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Gail Diane Houser

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES, PASADENA COURTHOUSE**

BRADFORD M. MARTINEZ; VICKI L.)	CASE NO. 25PDUD00999
MARTINEZ; GAIL DIANE CALHOUN)	
AKA GAIL DIANE HOUSER,)	[Assigned for all purposes to the Hon.
)	Jerry B. Marshak, Dept. R]
Plaintiffs,)	
)	PLAINTIFF BRADFORD M.
v.)	MARTINEZ'S RESPONSE TO
)	SPECIAL INTERROGATORIES
JENNIFER BURBANK; JAMES)	
BURBANK, and DOES 1-10,)	Complaint Filed: April 1, 2025
)	
Defendants,)	Trial Date: June 3, 2025
)	
)	

PROPOUNDING PARTY: DEFENDANT, JENNIFER BURBANK

RESPONDING PARTY: PLAINTIFF, BRADFORD M. MARTINEZ

SET NO.: One

BRADFORD M. MARTINEZ ("Responding Party") hereby provides its response to
JENNIFER BURBANK'S ("Propounding Party") Special Interrogatories (Set One) as follows:

PRELIMINARY STATEMENT

These responses are made only for the purpose of the within action. Each response or
answer is subject to all objections as to competence, relevance, materiality, propriety, admissibility

1 and any other objections and grounds that would require the exclusion of any statement herein if
2 any document was asked of, or if any statement contained therein were made by a witness present
3 and testifying in court, all of which objections and grounds are reserved and may be interposed at
4 the time of trial.

5 Plaintiff is responding to all Requests to the extent that information has become known
6 by him. However, this responding party's discovery, investigation and preparation for trial of this
7 matter has not been completed as of the date of these responses, and, therefore, Plaintiff does not
8 purport to state anything more than information presently known and discovered by him.

9 Plaintiff, in responding to these Requests, reserves the right to continue discovery and
10 investigation in this matter for facts, witnesses and supporting data that may recall information
11 which, if he had presently within his knowledge, would be included in these responses. For
12 example, to the extent that any request calls for the identification of 'all documents,' it is responded
13 to fully insofar as information is presently available to Plaintiff, and Plaintiff is not precluded from
14 presenting at trial information discovered after the date of the response of this request.

15 This preliminary statement is incorporated into each of the responses set forth below.

16 **GENERAL OBJECTIONS**

17 To avoid repetition in setting forth specific objections to interrogatories, responding party
18 sets forth and incorporates the following objections to responding party's each and every response.

19 **A. RELEVENCY OBJECTION**

20 Responding party objects on the basis that the interrogatory, in whole or in part, seek the
21 disclosure of information that is neither relevant to the subject matter of the action nor reasonably
22 calculated to lead to the discovery of admissible evidence.

23 **B. CONFIDENTIALITY/PRIVACY OBJECTION**

1 Responding party objects on the basis that the interrogatory seeks the disclosure of confidential
2 information and constitute an attempt to invade the personal and/or financial privacy of certain
3 individuals or persons.

4 C. OVERBREADTH AND BURDEN OBJECTION

5 Responding party objects on the basis that the interrogatory is overbroad, burdensome and
6 oppressive in that they seek the disclosure of information that has little or no practical benefit to
7 propounding party while placing an unwarranted burden or expense on the responding party in
8 ascertaining such information. Further, such interrogatory is so broadly drawn that although it may
9 include some relevant information within its scope, it includes information that is irrelevant or
10 immaterial to the instant action. Such interrogatory seeks information which is cumulative and/or
11 would require the compilation of extensive and detailed information from numerous potential
12 sources, many of which is not easily identifiable or available. A search for all such information
13 will in many instances involve enormous amounts of time by responding party. Further, the
14 interrogatory is so overbroad such that it is uncertain what information is sought.

15 D. AMBIGUITY OBJECTION

16 Responding party objects on the basis that the interrogatory is phrased in language that is vague,
17 ambiguous, and uncertain such that responding party is unable to ascertain what information is
18 sought and in order to respond to this interrogatory, responding party would have to speculate as
19 to propounding party's intended meaning.

20 E. AVAILABILITY OBJECTION

21 Responding party objects on the basis that the interrogatory is equally accessible to all parties
22 or is more accessible to the propounding party or which is maintained primarily by persons or
entities other than responding party.

1 F. IMPROPER FORM OBJECTION

2 Responding party objects on the basis that the interrogatory is phrased in improper form
3 because the interrogatory is not “full and complete in and of itself”; or because it contains subpart,
4 “compound, conjunctive or disjunctive” question, such that the interrogatory does not comply with
5 the requirements of *California Code of Civil Procedure* §2030.060

6 G. LEGAL CONCLUSION OBJECTION

7 Responding party objects on the basis that the interrogatory calls for a legal conclusion.

8 H. ATTORNEY WORK-PRODUCT OBJECTION

9 Responding party objects on the basis that the interrogatory, in whole or in part,
10 seeks disclosure of information that is protected under the attorney work-product doctrine.

11 I. MARITAL PRIVILEGE OBJECTION

12 Responding party objects on the basis that the request, in whole or in part, seek
13 disclosure of information that is protected under marital privilege.

