

**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 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:**

00001

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 19th at 1:00pm at the offices of Samuel K. Lipari located at 297 NE Bayview, Lee's Summit, Missouri, 64064.

**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..

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 in the context.

10. The paragraph symbol ¶ followed by a number refers to a paragraph in the plaintiff's petition.

#### **INSTRUCTIONS**

1. The relevant time period of these requests is from January 1, 2003 to January 18th, 2007, except for documents related to GE's strategy to compete against internet hospital suppliers and documents related to litigation involving McCook Metals, Michael Lynch or hospital supply antitrust investigations of GE, related entities or their subsidiaries 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. 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.

5. 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.

6. 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.

7. 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 ¶¶ 15,16,17,21; names of all board members, officers, employees and agents with current addresses for GE Corporate, GE Capital, GE Transportation and GE Medical who have communicated concerning Medical Supply Chain, Inc. or have knowledge of Medical Supply Chain, Inc. and now Samuel Lipari's claims.

2. Documents related to ¶¶ 15,16,17,21; 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.

3. Documents related to ¶¶ 22,23; correspondence, attachments, agreements, emails and phone communications and logs for all director meetings, officers, employees, representatives, and agents for GE, GE Capital, GE Transportation, GE Medical and GHX and any related entities (GHX Members), 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 ¶ 23; correspondence, attachments, agreements, emails and phone communications and logs for all board meetings, officer meetings, employees, representatives, and agents for GE, GE Capital, GE Transportation and GE Medical and any related entities, representatives or agents concerning the purchase of Neoforma, including financing, business plans, documentation and communications from Neoforma's owners (VHA, UHC, Novation), shareholders and their agents, representatives and legal representatives.

5. Documents related to ¶ 24,25; correspondence, attachments, agreements, emails and phone communications and logs for all board meetings, officer meetings, employees, attorneys, lawfirms, expert witnesses, representatives, and agents for GE and GE Capital and any related entities, representatives or agents concerning Rasse v. GE Capital Small Business Finance Corp., 2002 MO 808 (MOCA, 2002).

6. Documents related to ¶ 26; correspondence, attachments, agreements, emails and phone communications and logs for all officers, employees, representatives, and agents for GE, GE Capital, GE Transportation, and GE Medical and any related entities, representatives or agents concerning Medical Supply Chain, Inc. transaction with GE "Business Leaders" in approving the GE Transportation lease buy out.

7. Documents related to ¶ 26; correspondence, attachments, agreements, emails and phone communications and logs for all officers, employees, representatives, and agents for GE Corporate, GE Capital, GE Transportation and GE Medical and any related entities (GHX Members), representatives or agents concerning Harmon Industries lease with Cherokee Property LLC owners, agents or representatives.

8. Documents related to ¶ 26; correspondence, attachments, agreements, emails and phone communications for all officers, employees, representatives, and agents of GE Corporate, GE Capital, GE Transportation, GE Medical and any related entities, representatives or agents concerning a GE entity's lease with Cherokee Property LLC owners, agents or representatives.

9. Documents related to ¶¶ 27,28,29,30; correspondence, attachments, agreements, emails and phone communications and logs for all officers, employees, representatives, and agents for GE, GE Capital, GE Transportation, and GE Medical and any related entities, representatives or agents concerning leasing agent Cohen & Esrey Property Management owners, agents or representatives.

10. Documents related to ¶¶ 31,32,33,34; correspondence, attachments, agreements, emails and phone communications and logs for all officers, employees, representatives, and agents for GE Corporate, GE Capital, GE Transportation, GE Medical, GHX and any related entities (GHX Members), representatives or agents concerning leasing agent B.A. Karbank & Company owners, agents or representatives.

11. Documents related to ¶¶ 35,36,37,38,39,40,41,42,43, 44,55,56,57,58,59,60,61,62,63, 64,65,66,67,68,69,70,71,72,73,74; correspondence, attachments, agreements, emails and phone communications and logs for all officers, employees, representatives, and agents of GE, GE Capital, GE Transportation, GE Medical, GHX and any related entities, representatives or agents concerning Medical Supply Chain, Inc. transaction with GE business leaders to purchase the building.

