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8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 COUNTY OF ALAMEDA

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11 THE PEOPLE OF THE STATE OF
12 CALIFORNIA, ex rel. CAROL SPOONER,
13 et al.,

14 Plaintiffs,

15 vs.

16 PACIFICA FOUNDATION, et al.,

17 Defendants

CASE NO. 821252-3

PLAINTIFFS' DEMAND FOR
PRODUCTION OF DOCUMENTS

SET TWO (2)

18 PROPOUNDING PARTY: Plaintiffs Spooner, et al.

19 RESPONDING PARTY: Defendant Pacifica Foundation

20 SET NO.: TWO (2)

21 DEMAND IS HEREBY MADE pursuant to CCP §2031 that you produce and permit
22 inspection and copying of the documents within your possession, custody or control described in
23 "Attachment 1", at 7 Guisela Court, Novato, California, on November 22, 2000, and continuing so
24 long as reasonably required.

25 Pursuant to CCP §2031(g) you are further requested, within 30 days of service of this demand
26 for production, to provide a written response separately to each item or category of item demanded a
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1 statement that you will comply with the particular demand, a representation that you lack the ability
2 to comply with the demand, or an objection to the demand. Your response shall be signed under
3 oath, unless the response contains only objections, by an officer or agent of Pacifica Foundation.

4 Date: _____

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6 DANIEL ROBERT BARTLEY
7 Attorney for Plaintiffs

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Demand for Production of Documents, Set One
“Attachment 1.”

Instructions

A statement that the defendant will comply with the particular demand shall state that the production, inspection, and copying will be allowed either in whole or in part, and that all documents or things in the demanded category that are in the possession, custody, or control of that party and to which no objection is being made will be included in the production.

Any documents demanded shall either be produced as they are kept in the usual course of business, or be organized and labeled to correspond with the categories in the demand. If necessary, the responding party, at the reasonable expense of the demanding party shall, through detection devices, translate any data compilations included in the demand into reasonably usable form.

A representation of inability to comply with a particular demand shall affirm that a diligent search and a reasonable inquiry has been made in an effort to comply with that demand. This statement shall also specify whether the inability to comply is because the particular item or category has never existed, has been destroyed, has been lost, misplaced, or stolen, or has never been, or is no longer, in the possession, custody, or control of the defendant.

If your response is that the documents are not in your possession, control or custody, describe in detail the unsuccessful efforts you made to locate the records. The statement shall set forth the name and address of any natural person or organization known or believed by the defendant to have possession, custody, or control of that item or category of item.

If only part of an item or category of item in an inspection demand is objectionable, the response shall contain a statement of compliance, or a representation of inability to comply with respect to the remainder of that item or category. If the defendant objects to the demand for inspection of an item or category of item, the response shall (A) identify with particularity any document or tangible thing falling within any category of item in the demand to which an objection is being made, and (B) set forth clearly the extent of, and the specific ground for, the objection. If an objection is based on a claim of privilege, the particular privilege invoked shall be stated. If an

1 objection is based on a claim that the information sought is protected work product under Section
2 2018, that claim shall be expressly asserted.

3 4 Definitions

5 1. **Documents:** In responding to these demands, the term “documents” means all writings of
6 any kind, including the originals and all non-identical copies, whether different from the originals by
7 reason of notation made on such copies or otherwise, including without limitation, correspondence,
8 memoranda, notes, appointments calendars, diaries, statistics, letters, telegrams, minutes, contracts,
9 reports, studies, interoffice and intra-office communications, notations of any sort of conversations,
10 telephone calls, meetings or other communications, bulletins, printed matter, computer print-outs,
11 teletypes, telefax, invoices, worksheets, all drafts, alterations, modifications, changes, and
12 amendments of any of the foregoing, graphic or oral records or representations of any kind
13 (including, without limitation, photographs, charts, graphs, microfiche, microfilm, videotapes,
14 recordings, motion pictures), and any electronic, mechanical, or electric records or representations of
15 any kind (including, without limitation, tapes, cassettes, discs, recordings, and computer memories).

16 2. **Correspondence:** In responding to these demands, the term “correspondence” means,
17 without limit, correspondence by postal mail, facsimile transmission, email or hand delivery.

18 3. **Board of Directors:** In response to these demands, the term “board of directors” also
19 means “governing board” or any other term used from time to time by Pacifica Foundation with
20 reference to its corporate board of directors.

21 4. **Station Board:** In response to these demands, the term “station board” also means “local
22 advisory board” or “LAB” or “community advisory board” or any other term used from time to time
23 by Pacifica Foundation with reference to its local radio station boards.

24 5. **CPB:** In response to these demands, the term “CPB” also means “Corporation for Public
25 Broadcasting.”

26 6. **FCC:** In response to these demands, the term “FCC” also means “Federal
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1 Communications Commission.”

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3 Headings

4 Headings are supplied for the sole purpose of helping to organize the
5 demands and are not intended to limit or modify and should not in any way
6 limit or modify the specific numbered demands.