14 **SPECIAL INTERROGATORY NO. 1**

15 State the date on which the RENTAL AGREEMENT between YOU and the
16 DEFENDANT was executed.

17 **RESPONSE TO SPECIAL INTERROGATORY NO. 1**

18 Responding Party exercises its right to produce writings under Code of Civil Procedure
19 Section 2030.210(a)(2). Discovery is ongoing and it is anticipated that additional discovery and
20 further investigation, legal research and analysis will supply additional facts and provide new and
21 different meaning to known facts, and may establish new factual conclusions and legal contentions,
22 all of which may result in additional changes and/or variations from the responses set herein and
23

1 Responding Party reserves the right to supplement this response at a later time as appropriate, up
2 to and including at trial.

3 **SPECIAL INTERROGATORY NO. 2**

4 IDENTIFY all DOCUMENTS that evidence the alleged service of the NOTICE on
5 DEFENDANT.

6 **RESPONSE TO SPECIAL INTERROGATORY NO. 2**

7 Responding Party exercises its right to produce writings under Code of Civil Procedure
8 Section 2030.210(a)(2). Discovery is ongoing and it is anticipated that additional discovery and
9 further investigation, legal research and analysis will supply additional facts and provide new and
10 different meaning to known facts, and may establish new factual conclusions and legal contentions,
11 all of which may result in additional changes and/or variations from the responses set herein and
12 Responding Party reserves the right to supplement this response at a later time as appropriate, up
13 to and including at trial.

13 **SPECIAL INTERROGATORY NO. 3**

14 IDENTIFY all REPAIRS made at PREMISES during DEFENDANT's TENANCY at
15 PREMISES.

15 **RESPONSE TO SPECIAL INTERROGATORY NO. 3**

16 Responding Party objects to this request on the grounds that it is overbroad, vague, unduly
17 burdensome, and oppressive in scope and time. Responding Party objects to this request on the
18 grounds that it is vague and ambiguous regarding the term "compliance" as it calls for a legal
19 conclusion. Subject to the foregoing objections, and without waiving them, Responding Party
20 responds as follows:

21 Responding Party exercises its right to produce writings under Code of Civil Procedure
22 Section 2030.210(a)(2). Discovery is ongoing and it is anticipated that additional discovery and
23 further investigation, legal research and analysis will supply additional facts and provide new and
24 different meaning to known facts, and may establish new factual conclusions and legal contentions,

1 all of which may result in additional changes and/or variations from the responses set herein and
2 Responding Party reserves the right to supplement this response at a later time as appropriate, up
3 to and including at trial.

4 **SPECIAL INTERROGATORY NO. 4**

5 STATE all actions YOU took to address DEFENDANT'S REPAIR REQUESTS in 2024.

6 **RESPONSE TO SPECIAL INTERROGATORY NO. 4**

7 Responding Party objects to this request on the grounds that it is vague and ambiguous
8 regarding the term "all actions." Responding Party objects to this request on the grounds that it
9 seeks information protected from disclosure by the attorney-client privilege and attorney work
10 product doctrine and/or premature disclosure of expert witness information in violation of *Code of*
11 *Civil Procedure* §§ 2018 and 2034. Subject to the foregoing objections, and without waiving them,
Responding Party responds as follows:

12 Responding Party exercises its right to produce writings under Code of Civil Procedure
13 Section 2030.210(a)(2). Discovery is ongoing and it is anticipated that additional discovery and
14 further investigation, legal research and analysis will supply additional facts and provide new and
15 different meaning to known facts, and may establish new factual conclusions and legal contentions,
16 all of which may result in additional changes and/or variations from the responses set herein and
17 Responding Party reserves the right to supplement this response at a later time as appropriate, up
18 to and including at trial.

19 **SPECIAL INTERROGATORY NO. 5**

20 STATE all actions YOU took to address DEFENDANT'S REPAIR REQUESTS in 2025.

21 **RESPONSE TO SPECIAL INTERROGATORY NO. 5**

22 Responding Party objects to this request on the grounds that it is vague and ambiguous
23 regarding the term "all actions." Responding Party objects to this request on the grounds that it

1 seeks information protected from disclosure by the attorney-client privilege and attorney work
2 product doctrine and/or premature disclosure of expert witness information in violation of *Code of*
3 *Civil Procedure* §§ 2018 and 2034. Subject to the foregoing objections, and without waiving them,
4 Responding Party responds as follows:

5 Responding Party exercises its right to produce writings under Code of Civil Procedure
6 Section 2030.210(a)(2). Discovery is ongoing and it is anticipated that additional discovery and
7 further investigation, legal research and analysis will supply additional facts and provide new and
8 different meaning to known facts, and may establish new factual conclusions and legal contentions,
9 all of which may result in additional changes and/or variations from the responses set herein and
10 Responding Party reserves the right to supplement this response at a later time as appropriate, up
to and including at trial.

11 **SPECIAL INTERROGATORY NO. 6**

12 State the date on which YOU first formed the intent to have Robert L. Fernandez move into
the PREMISES.

13 **RESPONSE TO SPECIAL INTERROGATORY NO. 6**

14 Responding Party objects to this request on the grounds that it is vague and ambiguous
15 regarding the term “date,” “intent.” Subject to the foregoing objections, and without waiving them,
Responding Party responds as follows:

16 After a diligent search and a reasonable inquiry, Responding Party is unable to comply with
17 this request as the “intent” was not “formed” by Responding Party. Discovery is ongoing and it is
18 anticipated that additional discovery and further investigation, legal research and analysis will
19 supply additional facts and provide new and different meaning to known facts, and may establish
20 new factual conclusions and legal contentions, all of which may result in additional changes and/or
21 variations from the responses set herein and Responding Party reserves the right to supplement this
response at a later time as appropriate, up to and including at trial.