12. Documents related to ¶¶ 45,46,50; communications, correspondence, attachments, agreements, emails and phone communications and logs for all officers, employees, representatives, and agents of GE, GE Capital, GE Transportation, GE Medical and any related entities, representatives or agents concerning Medical Supply

Chain, Inc. litigation with US Bank over a USA PATRIOT ACT report or Suspicious Activity Report ("SAR") on Medical Supply Chain, Inc., Samuel Lipari or Bret Landrith.

13. Documents related to ¶¶ 47,48,49; communications, correspondence, attachments, agreements, emails and phone communications and logs for all officers, employees, representatives, and agents of GE, GE Capital, GE Transportation, GE Medical and any related entities their representatives or agents, concerning Medical Supply Chain, Inc. meetings with Mr. Allen Lefko (Bank of Grain Valley 500 S Main St, Grain Valley MO 64029 (816) 229-2000), Mr. Pat Camble (Gold Bank 18811 E Valley View Pkwy, Independence, 64055 - (816) 350-9333) and Mr. Randal Castle (Bank of Jacomo 909 Sw State Route 7, Blue Springs, MO 64014 (816) 229-3477).

14. Documents related to ¶¶ 50,51,52,53,54; communications, correspondence, attachments, agreements, emails and phone communications and logs for all officers, employees, representatives, and agents of GE Corporate, GE Capital, GE Transportation, GE Medical, GHX and any related entities (GHX Members), representatives or agents concerning Medical Supply Chain, Inc. communications with Mrs. Joan Mark.

15. Documents related to ¶¶ 55,56,57,58,59,60,61,62,63,64,65,66,67,68,69,70,71,72, 73,82,83,84,85,86,87,88,89,90,91,92,93,94,94,101; communications, correspondence, attachments, agreements, emails and phone communications and logs for all officers, employees, representatives, and agents of GE Corporate including Gary Jakaitis, GE Capital including Doug McKay, GE Transportation including Andrew Newell, Robert J Payne, John Philips, Tom L Davis, GE Medical, GHX and any related entities (GHX Members), representatives or agents including GE Council Kate O' Leary; concerning Medical Supply Chain, Inc. transactions with GE business leaders.

16. Documents related to ¶¶ 74,95,96,98,99,100,102; communications, correspondence, addresses, attachments, agreements, emails and phone communications and logs for all officers, employees, representatives, and agents of GE, GE Capital, GE Transportation, GE Medical and any related entities, representatives or agents including GE Council Kate O' Leary; concerning repudiation of Medical Supply Chain, Inc. contract, agreement, transactions with GE business leaders.

17. Documents related to ¶¶ 75,76,77; communications, correspondence, attachments, agreements, emails and phone communications and logs for all officers, employees, representatives, and agents of GE, GE Capital, GE Transportation, GE Medical and any related entities, representatives or agents with Carpet n' More and or Stewart Foster concerning the sale of 1600 NE Coronado Dr. and any offers of flight arrangements or offers of transportation to Connecticut for prospective buyers.

18. Documents related to ¶¶ 23, 45,78; communications, correspondence, attachments, agreements, emails and phone communications and logs for all officers, employees, representatives, and agents of GE, GE Capital, GE Transportation, GE Medical, GE Global Exchange and any related entities that proposed, formed, established or purchased a web business entity (electronic marketplaces, online

medical suppliers and Group Purchasing Organizations) and the Articles of Incorporation, Bylaws operating agreement, financing information for each related entity, including the same for GE's Global Exchange and GHX, LLC.

19. Documents related to ¶¶ 16, 23; communications, correspondence, attachments, agreements, emails and phone communications and logs for all officers, employees, representatives, and agents of GE, GE Capital, GE Transportation, GE Medical and any related entities, concerning all affiliation agreements, rights of first refusal agreements, or option agreements participated in through GHX, LLC.

