

**IN THE STATE OF MISSOURI  
JACKSON COUNTY DISTRICT COURT  
AT INDEPENDENCE,  
MISSOURI**

SAMUEL K. LIPARI )  
(Assignee of Dissolved )  
Medical Supply Chain, Inc.) )  
*Plaintiff* )

**REQUESTS FOR PRODUCTION  
OF ATTORNEY CLIENT PRIVILEGE  
DOCUMENTS**

vs. )

GENERAL ELECTRIC COMPANY, )  
GENERAL ELECTRIC CAPITAL )  
BUSINESS ASSET FUNDING CORP., )  
GE TRANSPORTATION SYSTEMS )  
GLOBAL SIGNALING, L.L.C. )  
*Defendants* )

Case No. 0616-cv07421

PROPOUNDING PARTY:  
SAMUEL K. LIPARI

RESPONDING PARTIES:  
GENERAL ELECTRIC COMPANY  
GENERAL ELECTRIC CAPITAL BUSINESS ASSET FUNDING CORP.,  
GE TRANSPORTATION SYSTEMS GLOBAL SIGNALING, L.L.C.

SET NUMBER:  
00003

Pursuant to Missouri Rules of Civil Procedure Rule 56.01(a), Samuel K. Lipari submits the following requests for documents to General Electric Company, General Electric Capital Business Asset Funding Corp., and GE Transportation Systems Global Signaling, L.L.C. to produce on February 8th at 1:00pm at the offices of Samuel K. Lipari located at 297 NE Bayview, Lee's Summit, Missouri.

**DEFINITIONS**

1. The term "you" or "your" refers to General Electric Company, General Electric Capital Business Asset Funding Corp. and GE Transportation Systems Global Signaling, L.L.C and each of its affiliates, attorneys, law firms, accountants, divisions, subdivisions, predecessors, directors, officers, employees, agents, real estate agencies, representatives and all persons acting or purporting to act on General Electric Company, General Electric Capital Business Asset Funding Corp. and GE Transportation Systems Global Signaling, L.L.C behalf.

2. The term "document" means any writing or recording as defined in Rule 1001 of the Federal Rules of Evidence, including any drafts, revisions and computer-readable material.

3. The term "persons" refers to natural persons, proprietorships, corporations, partnerships, trusts, joint venture groups, associations and organizations.

4. "Relating to" and "relates to" mean, without limitation, relating to, concerning, constituting, mentioning, referring to, describing, summarizing, evidencing, listing, relevant to, demonstrating, tending to prove or disprove, or explain.

5. "Correspondence" means any letter, memorandum or other writing in electronic, storage media or paper.

6. "Communication" or "communications" includes, without limitation, in-person or telephone conversations, telegrams, telexes, email, tapes, or other sound recordings or means of transmitting information from one source to another.

7. The connectives "and" and "or" mean either disjunctively or conjunctively as necessary to bring within the scope of the discovery request all responses that might otherwise be construed to be outside of its scope.

8. The use of the singular includes the plural, and vice versa.

9. The use of one gender includes all others, appropriate to the context.

#### **INSTRUCTIONS**

1. The relevant time period of these requests is from January 1, 2003 to January 18, 2007 and shall include all documents which relate or refer to this period even though prepared before or subsequent to that period.

2. If you object to furnishing any requested document on the ground of privilege, immunity, work product or otherwise, please provide a written statement in which you identify the specific ground on which your objection is based and the document objected to by furnishing its date, author, recipient, a general description of the subject matter of the document and the reason why the document is protected.

3. Notwithstanding your objection, you must disclose any objected to evidence containing nonobjectionable matter which is relevant, and material to the discovery requests, but you may withhold the portion for which you assert the objection, subject to further request or motion, provided that you furnish the above-requested identification.

4. Notwithstanding your objection, you must disclose "prepared in anticipation of litigation or for trial by or for another party or by or for that other party's representative, including an attorney, consultant, surety, indemnitor, insurer, or agent, only upon a showing that the party seeking discovery has substantial need of the materials in the preparation of the case and that the adverse party is unable without undue hardship to obtain the substantial equivalent of the

materials by other means." Subject to the provisions of Rule 56.01(b)(3) and (4).

5. If you later discover additional responsive documents, you are obligated to supplement your responses pursuant to Rule 56.01(e)(1), Rule 56.01(e)(2) or pursuant to any later imposed order of the court.

6. All documents created electronically or copied, archived or communicated electronically must be delivered to the plaintiff in electronic form as a digital document in a PC readable format on disk, cd or other digital storage medium for commercially available drives, this includes all documents created with word processor software.

7. If the original document's data or metadata concerning the document requires software other than that utilized by Microsoft Office, a copy of the software must be delivered with the data.

