounobjects() }}to all requests to the extent {{ case.recipients().asnoun() }} {{ case.recipients().does\_verb(‘seek’) }} information protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege.
2. {{ case.user\_clientlist().asnounobjects() }}to any portion of these requests that contain instructions, directions, provisions, or definitions that are inconsistent with or more onerous than the requirements of the Federal Rules of Civil Procedure.
3. {{ case.user\_clientlist().asnounobjects() }}to any request to the extent it seeks the production of documents that are not currently in its possession, custody, or control.
4. {{ possessify(case.user\_clientlist().asnoun(), ‘’) }}investigation and discovery are continuing. {{ case.user\_clientlist().asnoun() }} therefore {{ case.user\_clientlist().does\_verb(‘reserve’) }} the right to supplement {{ case.user\_clientlist().pronoun\_possessive(‘’) }}responses after additional discovery has taken place.
5. {{ case.user\_clientlist().asnoun() }} {{ case.user\_clientlist().does\_verb(‘is’) }} responding in good faith to these requests as {{ case.user\_clientlist().asnoun() }} {{ case.user\_clientlist().does\_verb(‘interpret’) }} and {{ case.user\_clientlist().does\_verb(‘understand’) }} them. If {{ case.recipients().asnoun() }} subsequently {{ case.recipients().does\_verb(‘assert’) }} an interpretation of any request that differs from {{ possessify(case.user\_clientlist().asnoun(), ‘’) }}understanding, {{ case.user\_clientlist().asnoun() }} {{ case.user\_clientlist().does\_verb(‘reserve’) }} the right to supplement {{ case.user\_clientlist().pronoun\_possessive(‘’) }}responses or objections.
6. Each of these general objections is incorporated into each of {{ possessify(case.user\_clientlist().asnoun(), ‘’) }}specific responses below.

**RESPONSES**

{{r request.facite\_rrfps(case) | inline\_markdown }}

{%p elif case.draft == 'ROG' %}

{%p elif case.draft == 'RRFA' %}

{%p elif case.draft =='RFA' %}

{%p elif case.draft == 'RFP' %}

{{ counter.reset() }}Pursuant to ORCP 36, 43, and 44, {{ case.user\_clientlist().as\_noun(‘Plaintiff’) }} requests that {{ case.recipients().asnoun() }} produce and make available for inspection and copying all of the documents described herein which are within the custody and control of {{ case.recipients().asnoun() }}. {{ case.user\_clientlist().as\_noun(‘Plaintiff’) }} requests that said production take place within 30 days from the date of service of this request at the offices of Dwyer Williams Cherkoss Attorneys, P.C., 1558 SW Nancy Way, Ste. 101, Bend, OR 97702.

