
DISTRICT COURT, ARAPAHOE COUNTY,
COLORADO

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

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

v.

Defendant: PERRY JOHNSON, INC.

▲ COURT USE ONLY ▲

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

DEFENDANT'S SECOND SET OF INTERROGATORIES TO PLAINTIFF

The following Interrogatories are propounded to USA Tax Law Center, Inc. pursuant to C.R.C.P. 16(a)(1), 26 and 33(e).

Sec. 3. Instructions to the Answering Party

(a) An answer or other appropriate response must be given to each Interrogatory.

(b) As a general rule, within 30 days after you are served with these Interrogatories, you must serve your responses on the asking party and serve copies of your responses on all other parties to the action who have appeared. See C.R.C.P. 33 for details.

(c) Each answer must be as complete and straightforward as the information reasonably available to you permits. If an Interrogatory cannot be answered completely, answer it to the extent possible.

(d) If you do not have enough personal knowledge to fully answer an Interrogatory, say so, but make a reasonable and good faith effort to get the information by asking other persons or organizations, unless the information is equally available to the asking party.

In answering the following interrogatories, all information is to be divulged which is within the knowledge or possession of the Plaintiff, their agents, investigators, employees, insurers, representatives or their predecessors in interest and their attorneys.

(e) Whenever an Interrogatory may be answered by referring to a document, the document may be attached as an exhibit to the response and referred to in the response. If the document has more than one page, refer to the page and section where the answer to the Interrogatory can be found.

(f) Whenever an address and telephone number for the same person are requested in more than one Interrogatory, you are required to furnish them in answering only the first Interrogatory asking for that information.

(g) Your answers to these Interrogatories must be verified, dated, and signed. You may wish to use the following form at the end of your answers: "I declare under penalty of perjury under the laws of the State of Colorado that the foregoing answers are true and correct.

Date: _____ (Signature) _____

Sec. 4. Definitions

Words in these Interrogatories are defined as follows:

(a) TCPA means the Telephone Consumer Privacy Act, as alleged in Plaintiff's Complaint.

(b) YOU OR ANYONE ACTING ON YOUR BEHALF includes you, your agents, your employees, your insurance companies, their agents, their employees, your attorneys, your accountants, your investigators, and anyone else acting on your behalf.

(c) PERSON includes a natural person, firm, association, organization, partnership, business, trust, corporation, or public entity.

(d) DOCUMENT means a writing, as defined in C.R.E. 1001 and includes the original or a copy of handwriting, typewriting, printing, photocopied, photographing, and every other means of recording upon any tangible thing or form of communicating or

representation, including letters, words, pictures, sounds, or symbols, or combinations of them.

(e) ADDRESS means the street address, including the city, state, and zip code.

INTERROGATORIES

INTERROGATORY NO. 1:

Describe the circumstances of the receipt of each facsimile at issue in this case, including: a) the date(s) the facsimile was allegedly received by the assignor; b) the full telephone number of the telephone line on which the facsimile was allegedly received; c) the owner of the telephone line described in (b) above and d) the identity of the person who first became aware that the facsimile was received on the above described telephone line.

ROGER T. CASTLE, P.C.

Roger T. Castle, #7621

CERTIFICATE OF MAILING

I hereby certify that on this 9th day of August, 2004, I have deposited a true and correct copy of the foregoing Defendant's Second Interrogatories 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