

VIRGINIA:

IN THE CIRCUIT COURT OF THE CITY OF LYNCHBURG

JENNA DODGE, et als,

Plaintiffs,

v.

RANDOLPH COLLEGE,

Defendant.

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Case No. CL07-1917

DEFENDANT'S FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS TO PLAINTIFFS

Defendant Randolph College (the "College), by counsel, requests that Plaintiffs respond to the following discovery requests within the time and the manner required by the Rules of the Supreme Court of Virginia.

Definitions and Instructions

Except as provided below, and unless otherwise prohibited by Virginia law or the Rules of the Supreme Court of Virginia, the Definitions and Instructions in Plaintiffs' First Interrogatories and Requests for Production of Documents to Defendant apply to these discovery requests.

1. "You," "Your," and "Plaintiffs" means all of the Plaintiffs in this action, their successors and assigns, and anyone acting on behalf of or in concert with Plaintiffs.
2. These discovery requests are being served on each of the nineteen plaintiffs in this action, respectively. Accordingly, when responding to the interrogatories, each plaintiff shall answer each interrogatory under oath and separately from the other plaintiffs. Responses to the requests for production of documents, and any production of documents served pursuant to those

requests, shall be served in a manner that will identify the response and production from each plaintiff, respectively.

Interrogatories

1. State all facts and identify all documents that support the allegations in the Complaint, and the Amended Complaint when it is filed.
2. Identify and describe in detail all the reasons you believe the College does not have the legal right to sell each of the Four Paintings.
3. State all facts and identify all documents you believe support the proposition that the Four Paintings are subject to legally recognized restrictions that would prevent the College from selling or sharing any or all of them. For each of the Four Paintings, identify the specific restriction, including its terms and conditions, the person or persons who imposed the restriction, the date of the restriction and any documents containing or reflecting the restriction.
4. Identify all persons known or believed by you, or anyone acting on your behalf, to have any knowledge or information relevant to the subject matter of this litigation, and provide a summary of the anticipated knowledge or information.
5. Identify each person whom you expect to call to testify as a witness at trial and/or with regard to any pre-trial motion. For each lay or fact witness, provide a description of anticipated testimony; and, for each expert witness, provide a description of the subject matter of the expert's testimony; the substance of the facts and opinions on which each expert is expected to testify; a list of learned treatises or other documents relied upon by the expert with regard to such facts and opinions; a summary of grounds for each opinion; and a current copy of the expert's curriculum vitae.

Requests for Production of Documents

1. All documents that support the allegations in the Complaint, and the Amended Complaint when it is filed.
2. All documents restricting, or reflecting restrictions on, the College's ability to sell or share the Four Paintings.
3. All documents relied upon by you in responding to any of the foregoing interrogatories, including but not limited to, any documents identified by you in response to any of the foregoing interrogatories.
4. For any experts you intend to call as witnesses at trial: (a) all reports and documents referred to, relied upon, or generated by such experts, (b) his or her curriculum vitae or resume, (c) all documents, items or things furnished by you, your attorney or anyone acting on your behalf to such experts, (d) all documents, items or things relied upon or consulted by any such experts in connection with formulating his or her opinions, and (e) all reports prepared in whole or in part, including drafts of such reports, by such experts.
5. If any documents are being withheld because of a claimed privilege, please provide a privilege log identifying and describing each document so that the propriety of the claim or privilege can be evaluated.

RANDOLPH COLLEGE

By Counsel



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CERTIFICATE OF SERVICE

I certify that a true and accurate copy of the foregoing was delivered by hand, this 7th day of December, 2007, to:

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