**DEFINITONS & INSTRUCTIONS**

1. {%p if ‘Negligence’ in case.claims %}
2. {%p if ‘MVA’ in case.negligence\_type %}
3. **{%p if case.user\_clientlist().mva\_status != ‘Pedestrian’ %}**
4. The term “collision” refers to the collision between {{ plaintiff[0].possessive(‘’) | upper }}vehicle and {{ case.recipients().asnoun() }} vehicle on {{ case.doi }}, which is the subject of this action.
5. {%p else %}
6. The term “collision” refers to the collision between {{ possessify(case.recipients().asnoun(), ‘’) }}vehicle and Plaintiff on {{ case.doi }}, which is the subject of this action.
7. {%p endif %}
8. {%p elif ‘Animal Attack’ in case.negligence\_type %}
9. The term “the {{ breed }}” refers to the {{ breed }}, named “{{ animal\_name }},” that {{ animal\_owners.as\_noun(‘Defendant’) }} {{ animal\_owners|upper }} owned and were the possessors of on {{ case.doi }}.
10. The term “attack” refers to the {{ possessify(breed, case.doi) }}, attack of {{ plaintiff[0] | upper }} which is the subject of this action.
11. The term “animal nuisance” is used as defined by Deschutes County Code 6.08.50 and Redmond City Code 5.270.
12. The term “dangerous dog” is used as defined by Deschutes County Code 6.08.020, 6.08.070 and as Redmond City Code 5.250, 5.272 define “dangerous animal.”
13. The term “unconfined” is used as defined by Deschutes County Code 6.08.045.
14. The term “The Premises” refers to the real property and improvements thereon located at {{ premises\_address.address|title }}, {% if premises\_address.unit %}{{ premises\_address.unit }}, {% endif %}{{ premises\_address.city|title }}, {{ state\_name(premises\_address.state) }} {{ premises\_address.zip }}.
15. {%p endif %}
16. {%p endif %}
17. {%p if ‘Premises Liability’ in case.claims %}
18. The term “incident” refers to {{ plaintiff[0].possessive(‘’) | upper }}{{ case.doi }}, fall which has been made the subject of this action.
19. The term “{{ hazloc }}” refers to {{ hazloc|lower }} located on the property at {{ premises\_address.address|title }}, {% if premises\_address.unit %}{{ premises\_address.unit }}, {% endif %}{{ premises\_address.city|title }}, {{ state\_name(premises\_address.state) }} {{ premises\_address.zip }}, also known as {{ premises\_address.county }} County Map and Taxlot No. {{ premises|upper }} (hereinafter referred to as “The Property”, “{{ premises\_address.city|title }}, {{ state\_name(premises\_address.state) }} facility”, or “{{ premises\_address.city|title }}, {{ state\_name(premises\_address.state) }} location”).
20. The term “{{ the\_hazard }}” refers to {{ the\_hazard | lower }} then existing on The Property on {{ case.doi }} as alleged in the Complaint.
21. The term “unreasonably dangerous condition” means a condition that cannot be encountered with reasonable safety, even if the danger is known and appreciated.
22. {%p else %}
23. The terms “incident” or “accident” when used herein refers to the factual allegations that are the subject of this litigation.
24. {%p endif %}
25. The words “you” and “your” refer to the {{ case.recipients().asnoun() }} and {{ defendantrec.pronoun\_possessive(‘’) }}agents, attorneys, and all other representatives.
26. The term “person” means the plural as well as the singular and includes any natural person, firm, corporation, association, joint venture, partnership, district, or other entity and any department, group, or section of such entity.
27. The term “documents” includes all writings, drawings, charts, drafts, notes, photographs, depictions, graphs, tapes, disks, e-mails, phonographic records, electronically stored data, and other data compilations from which information can be obtained. Further, “documents” includes anything that is in written form or is a tangible recording of speech, sounds, pictures, words or symbols, however produced or reproduced, and including the originals (or any copies when originals are not available), and any other non-identical copies (whether different from the originals because of notes made on such copies, or because of indications that the copies were sent to different individuals than the original or because of any other reason), including, *but not limited to*, working papers, preliminary, intermediate or final drafts, correspondence, books, pamphlets, memoranda, interoffice memoranda, notes, reports, compilations, computer runs, drawings, charts, indexes, photographic or graphic matter, minutes and records of any sort of meetings, invoices, financial statements, financial calculations, diaries, reports of telephone or other oral conversations, desk calendars, appointment books, maps, scientific data, and any other writing and recordings of every kind which are in your actual or constructive possession custody or control however produced or reproduced or electronically stored. This includes, *but is not limited to*, any computer generated, computer stored, or electronically stored file of any kind and description, including e-mail messages, notes, final or draft agreements, memoranda, letters or other communications as well as the tapes, cassettes, discs, diskettes, or recordings, and all transcriptions or printouts thereof. **In the case of computer generated, computer stored, or electronically stored files, the documents should be produced in hard copy as well as in an electronic medium with all metadata intact.**
28. The term “statements” includes any statements, including but not limited to, audio, video, or written statements and including summaries or notes of statements.
29. The term “communication” means any correspondence, contact, discussion, or exchange between any two or more persons. Without limiting the foregoing, “communication” includes all documents, telephone conversations, and any means of transmitting a message, face-to-face conversations, meetings, and conferences.
30. The terms “relate,” “related,” “relating to,” “relation,” “regarding,” and “referring to” mean pertinent, relevant, material to, consisting of, summarizing, describing, mentioning concerning, evidencing, or referring in any way to the subject matter of the inquiry.
31. The terms “and” and “or” shall be individually interpreted in every instance as including both the conjunctive and disjunctive, and should not be interpreted to exclude any information within the scope of any request.
32. The terms “any,” “every,” and “all” should be interpreted to be interpreted inclusive of one another. The term “any” includes the terms “every” and “all;” the term “every” includes the terms “any” and “all;” and the term “all” includes the terms “any” and “every.”
33. The documents produced pursuant to this request are to be segregated and identified by the number of the request to which they are responsive.
34. All documents shall be produced in their entirety (without redaction), together with all attachments, exhibits, cover letters, and the like.
35. A draft or non-identical copy of a document is a separate document for purposes of these Requests for Production of Documents.
36. If you claim any responsive documents are not required to be produced as a result of any privilege or other protections including, but not limited to, attorney/client privilege or attorney’s work product, you are requested to identify such documents stating the author, recipients, date, and subject matter with sufficient particularity that a determination can be made with respect to the applicability of any claim or privilege or other protection against discovery.
37. {{ capitalize(case.user\_clientlist().possessive(‘’)) }}request extends beyond all documents and information within {{ capitalize(case.recipients().possessive(‘possession’)) }} to include all documents and information within {{ capitalize(case.recipients().possessive(‘possession’)) }} and control and may, therefore, require {{ case.recipients().asnoun() }} or {{ possessify(case.recipients().asnoun(), ‘‘) }}{{ case.recipients\_attorneys().as\_noun(‘attorney’) }} to seek and obtain the specifically requested documents and information.
38. {%p if case.recipients()|length >= 2 %}
39. The term “cause,” and any conjugation of it, is used herein as defined in UCJI No. 23.02.
40. {%p else %}.
41. The term “cause,” and any conjugation of it, is used herein as defined in UCJI No. 23.01.
42. {%p endif %}