20. Documents related to GE's response to Medical Supply's demand letter informing GE of Medical Supply's claims ¶¶ 68-74; including GE Medical's counsel and GHX LLC's General counsel's conversation and email with Bret Landrith in June 2003 and all reports, memos and phone records or call logs related to the same.

21. Documents related to GE's efforts to conceal civil liability and prevent recovery including the identities of persons, addresses, communications, email and telephone records reports, recommendations, fact findings and evidentiary documents related any investigation participated in by GE officers, employees, representatives, attorneys, law firms and agents of GE, GE Capital, GE Transportation, GE Medical and any related entities, representatives or agents concerning the disclosure of potential GE litigation liabilities in reports for the issuance of or sale of securities and bonds under the Sarbanes-Oxley Act of 2002, Pub. L. No. 107-204, 116 Stat. 745.

22. Documents related to false statements made to conceal GE's liability to the plaintiff including all filings with the Securities and Exchange Commission and state or foreign securities regulators describing potential liability from civil litigation activity from June 2003 to the present.

23. Documents related to ¶¶ 5-11 concerning GE's practice of opposing litigation attempts extra legally including communications, funds transfers, deposits, letters of credit, agreements, telephone records of GE officers, employees, representatives, and agents of GE, GE Capital, GE Transportation, GE Medical and any related entities, representatives or agents given to, exchanged with or communicated to Raymond Sucato, Edward Sucato, Alcoa Aluminio S.A., Citigroup Brazil and Alain J. P. Belda.

24. Documents related to the hospital supply market in the State of Missouri related to GE's representatives and agents including the appointment of the former Husch and Eppenberger attorney Jane Drummond as Department of Health and Senior Services (DHSS) director.

25. Documents related to GE's representatives and agents including the former Husch and Eppenberger attorney Hon. U.S. Judge Rodney Sippel in the Monsanto and Pioneer price fixing litigation and the judge's prior work representing Monsanto for Husch and Eppenberger.

26. Documents related to GE's representatives and agents including the law firm Husch and Eppenberger's representation of

defendants in IFFOC v. Hon. Eugene R. Wedoff, Hon. Mark R. Filip Hon. James Zagel, Hon. Stuart Nudelman, Hon. Barb Disco, Hon. Alexander P. White, Seyfarth Shaw, Jenner & Block, Miller Shakman & Beem, Bryan Cave, Novak & Macey, Lord Bissel & Brook, Cummins & Cronin, and Jenkins & Gilchrist. Kansas District Court Case 06-C-2500

27. Documents related to GE's tactics against opposing litigants that are similarly situated to the plaintiff including communications, correspondence, attachments, agreements, emails and phone communications and logs for all officers, employees, representatives, and agents of GE, GE Capital (General Electric Commercial Finance), GE Transportation, GE Medical and any related entities, representatives or agents that acted with and through the law firm Seyfarth Shaw to coerce McCook Metals into bankruptcy and to initiate the bankruptcy ex parte before McCook was made a party to the action.

28. Documents related to GE's tactics against opposing litigants that are similarly situated to the plaintiff including communications, correspondence, attachments, agreements, emails and phone communications and logs for all officers, employees, representatives, and agents of GE, GE Capital (General Electric Commercial Finance), GE Transportation, GE Medical and any related entities, representatives or agents that utilized or obtained privileged information through Robert Rulman on Michael Lynch and McCook Metals antitrust activities against Alcoa and GE's interest in the aluminum market.

29. Documents related to GE's tactics against opposing litigants that are similarly situated to the plaintiff including communications, correspondence, attachments, agreements, emails and phone communications and logs for all officers, employees, representatives, and agents of GE, GE Capital (General Electric Commercial Finance), GE Transportation, GE Medical and any related entities, representatives or agents that provided money to McCook Metals employees and its attorneys John Kolleng and Dean Vanek.