7 Documents Demanded

8 Insurance Coverage

9 1. Any and all policies of errors and omissions insurance
10 insuring the Pacifica Foundation officers and/or directors in
11 effect from January 1, 1990 to current.

12 2. Any and all documents in any way related to any insurance
13 claims to any casualty insurer relative to any claims for loss or
14 damages at the premises at 1929 Martin Luther King Blvd., Jr., Way,
15 Berkeley, CA, for damages or losses occurring from January 1, 1999
16 to December 31, 1999, inclusive.

17 Pacifica Bylaws

18 3. All iterations of the Pacifica Foundation bylaws, as they
19 were amended from time to time, from 1946 to 1974, inclusive. This
20 shall include the initial bylaws at the time of incorporation, and
21 every amended version of the bylaws from that date through December
22 31, 1974, showing what versions of the bylaws were in effect at all
23 time periods from date of incorporation through December 31, 1974,
24 inclusive.

25 4. Any and all documents, of any kind and in any form,
26 whatsoever, related to amendments or proposed amendments to the

1 Pacifica Foundation bylaws from January 1, 1980 to current.

2 5. Any and all documents, of any kind and in any form,
3 whatsoever, related to amendments to the Pacifica Foundation bylaws
4 received from or sent to any Pacifica station board, from January
5 1, 1980 to current.

6 6. Any and all documents received from any Pacifica station
7 board indicating that a bylaw amendment had received the vote of
8 approval of a majority of that station board, from January 1, 1980
9 to current.

10 7. Any and all documents, of any kind and in any form,
11 whatsoever, related in any way to proposed amendments to the
12 Pacifica Foundation bylaws, received from or sent to the
13 Corporation for Public Broadcasting (" CPB") or any CPB employee,
14 from January 1, 1980 to current.

15 **California Joint Legislative Audit Committee**

16 8. Any and all documents you received from the California
17 Joint Legislative Audit Committee from July 1, 1999 to current.

18 9. Any and all documents you supplied to the California
19 Joint Legislative Audit Committee from July 1, 1999 to current.

20 10. Any and all correspondence to or from the California
21 Joint Legislative Audit Committee from July 1, 1999 to current.

22 **Alleged shooting incident at Pacifica Offices in Berkeley**

23 11. Any and all documents concerning alleged shots fired into
24 the Pacifica offices in Berkeley on or about March or April of
25 1999, including, without limit, police reports, reports from
26 private investigators, internal reports, etc.

1 relevant years.

2 16. The General Ledger for each and every sub-unit of the
3 Pacifica Foundation from fiscal year ending 9/30/04 to current,
4 including without limit, journal vouchers, and any and all
5 reconciliations prepared during the relevant years. Sub-units as
6 used here means any Pacifica Radio Station, the Pacifica Foundation
7 Archives, the National Program Services, and any and all other
8 accounting units of the Foundation that keeps a General Ledger.

9 17. Any and all documents showing Pacifica Foundation's, or
10 any sub-unit of the Pacifica Foundation's, "Chart of Accounts" and
11 descriptions of each account and how it was used from fiscal year
12 ending 9/30/94 to current.

13 18. Any and all documents that provide naming conventions
14 employed within the General Ledgers. For example, if Pacifica
15 Foundation stations, branches or separate entities are referred to
16 or identified by a unique number or abbreviation in the General
17 Ledger, provide documents that specify which entity is referred to
18 by which abbreviation or identification number.

19 19. Any and all documents that provide a list of all
20 departments or cost centers referred to in the General Ledgers and
21 descriptions of their function.

22 20. Any and all documents that provide any numbering or
23 identification conventions used in the General Ledgers. For
24 example, each transaction in the General Ledger may have a six-
25 digit identifying number: the first two digits might be the sub-
26 unit I.D. number, the second two digits might be a department

1 number, the third two digits might be general ledger account
2 number.

3 21. Workpapers, reconciliations or any other documents that
4 document the computation of the Pacifica Foundation's allocation of
5 the national Foundation's share of the revenue of each and every
6 subunit of the Pacifica Foundation, including all reconciliations
7 of this computation to the general ledger or other revenue reports.

8 22. Any and all accounting manuals, financial manuals or desk
9 procedures. This would include, without limit, any and all
10 documents that discuss, outline, instruct, or describe procedures
11 followed by Foundation staff or other parties while in the course
12 of performing accounting and financial functions for the
13 Foundation, for the period from 10/1/96 to current.

14 23. Any and all documents prepared and/or generated in the
15 course of preparing the Foundation's, and each and every subunit of
16 the Foundation's, annual or quarterly budgets. This would include,
17 without limit, presentation materials, correspondence, memos,
18 financial forecasts, forecasts, reports by outside consultants,
19 organization charts, etc.

20 24. Monthly bank statements for all bank accounts of the
21 Pacifica Foundation, and each and every subunit of the Foundation,
22 from 10/1/93 to current and reconciliations of each account's
23 ending balance to the General Ledger.

24 25. Check registers for all bank accounts of the Pacifica
25 Foundation, and each and every subunit of the Foundation, which
26 show the checks noted in the monthly bank statements, information

1 as to the amount of each check, the check's identifying number, the
2 date written, the name of the payee, and any other descriptive
3 information, from 10/1/93 to current.