22 **SPECIAL INTERROGATORY NO. 7**

Describe in detail all facts that support YOUR contention that Robert L. Fernandez intended to move into the PREMISES at the time the NOTICE was served.

RESPONSE TO SPECIAL INTERROGATORY NO. 7

Responding Party objects to this request on the grounds that it is vague and ambiguous regarding the term “describe,” “all facts,” “contention.” Subject to the foregoing objections, and without waiving them, Responding Party responds as follows:

Robert L. Fernandez lived at Glen Park Assisted Living in Glendale, to care for his wife, Carol, during her battle with Alzheimer’s Disease until she passed away in hospice care in February 2023. Robert has expressed his desire to return to the PREMISES since her passing. Discovery is ongoing and it is anticipated that additional discovery and further investigation, legal research and analysis will supply additional facts and provide new and different meaning to known facts, and may establish new factual conclusions and legal contentions, all of which may result in additional changes and/or variations from the responses set herein and Responding Party reserves the right to supplement this response at a later time as appropriate, up to and including at trial.

SPECIAL INTERROGATORY NO. 8

IDENTIFY all DOCUMENTS that support YOUR contention that Robert L. Fernandez intended to move into the PREMISES at the time the NOTICE was served.

RESPONSE TO SPECIAL INTERROGATORY NO. 8

After a diligent search and a reasonable inquiry, Responding Party is unable to comply with this request because no such DOCUMENTS exist. Discovery is ongoing and it is anticipated that additional discovery and further investigation, legal research and analysis will supply additional facts and provide new and different meaning to known facts, and may establish new factual conclusions and legal contentions, all of which may result in additional changes and/or variations from the responses set herein and Responding Party reserves the right to supplement this response at a later time as appropriate, up to and including at trial.

SPECIAL INTERROGATORY NO. 9

State the current address of Robert L. Fernandez.

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2 **RESPONSE TO SPECIAL INTERROGATORY NO. 9**

3 Responding Party objects to this request on the grounds that it is overbroad, vague, unduly
4 burdensome, and oppressive in scope and time. In addition, Responding Party also objects to this
5 request on the grounds that it seeks information that impairs a person's inalienable right of privacy
6 under the California Constitution and disclosure would violate Responding Party and the third
7 parties' right to privacy. Subject to the foregoing objections, and without waiving them,
8 Responding Party responds as follows:

9 1 E Commonwealth Ave., Alhambra, CA 91801. Discovery is ongoing and it is anticipated
10 that additional discovery and further investigation, legal research and analysis will supply
11 additional facts and provide new and different meaning to known facts, and may establish new
12 factual conclusions and legal contentions, all of which may result in additional changes and/or
13 variations from the responses set herein and Responding Party reserves the right to supplement this
14 response at a later time as appropriate, up to and including at trial

15 **SPECIAL INTERROGATORY NO. 10**

16 State the name and address of any ASSISTED LIVING FACILITY in which Robert L.
17 Fernandez resided at any time between July 2024 and January 2025.

18 **RESPONSE TO SPECIAL INTERROGATORY NO. 10**

19 Responding Party objects to this request on the grounds that it is overbroad, vague, unduly
20 burdensome, and oppressive in scope and time. In addition, Responding Party also objects to this
21 request on the grounds that it seeks information that impairs a person's inalienable right of privacy
22 under the California Constitution and disclosure would violate Responding Party and the third
23 parties' right to privacy. Subject to the foregoing objections, and without waiving them,
24 Responding Party responds as follows:

25 Savant Senior Living, 1 E Commonwealth Ave., Alhambra, CA 91801. Discovery is
26 ongoing and it is anticipated that additional discovery and further investigation, legal research and
27 analysis will supply additional facts and provide new and different meaning to known facts, and
28 may establish new factual conclusions and legal contentions, all of which may result in additional

1 changes and/or variations from the responses set herein and Responding Party reserves the right to
2 supplement this response at a later time as appropriate, up to and including at trial.

3 **SPECIAL INTERROGATORY NO. 11**

4 State the date on which YOU first became aware that DEFENDANT submitted REPAIR
5 REQUESTS CONCERNING water intrusion at the PREMISES.

6 **RESPONSE TO SPECIAL INTERROGATORY NO. 11**

7 Responding Party objects to this request on the grounds that it is vague and ambiguous regarding
8 the term “aware,” “water intrusion.” This interrogatory is overbroad, vague, unduly burdensome,
9 and oppressive in scope and time. Subject to the foregoing objections, and without waiving them,
Responding Party responds as follows:

10 On or about September 2024. Discovery is ongoing and it is anticipated that additional
11 discovery and further investigation, legal research and analysis will supply additional facts and
12 provide new and different meaning to known facts, and may establish new factual conclusions and
13 legal contentions, all of which may result in additional changes and/or variations from the
14 responses set herein and Responding Party reserves the right to supplement this response at a later
time as appropriate, up to and including at trial.

15 **SPECIAL INTERROGATORY NO. 12**

16 IDENTIFY all PERSONS who received or responded to DEFENDANT'S REPAIR
17 REQUESTS made between September 2024 and January 2025.

