

SUPREME COURT OF THE STATE OF NEW YORK
BRONX COUNTY

EFRAIN GALICIA, FLORENCIA TEJEDA PEREZ,
GONZALO CRUZ FRANCO, JOHNNY GARCIA &
MIGUEL VILLALOBOS,

Plaintiffs,

vs.

DONALD J. TRUMP, DONALD J. TRUMP FOR
PRESIDENT, INC., THE TRUMP ORGANIZATION
LLC, KEITH SCHILLER and JOHN DOES 1-4,

Defendants.

**PLAINTIFFS’
FIRST NOTICE OF
DISCOVERY AND
INSPECTION TO
DEFENDANT DONALD J
TRUMP FOR
PRESIDENT, INC.**

Index No. 24973/2015E
Hon. Fernando Tapia

PLEASE TAKE NOTICE that, pursuant to Rule 3120 of the New York Civil Practice Law and Rules, Plaintiffs demand that defendant Donald J. Trump for President, Inc. respond to this First Notice of Discovery and Inspection and provide the documents requested herein within twenty (20) days after service hereof.

DEFINITIONS AND INSTRUCTIONS

- A. All references to “Defendant Trump Campaign” or to “you” or “your” shall be deemed to include Donald J. Trump for President Inc., its employees, officers, directors, agents, servants, accountants, and attorneys, and all others acting on behalf of Donald J. Trump for President Inc.,.
- B. You are required, in responding to these Requests, to furnish all paper and electronic documents that are in your possession or under your control, or in the possession or under the control of any of your representatives, employees, agents, servants or attorneys.
- C. “Communication” shall mean the transmittal of information by any method whatsoever including transmittal by means of paper and electronic documents as defined below.
- D. “Concerning” shall mean discussing, describing, referring to, pertaining to, describing, analyzing, reporting on, commenting on, or reflecting.

- E. "Document" shall mean paper documents and electronic documents. Electronic documents include without limitation emails, text messages, Twitter messages, social media messages, sound recordings, film and video recordings, electronic images, and other information stored on computer drives, discs, tapes, or other storage media. Paper documents include without limitation printed, word-processed, typed or handwritten writings on paper, facsimile printouts, drawings, paintings, prints, graphs, charts, and photographs.
- F. "Person" shall mean any natural person as well as any corporation, limited liability company, partnership, business, or other legal entity.
- G. "Trump Tower" means the building located at 725 Fifth Avenue, New York City, New York.
- H. References to the singular shall be deemed to include the plural, and references to the plural shall be deemed to include the singular, in each case as needed to construe the Demands in their broadest permissible form. Similarly, the masculine form shall be deemed to include the feminine form, and the feminine form shall be deemed to include the masculine form, in each case as needed to construe the Demands in their broadest permissible form.
- I. Whenever the word "any" appears herein, it shall be read and applied so as to include the word "all," and wherever the word "all" appears herein, it shall be read and applied so as to include the word "any." Similarly, the words "and" and "or" as used herein are terms of inclusion and not exclusion, and shall be read disjunctively or conjunctively as necessary to construe the Requests in their broadest permissible form.
- J. All references to "defendants" (plural) shall be deemed to include all defendants in the instant action, their employees, officers, directors, agents, servants, accountants, and attorneys, and all others acting on their behalf.
- K. To the full extent required by law and applicable rules of procedure, these Requests shall be deemed to be continuing in nature and to require supplementary responses on the part of persons responding if further or different information is obtained before trial.
- L. If you decline to produce any document or a portion of a document on the basis of a claim of any privilege or immunity, state fully the basis for the claim of privilege or immunity, including (a) the date of the document, its author, and each addressee; (b) the name of each person to whom copies of the document were furnished or to whom the contents thereof were communicated; (c) a summary of the subject matter of the document; and (d) the basis upon which the asserted privilege or immunity from disclosure is claimed.
- M. The term "September 3, 2015 Trump Tower Events" means any of the events referred to in Paragraphs 2-14 of the Affirmation of Lawrence S. Rosen sworn to on October 2, 2015 or depicted in or referred to in the exhibits referred to therein

DOCUMENT REQUESTS

REQUEST NO. 1:

All documents describing or concerning any of the September 3, 2015 Trump Tower Events.

REQUEST NO. 2:

All written or recorded statements of any party, including the Plaintiffs, Defendants, witnesses, investigators, or agent, representative or employee of the parties describing or concerning the September 3, 2015 Trump Tower Events.

REQUEST NO. 3:

All photographs, video recordings, audio recordings and other graphic representations of the September 3, 2015 Trump Tower Events.