4 26. Any and all written policies regarding the authorization
5 required for contracts and service agreements in excess of \$5,000,
6 or such other dollar amounts as may be applicable to require
7 special authorization procedures.

8 27. Any and all contracts or agreements for services that
9 were not put out to bid, in excess of \$5,000 from October 1, 1993
10 to current.

11 28. Any and all contracts or agreements for services in
12 excess of \$5,000 from October 1, 1993 to current.

13 29. All written contracts for services in excess of \$5,000
14 with either related parties or third-parties from October 1, 1993
15 to current, for the Pacifica Foundation and each and every
16 accounting sub-unit of the Pacifica Foundation.

17 30. Vendor files from 10/1/93 to current, for any and all
18 vendors paid in excess of \$5,000 in any given fiscal year, for the
19 Pacifica Foundation and each and every accounting sub-unit of the
20 Pacifica Foundation. "Vendor files", as used here, means, without
21 limit, all invoices, payment records, terms, memos, contracts,
22 correspondence, reports, and any and all other documents that
23 discuss, document or concern transactions between the Foundation,
24 or any of its subunits, and its vendors, consultants and service
25 providers.

26 31. If not included in your response to No. 30, above, the
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1 vendor files from 1/1/94 to current for:

- 2 1. American Consulting Group, or any related business
- 3 entity of the American Consulting Group
- 4 2. Special Response Corp
- 5 3. Executive Security
- 6 4. Rex Key and Security
- 7 5. A-1 Security Services,
- 8 6. Getz, Krycler & Jakubovits
- 9 7. Holloway and Company
- 10 8. Lewis, D'Amato, Brisbois, and Bisgaard
- 11 9. Executive Risk Management Associates
- 12 10. Mitchell, Silberberg & Knapp
- 13 11. Loretta Hobbs
- 14 12. Barbara Miller
- 15 13. IPSA, International
- 16 14. Lee, Hecht Harrison
- 17 15. Eugene Edwards
- 18 16. Fineman & Associates
- 19 17. Winters and Associates
- 20 18. Mary Frances Berry
- 21 19. Lynn Chadwick
- 22 20. Gail Christian
- 23 21. Pat Scott
- 24 22. Sandra Rosas
- 25 23. Public Radio International
- 26 24. Western Public Radio

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25. National Public Radio

26. Microsoft Corporation, or any related business entity of Microsoft Corporation.

27. Any and all vendors in any way related to the design or construction of the WPFW offices and studios at 2390 Champlain Street, NW, Washington, DC.

28. Any and all vendors in any way related to the design or construction of the WBAI offices and studios at 140 Wall Street, New York, New York.

29. Any and all public relations consultants.

30. Any and all private security firms or organizations.

31. Any and all private investigation firms or organizations.

32. Any and all correspondence, on any subject matter, whatsoever, to or from any auditor of the Pacifica Foundation books from fiscal year ended 9/30/94 to current.

33. Any and all correspondence to or from Holloway and Associates in any way related to the past or current the status of the Pacifica Foundation books and accounting records, including, without limit, proposals, plans of correction, criticisms, comments, memoranda, notes of meetings or conversations, moving the records from California to Washington, DC.

Board Meetings

34. The minutes of all committees of the Pacifica Foundation board of directors from January 1, 1994 to current.

35. The board "meeting books" for all meetings of the

1 Pacifica Foundation board of directors from January 1, 1980 to
2 current.

3 36. The agendas for all meetings of the Pacifica Foundation
4 board of directors from January 1, 1980 to current.

5 37. The agendas for all meetings of all committees of the
6 Pacifica Foundation board of directors from January 1, 1980 to
7 current.

8 Corporation for Public Broadcasting

9 38. Any and all documents, of any kind and in any form,
10 whatsoever, related in any way to the composition of the Pacifica
11 local station boards, received from or sent to the CPB or any CPB
12 employee, from January 1, 1980 to current.

13 39. Any and all documents, of any kind and in any form,
14 whatsoever, related in any way to the composition of the Pacifica
15 Foundation board of directors, received from or sent to the CPB or
16 any CPB employee, from January 1, 1980 to current.

17 40. Any and all documents, of any kind and in any form,
18 whatsoever, related to the manner of election of the Pacifica Foundation board of
19 directors, received from or sent to the CPB or any CPB employee, from January 1, 1980 to current.

20 41. Any and all grant applications submitted to the CPB for
21 any Pacifica station, program, or project, from January 1, 1990 to
22 current.

23 42. Any and all documents related in any way to funding
24 grants to Pacifica Foundation from the CPB from January 1, 1990 to
25 current, such documents shall include, without limit, applications,
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1 proposals, and preliminary inquiries, and any and all responsive
2 documents from the CPB, whether or not such grants were actually
3 received.

4 43. Any and all CPB consultant's reports regarding any
5 activity or program or plan, or proposed activity or program or
6 plan, of the Pacifica Foundation or any Pacifica station or program
7 service or project, of any kind or description, whatsoever, from
8 January 1, 1990 to current.

