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4 Attorney for Plaintiffs
5 MONA FIELD, RICHARD WINGER, STEPHEN
A. CHESSIN, JENNIFER WOZNIAK, JEFF
6 MACKLER, and RODNEY MARTIN

7
8 CALIFORNIA SUPERIOR COURT
9 COUNTY OF SAN FRANCISCO

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11 MONA FIELD, RICHARD
WINGER, STEPHEN A. CHESSIN,
12 JENNIFER WOZNIAK, JEFF
MACKLER, and RODNEY
13 MARTIN,

14 *Plaintiffs,*

15 LINDA HALL,

16 *Intervenor-
Applicant,*

17 vs.

18 DEBRA BOWEN, et al.

19 *Defendants,*

20 vs.

21 ABEL MALDONADO, et al.

22 *Intervenors-Defendants.*

CASE NO. CGC-10-502018

**PLAINTIFFS' REQUEST FOR
PRODUCTION OF DOCUMENTS,
SET ONE**

HEARING DATE: N/A
HEARING TIME: N/A
JUDGE: Hon. Harold E. Kahn
DEPARTMENT: 302

1 PROPOUNDING PARTIES: Plaintiffs MONA FIELD, RICHARD WINGER,
2 STEPHEN A. CHESSIN, JENNIFER WOZNIAK,
3 JEFF MACKLER, and RODNEY MARTIN

4 RESPONDING PARTY: Defendant DEBRA BOWEN, in only her official
5 capacity as California Secretary of State

6 SET NUMBER: One

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8 Pursuant to California Code of Civil Procedure §2031, Plaintiffs Mona Field,
9 Richard Winger, Stephen A. Chessin, Jennifer Wozniak, Jeff Mackler, and Rodney
10 Martin ask that Defendant Debra Bowen respond separately, both under oath and in
11 writing, to each category of documents specified below within thirty (30) days of
12 service of this request.

13 *Please take notice* that, within thirty (30) days of service of this request,
14 Defendant Bowen is directed to produce all documents and materials specified
15 below that are in her possession, custody, and/or control, to 39270 Paseo Padre
16 Parkway # 206, Fremont, CA 94538, in order that those documents may be
17 inspected and copied. Unless otherwise indicated, Defendant Bowen may satisfy
18 this request by providing a copy of every document requested.

19 INSTRUCTIONS AND DEFINITIONS

20 1. The word “documents” mean (a) any correspondence, emails, notes,
21 memoranda, writings, reports, drafts, books, papers, drawings, ledgers, journals,
22 charts, blueprints, photographs, facsimiles, electronic data, or any other type of
23 records or form of data compilation of any kind (b) that are in the possession,
24 custody, or control of the Office of the California Secretary of State.

25 2. Please note that for purposes of summary judgment or trial, Plaintiffs will ask
26 the Court for an order precluding Defendant Bowen from introducing evidence
27 relating to the subject matter of this request that has not been disclosed by her
28 responses to this request.

1 3. If any document called for by any request herein is withheld because of claim
2 of privilege or other objection, please state for each document:

- 3 a. Its date and type (e.g., letter or memorandum);
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5 b. Its author;
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7 c. The identity of the addressee or recipient(s);
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9 d. The identity of all other persons who have received, copied or
10 otherwise have been permitted to see all or part of the original or any
11 copy of the original;
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13 e. A description of each subject matter discussed, described or referred to
14 therein;
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16 f. The name of its present custodian; and
17
18 g. The specific reason for the claim of privilege or other objection.

19 4. Unless otherwise indicated, this request for production of documents pertains
20 to the period February 1, 2009 through the present.

21 **DOCUMENTS REQUESTED**

22 1. All documents personally written, drafted, received or sent by Defendant
23 Debra Bowen regarding, referring, or pertaining to Senate Bill 6 (Maldonado),
24 Senate Constitutional Amendment 4 (Maldonado), Proposition 14, the Top Two
25 Primary, or the Open Primary.¹

26 2. All documents personally written, drafted, received or sent by Defendant
27 Debra Bowen regarding, referring, or pertaining to (a) any lawsuit that challenges
28 the constitutionality or enforceability of Senate Bill 6 (Maldonado), Senate

¹ Please note that Senate Bill 6 may be abbreviated, *inter alia*, as “SB 6”; Senate Constitutional Amendment 4, as “SCA 4”; Proposition 14, as “Prop 14”; the Top Two Primary, as “Top Two”.

1 Constitutional Amendment 4 (Maldonado), Proposition 14, the Top Two Primary,
2 or the Open Primary; (b) any party to such a lawsuit; or (c) any attorney for any
3 party to such a lawsuit.

4 3. All documents personally written, drafted, received or sent by Defendant
5 Debra Bowen regarding, referring, or pertaining to any communications or
6 correspondence between the Office of the Secretary of State and the Office of
7 former Lieutenant Governor Abel Maldonado.

8 4. All documents written, drafted, received or sent by Chief Deputy Secretary
9 of State Evan Goldberg regarding, referring, or pertaining to Senate Bill 6
10 (Maldonado), Senate Constitutional Amendment 4 (Maldonado), Proposition 14,
11 the Top Two Primary, or the Open Primary.

