

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

BLAINE COLEMAN,

Case No.: 11-15207

Plaintiff,

Hon. Mark A. Goldsmith

v.

ANN ARBOR TRANSPORTATION
AUTHORITY, MICHAEL FORD,
TRANSIT ADVERTISING GROUP AA,
And RANDY ORAM

Defendants.

**ANN ARBOR TRANSPORTATION AUTHORITY'S AND
MICHAEL FORD'S RESPONSE TO PLAINTIFF'S
FIRST SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS**

Defendants Ann Arbor Transportation Authority and Michael Ford ("AATA Defendants") state as follows in Response to Plaintiff's First Requests for Production of Documents:

1. All documents described by Rule 26(a)(1)(A).

RESPONSE: Other than the documents already produced as part of the briefing on Plaintiff's Motion for a Preliminary Injunction and Defendants' Motion to Dismiss and Plaintiff's Freedom of Information Act ("FOIA") request, the AATA Defendants have no responsive documents.

2. All documents you intend to use at the evidentiary hearing currently scheduled for July 23, 2012.

RESPONSE: The AATA Defendants do not know which documents they intend to use at the evidentiary hearing currently scheduled for July 23, 2012.

3. All documents in any way related to Plaintiff's ad, including but not limited to all documents regarding the rejection of Plaintiff's ad and the reason(s) therefore, and including but not limited to all documents related to Interrogatory # 4, 5, and 6.

RESPONSE: The AATA Defendants object to this request because it seeks information that is beyond the scope of the Court's May 23, 2012 order, is over broad and seeks information that is protected from discovery by the attorney client privilege. *See* Privilege Log, produced herewith. Subject to these objections, the AATA Defendants will produce non-privileged documents regarding Plaintiff's ad.

4. All documents in any way related to the following ads, including a copy of the following ads, and including but not limited to all documents regarding the acceptance or rejection of the following ads and the reason(s) therefore:
 - a. All ads referred to in paragraphs 9, 10, 11, 12, 13 and 14 of Mary Stasiak's declaration.
 - b. If the answer to Interrogatory #11 is yes, all such ads.

RESPONSE: The AATA Defendants object to this request because it is over broad. Subject to this objection, the AATA Defendants will produce responsive documents. Subject to these objections, the AATA Defendants will produce non-privileged documents regarding Plaintiff's ad.

5. A copy of all ads AATA has ever accepted or run, along with documentation regarding the date(s) of publication and purchaser/sponsor of the ad.

RESPONSE: The AATA Defendants object to this request because it seeks information that is beyond the scope of the Court's May 23, 2012 order and is over broad and unduly burdensome.

6. All documents related to the ACLU's Freedom of Information Act requests in June and July 2011, including but not limited to emails sent or forwarded to and from Michelle Sanders related to those requests.

RESPONSE: The AATA Defendants object to this request because it is over broad, seeks information that is not relevant and not likely to lead to the discovery of admissible evidence and seeks information that is beyond the scope of the Court's May 23, 2012 order.

7. If the answer to Interrogatory #10 is yes, a copy of such policy or policies.

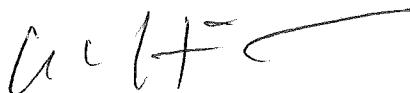
RESPONSE: The AATA Defendants object to this request because it seeks information that is beyond the scope of the Court's May 23, 2012 order. Subject to this objection, the AATA says, on information and belief, there were no prior written advertising policies.

8. Other than the Advertising Policy produced as Exhibit A to Mary Stasiak's declaration, all policy statements or other rules or general guidance governing the decision making process over whether to run an ad or whether an ad complies with the Advertising Policy.

RESPONSE: The AATA Defendants have no responsive documents.

Respectfully submitted,

MADDIN, HAUSER, WARTELL,
ROTH & HELLER, P.C.



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KATHLEEN H. KLAUS (P67207)
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Authority and Michael Ford
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(248) 359-7520

Dated: June 18, 2012

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ANN ARBOR TRANSPORTATION
AUTHORITY, MICHAEL FORD,
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Defendants.

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PROOF OF SERVICE

STATE OF MICHIGAN)

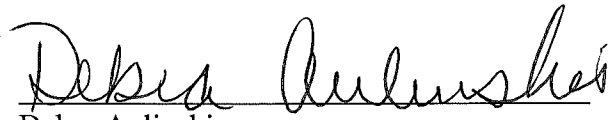
COUNTY OF OAKLAND)
)SS

Debra Aulinskis, being first duly sworn, deposes and states that on the 18th day of June, 2012 she mailed a copy of the AATA and Michael Ford's Responses to Plaintiff's First Set of Interrogatories, and AATA and Michael Ford's Response to Plaintiff's First Set of Requests for Production of Documents, along with this Proof of Service upon:

DANIEL S. KOROBKIN, ESQ.
2966 Woodward Avenue
Detroit, MI 48201

JAMES P. ALLEN, SR, ESQ.
400 Monroe, Suite 220
Detroit, MI 48226-2963

Via e-mail and via first class mail by placing same in an envelope addressed to the above-named and by depositing said envelope and its contents in a governmental mail receptacle located in Southfield, Michigan.


Debra Aulinskis