9 44. Any and all documents related in any way to any
10 complaints or inquiries from the CPB regarding the content of any
11 program on any Pacifica station from June 2000 to current. This
12 would include, without limit, any correspondence to or from the
13 CPB, and any correspondence to or from any Pacifica director or
14 manager concerning such complaints or inquiries from the CPB.

15 45. All correspondence to or from any Pacifica employee and
16 the CPB, or any CPB employee, on any subject matter, whatsoever,
17 from January 1, 1994 to current.

18
19 The Federal Communications Commission

20 46. Any and all documents, of any kind and in any form,
21 whatsoever, related to the composition of or changes on the
22 Pacifica Foundation board of directors, received from or sent to
23 the FCC or any FCC employee, from January 1, 1980 to current.

24 47. Any and all documents, of any kind and in any form,
25 whatsoever, related to amendments to the Pacifica Foundation
26 bylaws, received from or sent to the Federal Communications

1 Commission (" FCC") or any FCC employee, from January 1, 1980 to
2 current.

3 48. Any and all documents, of any kind and in any form,
4 whatsoever, related to the composition of the Pacifica station
5 boards, received from or sent to the FCC or any FCC employee, from
6 January 1, 1980 to current.

7 49. Any and all documents, of any kind and in any form,
8 whatsoever, related to the composition of or changes on the
9 Pacifica Foundation board of directors, received from or sent to
10 the FCC or any FCC employee, from January 1, 1980 to current.

11 50. Any and all documents, of any kind and in any form,
12 whatsoever, related to the manner of election of the Pacifica
13 Foundation board of directors, received from or sent to the FCC or
14 any FCC employee, from January 1, 1980 to current.

15 51. Any and all " Ownership Reports" , including all
16 attachments or exhibits thereto, filed with the FCC from January 1,
17 1980 to current.

18 52. Any and all documents in any way related to the transfer
19 of control of Pacifica Foundation reported to the FCC as
20 consummated on or about October 10, 1987 in the letter to the FCC
21 from attorney John Crigler attached as " Document 1" to Plaintiffs'
22 Request for Admissions, Set One.

23 53. Any and all documents in any way related to the transfer
24 of control of Pacifica Foundation reported to the FCC as
25 consummated on or about August 23, 1991 in the letter to the FCC
26 from attorney John Crigler attached as " Document 4" to Plaintiffs'

1 Request for Admissions, Set One.

2 54. Any and all documents in any way related to the transfer
3 of control of Pacifica Foundation consummated on or about June 21,
4 1994, referenced in the letter to the FCC from attorney John
5 Crigler attached as " Document 6" to Plaintiffs' Request for
6 Admissions, Set One.

7 55. Any and all documents in any way related to any
8 application to the FCC for consent to transfer of control of
9 Pacifica Foundation from January 1, 1980 to current.

10 56. Any and all documents in any way related to any transfer
11 of control of Pacifica Foundation reported to the FCC from January
12 1, 1980 to current.

13 Certain Other Organizations

14 57. All documents related in any way to joint ventures of any
15 nature, whatsoever, with National Public Radio from January 1, 1997
16 to current, such documents shall include, without limit, proposals,
17 and preliminary inquiries, informal agreements, letters of intent,
18 whether or not any binding contractual agreements have been
19 executed.

20 58. All documents related in any way to joint ventures of any nature, whatsoever, with
21 Public Radio International from January 1, 1997 to current, such documents shall include, without
22 limit, proposals, and preliminary inquiries, informal agreements, letters of intent, whether or not any
23 binding contractual agreements have been executed.

24 59. All documents related in any way to joint ventures of any
25 nature, whatsoever, with Microsoft from January 1, 1997 to current,
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1 such documents shall include, without limit, proposals, and
2 preliminary inquiries, informal agreements, letters of intent,
3 whether or not any binding contractual agreements have been
4 executed.

5 60. All documents related in any way to joint ventures of any
6 nature, whatsoever, with any other business or non-profit entity
7 from January 1, 1997 to current, such documents shall include,
8 without limit, proposals, and preliminary inquiries, informal
9 agreements, letters of intent, whether or not any binding
10 contractual agreements have been executed.

11 Consultants' Services

12 61. Any and all documents related in any way to services
13 provided to Pacifica by IPSA International, Inc., from January 1,
14 1999 to current, these documents shall include, but not be limited
15 to, letters of inquiry, contracts, reports, correspondence,
16 memoranda, invoices, etc., in any way related to performance of
17 such services.

18 62. Any and all documents related in any way to services
19 provided to Pacifica by Fineman Associates from January 1, 1999 to
20 current, these documents shall include, but not be limited to,
21 letters of inquiry, contracts, reports, correspondence, memoranda,
22 invoices, etc., in any way related to performance of such services.

23 63. Any and all documents related in any way to services
24 provided to Pacifica by any public relations firm from January 1,
25 1999 to current, these documents shall include, but not be limited
26 to, letters of inquiry, contracts, reports, letters, memoranda,
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1 invoices, etc., in any way related to performance of such services.