**DOCUMENTS REQUESTED**

{{r case.facite\_rfps(case.impetra\_rfps(parties, lawfirms), rfp\_val) | inline\_markdown }}

{%p elif case.draft == 'RROG' %}

**ANSWERS:**

{{ case.user\_clientlist().asnoun() }} responds to {{ case.recipients().asnoun() }} {{ possessify(comma\_and\_list(case.recipients()), request\_ordinal) }}Set of Interrogatories to {{ case.user\_clientlist().asnoun() }} as follows:

{{r rrog.facite\_rrogs(lawfirms[0], case.recipients(), prior\_rogs\_count, case) | inline\_markdown }}

|  |
| --- |
| {%tr for client in case.user\_clientlist() %} |
| Dated: September 20, 2021. |
| By: |
| {{ client }}, {{ client.designation }}  ***I hereby declare under penalty of perjury that the foregoing is true and correct to the best of my information and belief.*** |
| {%tr endfor %} |

|  |
| --- |
| Dated: September 20, 2021. |
| {{ lawfirms[0] | upper }}  By: |
| {%p for atty in case.user\_house() %}  {{ atty }}, OSB No. {{ atty.osb }}  {{ atty.email | lower }}  {%p endfor %}  Of {{ capitalize(lawfirms[0].lawyers\_as\_friends(lawfirms, parties, case)) }} for {{ case.user\_clientlist().asnoun() }}  Trial {{ capitalize(lawfirms[0].lawyers\_as\_friends(lawfirms, parties, case)) }}: Same |
| {%tr for pair in lawfirms[0].pair\_firms(lawfirms, parties) %} |
| {{ pair | upper }}  By: |
| {%p for atty in case.attorneys\_for(pair) %}  {{ atty }},{% if atty.pro\_hac\_vice %} *pro hac vice*  {{ state\_name(atty.barred\_in) }} State Bar No. {{ atty.bar\_no }}{% else %} OSB No. {{ atty.osb }} {% endif %}  {{ atty.email | lower }}  {%p endfor %}  Of {{ capitalize(lawfirms[0].lawyers\_as\_friends(lawfirms, parties, case)) }} for {{ case.user\_clientlist().asnoun() }}  Trial {{ capitalize(lawfirms[0].lawyers\_as\_friends(lawfirms, parties, case)) }}: Same |
| {%tr endfor %} |