18 **RESPONSE TO SPECIAL INTERROGATORY NO. 12**

19 Responding Party objects to this request on the grounds that it is vague and ambiguous
20 regarding the term “received,” “responded.” This interrogatory is compound, overbroad, vague,
unduly burdensome, and oppressive in scope and time. Responding Party also objects to this
21 request to the extent that it seeks information protected from disclosure by the attorney-client
22 privilege and attorney work product doctrine and/or premature disclosure of expert witness
Party also objects to this request on the grounds that it seeks information that impairs a person’s

inalienable right of privacy under the California Constitution and disclosure would violate Responding Party and the third parties' right to privacy. Subject to the foregoing objections, and without waiving them, Responding Party responds as follows:

Responding Party exercises its right to produce writings under Code of Civil Procedure Section 2030.210(a)(2). Discovery is ongoing and it is anticipated that additional discovery and further investigation, legal research and analysis will supply additional facts and provide new and different meaning to known facts, and may establish new factual conclusions and legal contentions, all of which may result in additional changes and/or variations from the responses set herein and Responding Party reserves the right to supplement this response at a later time as appropriate, up to and including at trial.

SPECIAL INTERROGATORY NO. 13

State whether YOU were aware, at the time the NOTICE was served, that DEFENDANT had submitted a COMPLAINT to the California Civil Rights Department CONCERNING the PREMISES.

RESPONSE TO SPECIAL INTERROGATORY NO. 13

Responding Party objects to this request on the grounds that it is vague and ambiguous regarding the term "aware," "served," "submitted." This interrogatory is overbroad, vague, unduly burdensome, and oppressive in scope and time. Subject to the foregoing objections, and without waiving them, Responding Party responds as follows:

After a diligent search and a reasonable inquiry, Responding Party is unable to comply with this request as propounded, because Responding Party lacks knowledge of actions taken by Propounding Party at the time the NOTICE was served. Discovery is ongoing and it is anticipated that additional discovery and further investigation, legal research and analysis will supply additional facts and provide new and different meaning to known facts, and may establish new factual conclusions and legal contentions, all of which may result in additional changes and/or variations from the responses set herein and Responding Party reserves the right to supplement this response at a later time as appropriate, up to and including at trial.

1
2 **SPECIAL INTERROGATORY NO. 14**

3 State whether YOU were aware, at the time the NOTICE was served, that DEFENDANT
4 had submitted a COMPLAINT to the Los Angeles County Department of Public Health
5 CONCERNING the PREMISES.

6 **RESPONSE TO SPECIAL INTERROGATORY NO. 14**

7 Responding Party objects to this request on the grounds that it is vague and ambiguous
8 regarding the term “aware,” “served,” “submitted.” This interrogatory is overbroad, vague, unduly
9 burdensome, and oppressive in scope and time. Subject to the foregoing objections, and without
10 waiving them, Responding Party responds as follows:

11 After a diligent search and a reasonable inquiry, Responding Party is unable to comply
12 with this request as propounded, because Responding Party lacks knowledge of actions taken by
13 Propounding Party at the time the NOTICE was served. Discovery is ongoing and it is
14 anticipated that additional discovery and further investigation, legal research and analysis will
15 supply additional facts and provide new and different meaning to known facts, and may establish
16 new factual conclusions and legal contentions, all of which may result in additional changes
17 and/or variations from the responses set herein and Responding Party reserves the right to
18 supplement this response at a later time as appropriate, up to and including at trial.

19 **SPECIAL INTERROGATORY NO. 15**

20 State all reasons why YOU served the NOTICE on or about January 30, 2025.

21 **RESPONSE TO SPECIAL INTERROGATORY NO. 15**

22 Responding Party objects to this request on the grounds that it is vague and ambiguous
23 regarding the term “aware,” “served,” “submitted.” This interrogatory is overbroad, vague, unduly
24 burdensome, and oppressive in scope and time. It is also duplicative of other discovery requests.
25 Subject to the foregoing objections, and without waiving them, Responding Party responds as
26 follows:

27 Responding Party exercises its right to produce writings under Code of Civil Procedure
28 Section 2030.210(a)(2). Discovery is ongoing and it is anticipated that additional discovery and

1 further investigation, legal research and analysis will supply additional facts and provide new and
2 different meaning to known facts, and may establish new factual conclusions and legal contentions,
3 all of which may result in additional changes and/or variations from the responses set herein and
4 Responding Party reserves the right to supplement this response at a later time as appropriate, up
5 to and including at trial.

6 **SPECIAL INTERROGATORY NO. 16**

7 State all the reasons you gave DEFENDANT's for wanting them to vacate premises prior
8 to serving them with the NOTICE.

8 **RESPONSE TO SPECIAL INTERROGATORY NO. 16**

9 Responding Party objects in that this request seeks information equally available to
10 Propounding Party and is already within the Propounding Party's possession thereby making the
11 request overly burdensome, oppressive, and harassing. This interrogatory is overbroad, vague,
12 unduly burdensome, and oppressive in scope and time. This interrogatory calls for a legal
13 conclusion. Responding Party also objects to this request to the extent that it seeks information
14 protected from disclosure by the attorney-client privilege and attorney work product doctrine
15 and/or premature disclosure of expert witness information in violation of *Code of Civil Procedure*
16 §§ 2018 and 2034. In addition, Responding Party also objects to this request on the grounds that
17 it seeks information that impairs a person's inalienable right of privacy under the California
18 Constitution and disclosure would violate Responding Party and the third parties' right to privacy.
19 Subject to the foregoing objections, and without waiving them, Responding Party responds as
20 follows:

21 After a diligent search and a reasonable inquiry, Responding Party is unable to comply with
22 this request as propounded. As phrased, request is incomprehensible leaving Responding Party
23 unable to determine what is being requested. Discovery is ongoing and it is anticipated that
24 additional discovery and further investigation, legal research and analysis will supply additional
25 facts and provide new and different meaning to known facts, and may establish new factual
26 conclusions and legal contentions, all of which may result in additional changes and/or variations

1 from the responses set herein and Responding Party reserves the right to supplement this response
2 at a later time as appropriate, up to and including at trial.

