

<p>DISTRICT COURT, CITY AND COUNTY OF DENVER, COLORADO 1437 Bannock Street Denver, Colorado 80202</p>	<p><input type="checkbox"/> COURT USE ONLY <input type="checkbox"/></p>
<p>PLAINTIFFS: Anthony Lobato, et al.</p> <p>and</p> <p>PLAINTIFFS-INTERVENORS: Armandina Ortega, et al.</p> <p>vs.</p> <p>DEFENDANTS: The State of Colorado, et al.</p>	
<p>Attorneys for Defendants: JOHN W. SUTHERS, Attorney General</p> <p>ANTONY B. DYL, 15968* Senior Assistant Attorney General E-mail: tony.dyl@state.co.us</p> <p>CAREY TAYLOR MARKEL, 32987* Senior Assistant Attorney General E-mail: carey.markel@state.co.us</p> <p>NICHOLAS P. HEINKE, 38738* Assistant Attorney General E-mail: nicholas.heinke@state.co.us</p> <p>JONATHAN P. FERRO, 35754* Assistant Attorney General E-mail: jon.ferro@state.co.us</p> <p>ERICA WESTON 35581* Assistant Attorney General E-mail: erica.weston@state.co.us</p> <p>Office of the Colorado Attorney General 1525 Sherman Street, 7th Floor Denver, CO 80203 Telephone: (303) 866-2383 Fax: (303) 866-5671 * Counsel of Record</p>	<p>Case Number: 05 CV 4794</p> <p>Div: 9</p>
<p align="center">DEFENDANTS' FIRST REQUEST FOR PRODUCTION OF DOCUMENTS TO INDIVIDUAL PLAINTIFFS</p>	

Defendants, by their counsel, propound the following First Requests for Production of Documents to be answered by Individual Plaintiffs within 30 days of service.

DEFINITIONS AND INSTRUCTIONS

A. The term “document” means the original and identical or non-identical copy or any draft of any kind of any written, recorded, or graphic matter, however produced, stored, or preserved, including, but not limited to, storage in a computer system or database whether consisting of paper, disks, CDs, in digital format or any other form, ESI, or any other written or recorded or graphic material whatsoever.

B. The term “ESI” refers to “Electronically Stored Information” and includes any and all information and documents stored in any electronic medium or format.

C. The term “all” includes the term “any” and vice-versa.

D. The term “and” includes the term “or” and vice-versa.

E. The terms “you” or “your” refers to each Individual Plaintiff on behalf of whom a response to this document is submitted.

F. The term “Plaintiff” refers to each Individual Plaintiff.

G. The term “Complaint” means the Second Amended Complaint filed by the Plaintiffs on July 28, 2010.

H. Unless otherwise specified, the relevant time period is 2005 through the present.

DOCUMENTS REQUESTED

1. All documents, press releases, newsletters, bulletins, brochures, or other information you received from any Colorado school or Colorado school district.
2. All documents relating to any parent committee, group, booster club, advisory committee, or other school or school district related organization to which you belong or are a member.
3. All documents you have obtained from any third party for purposes of this lawsuit that have not been produced.
4. All documents relating to your allegation at paragraph 21 of the Complaint that you or any of your children have been injured by “the lack of sufficient funding.”

5. All documents relating to your allegation at paragraph 181 of the Complaint that any of your children have not received a “constitutionally adequate, quality education.”
6. All documents relating to your allegation at paragraph 21 of the Complaint that any Colorado schools any of your children attend or have attended lack or lacked adequate educational programs.
7. All documents relating to your allegation at paragraph 21 of the Complaint that any Colorado schools any of your children attend or have attended lack or lacked adequate services.
8. All documents relating to your allegation at paragraph 21 of the Complaint that any Colorado schools any of your children attend or have attended lack or lacked adequate instructional materials.
9. All documents relating to your allegation at paragraph 21 of the Complaint that any Colorado schools any of your children attend or have attended lack or lacked adequate equipment.
10. All documents relating to your allegation at paragraph 21 of the Complaint that any Colorado schools any of your children attend or have attended lack or lacked adequate staffing.
11. All documents relating to your allegation at paragraph 21 of the Complaint that any Colorado schools any of your children attend or have attended lack or lacked adequate facilities.
12. All documents relating to your allegation at paragraph 22 of the Complaint that any of your children have not received adequate special education services.
13. All documents relating to your allegation at paragraph 22 of the Complaint that any of your children have not received adequate English Language Learner education services.
14. All documents relating to your allegation at paragraph 22 of the Complaint that any of your children have not received adequate at-risk education services.
15. All documents relating to your allegation at paragraph 22 of the Complaint that any of your children have not received adequate gifted and talented education services.
16. All documents relating to your allegation at paragraph 185 of the Complaint that any of your children have not received adequate education services for a student with a disability.

17. All documents relating to your allegation at paragraph 185 of the Complaint that any of your children have not received adequate education services as a student of minority racial and ethnic heritage.
18. All documents relating to your allegation at paragraph 185 of the Complaint that any of your children have not received adequate education services as a student from a low-income family.
19. All documents relating to your allegation at paragraph 188 of the Complaint that any of your children have not received adequate resources as a non-college bound student.
20. All documents relied upon in answering Defendants' First Set of Interrogatories.

DATED: October 12, 2010

JOHN W. SUTHERS
Attorney General

/s/ Carey Taylor Markel

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*Original signature of Carey Taylor Markel is
on file at the Office of the Colorado Attorney
General*

CERTIFICATE OF SERVICE

This is to certify that I have duly served the within **DEFENDANTS' FIRST REQUEST FOR PRODUCTION OF DOCUMENTS TO INDIVIDUAL PLAINTIFFS** upon all parties herein electronically through LexisNexis File & Serve this 12th day of October, 2010, addressed as follows:

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s/ Jeannine Moore

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Office of the Colorado Attorney General*