2 64. Any and all documents related in any way to services
3 provided to Pacifica by American Consulting Group from January 1,
4 1990 to current, these documents shall include, but not be limited
5 to, letters of inquiry, contracts, reports, correspondence,
6 memoranda, invoices, etc., in any way related to performance of
7 such services.

8 65. Any and all documents related in any way to consulting
9 services provided to Pacifica Foundation by any consultant
10 regarding labor relations, labor practices, or "workforce
11 management" from January 1, 1990 to current.

12 66. Any and all documents related in any way to professional
13 services provided to Pacifica Foundation by any law firm regarding
14 labor relations from January 1, 1990 to current.

15 67. Any and all related in any way to services provided to
16 Pacifica by the law firm of Epstein Becker and Green from January
17 1, 1997 to current. These documents shall include, but not be
18 limited to, letters of inquiry, contracts, reports, correspondence,
19 memoranda, invoices, etc., in any way related to performance of
20 such services, excluding only privileged material.

21 68. Any and all documents in any way related to any
22 independent legal opinion provided to any Pacifica Foundation
23 officer or director as to potential conflicts of interest in the
24 representation of Pacifica Foundation, or any of its directors, by
25 the law firm of which director John Murdock is a member, Epstein
26 Becker and Green. Such documents shall include with out limit, any
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1 correspondence requesting such opinions, and any and all responses
2 to requests for such opinions, and any and all such opinions
3 provided.

4 69. Any and all written disclosures provided to the Pacifica
5 Foundation board of directors by the Epstein Becker and Green law
6 firm of potential conflicts of interest in the representation by
7 that law firm of the Pacifica Foundation, or any of its directors,
8 in any litigation.

9 70. Any and all resolutions of the Pacifica Foundation board
10 of directors approving the hiring of the Epstein Becker and Green
11 law firm to represent Pacifica Foundation, or any of its officers
12 or directors, in any litigation prior to the engagement of Epstein
13 Becker and Green for such legal services.

14 71. Any and all resolutions of the Pacifica Foundation board
15 of directors adopted prior to the engagement of the Epstein Becker
16 and Green law firm approving the engagement of the Epstein Becker
17 and Green law firm to represent Pacifica Foundation, or any of its
18 officers or directors, in any litigation or for any legal services, whatsoever.

19 72. Any and all resolutions of the Pacifica Foundation board
20 of directors adopted subsequent to the engagement of the Epstein
21 Becker and Green law firm approving the engagement of the Epstein
22 Becker and Green law firm to represent Pacifica Foundation, or any
23 of its officers or directors, in any litigation or for any legal services,
24 whatsoever.

25 73. Any and all non-privileged documents related in any way
26 to legal services provided to Pacifica by John Murdock from January
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1 1, 1997 to current, these documents shall include, but not be
2 limited to, letters of inquiry, contracts, reports, letters,
3 memoranda, invoices, billings, etc., in any way related to
4 performance of such services.

5 74. Any and all documents related in any way to services
6 provided to Pacifica by Mary Frances Berry, or any business entity
7 associated with Mary Frances Berry, from January 1, 1997 to
8 current, these documents shall include, but not be limited to,
9 letters of inquiry, contracts, reports, correspondence, memoranda,
10 invoices, etc., in any way related to performance of such services.

11 75. Any and all documents related in any way to services
12 provided to Pacifica by Bertram Lee, or any business entity
13 associated with Bertram Lee, from January 1, 1997 to current, these
14 documents shall include, but not be limited to, letters of inquiry,
15 contracts, reports, correspondence, memoranda, invoices, etc., in
16 any way related to performance of such services.

17 76. Any and all documents related in any way to services
18 provided to Pacifica by any other Pacifica director, or any
19 business entity associated with any other Pacifica director, from
20 January 1, 1997 to current. Such documents shall include any
21 services which may have been provided by such director or firm
22 prior to the director's election to the Pacifica Board of
23 Directors.

24 77. All invoices and billings in any way related to
25 professional services for defense of the legal action brought by
26 Nicole Sawaya against Pacifica Foundation in 1999.

1 85. Any and all documents in any way related to the " shut
2 down and reprogramming" of KPFA referenced in the email message
3 from Michael Palmer attached to Plaintiffs' Request for Admissions,
4 Set One, as Document No. 36, from September 1, 1998 to current.
5 These documents would include, without limit, any planning memoranda, notes, proposals,
6 instructions to staff members, correspondence to or from consultants, communications among
7 Pacifica directors, communications between Pacifica directors and the executive director,
8 communications between any Pacifica director or the executive director and any staff member, in any
9 way related to the contemplation, planning, implementation, or aftermath of the shut down of regular
10 programming at KPFA in July 1999.
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12 86. Any and all communications from or to Cheryl Garner-Shaw
13 and any Pacifica director or staff member related in any way to the
14 " shut down and reprogramming" of KPFA referenced in the email
15 message of Michael Palmer attached to Plaintiffs' Request for Admissions, Set One,
16 as Document No. 36, from September 1, 1998 to current.

