

**SECOND JUDICIAL DISTRICT COURT  
COUNTY OF BERNALILLO  
STATE OF NEW MEXICO**

**Case No. CV-2006-06834**

**JOHNNY AGUILAR, ANTHONY P. CHAVEZ,  
YVONNE DOUGHERTY, GREG MONTOYA,  
VIRGINIA RAMIREZ, JOHN SANCHEZ,  
and OTHER SIMILARLY SITUATED  
CITY EMPLOYEES,**

**Plaintiffs,**

**vs.**

**CITY OF ALBUQUERQUE, and  
MAYOR MARTIN CHÁVEZ,**

**Defendants.**

**FIRST REQUEST FOR PRODUCTION OF DOCUMENTS**

\_\_\_\_\_ To: **CITY OF ALBUQUERQUE**  
c/o its Attorney, Michael I. Garcia  
Assistant City Attorney

Pursuant to Rule 1-034, New Mexico Rules of Civil Procedure, Plaintiffs serve the following request to produce and permit inspection and the right to copy the following designated documents, including but not limited to reports, memoranda, correspondence, e-mail messages, transcripts, recordings, data and compilations of data, computer records and disks, and other records of any and all sorts which are in the possession, custody, or control of the City of Albuquerque or any of its employees or agents.

The City shall serve a written response within 30 days after service of the Request for Production, stating with respect to each item or category that inspection and related activities will be permitted as requested, unless the request is objected to, in which event the reasons for the objection shall be stated. The inspection shall take place no later than December 31, 2006, at the Legal Department of the City of Albuquerque, unless another time or location is agreed upon. Any records available in digital format should be provided and made available for copying in a form and format readable on a personal computer.

REQUEST FOR PRODUCTION NO.1. Documents and records that are identified or referenced in or that are responsive in whole or in part to any of the answers to Interrogatories submitted to the City in this case.

RESPONSE:

REQUEST FOR PRODUCTION NO.2. Documents and records or communications, including but not limited to e-mail, related to the imposition or application of the City Safe Traffic Operations Program (STOP) Ordinance against City employees, officials, or others driving City vehicles.

RESPONSE:

REQUEST FOR PRODUCTION NO.3.

Documents and records

concerning proposals, contracts, and payments related to the application, maintenance, and enforcement of the City's STOP Ordinance from its inception to the present against City employees or officials driving City vehicles.

RESPONSE:

REQUEST FOR PRODUCTION NO.4.

Documents and records

concerning the City's charges against City employees and/or vehicles for violations of the STOP Ordinance.

RESPONSE:

REQUEST FOR PRODUCTION NO.5.

Documents and records

concerning the City's determination that any City-owned vehicles or the drivers of any City vehicles violated the City's STOP Ordinance.

RESPONSE:

REQUEST FOR PRODUCTION NO.6. Documents and records, including tapes or transcripts, of any hearing or adjudication of any claim related to the City's enforcement of the STOP Ordinance against any City employee, officials, or others driving City vehicles.

RESPONSE:

REQUEST FOR PRODUCTION NO.7. Documents and records concerning any public nuisance abatement case or claim against any City vehicles or property since January 1, 2000.

RESPONSE:

REQUEST FOR PRODUCTION NO.8. Documents and records concerning violations of the City's STOP Ordinance by any of the named Plaintiffs or any other Transit Department driver, including records of any payment or return or reimbursement of payment for any such violations.

RESPONSE:

REQUEST FOR PRODUCTION NO.9.

Documents and records the City

intends to use at trial of this case.

RESPONSE:

Respectfully submitted,

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