

## **Composite Exhibit 2**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
MIAMI DIVISION

CASE NO.04-22572-CIV-KING

-----	X
EMMA YAIZA DIAZ, <i>et al.</i> ,	:
	:
Plaintiffs,	:
	:
v.	:
	:
KURT S. BROWNING, Secretary of State of Florida, <i>et al.</i> ,	:
	:
	:
Defendants.	:
-----	X

**PLAINTIFF FLORIDA PUBLIC EMPLOYEES COUNCIL 79, AFSCME, AFL-CIO'S SUPPLEMENTAL RESPONSES AND OBJECTIONS TO DEFENDANT SECRETARY OF STATE'S FIRST SET OF INTERROGATORIES**

Pursuant to Rules 26 and 33 of the Federal Rules of Civil Procedure, Plaintiff Florida Public Employees Council 79, AFSCME, AFL-CIO, ("Plaintiff" or "AFSCME Council 79") by its attorneys, submits the following Objections and Responses to Defendant Secretary of State's First Set of Interrogatories, dated April 24, 2007.

**GENERAL OBJECTIONS TO ALL INTERROGATORIES**

The following General Objections are incorporated into each Specific Response and Objection as if fully set forth therein:

1. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they: (a) are improper; (b) are overly

broad as to time and content; (c) are unduly burdensome or oppressive; (d) are vague or ambiguous; (e) are unreasonably cumulative or duplicative; or (f) seek information that is neither relevant to the claims or defenses of any party nor is reasonably calculated to lead to the discovery of admissible evidence, or is immaterial.

2. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent the information sought: (a) is subject to the attorney-client privilege; (b) constitutes work product; (c) was prepared in anticipation of litigation or for trial; or (d) is otherwise privileged or exempt from discovery. In responding to these Interrogatories, Plaintiff does not intend to waive, and shall not be construed as having waived, any privilege or protection, including but not limited to, the attorney-client and work product privileges.

3. Plaintiff objects to the Interrogatories to the extent that they seek the identification of persons including, but not limited to, any of Plaintiff's counsel, who have gained knowledge or information of facts solely by virtue of their participation in this litigation on the grounds that to list such persons is not reasonably calculated to lead to the discovery of information relevant to the claims or defenses of any party, and impermissibly seeks discovery of attorney work product and attorney-client communications.

4. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they contain undefined or other terminology that is vague, ambiguous or colloquial, insofar as such terminology does not permit Plaintiff to reasonably ascertain the content of the request, rendering the request unduly burdensome and not reasonably calculated to lead to the discovery of admissible

evidence. Nonetheless, Plaintiff will make a good faith effort to interpret and respond to the Interrogatories subject to the limitations stated herein.

5. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they would impose on it obligations beyond those imposed by applicable provisions of the Federal Rules of Civil Procedure, the Rules of this Court, or the case law interpreting each of them.

6. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that the information sought contains confidential, personal or private, or sensitive business information, or sensitive union membership or political strategy information protected by the First Amendment, or are protected from disclosure by any agreement with respect to confidentiality or nondisclosure. *See, e.g., NAACP v. Alabama*, 357 U.S. 449 (1958); *Talley v. California*, 362 U.S. 60 (1960); *Gibson v. Florida Legislative Investigation Committee*, 372 U.S. 539 (1963); *Watchtower Bible & Tract Society v. Village of Stratton*, 536 U.S. 150 (2002).

7. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they call for information or documents that Plaintiff may not produce pursuant to the law or a court order of any county or jurisdiction in which it does business. Plaintiff will not produce such information or documents without an appropriate court order addressing such confidentiality issues or obligations.

8. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they call for information outside Plaintiff's possession, custody or control.

9. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they call for information already in Defendant's possession, custody or control.

10. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they call for information readily available through public sources, from sources that are more convenient, less burdensome or less expensive, or from sources that are more readily available to Defendant than to Plaintiff.

11. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they are not narrowly tailored to call for information likely to be in Plaintiffs' possession, custody or control, but rather seek information likely to be in the possession of other parties or non-parties to this action.

12. Plaintiff objects to the Definition of the terms "you," and "your" on the grounds that such definitions are vague, overly broad and unduly burdensome, except insofar as such definitions refer to those Plaintiff entities, subsidiaries, employees or members with significant involvement in voter registration.

13. Plaintiff objects to the Interrogatories to the extent that they are vague, ambiguous, overly broad, unduly burdensome and oppressive, and seek the identities of "all" individuals with knowledge of a particular subject matter, since it is not feasible to identify "all" individuals with knowledge of a particular subject matter.