17 87. Any and all documents related in any way to services provided to Pacifica by any
18 private security firm for services at KPFA in Berkeley from January 1, 1999 to current, these
19 documents shall include, but not be limited to, letters of inquiry, contracts, reports, correspondence,
20 memoranda, invoices, etc., in any way related to performance of such services.
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22 88. Any and all documents related in any way to services
23 provided to Pacifica by any private investigation firm for services
24 at KPFA from January 1, 1999 to current, these documents shall
25 include, but not be limited to, letters of inquiry, contracts,
26 reports, correspondence, memoranda, invoices, etc., in any way
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1 related to performance of such services.

2 89. Any and all documents related in any way to purchase
3 and/or installation of a high speed ISDN line at KPFA from January
4 1, 1999 to current, these documents shall include, but not be
5 limited to, contracts, reports, letters, memoranda, invoices, etc.,
6 in any way related to performance of such services.

7 90. All financial records of expenses related to the
8 "extraordinary events" at KPFA in 1999, from January 1, 1999 to
9 current that are not produced in response to another category of
10 documents demanded herein. These records shall include expenses
11 incurred in preparation for the shutdown of KPFA, during the
12 shutdown, and as a result of the shutdown, including without limit,
13 expenditures for security guards, installation of ISDN lines,
14 transportation of Pacifica Archive material to KPFA and any
15 expenses associated with transportation of such material,
16 consultant fees of any kind including, without limit, workforce
17 specialists and public relations advisors, special payroll
18 expenses, attorneys' fees relative to union grievances and
19 negotiations, attorneys' fees relative to lawsuits filed by Nicole
20 Sawaya and Larry Bensky.

21 **Station WPFW**

22 91. The original lease for the premises at 2390 Champlain
23 St., NW, Washington, DC, and any and all amendments thereto,
24 including any renewals, and extensions.

25 92. All documents in any way related to negotiations relative
26 to the lease for the premises at 2390 Champlain St., NW,
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1 Washington, D.C., including without limit, real estate agents'
2 contracts, correspondence with real estate agents or brokers,
3 correspondence with the landlord, correspondence and documents
4 related to other premises considered but rejected, etc.

5 93. All documents in any way related to the bookkeeping
6 practices concerning the design and/or construction of space for
7 WPFW at its current location at 2390 Champlain St., NW, Washington,
8 DC.

9 94. All correspondence with accountants or auditors in any
10 way related to the bookkeeping practices concerning the design
11 and/or construction of space for WPFW at its current location.

12 95. All recommendations for corrective measures from any
13 source, whatsoever, in any way related to the bookkeeping practices
14 concerning the design or construction of space for WPFW at its
15 current location.

16 96. All documents in any way related to personnel
17 disciplinary actions, or warnings or reprimands placed in employee
18 personnel files, in any way related to the bookkeeping practices
19 concerning the construction of space for WPFW at its current
20 location.

21 97. Any and all internal check requests and/or purchase
22 orders in any way related to the design or construction of the WPFW
23 studio at its current location.

24 98. Any and all documents reflecting any discussions of the
25 Pacifica board of directors, or any committee of the Pacifica board
26 of directors, regarding bookkeeping practices concerning the
27

1 construction of space for WPFW at its current location, including
2 without limit, discussions with the then station manager, Bessie
3 Wash, or the then executive director, Pat Scott.

4 99. The complete financial accounting of the construction of
5 the WPFW studios at 2390 Champlain Street, NW, Washington, DC, and
6 the move of the WPFW studios from their former location to the
7 Champlain Street studios. These records shall include the detailed
8 records of all sources of income for the project, and all expenses,
9 including moving expenses, from inception to conclusion of the
10 project, and shall also include the Pacifica Foundation balance
11 sheets reflecting these income, expense and capital items.

12 Station WBAI

13 100. The cancelled checks for the approximately 30 checks signed in blank by WBAI
14 Subscriptions Director, Alan Markman, on or about the first two weeks of June 1998 referred to in
15 the June 19, 1998 Memorandum from R. Paul Martin to Valerie Van Isler, a copy of which is
16 attached hereto as "Attachment 2", showing to whom each check was paid and the endorsement on
17 the back of the check.
18

19 101. The invoices or other supporting documents justifying the
20 payments, relative to the approximately 30 checks referred to in
21 No. 100, above.

22 102. All correspondence to or from any person regarding or in
23 any way related to the approximately 30 checks referenced in No.
24 100, above.

25 103. All checks signed by WBAI Subscriptions Director, Alan
26 Markman, from May 1, 1998 through June 19, 1998, inclusive, showing
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1 to whom each check was paid and the endorsement on the back of the
2 check.

3 104. The WBAI checkbook ledger from October 1, 1997 through
4 September 30, 1998.

5 105. The original lease for the premises at 140 Wall Street,
6 New York, NY, and any and all amendments thereto, including any
7 renewals, and/or extensions.

8 106. All documents in any way related to negotiations relative
9 to the lease for the premises at 140 Wall Street, New York, NY,
10 including without limit, real estate agents' contracts,
11 correspondence with real estate agents or brokers, correspondence
12 with the landlord, correspondence and documents related to other
13 premises considered but rejected, etc.