3 **SPECIAL INTERROGATORY NO. 17**

4 Describe in detail how YOU and any PERSON acting on YOUR behalf responded to
5 DEFENDANT'S REPAIR REQUESTS made between September 2024 and January 2025.

6 **RESPONSE TO SPECIAL INTERROGATORY NO. 17**

7 Responding Party objects to this request on the grounds that it is vague and ambiguous
8 regarding the term "describe in detail." Responding Party objects to this request on the grounds
9 that it is compound, overbroad, vague, unduly burdensome, and oppressive in scope and time.
10 Responding Party objects to this request on the grounds that it seeks information protected from
11 disclosure by the attorney-client privilege and attorney work product doctrine and/or premature
12 disclosure of expert witness information in violation of *Code of Civil Procedure* §§ 2018 and 2034.
13 In addition, Responding Party also objects to this request on the grounds that it seeks information
14 that impairs a person's inalienable right of privacy under the California Constitution and disclosure
15 would violate Responding Party and the third parties' right to privacy. Subject to the foregoing
16 objections, and without waiving them, Responding Party responds as follows:

17 Responding Party exercises its right to produce writings under Code of Civil Procedure
18 Section 2030.210(a)(2). Discovery is ongoing and it is anticipated that additional discovery and
19 further investigation, legal research and analysis will supply additional facts and provide new and
20 different meaning to known facts, and may establish new factual conclusions and legal contentions,
21 all of which may result in additional changes and/or variations from the responses set herein and
22 Responding Party reserves the right to supplement this response at a later time as appropriate, up
23 to and including at trial.

20 **SPECIAL INTERROGATORY NO. 18**

21 IDENTIFY all DOCUMENTS referencing or CONCERNING communications between
22 PLAINTIFF and DEFENDANT between January 1, 2025, and January 30, 2025.

23 **RESPONSE TO SPECIAL INTERROGATORY NO. 18**

1 Responding Party objects to this request on the grounds that it is overbroad, vague, unduly
2 burdensome, and oppressive in scope and time. Responding Party objects to this request on the
3 grounds that it seeks information protected from disclosure by the attorney-client privilege and
4 attorney work product doctrine and/or premature disclosure of expert witness information in
5 violation of *Code of Civil Procedure* §§ 2018 and 2034. In addition, Responding Party also objects
6 to this request on the grounds that it seeks information that impairs a person's inalienable right of
7 privacy under the California Constitution and disclosure would violate Responding Party and the
8 third parties' right to privacy. Subject to the foregoing objections, and without waiving them,
Responding Party responds as follows:

9 After a diligent search and a reasonable inquiry, Responding Party is unable to comply with
10 this request as propounded. Discovery is ongoing and it is anticipated that additional discovery and
11 further investigation, legal research and analysis will supply additional facts and provide new and
12 different meaning to known facts, and may establish new factual conclusions and legal contentions,
13 all of which may result in additional changes and/or variations from the responses set herein and
14 Responding Party reserves the right to supplement this response at a later time as appropriate, up
to and including at trial.

15 **SPECIAL INTERROGATORY NO. 19**

16 State whether YOU believe DEFENDANT'S REPAIR REQUESTS and COMPLAINTS
to government agencies were PROTECTED ACTIVITY under California law.

17 **RESPONSE TO SPECIAL INTERROGATORY NO. 19**

18 Responding Party objects to this request on the grounds that it is vague and ambiguous
19 regarding the term "government agencies," "California law." Responding Party objects in that this
20 request seeks information equally available to Propounding Party and is already within the
21 Propounding Party's possession thereby making the request overly burdensome, oppressive, and
22 harassing. This interrogatory is overbroad, vague, unduly burdensome, and oppressive in scope
request to the extent that it seeks information protected from disclosure by the attorney-client

1 privilege and attorney work product doctrine and/or premature disclosure of expert witness
2 information in violation of *Code of Civil Procedure* §§ 2018 and 2034. Subject to the foregoing
3 objections, and without waiving them, Responding Party responds as follows:

4 After a diligent search and a reasonable inquiry, Responding Party is unable to comply with
5 this request as propounded. Discovery is ongoing and it is anticipated that additional discovery and
6 further investigation, legal research and analysis will supply additional facts and provide new and
7 different meaning to known facts, and may establish new factual conclusions and legal contentions,
8 all of which may result in additional changes and/or variations from the responses set herein and
9 Responding Party reserves the right to supplement this response at a later time as appropriate, up
to and including at trial.

10 **SPECIAL INTERROGATORY NO. 20**

11 State whether YOU were aware, at the time the NOTICE was served, that DEFENDANT
had complained about water intrusion at the PREMISES.