12 5. All documents written, drafted, received or sent by Chief Deputy Secretary
13 of State Evan Goldberg regarding, referring, or pertaining to (a) any lawsuit that
14 challenges the constitutionality or enforceability of Senate Bill 6 (Maldonado),
15 Senate Constitutional Amendment 4 (Maldonado), Proposition 14, the Top Two
16 Primary, or the Open Primary; (b) any parties to such a lawsuit; or (c) any attorney
17 for any party to such a lawsuit.

18 6. All documents written, drafted, received or sent by Chief Deputy Secretary
19 of State Evan Goldberg regarding, referring, or pertaining to any communications
20 or correspondence between the Office of the Secretary of State and the Office of
21 former Lieutenant Governor Abel Maldonado.

22 7. All documents written, drafted, received or sent by Deputy Secretary of State
23 Ronda Paschal regarding, referring, or pertaining to Senate Bill 6 (Maldonado),
24 Senate Constitutional Amendment 4 (Maldonado), Proposition 14, the Top Two
25 Primary, or the Open Primary.

26 8. All documents written, drafted, received or sent by Deputy Secretary of State
27 Ronda Paschal regarding, referring, or pertaining to (a) any lawsuit that challenges
28 the constitutionality or enforceability of Senate Bill 6 (Maldonado), Senate

1 Constitutional Amendment 4 (Maldonado), Proposition 14, the Top Two Primary,
2 or the Open Primary; (b) any parties to such a lawsuit; or (c) any attorney for any
3 party to such a lawsuit.

4 9. All documents written, drafted, received or sent by Deputy Secretary of State
5 Ronda Paschal regarding, referring, or pertaining to any communications or
6 correspondence between the Office of the Secretary of State and the Office of
7 former Lieutenant Governor Abel Maldonado.

8 10. All documents written, drafted, received or sent by Legislative Analyst
9 Nichole Becker regarding, referring, or pertaining to Senate Bill 6 (Maldonado),
10 Senate Constitutional Amendment 4 (Maldonado), Proposition 14, the Top Two
11 Primary, or the Open Primary.

12 11. All documents written, drafted, received or sent by Legislative Analyst
13 Nichole Becker regarding, referring, or pertaining to (a) any lawsuit that challenges
14 the constitutionality or enforceability of Senate Bill 6 (Maldonado), Senate
15 Constitutional Amendment 4 (Maldonado), Proposition 14, the Top Two Primary,
16 or the Open Primary; (b) any parties to such a lawsuit; or (c) any attorney for any
17 party to such a lawsuit.

18 12. All documents written, drafted, received or sent by Legislative Analyst
19 Nichole Becker regarding, referring, or pertaining to any communications or
20 correspondence between the Office of the Secretary of State and the Office of
21 former Lieutenant Governor Abel Maldonado.

22 13. All documents written, drafted, received or sent by Elections Chief Jana M.
23 Lean regarding, referring, or pertaining to Senate Bill 6 (Maldonado), Senate
24 Constitutional Amendment 4 (Maldonado), Proposition 14, the Top Two Primary,
25 or the Open Primary.

26 14. All documents written, drafted, received or sent by Elections Chief Jana M.
27 Lean regarding, referring, or pertaining to (a) any lawsuit that challenges the
28 constitutionality or enforceability of Senate Bill 6 (Maldonado), Senate

1 Constitutional Amendment 4 (Maldonado), Proposition 14, the Top Two Primary,
2 or the Open Primary; (b) any parties to such a lawsuit; or (c) any attorney for any
3 party to such a lawsuit.

4 15. All documents written, drafted, received or sent by Elections Chief Jana M.
5 Lean regarding, referring, or pertaining to any communications or correspondence
6 between the Office of the Secretary of State and the Office of former Lieutenant
7 Governor Abel Maldonado.

8 16. All documents written, drafted, received or sent by Communications Director
9 Nicole Winger regarding, referring, or pertaining to Senate Bill 6 (Maldonado),
10 Senate Constitutional Amendment 4 (Maldonado), Proposition 14, the Top Two
11 Primary, or the Open Primary.

12 17. All documents written, drafted, received or sent by Communications Director
13 Nicole Winger regarding, referring, or pertaining to (a) any lawsuit that challenges
14 the constitutionality or enforceability of Senate Bill 6 (Maldonado), Senate
15 Constitutional Amendment 4 (Maldonado), Proposition 14, the Top Two Primary,
16 or the Open Primary; (b) any parties to such a lawsuit; or (c) any attorney for any
17 party to such a lawsuit.

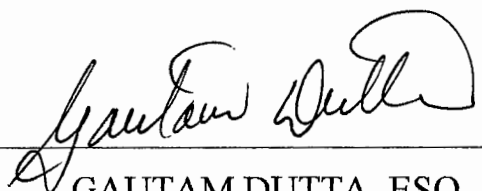
18 18. All documents written, drafted, received or sent by Communications Director
19 Nicole Winger regarding, referring, or pertaining to any communications or
20 correspondence between the Office of the Secretary of State and the Office of
21 former Lieutenant Governor Abel Maldonado.

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DATED: Nov. 1, 2011

Respectfully submitted,

By: 
GAUTAM DUTTA, ESQ.

Attorney for Plaintiffs

MONA FIELD, RICHARD WINGER,
STEPHEN A. CHESSIN, JENNIFER
WOZNIAK, JEFF MACKLER, and
RODNEY MARTIN