14 107. The complete financial accounting of the construction of
15 the WBAI studios at 140 Wall Street, New York, NY, and the move of
16 the WBAI studios from their former location to the Wall Street
17 studios. These records shall include the detailed records of all
18 sources of income for the project, and all expenses, including
19 moving expenses, from inception to conclusion of the project, and
20 shall also include the Pacifica Foundation balance sheets
21 reflecting these income and expense and capital items.

22 108. Any and all documents related in any way to services
23 provided to Pacifica by any private security firm hired by Pacifica
24 for services at WBAI in New York from June 1, 2000 to current,
25 these documents shall include, but not be limited to, letters of
26 inquiry, contracts, reports, correspondence, memoranda, invoices,
27

1 etc., in any way related to performance of such services.

2 109. Any and all documents related in any way to services
3 provided to Pacifica by any private investigation firm hired by
4 Pacifica for services at WBAI from June 1, 2000 to current, these
5 documents shall include, but not be limited to, letters of inquiry,
6 contracts, reports, correspondence, memoranda, invoices, etc., in
7 any way related to performance of such services.

8 Correspondence with Certain Persons

9 110. All correspondence to or from any Pacifica Affiliate
10 station from January 1, 1999 to current.

11 111. All correspondence between any Pacifica director or any
12 member the Pacifica national staff and Garland Ganter from January 1, 1999 to
13 current.

14 112. All correspondence between any Pacifica director or any
15 member the Pacifica national staff and Mark Schubb from January 1, 1999 to current.

16 113. All correspondence between any Pacifica director or any
17 member the Pacifica national staff and Bessie Wash from January 1, 1999 to current.

18 114. All correspondence between any Pacifica director or any
19 member the Pacifica national staff and Lew Hankins from January 1, 1999 to current.

20 115. All correspondence between any Pacifica director or any
21 member the Pacifica national staff and Valerie Van Isler from January 1, 1999 to
22 current.
23

24 116. All correspondence between any Pacifica director or any
25 member the Pacifica national staff and Jim Bennett from January 1, 1999 to current.
26

1 117. All correspondence between any Pacifica director or any
2 member the Pacifica national staff and Lynn Chadwick from January 1, 1999 to
3 current.

4 118. All correspondence between any Pacifica director or any
5 member the Pacifica national staff and Nicole Sawaya from January 1, 1999 to
6 current.

7 119. All correspondence between any Pacifica director or any
8 member the Pacifica national staff and Sandra Rosas from January 1, 1999 to current.

9 120. All correspondence between any Pacifica director or any
10 member the Pacifica national staff and Dan Coughlin from January 1, 1999 to current.

11 121. All correspondence between any Pacifica director or any
12 member the Pacifica national staff and Verna Avery Brown from January 1, 1999 to
13 current.

14 122. All correspondence between any Pacifica director or any
15 member the Pacifica national staff and Don Rush from January 1, 1999 to current.

16 123. All correspondence between any Pacifica director or any
17 member the Pacifica national staff and Amy Goodman from January 1, 1999 to
18 current.

19 124. All correspondence between any Pacifica director or any
20 member the Pacifica national staff and Mark Cooper from January 1, 1999 to current.

21 125. All correspondence between any Pacifica director or any
22 member of the Pacifica national staff and Saul Landau from January 1, 1999 to current.

23 126. All correspondence between any Pacifica director or any
24 member of the Pacifica national staff and Saul Landau from January 1, 1999 to current.

25 126. All correspondence between any Pacifica director or any
26 member of the Pacifica national staff and Saul Landau from January 1, 1999 to current.
27

1 member of the Pacifica national staff and Jim Dinges from January
2 1, 1999 to current.

3 Certain Directors or Proposed Directors

4 127. Any and all documents in any way related to the
5 consideration, nomination, or election of Mary Frances Berry to the
6 Board of Directors of Pacifica Foundation from January 1, 1990 to
7 current, such documents shall include, but not be limited to,
8 letters of recommendation, letters of inquiry as to her interest in
9 service, background checks, resumes, and any correspondence to or
10 from Mary Frances Berry concerning her interest in serving on the
11 board of directors.

12 128. Any and all documents in any way related to the
13 consideration, nomination, or election of Wendell Johns to the
14 Board of Directors of Pacifica Foundation from January 1, 1997 to
15 current, such documents shall include, but not be limited to,
16 letters of recommendation, letters of inquiry as to interest his in
17 service, background checks, resumes, and any correspondence to or
18 from Wendell Johns concerning his interest in serving on the board
19 of directors.

20 129. Any and all documents in any way related to the
21 consideration, nomination, or election of Karolyn van Putten to the
22 Board of Directors of Pacifica Foundation from January 1, 1997 to
23 current, such documents shall include, but not be limited to,
24 letters of recommendation, letters of inquiry as to her interest in
25 service, background checks, resumes, and any correspondence to or
26 from Karolyn van Putten concerning her interest in serving on the
27

1 board of directors.