{%p endif %}

**CERTIFICATE OF SERVICE**

I hereby certify that on September 20, 2021, I served the foregoing *{{ case.document\_title() }}*on {{ case.recipients\_attorneys().as\_noun(‘attorney’) }} for {{ case.recipients().asnoun() }} at the address{% if case.recipients() | length >=2 %}es{% endif %} below and by the following indicated method or methods:

|  |  |  |
| --- | --- | --- |
| {%tc for firm in lawfirms.parse\_firms(parties) %} | {%p for atty in case.attorneys\_for(firm) %}  {{ atty }}  {%p endfor %}  {{ firm }}  {{ firm.address.block() }}  {%p for pair in firm.pair\_firms(lawfirms, parties) %}  {%p for atty in case.attorneys\_for(pair) %}  {{ atty }}  {%p endfor %}  {{ pair }}  {{ pair.address.block() }}  {%p endfor %}  {%p for pair in firm.pair\_firmz(lawfirms, parties) %}  {%p for atty in case.attorneys\_for(pair) %}  {{ atty.email | lower }}  {%p endfor %}  {%p endfor %}  *{{ capitalize(firm.lawyers\_as\_friends(lawfirms, parties, case)) }} for firm.clientlist(case).asnoun() {{ comma\_and\_list(case.clients\_of(firm)) }}* | {%tc endfor %} |

**Mail** in sealed, first-class postage-prepaid envelopes, addressed to the attorney as shown above, the last-known office addresses of the attorney, and deposited with the United States Postal Service at {{ lawfirms[0].address.city }}, {{ lawfirms[0].address.state }}, on the date set forth below.

**Hand-delivery** to the attorneys of record at the courthouse, their office or current place of business on the date set forth below.

**Fax** to the attorneys at the fax numbers shown above, which are the last-known fax numbers for the attorneys' offices, on the date set forth below.

**E-mail** to the attorneys at the e-mail addresses shown above, which are the last-known e-mail addresses for the attorneys' offices, on the date set forth below.

|  |
| --- |
| Dated: September 20, 2021. |
| {{ lawfirms[0] | upper }}  By: |
| {%p for atty in case.user\_house() %}  {{ atty }}, OSB No. {{ atty.osb }}  {{ atty.email | lower }}  {%p endfor %}  Of {{ capitalize(lawfirms[0].lawyers\_as\_friends(lawfirms, parties, case)) }} for {{ case.user\_clientlist().asnoun() }}  Trial {{ capitalize(lawfirms[0].lawyers\_as\_friends(lawfirms, parties, case)) }}: Same |
| {%tr for pair in lawfirms[0].pair\_firms(lawfirms, parties) %} |
| {{ pair | upper }}  By: |
| {%p for atty in case.attorneys\_for(pair) %}  {{ atty }},{% if atty.pro\_hac\_vice %} *pro hac vice*  {{ state\_name(atty.barred\_in) }} State Bar No. {{ atty.bar\_no }}{% else %} OSB No. {{ atty.osb }} {% endif %}  {{ atty.email | lower }}  {%p endfor %}  Of {{ capitalize(lawfirms[0].lawyers\_as\_friends(lawfirms, parties, case)) }} for {{ case.user\_clientlist().asnoun() }}  Trial {{ capitalize(lawfirms[0].lawyers\_as\_friends(lawfirms, parties, case)) }}: Same |
| {%tr endfor %} |