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DISTRICT COURT, ARAPAHOE COUNTY,  
COLORADO

Address: 7325 South Potomac St.,  
Centennial, CO 80112

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Plaintiff: USA TAX LAW CENTER, INC.,  
dba US FAX LAW CENTER, INC.

v.

Defendant: PERRY JOHNSON, INC.

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▲ COURT USE ONLY ▲

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Case Number: 03 CV 5317

Division: 402

Attorney: Roger T. Castle, P.C.  
Roger T. Castle  
1888 Sherman Street, Suite 415  
Denver, CO 80203

Phone Number: (303) 839-8251  
Atty. Reg. #7621  
E-mail: rtcpc@earthlink.net

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**DEFENDANT'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS  
TO PLAINTIFF**

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PURSUANT TO RULE 34 of the Colorado Rules of Civil Procedure, the Defendant requests the Plaintiff to respond within thirty (30) days to the following request:

That the Plaintiff produce and permit the Defendant to inspect and copy true, accurate, legible copies of each of the following documents or things:

1. Every written or electronic communication between the Plaintiff or its representatives and each assignor or its representatives, at any time, including all those communications described in Plaintiff's Answers to Interrogatories.

2. All communications, advertisements, or other materials the Plaintiff has ever used to inform any third-parties of the Plaintiff's willingness to accept assignments for pursuit of TCPA claims/actions.

3. Transcripts of all deposition or trial testimony ever given by any representative of the Plaintiff during any litigation, as described in Plaintiff's Answers to Interrogatories 10 & 11.

4. Produce copies of any and all advertisements, solicitations, or informational communications Plaintiff has ever sent to any third-parties at any time, including all versions and variations thereof, concerning the Plaintiff's business or services.

5. Produce copies of all records kept by the Plaintiff regarding the Plaintiff's permission to send the facsimiles or other communications that are described in Plaintiff's answer to Interrogatory #12, or are produced in response to Defendant's Requests for Production #1,2,4.

6. All documents containing or constituting an authorization, approval, or permission that Plaintiff has ever obtained or received from any person or entity for the facsimile communications or advertisements described in Plaintiff's Answer to Interrogatory # 12.

7. Any and all court pleadings, orders, or settlement agreements pertaining to any litigation or claims between the Plaintiff and any other entity related to claims made or brought pursuant to the TCPA at any time.

8. All notes, records, or other documents of the Plaintiff or its representatives regarding the communications described in your answers to Interrogatories 3,4, & 5.

9. All files of the Plaintiff, generated prior to December 1, 2003, concerning the claims or assignments at issue in this case.

Such inspection, copying and production to be made on August 27, 2004, at 10:00 a.m., at the law offices of Roger T. Castle, P.C., 1888 Sherman Street, Suite 415, Denver, Colorado 80203.

ROGER T. CASTLE, P.C.

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Roger T. Castle, #7621

### **CERTIFICATE OF MAILING**

I hereby certify that on this 28<sup>th</sup> day of July, 2004, I have deposited a true and correct copy of the foregoing Defendant's First Request for Production of Documents to Plaintiff in the United States mail, postage prepaid, and properly addressed to the following:

Frank Ball, Esq.  
Law Office of Frank J. Ball  
7880 E. Berry Place  
Greenwood Village, CO 80111

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