# IN THE UNITED STATES DISTRICT COURT

# DISTRICT OF OREGON

# EUGENE DIVISION

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| **ROBERT MYERS,**  **Plaintiff,**  **v.**  **EUNICE RIVERA,**  **Defendant.** | **CIVIL ACTION FILE NO.**  Click or tap here to enter text.**-cv-1306** |

**PLAINTIFF’S FIRST INTERROGATORIES TO DEFENDANT**

COMES NOW Plaintiff Robert Myers and propounds the following interrogatories to Defendant Eunice Rivera, the same to be answered fully, truthfully, and in writing and delivered to counsel for Plaintiff at the address provided herein.

**DEFINITIONS**

The following definitions shall apply to these interrogatories:

1. **“Complaint”** means the Complaint in the above-captioned action filed in the United States District Court for the District of Oregon on Click or tap to enter a date.

2. **“Eunice Rivera,” “Ms. Rivera,” any variant thereof, “you,”** or **“your”** means Eunice Rivera, the plaintiff in the above-captioned action, and/or each of your employees, agents, officers, directors, representatives, consultants, accountants, and attorneys, including any person who served in any such capacity at any time during the relevant time period specified herein.

3. **“Plaintiff”** means Plaintiff Robert Myers in the above-captioned action.

4. **“Communication”** means the transmittal of information (in the form of facts, ideas, inquiries or otherwise), including, without limitation, written, oral, or electronic transmissions.

5. **“Document(s)” or “Information”** means all materials within the scope of Federal Rule of Civil Procedure 34, including, without limitation, all writings, drawings, graphs, charts, photographs, sound recordings, images, and other data or data compilations, including electronically-stored information (ESI), that are stored in any medium whatsoever from which information can be obtained either directly or, if necessary, after translation by the responding party into a reasonably usable form, as well as any tangible things. A draft or nonidentical copy of a document is a separate document within the meaning of this term. A document includes all appendices, schedules, exhibits, and other attachments. The term “Document(s)” or “Information” includes but is not limited to emails and other types of messages (including but not limited to text, instant, and direct messages), social media or other online content, geolocation data, data generated and stored by devices connected to the Internet of Things (IoT), communications generated and stored in workplace collaboration tools or ephemeral messaging applications, and all associated data and metadata.

6. **“Identify”** with respect to a person means to give, to the extent known, the person's (a) full name; (b) present or last known address; and (c) current or last known place of employment.

7. **“Identify”** with respect to a document means to give, to the extent known, the (a) type of document; (b) general subject matter; (c) date of the document; and (d) author(s), addressee(s), and recipient(s). In the alternative, the responding party may produce the documents, together with identifying information sufficient to satisfy Rule 33 of the Federal Rules of Civil Procedure.

8. **“Identify”** with respect to communications means to give, to the extent known, (a) a description of the substance of the communication; (b) the form of the communication (e.g., telephone, facsimile, email, etc.); (c) the identity of all parties to and/or present at the time of the communication, as well as the full name, present or last known address, and the current or last known place of employment of each person; (d) the identity of the person whom you contend initiated the communication; and (e) the time, date, and place of the communication.

9. **“Person”** means any natural person or any legal entity, including, without limitation, any business or governmental entity, organization, or association.

10. **“Relate”** **“related”** or **“relating”** means, in addition to their usual and customary meanings, concerning, referring to, reflecting, regarding, pertaining to, addressing, discussing, alluding to, describing, evidencing, constituting, or otherwise having any logical or factual connection with the subject matter addressed.

11. The words **“and”** and **“or”** shall be construed disjunctively or conjunctively to bring within the scope of each interrogatory all responses which otherwise might be construed to be outside the scope of an interrogatory.

12. The word **“any”** shall be construed to include “all” and vice versa.

13. The word **“each”** shall be construed to include “every” and vice versa.

14. Any word in the singular form shall also be construed as plural and vice versa.

15. The masculine form shall also be construed to include the feminine and vice versa.

**INSTRUCTIONS**

1. Each interrogatory is to be answered fully based on information in your possession, custody, or control, or in the possession, custody, or control of your representatives, agents, or attorneys.

2. If you object to any interrogatory or any portion of an interrogatory on the ground that the answer reflects or would reveal the substance of a privileged communication, identify:

a. the nature of the privilege claimed;

b. the person who made the communication, whether oral or in writing;

c. if the communication was oral, all persons present while the communication was made;

d. if the communication was written, the author, addressees, and any other recipients;

e. the relationship of the author of the communication to each recipient;

f. the relationship of the persons present to the person who made the communication;

g. the date and place of the communication; and

h. the general subject matter of the communication.

4. These interrogatories are continuing in nature. If you receive or otherwise become aware of information responsive to any interrogatory after you have served your answers to these interrogatories, you must promptly supplement your answers to these interrogatories to provide such information, as required by Federal Rule of Civil Procedure 26(e).

5. Answers to these interrogatories shall be served upon the undersigned attorneys at 100 Martin Luther King, Jr. Blvd Eugene, Oregon 97401 within thirty (30) days of service of these interrogatories.

# INTERROGATORY NO. 1

Identify every person who has prepared, aided in the preparation of, or furnished any information which is included in your answers to these interrogatories.

# INTERROGATORY NO. 2

State your full name, address, county of residence, age, date of birth, social security number, and for the past 10 years, the name and address of your employer, job title, job description, and name of your immediate supervisor.