8. If any document is provided in paper format a log must be presented identifying the records custodian responsible for the document, their address and the persons knowledgeable of its chain of delivery who can testify that the document was not originated electronically, transmitted or stored in digital format by the GE defendants or their agents or law firms.

#### **REQUESTS FOR PRODUCTION**

1. Documents related to the defendants' representation by the law firm Arnold & Porter, 555 12th Street, N.W. Washington, D.C. 20004 including Arnold & Porter's correspondence, attachments, agreements, emails and phone communications and logs for all minutes of meetings with officers, employees, representatives, and agents for GE Corporate, GE Capital, GE Transportation and GE Medical, GHX and any related entities, representatives or agents concerning Medical Supply Chain, Inc., Samuel Lipari, Bret Landrith, Dennis Hawver or any witness identified by the plaintiff on the plaintiff's Rule 26 disclosure.

2. Documents related to the defendants' representation by the law firm Arnold & Porter including Arnold & Porter's board meeting minutes, internal investigations, correspondence, attachments, agreements, emails and phone communications and logs for all minutes of meetings of officers, attorneys, employees, representatives, and agents for Arnold & Porter concerning the representation of GE, GE Capital, GE Transportation, GE Medical, GHX and any related entities, representatives or agents in matters concerning Medical Supply Chain, Inc., Samuel Lipari, Bret Landrith and Dennis Hawver.

3. Documents related to the defendants' representation by the law firm Husch & Eppenberger, LLC 1700 One Kansas City Place 1200 Main Street Kansas City, MO 64105-2122 including Husch & Eppenberger, LLC's correspondence, attachments, agreements, emails and phone communications and logs for all minutes of meetings with officers, employees, representatives, and agents for GE Corporate, GE Capital, GE Transportation and GE Medical, GHX and any related entities, representatives or agents concerning Medical Supply Chain, Inc., Samuel Lipari, Bret Landrith, Dennis Hawver or any witness identified by the plaintiff on the plaintiff's Rule 26 disclosure.

4. Documents related to the defendants' representation by the law firm Husch & Eppenberger, LLC including Husch & Eppenberger, LLC's board meeting minutes, internal investigations, correspondence, attachments, agreements, emails and phone communications and logs for all minutes of meetings of officers, attorneys, employees, representatives, and agents for Husch & Eppenberger, LLC concerning the representation of GE, GE Capital, GE Transportation, GE Medical, GHX and any related entities, representatives or agents in matters concerning Medical Supply Chain, Inc., Samuel Lipari, Bret Landrith and Dennis Hawver.

5. Documents related to the defendants' representation by the law firm Arnold & Porter and Husch & Eppenberger, LLC including correspondence, attachments, agreements, emails and phone communications and logs for all minutes of meetings of officers, attorneys, employees, representatives, and agents exchanged between Arnold & Porter and Husch & Eppenberger, LLC concerning the representation of GE, GE Capital, GE Transportation, GE Medical, GHX and any related entities, representatives or agents in matters concerning Medical Supply Chain, Inc., Samuel Lipari, Bret Landrith and Dennis Hawver.

6. Documents related to the defendants' coordination of representation by the law firm Arnold & Porter and Husch & Eppenberger, LLC with attorneys and corporate counsel representing US Bank NA, US Bancorp, The Piper Jaffray Companies including correspondence, attachments, agreements, emails and phone communications and logs for all minutes of meetings of officers, attorneys, employees, representatives, and agents exchanged between the defendants and their counsel with Shugart Thomson & Kilroy and their client's corporate counsel in matters concerning Medical Supply Chain, Inc., Samuel Lipari, Bret Landrith and Dennis Hawver.

7. Documents related to the defendants' coordination of representation by the law firm Arnold & Porter and Husch & Eppenberger, LLC communications with the law firms Seyfarth Shaw, Jenner & Block, Miller Shakman & Beem, Bryan Cave, Novak & Macey, Lord Bissel & Brook, Cummins & Cronin, and Jenkins & Gilchrist including correspondence, attachments, agreements, emails and phone communications and logs for all minutes of meetings of officers, attorneys, employees, representatives, and agents exchanged between the defendants counsel and the above named law firms in matters concerning McCook Metals, Michigan Avenue Partners, Michael Lynch, Medical Supply Chain, Inc., Samuel Lipari, Bret Landrith and Dennis Hawver.

Respectively submitted,

Samuel K. Lipari  
*Pro se*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and accurate copy of the foregoing instrument was served on this 19<sup>th</sup> day of January, 2007, by hand delivery to:

John K. Power, Esq.  
Husch & Eppenberger, LLC  
1700 One  
Kansas City Place  
1200 Main Street  
Kansas City, MO  
64105-2122

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Pro se