REQUEST NO. 4:

All electronic documents for the period September 3, 2015 through the present containing the following search terms:

Efrain Galicia
Galicia
Florencia Tejada Perez
Gonzalo Cruz Franco
Johnny Garcia
Miguel Villalobos
Make America Racist Again
Ku Klux Klan
Administrative Code
Admin. Code
7-210(a)
7-210(b)
19-101(d)
Sidewalk & Demonstration
Sign
Protest
Racist
Activist

REQUEST NO. 5:

All documents concerning the job description and job duties of individuals employed by or acting on behalf of Defendant Trump Campaign as security guards.

REQUEST NO. 6:

All documents concerning the job descriptions and job duties of each individual that supervises or manages any individual employed by or acting on behalf of Defendant Trump Campaign as a security guard.

REQUEST NO. 7:

All registrations cards authorizing the applicant to perform security guard functions as defined by NY GBS LAW § 89-F.

REQUEST NO. 8:

All applications for registration cards to perform security guard functions pursuant to NY GBS LAW § 89-G.

REQUEST NO. 9:

All documents concerning training of security guards employed by or acting on behalf of Defendant Trump Campaign.

REQUEST NO. 10

All photographs of security guards employed by or acting on behalf of Defendant Trump Campaign.

REQUEST NO. 11:

All documents (including without limitation manuals, handbooks and training materials) concerning Defendant Trump Campaign's policies regarding the use of physical force by individuals employed by or acting on behalf of Defendant Trump Campaign as security guards.

REQUEST NO. 12:

All personnel records for each security guard that was present at or near Trump Tower during the September 3, 2015 Trump Tower Events, including but not limited to disciplinary, medical, psychological, employment and personnel files, pre-employment investigation information, psychological tests results, fitness-for-duty evaluations, use of force records, use of force monitoring records, interviews, memoranda, or other documents contained in or made a part of said personnel records.

REQUEST NO. 13:

All documents concerning the use of physical force by any individual employed by any defendant as a security guard.

REQUEST NO. 14:

All documents regarding any reprimands, criticisms, or complaints concerning any security guard employed by or acting on behalf of Defendant Trump Campaign including, but not limited to, any documents concerning allegations concerning false arrests, use of excessive force, stops, frisks, and/or searches, abuse of lawful authority, false swearing, making false statements, assault, battery, false arrest, abuse of process, or violation of any federal or state constitutional right.

REQUEST NO. 15:

All documents containing communications sent or received by any defendant concerning the September 3, 2015 Trump Tower Events.

REQUEST NO. 16:

All documents containing communications made or received by any defendant concerning the conduct of any individual employed by any defendant as a security guard during the September 3, 2015 Trump Tower Events.

REQUEST NO. 17:

All contracts or other agreements for the provision of security services to which Defendant Trump Campaign is a party.

REQUEST NO. 18:

All documents concerning communications made by or on behalf of any defendant to any law enforcement officer or law enforcement agency concerning the September 3, 2015 Trump Tower Events.

REQUEST NO. 19:

All communications, including electronic documents of any kind, between any defendant and any non-party to this action concerning the September 3, 2015 Trump Tower Events.

REQUEST NO. 20:

All documents containing communications between Defendant Trump Campaign and any third party, including private investigators, which relate the September 3, 2015 Trump Tower Events, including but not limited to, opinions, conclusions, and reports concerning the September 3, 2015 Trump Tower Events.

REQUEST NO. 21:

All documents that refer, reflect or relate to any statements obtained by Defendant Trump Campaign, as to the knowledge of any person regarding any of the matters alleged in this lawsuit.

REQUEST NO. 22:

All documents that identify any security guard assigned to Trump Tower during the September 3, 2015 Trump Tower Events.

REQUEST NO. 23:

All documents making reference to, concerning or depicting any plaintiff.

REQUEST NO. 24:

All documents containing communications from, to, or among defendants or their agents regarding any events that took place at Trump Tower on September 3, 2015, including, but not limited to, tape logs, transcriptions, and recordings, email or other electronic means, including text messaging, SMS, or otherwise.

REQUEST NO. 25:


All medical records and materials of whatever kind and nature relating to any care and treatment of any defendant for any complaint or injury of whatever kind allegedly sustained as a result of any plaintiff's actions.

REQUEST NO. 26:

All documents upon which Defendant Trump Campaign will in any way rely in its defense of this action.

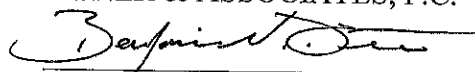
Dated: New York, New York
November 10, 2015

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