12 **RESPONSE TO SPECIAL INTERROGATORY NO. 20**

13 Responding Party objects to this request on the grounds that it is vague and ambiguous
14 regarding the term “aware,” “water intrusion,” “complained.” This interrogatory is overbroad,
15 vague, unduly burdensome, and oppressive in scope and time. This request is also duplicative of
16 other discovery requests. Subject to the foregoing objections, and without waiving them,
Responding Party responds as follows:

17 See response to Special Interrogatory No. 11. Discovery is ongoing and it is anticipated
18 that additional discovery and further investigation, legal research and analysis will supply
19 additional facts and provide new and different meaning to known facts, and may establish new
20 factual conclusions and legal contentions, all of which may result in additional changes and/or
21 variations from the responses set herein and Responding Party reserves the right to supplement this
response at a later time as appropriate, up to and including at trial.

22 **SPECIAL INTERROGATORY NO. 21**

1 IDENTIFY the date YOU first received a REPAIR REQUEST from DEFENDANT
2 CONCERNING water intrusion at the PREMISES.

3 **RESPONSE TO SPECIAL INTERROGATORY NO. 21**

4 Responding Party objects to this request on the grounds that it is vague and ambiguous
5 regarding the term “received,” “water intrusion.” Responding Party objects to this request on the
6 grounds that it is vague and ambiguous regarding the term “IDENTIFY” in reference to “date.”
7 This interrogatory is overbroad, vague, unduly burdensome, and oppressive in scope and time. This
8 request is also duplicative of other discovery requests. Subject to the foregoing objections, and
without waiving them, Responding Party responds as follows:

9 See responses to Special Interrogatory Nos. 11, 20. Discovery is ongoing and it is
10 anticipated that additional discovery and further investigation, legal research and analysis will
11 supply additional facts and provide new and different meaning to known facts, and may establish
12 new factual conclusions and legal contentions, all of which may result in additional changes and/or
13 variations from the responses set herein and Responding Party reserves the right to supplement this
response at a later time as appropriate, up to and including at trial.

14 **SPECIAL INTERROGATORY NO. 22**

15 IDENTIFY all REPAIR REQUESTS received from DEFENDANT between September 1,
16 2024, and January 30, 2025.

17 **RESPONSE TO SPECIAL INTERROGATORY NO. 22**

18 Responding Party objects to this request on the grounds that it is vague and ambiguous
19 regarding the term “received,” Responding Party objects in that this request seeks information
20 equally available to Propounding Party and is already within the Propounding Party’s possession
21 thereby making the request overly burdensome, oppressive, and harassing. This interrogatory is
22 overbroad, vague, unduly burdensome, and oppressive in scope and time. This interrogatory calls
for a legal conclusion. Subject to the foregoing objections, and without waiving them, Responding
Party responds as follows:

1 Responding Party exercises its right to produce writings under Code of Civil Procedure
2 Section 2030.210(a)(2). Discovery is ongoing and it is anticipated that additional discovery and
3 further investigation, legal research and analysis will supply additional facts and provide new and
4 different meaning to known facts, and may establish new factual conclusions and legal contentions,
5 all of which may result in additional changes and/or variations from the responses set herein and
6 Responding Party reserves the right to supplement this response at a later time as appropriate, up
7 to and including at trial.

8 **SPECIAL INTERROGATORY NO. 23**

9 Describe all actions YOU took in response to DEFENDANT'S REPAIR REQUESTS
10 referenced in Interrogatory No. 22.

11 **RESPONSE TO SPECIAL INTERROGATORY NO. 23**

12 Responding Party objects to this request on the grounds that it is vague and ambiguous
13 regarding the term “describe,” “all actions.” Responding Party objects in that this request seeks
14 information equally available to Propounding Party and is already within the Propounding Party’s
15 possession thereby making the request overly burdensome, oppressive, and harassing. This
16 interrogatory is overbroad, vague, unduly burdensome, and oppressive in scope and time.
17 Responding Party also objects to this request to the extent that it seeks information protected from
18 disclosure by the attorney-client privilege and attorney work product doctrine and/or premature
19 disclosure of expert witness information in violation of *Code of Civil Procedure* §§ 2018 and 2034.
20 In addition, Responding Party also objects to this request on the grounds that it seeks information
21 that impairs a person’s inalienable right of privacy under the California Constitution and disclosure
22 would violate Responding Party and the third parties’ right to privacy. Subject to the foregoing
23 objections, and without waiving them, Responding Party responds as follows:

24 Responding Party exercises its right to produce writings under Code of Civil Procedure
25 Section 2030.210(a)(2). Discovery is ongoing and it is anticipated that additional discovery and
26 further investigation, legal research and analysis will supply additional facts and provide new and
27 different meaning to known facts, and may establish new factual conclusions and legal contentions,

1 all of which may result in additional changes and/or variations from the responses set herein and
2 Responding Party reserves the right to supplement this response at a later time as appropriate, up
3 to and including at trial.