14. Plaintiff objects to each and every request to the extent that it calls for the production of "all" documents pertaining to a specific subject, on the ground that such language is overbroad and unduly burdensome. Plaintiff will search those files in its

possession, custody, or control where there is a reasonable likelihood that responsive documents may be located.

15. Plaintiff objects to the definition of "2006 Election Cycle" as the "time period beginning on October 4, 2004, and ending on November 7, 2006" on the grounds that it is overly broad and does not reflect accepted practice that the earliest date upon which an election cycle begins is the day following a general election.

16. Plaintiff objects to the Definition of the term "Person" on the grounds that it is vague, overly broad, and unduly burdensome, except insofar as such definition refers to a natural person or legal entity.

17. Plaintiff objects to the Definition of the term "documents" on the grounds that it is vague, overly broad, and unduly burdensome, and to the extent that it would impose on it obligations beyond those imposed by applicable provisions of the Federal Rules of Civil Procedure, the Rules of this Court, or the case law interpreting them.

18. Plaintiff objects to the Definition of the term "communication" on the grounds that it is vague, overly broad and unduly burdensome.

19. Plaintiff objects to the Definition of the term "identify" on the grounds that providing the witness's telephone number; the name address and telephone number of each of the witness's employers; the corporations of which the witness is an officer or director; and each business in which the witness is a principal is vague, ambiguous, and unduly burdensome. To the extent known, Plaintiff will provide the name and title of persons identified herein and their last known address or present contact address.

20. Plaintiff's responses and objections to the Interrogatories are not intended to be, and shall not be construed as, an agreement or concurrence by Plaintiff with Defendant's characterization of any facts, circumstances, and/or legal obligations. Plaintiff also reserves the right to contest any such characterization as inaccurate. Plaintiff further objects to the Interrogatories to the extent that they contain express or implied assumptions of fact or law with respect to matters at issue in this case.

21. The fact that Plaintiff has responded to a particular request shall not be interpreted as implying that responsive documents exist or that Plaintiff acknowledges the propriety of the request.

22. Plaintiff's responses are not intended to, and shall not, be construed as an admission that the information is relevant, material, admissible in evidence or as a waiver of any applicable privilege.

23. The information provided herein is based on Plaintiff's present knowledge, information, and belief. Plaintiff reserves the right to supplement, amend or correct all or any parts of any response provided herein, and reserves the right to object to the admissibility of all or any part of the responses provided herein and any information contained herein.

**SPECIFIC OBJECTIONS AND RESPONSES**

Interrogatory No. 6: Do you contend that any of your members who timely filed their voter registration applications during 2006 Election Cycle were not placed on the voter rolls and were prevented from casting a vote in the November 2006 elections? If your answer is "yes," please identify each member, and identify all other persons, facts, and documents which support or are related to your contention.

Response to Interrogatory No. 6:

Plaintiff objects to Interrogatory No. 6 on the grounds that it is premature.

Further, Plaintiff objects to this Interrogatory on the grounds that it is vague, overly broad, unduly burdensome, and to the extent that it seeks material that is neither relevant to the claims or defenses of any party nor reasonably calculated to lead to the discovery of admissible evidence.

Subject to, and without waiving any of the foregoing General and Specific Objections, Plaintiff responds as follows: Based on information to date and a reasonable inquiry, the attached Schedule A contains a list of the Plaintiffs' union members who may have been injured by the lack of a grace period in 2006. Plaintiff reserves the right to supplement its response to this Interrogatory if and when additional information comes to its attention.

Dated: New York, New York  
August 31, 2007

**As to Objections:**

PAUL, WEISS, RIFKIND, WILARTON &  
GARRISON LLP

By: 

Michael Halberstam (MH-3488)

Sarah Kroll-Rosenbaum  
1285 Avenue of the Americas  
New York, New York 10019-6064  
Phone: (212) 373-3000  
Fax: 212-492-0111  
E-mail: [mhalberstam@paulweiss.com](mailto:mhalberstam@paulweiss.com)

Robert Harris, Esq.  
Florida Bar No.: 0817783  
Stack Fernandez Anderson & Harris, P.A.  
Suite 950, 1200 Brickell Avenue  
Miami, Florida 33131  
Phone: 305-371-0001  
Fax: 305.371.0002  
E-mail: [rharris@stackfernandez.com](mailto:rharris@stackfernandez.com)

Judith A. Browne  
Elizabeth S. Westfall  
Advancement Project  
1730 M. Street, NW, Suite 910  
Washington, DC 20036  
Phone: 202-728-9557  
Fax: 202-728-9558  
email: [ewestfall@advancementproject.org](mailto:ewestfall@advancementproject.org)

**VERIFICATION**

Florida Public Employee Council 79, AFSCME, AFL-CIO

---

STATE OF FLORIDA

COUNTY OF \_\_\_\_\_

BEFORE ME, the undersigned authority, personally appeared \_\_\_\_\_, who swears or affirms that s/he has read the above and foregoing Answers to Interrogatories and the same are true and correct to the best of her/his knowledge and belief. S/he is personally known to me or has produced \_\_\_\_\_ as identification.