# INTERROGATORY NO. 3

If an investigation was conducted concerning the occurrence described in Plaintiff’s Complaint, please (a) identify each person conducting such investigation, by whom it was requested, the date and location the investigation was conducted; and (b) identify each document resulting from such investigation and the name and address of the person presently having custody of such document.

# INTERROGATORY NO. 4

State the name, address, and telephone number of any person known by you, your insurance companies, employees, or attorneys to have knowledge or information relative to the events referred to in Plaintiff’s Complaint, and state the knowledge or information you believe each such person to have, and indicate whether such person(s) was an eyewitness to the occurrence described in Plaintiff’s Complaint.

# INTERROGATORY NO. 5

State whether you, your attorney, your insurance carrier, or anyone acting on your behalf, or any other person, obtained a statement from any persons, including Plaintiff, preceding the filing of this action, regarding any of the facts and circumstances surrounding the occurrence referred to in Plaintiff’s Complaint. If so, please state (a) the date such statement was taken, by whom and from whom, and whether the statement was written, recorded, or otherwise; and (b) the name and address of the person who presently has custody of each such statement.

# INTERROGATORY NO. 6

State whether you, your attorney, your insurance carrier, anyone acting on your behalf, or any other person, took photographs the scene of the occurrence referred to in Plaintiff’s Complaint or the injuries to any person involved in the occurrence. If so, please state (a) the name and address of the persons taking such photographs and the date each photograph was taken; (b) the name and address of the person who presently has custody of such photographs or the negatives; and (c) the subject of each photograph taken.

# INTERROGATORY NO. 7

State how the occurrence referred to in Plaintiff’s Complaint occurred to the best of your knowledge and belief and identify the source(s) of your knowledge or belief.

# INTERROGATORY NO. 8

State each and every occasion during which any animal owned or controlled by you bit or attacked another animal or human. For each such occasion, state the date an approximate time of the incident; the location of the incident; the type animal(s) involved; the type and extent of any injury or injuries suffered; and a basic description of how the event transpired.

# INTERROGATORY NO. 9

State whether you have ever registered any animal with any type of government agency, including any city, county, or state animal control board, department of agriculture, or any other division or agency. For any such registration, state the date, agency, type of animal, and reason for registration.

# INTERROGATORY NO. 10

State whether any government agency or representative has ever registered, classified, investigated, or otherwise taken any official or unofficial act with regard to any animal owned or controlled by you. For each such registration, classification, investigation, or act, state the date, agency or representative, type of animal(s), type of act(s), and reason for the act(s).

# INTERROGATORY NO. 11

For each insurance company which insured you, the Dog, and/or the Property at the time of the occurrence, for liability claims, please state (a) the name of the company and the policy number; (b) the dollar amount of the limits of said policy’s liability coverage; (c) the names of the insurers on said policy; and (d) whether said insurance company has notified you or any other person that it is in any way reserving its rights to deny coverage or provide legal representation under any type of reservation of rights.

# INTERROGATORY NO. 12

On the date of the occurrence referred to in Plaintiff’s Complaint, please state whether you were potentially covered by any other insurance coverage such as an excess, catastrophe, or umbrella policy or policies in addition to the coverage described in your reply to Interrogatory Number 11. If so, give the name of the company, the policy number, the dollar amount of the limits of coverage, and the names of the named insureds on said policies.

# INTERROGATORY NO. 13

For each individual you expect to call as an expert witness at trial, please provide the terms of the expert’s compensation for his or her involvement in this case, and for each lawsuit within the last five (5) years in which the expert has provided testimony (whether by affidavit, deposition, or at trial), please provide a full description of the lawsuit, including the court and docket number, general subject matter, and outcome.

# INTERROGATORY NO. 14

Please state the name, address, and telephone number of any person, other than your personal attorney, with whom you have in any way discussed the circumstances surrounding and leading up to the allegations contained within Plaintiff’s Complaint, and state whether you provided said person(s) with any kind of statement, whether written, recorded, videotaped, or not.

# INTERROGATORY NO. 15

As to the Dog referenced in Plaintiff’s Complaint, please state the following:

1. The name of the Dog;
2. The breed of the Dog;
3. The full legal name and address of the owner of the Dog on Click or tap to enter a date. and on the date of your response to this Interrogatory;
4. The weight of the Dog on Click or tap to enter a date.;
5. When and from whom the Dog was purchased or obtained;
6. How long the Dog lived at the Property as of Click or tap to enter a date.;
7. The name, address and telephone number of every veterinary facility who has ever seen, treated, or consulted with you about the Dog;
8. The name, address and telephone number of every grooming facility, kennel facility, boarding facility, or training facility who has ever groomed, seen, cared for, trained, or consulted with you about the Dog;
9. In whose care, direction, or control was the Dog at the time of the incident described in Plaintiff’s Complaint; and
10. The name, address and telephone number of any person or entity who has been hired to care for, train, or consult about the Dog, whether in your home or elsewhere.

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1515 Agate Street

Eugene, Oregon

*attorney@email.com*

Attorneys for Plaintiff

# CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing **PLAINTIFF’S FIRST INTERROGATORIES TO DEFENDANT** will be served upon the Defendant with the Complaint.

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Oregon Bar No. 999999

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Attorneys for Plaintiff