4 **SPECIAL INTERROGATORY NO. 24**

5 State whether YOU received any written communication from DEFENDANT between
6 January 25, 2025, and January 30, 2025.

7 **RESPONSE TO SPECIAL INTERROGATORY NO. 24**

8 Responding Party objects to this request on the grounds that it is vague and ambiguous
9 regarding the term “state,” “received,” “written communication.” Responding Party objects in that
10 this request seeks information equally available to Propounding Party and is already within the
11 Propounding Party’s possession thereby making the request overly burdensome, oppressive, and
12 harassing. This interrogatory is overbroad, vague, unduly burdensome, and oppressive in scope
13 and time. Subject to the foregoing objections, and without waiving them, Responding Party
14 responds as follows:

15 Yes. Discovery is ongoing and it is anticipated that additional discovery and further
16 investigation, legal research and analysis will supply additional facts and provide new and different
17 meaning to known facts, and may establish new factual conclusions and legal contentions, all of
18 which may result in additional changes and/or variations from the responses set herein and
19 Responding Party reserves the right to supplement this response at a later time as appropriate, up
20 to and including at trial.

21 **SPECIAL INTERROGATORY NO. 25**

22 If YOU received any written communication from DEFENDANT between January 25,
23 2025, and January 30, 2025, IDENTIFY the DOCUMENT and state the date it was received.

24 **RESPONSE TO SPECIAL INTERROGATORY NO. 25**

25 Responding Party objects to this request on the grounds that it is vague and ambiguous
26 regarding the term “state,” “received,” “written communication.” Responding Party objects in that
27 this request seeks information equally available to Propounding Party and is already within the

1 Propounding Party's possession thereby making the request overly burdensome, oppressive, and
2 harassing. This interrogatory is overbroad, vague, unduly burdensome, and oppressive in scope
3 and time. Subject to the foregoing objections, and without waiving them, Responding Party
4 responds as follows:

5 Responding Party exercises its right to produce writings under Code of Civil Procedure
6 Section 2030.210(a)(2). Discovery is ongoing and it is anticipated that additional discovery and
7 further investigation, legal research and analysis will supply additional facts and provide new and
8 different meaning to known facts, and may establish new factual conclusions and legal contentions,
9 all of which may result in additional changes and/or variations from the responses set herein and
10 Responding Party reserves the right to supplement this response at a later time as appropriate, up
to and including at trial.

11 **SPECIAL INTERROGATORY NO. 26**

12 State whether the NOTICE was prepared or served in response to any communication
from DEFENDANT regarding REPAIRS, water intrusion, or habitability.

13 **RESPONSE TO SPECIAL INTERROGATORY NO. 26**

14 Responding Party objects to this request on the grounds that it is vague and ambiguous
15 regarding the term "state," "water intrusion," "any communication." Responding Party objects to
16 this request on the grounds that it is vague and ambiguous regarding the term "habitability" as it
17 calls for a legal conclusion. This interrogatory is compound, overbroad, vague, unduly
18 burdensome, and oppressive in scope and time. Responding Party also objects to this request to the
19 extent that it seeks information protected from disclosure by the attorney-client privilege and
20 attorney work product doctrine and/or premature disclosure of expert witness information in
21 violation of *Code of Civil Procedure* §§ 2018 and 2034. In addition, Responding Party also objects
22 to this request on the grounds that it seeks information that impairs a person's inalienable right of
privacy under the California Constitution and disclosure would violate Responding Party and the
third parties' right to privacy. Subject to the foregoing objections, and without waiving them,
Responding Party responds as follows:

1 No. Discovery is ongoing and it is anticipated that additional discovery and further
2 investigation, legal research and analysis will supply additional facts and provide new and different
3 meaning to known facts, and may establish new factual conclusions and legal contentions, all of
4 which may result in additional changes and/or variations from the responses set herein and
5 Responding Party reserves the right to supplement this response at a later time as appropriate, up
6 to and including at trial.

7 **SPECIAL INTERROGATORY NO. 27**

8 State whether YOU believe that DEFENDANT'S habitability-related COMPLAINTS
9 were a motivating factor in YOUR decision to serve the NOTICE.

10 **RESPONSE TO SPECIAL INTERROGATORY NO. 27**

11 Responding Party objects to this request on the grounds that it is vague and ambiguous
12 regarding the term "state," "habitability-related." Responding Party objects to this request on the
13 grounds that it is vague and ambiguous regarding the term "habitability" as it calls for a legal
14 conclusion. This interrogatory is compound, overbroad, vague, unduly burdensome, and
15 oppressive in scope and time. Responding Party also objects to this request to the extent that it
16 seeks information protected from disclosure by the attorney-client privilege and attorney work
17 product doctrine and/or premature disclosure of expert witness information in violation of *Code of*
18 *Civil Procedure* §§ 2018 and 2034. In addition, Responding Party also objects to this request on
19 the grounds that it seeks information that impairs a person's inalienable right of privacy under the
20 California Constitution and disclosure would violate Responding Party and the third parties' right
21 to privacy. Subject to the foregoing objections, and without waiving them, Responding Party
22 responds as follows:

23 No. Discovery is ongoing and it is anticipated that additional discovery and further
24 investigation, legal research and analysis will supply additional facts and provide new and different
25 meaning to known facts, and may establish new factual conclusions and legal contentions, all of
26 which may result in additional changes and/or variations from the responses set herein and

1 Responding Party reserves the right to supplement this response at a later time as appropriate, up
2 to and including at trial.