SWORN TO OR AFFIRMED before me this \_\_\_\_\_ day of \_\_\_\_\_, 2007.

\_\_\_\_\_  
Signature of Notary

\_\_\_\_\_  
PRINT, TYPE OR STAMP NAME OF NOTARY

**SCHEDULE A**

<b>Name</b>	<b>County</b>	<b>Address</b>
Sharpe, Lorenzo	Broward	18876 NW 1st Street Pembroke Pines, FL 33029
Stasiulis, Anna	Broward	2898 SW 127th Way Miramar, FL 33027
Cohen, Jane	Broward	3829 Jasmine Lane Coral Springs, FL 33065
Hrvatín, Sergio	Broward	17031 SW 51st Court Miramar, FL 33027
Jones, Brinsfeld	Broward	1564 NE 36th Street Oakland Park, FL 33334  [Undeliverable per USPS website]
Douthat, Mike A.	Broward	4521 NW 20th Street Coconut Creek, FL 33066
Freeman, Jason H.	Broward	189 Riverwalk Circle Sunrise, FL 33326
Pantin, Karen C.	Broward	7020 SW 24th Court Miramar, FL 33023
Ramirez, Alexis	Broward	1112 NE 8th Street Hallandale Beach, FL 33009
Stasiulis, Anna	Broward	2898 27th Miramar, FL 33027
Waters-Cain, Teresa (also listed as Waters-Caio, Teresa)	Broward	2016 NW 89th Avenue Pembroke Pines, FL 33024
Cruz, Rosa M.	Broward	4247 SW 125th Lane Miramar, FL 33027
Nilo, Jonathan	Broward	2507 Jackson Street Hollywood, FL 33020

Name	County	Address
Houghtaling, Charles A.	Broward	302 Oak Ridge Street Deerfield Beach, FL 33442  [Undeliverable per USPS website]
Brown, Jr., Deval S.	Broward	6411 NW 29th Street or Court Sunrise, FL 33313
Newell, Zoya E.	Broward	7906 SW 8th Street North Lauderdale, FL 33068
Hernandez, Bladimir	Broward	401 NW 135th Avenue Plantation, FL 33325
Pierre, Amos	Broward	2401 Bahama Drive Miramar, FL 33023
Dawkins, Vinolia	Broward	4158 Inverrary Drive Lauderhill, FL 33319
Stephenson-Coke, Joan P.	Broward	7030 SW 25th Street Miramar, FL 33023
Herrera Rodriguez, Victoria	Dade	7919 W 18th Lane Hialeah, FL 33014
Walker, Jr., Michael P.	Dade	911 NW 138th Street Miami, FL 33168
Saavedra, Maryoric Guadalupe	Dade	320 Rosedale Drive Miami Springs, FL 33166
Sanchez, Martha L.	Dade	3644 SW 3rd Street Miami, FL 33135
Benvenuto, Patricia Anne	Dade	19333 Collins Avenue Sunny Isles Beach, FL 33160
Hitchlock, Ernest	Dade	10370 SW 200th Street Cutler Bay, FL 33157
Hart, Terrell	Dade	22635 SW 113th Court Miami, FL 33170

Name	County	Address
Cincus, Jasma	Dade	323 NW 104th Terrace Miami, 33150
Rodriguez, Alida	Dade	3155 SW 14th Street Miami, FL 33145
Herrera, Jose E.	Dade	2150 SW 132nd Avenue Miami, FL 33175
Toy, Eric Clifford	Dade	5800 Palm Avenue Hialeah, FL 33012
Philippe-Auguste, Pierre	Dade	12138 SW 250th Terrace Homestead, FL 33032
Martin, Christopher Dwayne	Dade	19920 NW 3rd Avenue or Court or Place Miami Gardens, FL 33169
Grimm, Bryan Kelly	Dade	3225 SW 80th Avenue Miami, FL 33155
Garcia, Ondina	Dade	1890 SE 18th Terrace Homestead, FL 33035
Roote, Gwendolyn Sue	Dade	16850 Collins Avenue Sunny Isles, FL 33160
Buchanan, Heather T.	Dade	14050 Biscayne Blvd. North Miami, FL 33181
Soto, Hiroshima Eliana	Dade	2750 83rd Aventura, FL 33160
De Jesus, Juana	Dade	650 NE 149th Street Miami, FL 33161
Princivil, Edony	Dade	970 NE 152nd Street Miami, FL 33162

