

1 Nina Perales, TX SBN: 24005046
Diego Bernal, TX SBN: 24048350
2 MEXICAN AMERICAN LEGAL
DEFENSE AND EDUCATIONAL FUND
3 110 Broadway, Suite 300
San Antonio, TX 78205
4 Ph: (210) 224-5476
nperales@maldef.org
5 dbernal@maldef.org

6 Daniel R. Ortega, Jr., SBN: 005015
ROUSH, MCCRACKEN, GUERRERO,
7 MILLER & ORTEGA
650 North Third Avenue
8 Phoenix, Arizona 85003
Ph: (602) 253-3554
9 danny@rmgmoinjurylaw.com

10 Karl J. Sandstrom
PERKINS COIE, LLP
11 607 Fourteenth Street, N.W., Suite 800
Washington, D.C. 20005
12 Ph:(202)434-1639
13 ksansdstrom@perkinscoie.com

14 Attorneys for Gonzalez Plaintiffs

15
16 IN THE UNITED STATES DISTRICT COURT
17 FOR THE DISTRICT OF ARIZONA

18 Maria M. Gonzalez, et al.,) No. CV-06-1268-PHX-ROS(Lead)
19) No. CV-06-1362-PCT-ROS
Plaintiffs,) No. CV-06-1575-PCT-ROS
20)
vs.) **ANSWERS TO DEFENDANTS**
21) **STATE OF ARIZONA AND THE**
22) **ARIZONA SECRETARY OF**
State of Arizona, et al,) **STATE'S FIRST SET OF**
23) **INTERROGATORIES TO**
Defendants.) **PLAINTIFF VALLE DEL SOL**
24)

25) (Assigned to the
26) Honorable Roslyn O. Silver)
27)
28)

1 Comes now, Plaintiff Valle Del Sol, and submit their Responses to Defendant's
2 First Set of Interrogatories.

3
4 **GENERAL OBJECTIONS**

5 The following General Objections are applicable to and incorporated into each
6 Interrogatory response:

7 1. Plaintiff objects to each Interrogatory to the extent that it calls for trial
8 preparation material or work product, or for information protected by the attorney-client
9 privilege, co-party privilege; Constitutional, statutory, or common-law privacy rights, or
10 any other recognized privilege or immunity from disclosure.

11 2. Plaintiff objects to each Interrogatory served by Defendant in this action to the
12 extent that it is extensively broad, burdensome, oppressive, vague or generally
13 unspecific as to what a full and complete answer is.

14 3. Plaintiff objects to the Definitions and Instructions to the extent they may
15 purport to impose any obligation greater than that allowed by the Federal Rules of Civil
16 Procedure.

17 4. Plaintiff asserts these objections without waiving or intending to waive any
18 objections as to competence, relevance, materiality or privilege.

19 5. Plaintiff has not completed investigation or discovery regarding this matter.
20 Plaintiff reserves the right to supplement these responses with subsequently obtained or
21 discovered information.

22 Subject to and without waiving the foregoing objections, and incorporating them
23 by reference into each of the responses provided below, Plaintiff responds to
24 Defendant's First Set of Interrogatories as follows:

25 **INTERROGATORIES**

26 1. **Identify every injury that you currently are suffering that you contend is
27 caused by the voting identification requirement of Proposition 200 that you
28 contend confers standing upon you to maintain this action.**

Answer:

1 Notwithstanding the General Objections, Plaintiff objects to the Interrogatory to
2 the extent that it is confusing, compound and calls for a legal conclusion.
3 Without waiving any objections, Plaintiff Valle del Sol directs Defendants to
4 pleadings already filed in the case, including Plaintiffs' First Amended
5 Complaint, for a discussion of injury and standing. Moreover, Plaintiff Valle del
6 Sol engages in voter education efforts as part of its organizational mission. As a
7 result of the voter identification requirements of Proposition 200, Valle del Sol
8 was forced to divert resources to educate the community about these
9 requirements and was thwarted from fully realizing its organizational goals.

- 10 **2. Identify every injury that you currently are suffering that you contend is
11 caused by the proof of citizenship requirement of Proposition 200 that you
12 contend confers standing upon you to maintain this action.**

13 Answer:

14 Notwithstanding the General Objections, Plaintiff objects to the Interrogatory to
15 the extent that it is confusing, compound and calls for a legal conclusion.
16 Without waiving any objections, Plaintiff Valle del Sol directs Defendants to
17 pleadings already filed in the case, including Plaintiffs' First Amended
18 Complaint, for a discussion of injury and standing. Moreover, Plaintiff Valle del
19 Sol engages in voter registration efforts as part of its organizational mission. As
20 a result of the proof of citizenship requirements of Proposition 200, Valle del Sol
21 was forced to divert resources to educate the community about these
22 requirements, significantly modify its voter registration efforts, and was impeded
23 from fully realizing its organizational goals.