3 **SPECIAL INTERROGATORY NO. 28**

4 IDENTIFY all PERSONS involved in the preparation, drafting, or service of the
5 NOTICE.

6 **RESPONSE TO SPECIAL INTERROGATORY NO. 28**

7 Responding Party objects to this request on the grounds that it is vague and ambiguous
8 regarding the term “preparation,” “drafting.” Responding Party objects in that this request seeks
9 information equally available to Propounding Party and is already within the Propounding Party’s
10 possession thereby making the request overly burdensome, oppressive, and harassing. This
11 interrogatory is compound, duplicative of other discovery requests, overbroad, vague, unduly
12 burdensome, and oppressive in scope and time. Responding Party also objects to this request to the
13 extent that it seeks information protected from disclosure by the attorney-client privilege and
14 attorney work product doctrine and/or premature disclosure of expert witness information in
15 violation of *Code of Civil Procedure* §§ 2018 and 2034. In addition, Responding Party also objects
16 to this request on the grounds that it seeks information that impairs a person’s inalienable right of
17 privacy under the California Constitution and disclosure would violate Responding Party and the
18 third parties’ right to privacy. Subject to the foregoing objections, and without waiving them,
19 Responding Party responds as follows:

20 Responding Party exercises its right to produce writings under Code of Civil Procedure
21 Section 2030.210(a)(2). Discovery is ongoing and it is anticipated that additional discovery and
22 further investigation, legal research and analysis will supply additional facts and provide new and
23 different meaning to known facts, and may establish new factual conclusions and legal contentions,
all of which may result in additional changes and/or variations from the responses set herein and
Responding Party reserves the right to supplement this response at a later time as appropriate, up
to and including at trial.

23 **SPECIAL INTERROGATORY NO. 29**

1 State whether YOU or any PERSON acting on YOUR behalf made any statements
2 expressing frustration, concern, or annoyance about DEFENDANT'S REPAIR REQUESTS or
3 COMPLAINTS before the NOTICE was served.

4 **RESPONSE TO SPECIAL INTERROGATORY NO. 29**

5 Responding Party objects to this request on the grounds that it is vague and ambiguous
6 regarding the term "state," "any statements," "frustration," "concern," "annoyance." Responding
7 Party objects in that this request seeks information equally available to Propounding Party and is
8 already within the Propounding Party's possession thereby making the request overly burdensome,
9 oppressive, and harassing. This interrogatory is compound, overbroad, vague, unduly burdensome,
10 and oppressive in scope and time. Responding Party also objects to this request to the extent that
11 it seeks information protected from disclosure by the attorney-client privilege and attorney work
12 product doctrine and/or premature disclosure of expert witness information in violation of *Code of*
13 *Civil Procedure* §§ 2018 and 2034. In addition, Responding Party also objects to this request on
14 the grounds that it seeks information that impairs a person's inalienable right of privacy under the
15 California Constitution and disclosure would violate Responding Party and the third parties' right
16 to privacy. Subject to the foregoing objections, and without waiving them, Responding Party
17 responds as follows:

18 After a diligent search and a reasonable inquiry, Responding Party is unable to comply
19 with this request as propounded. Discovery is ongoing and it is anticipated that additional discovery
20 and further investigation, legal research and analysis will supply additional facts and provide new
21 and different meaning to known facts, and may establish new factual conclusions and legal
22 contentions, all of which may result in additional changes and/or variations from the responses set
23 herein and Responding Party reserves the right to supplement this response at a later time as
appropriate, up to and including at trial.

24 **SPECIAL INTERROGATORY NO. 30**

25 IDENTIFY all DOCUMENTS CONCERNING any complaints, comments, or statements
26 made by PLAINTIFF, PROPERTY MANAGER, or their agents CONCERNING

1 DEFENDANT'S REPAIR REQUESTS or COMPLAINTS made between September 2024 and
2 January 2025.

3 **RESPONSE TO SPECIAL INTERROGATORY NO. 30**

4 Responding Party objects to this request on the grounds that it is vague and ambiguous
5 regarding the term “complaints,” “comments,” “statements.” Responding Party objects to this
6 request on the grounds that it is vague and ambiguous regarding the term “agents” as it calls for a
7 legal conclusion. Responding Party objects in that this request seeks information equally available
8 to Propounding Party and is already within the Propounding Party’s possession thereby making the
9 request overly burdensome, oppressive, and harassing. This interrogatory is compound, overbroad,
10 vague, unduly burdensome, and oppressive in scope and time. Responding Party also objects to
11 this request to the extent that it seeks information protected from disclosure by the attorney-client
12 privilege and attorney work product doctrine and/or premature disclosure of expert witness
13 information in violation of *Code of Civil Procedure* §§ 2018 and 2034. In addition, Responding
14 Party also objects to this request on the grounds that it seeks information that impairs a person’s
15 inalienable right of privacy under the California Constitution and disclosure would violate
16 Responding Party and the third parties’ right to privacy. Subject to the foregoing objections, and
17 without waiving them, Responding Party responds as follows:

18 After a diligent search and a reasonable inquiry, Responding Party is unable to comply with
19 this request as propounded. Discovery is ongoing and it is anticipated that additional discovery and
20 further investigation, legal research and analysis will supply additional facts and provide new and
21 different meaning to known facts, and may establish new factual conclusions and legal contentions,
22 all of which may result in additional changes and/or variations from the responses set herein and
23 Responding Party reserves the right to supplement this response at a later time as appropriate, up
24 to and including at trial.

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DATED: 5/30/2025

MARINACCIO LAW

BY: /S/

Anthony Marinaccio, Esq.
Attorney for Plaintiff Bradford M. Martinez, Vicki
L. Martinez, and Gail Diane Calhoun AKA Gail
Diane Houser