30. Documents related to GE's tactics against opposing litigants that are similarly situated to the plaintiff including communications, correspondence, attachments, agreements, emails and phone communications and logs for all officers, employees, representatives, and agents of GE, GE Capital (General Electric Commercial Finance), GE Transportation, GE Medical and any related entities, representatives or agents that engaged or oversaw the representation by the law firm of Arnold & Porter, 555 12th Street, N.W. Washington, D.C. 20004 against the plaintiff, the plaintiff's now dissolved company Medical Supply Chain, Inc. and the attempted extortion and threats by the Arnold & Porter attorneys Jonathan I. Gleklen and Ryan Z. Watts on August 24<sup>th</sup>, 2005 that GE would take the plaintiff's former attorney Bret D. Landrith's house if he did not drop the plaintiff's valid state law contract claims.

31. Documents related to GE's tactics against opposing litigants that are similarly situated to the plaintiff including communications, funds transfers, deposits, account numbers, encryption schemes, balance statements, letters of credit, agreements, telephone records of GE officers, employees, representatives, and agents of GE, GE Capital (General Electric Commercial Finance), GE Transportation, GE Medical and any related entities, representatives or agents provided for,

entrusted with, given to, exchanged with, put under the supervision of or communicated to the law firm Seyfarth Shaw for use in influencing parties or fact finders in litigation involving GE, its subsidiaries or interests.

32. Documents related to GE's tactics against opposing litigants including communications, correspondence, attachments, agreements, emails and phone communications and logs for all officers, employees, representatives, and agents of GE, GE Capital, GE Transportation, GE Medical and any related entities, representatives or agents with the Office of the Kansas Attorney Discipline Administrator, Gene Shore, Kansas State Senator John Vratil, the Office of the Kansas Attorney General and retired Kansas State Supreme Court Justice Donald L. Allegrucci concerning the representation of the plaintiff's claims and Medical Supply Chain, Inc. or its former counsel Bret Landrith.

33. Documents related to GE's tactics against opposing litigants including communications, correspondence, attachments, agreements, emails and phone communications and logs for all officers, employees, representatives, attorneys, law firms and agents of GE, GE Capital, GE Transportation, GE Medical and any related entities, representatives or agents with Missouri State or federal attorney discipline authorities concerning John K. Power, Jonathan I. Gleklen, Ryan Z. Watts, Mark Olthoff and Bret Landrith.

34. Documents related to GE's tactics against opposing litigants including communications, correspondence, attachments, agreements, emails and phone communications and logs for all officers, employees, representatives, attorneys, law firms and agents of GE, GE Capital, GE Transportation, GE Medical and any related entities, representatives or agents with parties or representatives of parties in the case *Huffman v. ADP, Fidelity et al*, Western District of Missouri Court Case no. 4:05-cv-01205-GAF, *Bolden v. City of Topeka*, No. 04-3306 (Fed. 10th Cir. 3/21/2006) (Fed. 10th Cir., 2006), and *Wynne v. Blue Cross And Blue Shield Of Kansas, Inc.*, Kansas District Court Case No. 05-4035-RDR.

35. Documents related to GE's motive for not performing under its agreement with Medical Supply Chain, Inc.; including correspondence, attachments, agreements, emails and phone communications for all officers, employees, representatives, and agents of GE Corporate, GE Capital, GE Transportation, GE Medical and any related entities, representatives or agents concerning former GE CEO Jack Welch's memorandums and instruction to then GE Medical President Jeffery Immelt to create plans to protect GE Medical's pricing from internet competitors and the plans Immelt proposed or implemented.

36. Documents related to any FTC, USDOJ or state Attorney General inquiry, investigation, prosecution, settlement or judgment involving GE, GE Medical their related companies, subsidiaries or agents and representatives in healthcare product or service antitrust.

37. Documents related to any private civil inquiry, investigation, prosecution, settlement or judgment involving GE, GE Medical their related companies, subsidiaries or agents and representatives in healthcare product or service antitrust.

38. All documents received from Medical Supply Chain or Samuel Lipari and any of their representatives, including documents produced by the plaintiff in discovery disclosures.

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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