

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

SAMUEL K. LIPARI	)	
(Assignee of Dissolved	)	
Medical Supply Chain, Inc.)	)	
<i>Plaintiff</i>	)	
	)	
vs.	)	
	)	
GENERAL ELECTRIC COMPANY,	)	<b>Case No. 0616-cv07421</b>
GENERAL ELECTRIC CAPITAL	)	
BUSINESS ASSET FUNDING CORP.,	)	
GE TRANSPORTATION SYSTEMS	)	
GLOBAL SIGNALING, L.L.C.	)	
<i>Defendants</i>	)	

**Second Motion to Compel Discovery Under Rule 61.01**

The defendants have failed to provide documents in their possession and in the possession of their agents including building lease agreements and the rest of the documents in the plaintiff's three sets of requests for production of documents containing 52 total discovery requests.

The discovery request sets were:

- 1) Plaintiff's request for production of documents.
- 2) Plaintiff's request for production of insurance documents.
- 3) Plaintiff's request for production of attorney client privilege documents.

The defendants are subject to a motion to compel under Rule 61.01 Failure to Make Discovery: Sanctions for section (d) Failure to Produce Documents, and Things or to Permit Inspection.

The plaintiff made three sets of requests for production of documents.

The plaintiff provided the defendants a Golden Rule Letter as required by Rule 33.2.4 and 33.5. The letter is attached along with the response of the defendants. See attachments 1 and 2.

The defendants made a frivolous or fraudulently incomplete disclosure following the US District court case management conference that merely names persons already identified by the plaintiff and disclosed no documents. See attachment 3.

The plaintiff still has not received one document or privilege log from the defendants who have not produced any discovery.

#### **CONCLUSION**

The plaintiff respectfully requests that the court grant this Motion to Compel discovery.

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 forwarded this 16<sup>th</sup> day of April, 2007, by first class mail postage prepaid to:

Leonard L. Wagner and John K. Power, Esq., Husch & Eppenberger, LLC 1700 One Kansas City Place 1200 Main

Street Kansas City, MO 64105-2122

Samuel K. Lipari  
297 NE Bayview  
Lee's Summit, MO 64064  
816-365-1306  
saml@medicalsupplychain.com  
Pro se