- 24 **3. Identify every member of your organization that you contend would have
25 standing to maintain this action based on the member's inability to comply,
26 or difficulty in complying, with the voting identification requirement of
27 Proposition 200, including full name, birth date, and address of residence.**

28 Answer:

N/A

- 4. Identify every member of your organization that you contend would have
standing to maintain this action based on the member's inability to comply,
or difficulty in complying, with the proof of citizenship requirement of
Proposition 200, including full name, birth date, and address of residence.**

Answer:

N/A

- 5. For each person identified in response to Interrogatory 4, state whether such
person currently is registered to vote in Arizona.**

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Answer:
N/A

6. For each person identified in response to Interrogatory 4, state whether such person could obtain proof of citizenship and what he or she would have to do to obtain such proof of citizenship.

Answer:
N/A

7. Identify every member of your organization that does not currently possess voting identification sufficient to vote at the polls on election day in Arizona, including full name, birth date, and address of residence.

Answer:
N/A

8. For each person identified in response to Interrogatory 7, state whether such person could obtain sufficient voting identification and what he or she would have to do to obtain such identification.

Answer:
N/A

9. Identify the organizational mission or purpose of your organization.

Answer:

Valle del Sol has a 37-year history of caring for the unassisted and underserved. Established in 1970, Valle del Sol has grown to be one of Arizona's largest non-profit, community-based organizations helping men, women, children, families and the elderly each year through counseling, substance abuse treatment, support services and leadership development programs. Valle del Sol's culturally diverse, bilingual staff provides a wide range of programs and services for the entire family, including voter registration and mobilization. Its mission, "*inspiring positive change by investing in human services, strengthening self-sufficiency for families and building the next generation of Latino leaders*" has been its guiding force since its inception. Through 24 distinctive programs offered out of seven separate service centers in the greater metropolitan Phoenix area, Valle del Sol empowers families with the tools, experiences and skills to improve their lives.

10. Identify and quantify with particularity each and every resource you have diverted to fulfill your organizational mission or purpose as a direct result of the requirements of Proposition 200.

1 **11. For each resource identified in Interrogatory 10, identify each and every**
2 **document evidencing such diversion and the amounts thereof, including the**
3 **title, form, content, and location or possessor of the document.**

4 Answer:

5 Notwithstanding the General Objections, Plaintiff objects to the Interrogatory as
6 burdensome to the extent Defendants already posses the responsive documents.
7 Plaintiff also objects to the Interrogatory as vague as it does not define the terms
8 "resource" and "diverted." Without waiving any objections, Plaintiff Valle del
9 Sol directs Defendants to the following documents:

- 10 ■ Educational flier on Proposition 200 voter and voter registration
11 requirements
- 12 ■ Voter Outreach Plan
- 13 ■ Voter Outreach Report
- 14 ■ Institute Curriculum

15 Plaintiff Valle del Sol is in possession of these documents. They are stored in
16 Plaintiff's Phoenix, AZ office located at 4117 North 17th Street, Phoenix, AZ
17 85016.

18 Dated: November 8, 2007

19 Respectfully submitted,

20 MEXICAN AMERICAN LEGAL DEFENSE
21 AND EDUCATIONAL FUND

22 By:

23 
24 Diego M. Bernal

25 Attorneys for Plaintiffs
26 Gonzalez, et al.

27 CERTIFICATE OF SERVICE

28 I hereby certify that on the 8th day of November, 2007, I mailed copies of the
foregoing document to:

Arizona Attorney General
Solicitor General's Office
Attn: Barbara A. Bailey
1275 West Washington Street
Phoenix, AZ 85007-2926

1
2 M. Colleen Connor
3 MCAO Division of County Counsel
4 222 N. Central Avenue, Ste. 1100
5 Phoenix, Arizona 85003

6 Dennis I. Wilenchik
7 Kathleen Rapp
8 Wilenchik and Bartness, P.C.
9 The Wilenchik & Bartness Building
10 2810 North Third Street
11 Phoenix, Arizona 85004

12 STEPTOE & JOHNSON LLP
13 David J. Bodney
14 Karen J. Hartman-Tellez
15 Collier Center
16 201 East Washington St., Ste. 1600
17 Phoenix, Arizona 85004-2382

18 OSBORN MALEDON, P.A.
19 David B. Rosenbaum
20 Thomas L. Hudson
21 Sara S. Greene
22 2929 North Central Ave., 21st Floor
23 Phoenix, Arizona 85012-2793

24 SACKS TIERNEY P.A.
25 Marvin S. Cohen
26 Judith M. Dworkin
27 Patricia Furgeson-Bohnee
28 4250 N. Drinkwater Blvd., 4TH Floor
Scottsdale, AZ 85251-3693

By: 

Diego M. Bernal
Counsel for Plaintiffs, Gonzalez, et al.

VERIFICATION OF ANSWERS TO INTERROGATORIES

I, Luz Samina declare, under penalty of perjury under the laws of the United States that the facts stated in the foregoing Interrogatories and Answers are true to the best of my knowledge or belief.

Luz Samina

Dated: 11/8/07

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28