2 130. Any and all documents in any way related to the
3 consideration, nomination, or election of Tomas Moran to the Board
4 of Directors of Pacifica Foundation from January 1, 1997 to
5 current, such documents shall include, but not be limited to,
6 letters of recommendation, letters of inquiry as to his interest in
7 service, background checks, resumes, and any correspondence to or
8 from Tomas Moran concerning his interest in serving on the board of
9 directors.

10 131. Any and all documents in any way related to the
11 consideration, nomination, or election of John Murdock to the Board
12 of Directors of Pacifica Foundation from January 1, 1997 to
13 current, such documents shall include, but not be limited to,
14 letters of recommendation, letters of inquiry as to his interest in
15 service, background checks, resumes, and any correspondence to or
16 from John Murdock concerning his interest in serving on the board
17 of directors.

18 132. Any and all documents in any way related to the
19 consideration, nomination, or election of Bertram Lee to the Board
20 of Directors of Pacifica Foundation from January 1, 1997 to
21 current, such documents shall include, but not be limited to,
22 letters of recommendation, letters of inquiry as to his interest in
23 service, background checks, resumes, and any correspondence from to
24 or Bertram concerning his interest in serving on the board of
25 directors.

26 133. Any and all documents in any way related to the
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1 consideration, nomination, or election of Valrie Chambers to the
2 Board of Directors of Pacifica Foundation from January 1, 1997 to
3 current, such documents shall include, but not be limited to,
4 letters of recommendation, letters of inquiry as to her interest in
5 service, background checks, resumes, and any correspondence to or
6 from Valrie Chambers concerning her interest in serving on the
7 board of directors.

8 134. Any and all documents in any way related to the
9 consideration, nomination, or election of Leslie Cagan to the Board
10 of Directors of Pacifica Foundation from January 1, 1997 to
11 current, such documents shall include, but not be limited to,
12 letters of recommendation, letters of inquiry as to her interest in
13 service, background checks, resumes, and any correspondence to or
14 from Leslie Cagan concerning her interest in serving on the board
15 of directors.

16 135. Any and all documents in any way related to the
17 consideration, nomination, or election of Beth Lyons to the Board
18 of Directors of Pacifica Foundation from January 1, 1997 to
19 current, such documents shall include, but not be limited to,
20 letters of recommendation, letters of inquiry as to her interest in
21 service, background checks, resumes, and any correspondence to or
22 from Beth Lyons concerning her interest in serving on the board of
23 directors.

24 136. Any and all documents in any way related to the
25 consideration, nomination, or election of Francisco Rocciolo to the
26 Board of Directors of Pacifica Foundation from January 1, 1997 to
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1 current, such documents shall include, but not be limited to,
2 letters of recommendation, letters of inquiry as to his interest in
3 service, background checks, resumes, and any correspondence to or
4 from Francisco Rocciolo concerning his interest in serving on the
5 board of directors.

6 137. Any and all documents in any way related to the
7 consideration, nomination, or election of Luis Wilmot to the Board
8 of Directors of Pacifica Foundation from January 1, 1997 to
9 current, such documents shall include, but not be limited to,
10 letters of recommendation, letters of inquiry as to his interest in
11 service, background checks, resumes, and any correspondence to or
12 from Luis Wilmot concerning his interest in serving on the board of
13 directors.

14 138. Any and all documents in any way related to the
15 consideration, nomination, or election of any person not named in
16 demands 127 through 137 above, inclusive, to the Board of Directors
17 of Pacifica Foundation from January 1, 1997 to current, such
18 documents shall include, but not be limited to, letters of
19 recommendation, letters of inquiry as to interest in service,
20 background checks, resumes, and any correspondence to or from any
21 person concerning his or her interest in serving on the board of
22 directors.

23 Moves to Washington, DC

24 139. Any and all documents in any way related to the
25 relocation of the Pacifica Foundation executive offices from
26 Berkeley to Washington, DC, on or about January 2000. Such
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1 documents shall include, without limit, resolutions of the board of
2 directors authorizing the move, any and all documents related to
3 planning or implementation of the move, any and all documents
4 related to the costs of the move, including without limit packing
5 and unpacking, transportation, storage, severance pay for
6 employees, and any and all inventories of documents moved to
7 Washington, DC, and documents destroyed or discarded in the course
8 of the move of the Pacifica executive office from Berkeley,
9 California, to Washington, DC. etc.

10 140. Any and all documents in any way related to the
11 relocation of the Pacifica Foundation finance offices from Los
12 Angeles County to Washington, DC, on or about January through April
13 2001. Such documents shall include, without limit, resolutions of
14 the board of directors authorizing a change in the principal place
15 of business of the Foundation, any filings with the California
16 Secretary of State or any other governmental body giving notice of
17 change of location of the Foundation's principal place of business,
18 any and all documents related to planning or implementation of the
19 move, any and all documents related to the costs of the move,
20 including without limit packing and unpacking, transportation,
21 storage, severance pay for employees, and any and all inventories
22 of documents moved to Washington, DC, and documents destroyed or
23 discarded in the course of the move of the Pacifica finance office
24 from Los Angeles County California to Washington, DC.