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IN THE CIRCUIT COURT FOR THE STATE OF OREGON
FOR MULTNOMAH COUNTY

MASON LAKE

Plaintiff

vs

CITY OF PORTLAND

Defendant

Case No. 20CV19838

**REQUESTS FOR
ADMISSION**

INTRODUCTION

Plaintiff respectfully asks that defendant admit or deny the following requests to save the jury time during trial. After trial, plaintiff intends to request reimbursement for any unnecessary litigation expenses caused by defendant's failure to candidly admit or deny any of the requests below.

If defendant's responses to any of these requests change at any time throughout this case or at any time during trial, defendant must immediately tell plaintiff and defendant must revise its written responses so they are accurate.

1
2 **DEFINITIONS**

3 “Permit” means allow. “Military-style weapons” include rubber bullets,
4 explosive devices, including flashbang grenades, and chemical weapons, including
5 tear gas. “Injure” means to do physical harm or damage to someone. “Peaceful”
6 means not violent. “Protesters” means people expressing disapproval of or objection
7 to something. “Accepted full responsibility” means agreeing to having an obligation
8 to do something. “Preserved” means recorded and maintained in its original state.
9
10 “Video” means any digital capture or record of any moving visual images. “Cause”
11 means to make something happen. “Constitutional right” means a right conferred
12 under the Constitution of the United States of America or the Constitution of the
13 State of Oregon. “Physically aggressive” means violent. “Faked” means made up with
14 intent to deceive. “Exaggerated” means to make something seem larger or worse
15 than in reality. “Injuries” means the fact of being harmed or damaged. “The
16 complaint” refers to plaintiff’s complaint filed in this case.
17
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19
20 Plaintiff incorporates the definitions in the requests for production. All
21 undefined terms in these requests have the definitions prescribed by the most recent
22 version of the Random House Unabridged Dictionary.
23

24 **FAILURE TO SERVE A WRITTEN ANSWER OR OBJECTION WITHIN**
25 **THE TIME ALLOWED BY ORCP 45 B WILL RESULT IN ADMISSION OF**
26 **THE FOREGOING REQUESTS.**
27
28

1
2 **REQUESTS FOR ADMISSION**
3

4 **1.**

5
6 The policy of the City of Portland did not permit defendant to use military-
7 style weapons to injure peaceful protesters at the time and place of the battery
8 described in the complaint.

9 **Admit or Deny:**
10

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12 **2.**

13 Defendant has accepted full responsibility for causing the battery described
14 in the complaint.

15 **Admit or Deny:**
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18 **3.**

19 Black lives matter.

20 **Admit or Deny:**
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23 **4.**

24 Defendant preserved any and all video of the battery described in the
25 complaint.

26 **Admit or Deny:**
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5.

At the time and place of the battery described in the complaint, plaintiff had the Constitutional right to peacefully protest the wrongful death of George Floyd at the hands of the Minneapolis police.

Admit or Deny:

6.

Defendant has no documents, information, or things that would tend to suggest that plaintiff ever acted physically aggressive towards anyone at the time and place of the battery described in the complaint.

Admit or Deny:

7.

Defendant has accepted full responsibility to pay for any medical bills or expenses determined by the jury to have been caused by the battery described in plaintiff's complaint.

Admit or Deny:

1
2 **8.**

3 Defendant has accepted full responsibility to pay for any pain, discomfort, or
4 distress determined by the jury to have been caused by the battery described in
5 plaintiff's complaint.
6

7 **Admit or Deny:**
8

9
10 **9.**

11 At no time has plaintiff faked or exaggerated the injuries alleged in the
12 complaint.
13

14 **Admit or Deny:**
15

16 June 24, 2020

17 **RESPECTFULLY FILED,**

18 /s/ Michael Fuller

19 **Michael Fuller, OSB No. 09357**

20 Lead Trial Attorney for Plaintiff

21 OlsenDaines

22 US Bancorp Tower

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24 **Kelly Jones, OSB No. 074217**

25 Of Attorneys for Plaintiff

26 The Law Office of Kelly Jones

kellydonovanjones@gmail.com
27
28

1
2 **CERTIFICATE OF SERVICE**

3 I caused this document to be served on:
4

5 **City of Portland**

6 c/o Mandy.Gordon@portlandoregon.gov

7 c/o Becky.Chiao@portlandoregon.gov

8 c/o Rachel.Ruthenberg@portlandoregon.gov

9 c/o Caroline.Turco@portlandoregon.gov

10 June 24, 2020

11 /s/ Michael Fuller

12 **Michael Fuller, OSB No. 09357**

13 Lead Trial Attorney for Plaintiff

14 OlsenDaines

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