Name	County	Address
Avello, Lilliam R.	Dade	4801 NW 7th Street Sunset Villas Apts. Miami, FL 33126
Bean, Michael Rodger	Duval	1744 Biscayne Bay Circle Jacksonville, FL 32218
Dixon, Claudette Angela	Orange	7266 Oak Meadows Circle Orlando, FL 32835
Carrion, Charlemssie	Orange	1789 Grande Pointe Blvd. Orlando, FL 32839
Elie, Hubert	Orange	3610 Highmoor Court Orlando, FL 32818
Sutton, Nakia Nicole	Orange	4167 Tymberwood Lane Orlando, FL 32839
Bilibio, Zita	Orange	2329 Oak Park Way Orlando, FL 32822
Veal, Thomas L.	Orange	732 White Ivey Court Apopka, FL 32712
Gayle, Marie Olive	Orange	7726 Newlan Drive Orlando, FL 32818
Rokyta, Jan	Palm Beach	537 Greenbriar Drive Lake Park, FL 33403
Root, Gerladine	Palm Beach	444 Fontana Drive Lake Worth, FL 33461
Deguise, Timothy James	Palm Beach	5315 Grand Banks Blvd. Greenacres, FL 33463
Fleuriot, David	Palm Beach	4541 Challenger Way West Palm Beach, FL 33417
Schendera, Thomas J.	Palm Beach	1760 Antigua Road Lake Clarke Shores, FL 33406

<b>Name</b>	<b>County</b>	<b>Address</b>
Battick, Thelma	Palm Beach	3413 Bainbridge Place West Palm Beach, FL 33406
Jozile, Madeleine	Palm Beach	4899 NW 6th Street/Court Delray Beach, FL 33445
Haber, Stephen L.	Palm Beach	113 Queens Lane Royal Palm Beach, FL 33411
Fraser, Derrick L.	Palm Beach	513 Superior Place West Palm Beach, FL 33409
Llossas, Juan Alberto	Palm Beach	301 Emerson Circle Palm Springs, FL 33461

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
MIAMI DIVISION

CASE NO.04-22572-CIV-KING

-----	X
EMMA YAIZA DIAZ, <i>et al.</i> ,	:
	:
Plaintiffs,	:
	:
v.	:
	:
KURT S. BROWNING, Secretary of State of Florida, <i>et al.</i> ,	:
	:
	:
Defendants.	:
-----	X

**PLAINTIFF FLORIDA SERVICE EMPLOYEES INTERNATIONAL UNION'S  
SUPPLEMENTAL RESPONSES AND OBJECTIONS TO DEFENDANT  
SECRETARY OF STATE'S FIRST SET OF INTERROGATORIES**

Pursuant to Rules 26 and 33 of the Federal Rules of Civil Procedure,  
Plaintiff Service Employees International Union, ("Plaintiff" or "SEIU") by its attorneys,  
submits the following Objections and Responses to Defendant Secretary of State's First  
Set of Interrogatories, dated April 24, 2007.

**GENERAL OBJECTIONS TO ALL INTERROGATORIES**

The following General Objections are incorporated into each Specific  
Response and Objection as if fully set forth therein:

1. Plaintiff objects to the Interrogatories, and each and every  
definition and instruction therein, to the extent that they: (a) are improper; (b) are overly  
broad as to time and content; (c) are unduly burdensome or oppressive; (d) are vague or

ambiguous; (e) are unreasonably cumulative or duplicative; or (f) seek information that is neither relevant to the claims or defenses of any party nor is reasonably calculated to lead to the discovery of admissible evidence, or is immaterial.

2. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent the information sought: (a) is subject to the attorney-client privilege; (b) constitutes work product; (c) was prepared in anticipation of litigation or for trial; or (d) is otherwise privileged or exempt from discovery. In responding to these Interrogatories, Plaintiff does not intend to waive, and shall not be construed as having waived, any privilege or protection, including but not limited to, the attorney-client and work product privileges.

3. Plaintiff objects to the Interrogatories to the extent that they seek the identification of persons including, but not limited to, any of Plaintiff's counsel, who have gained knowledge or information of facts solely by virtue of their participation in this litigation on the grounds that to list such persons is not reasonably calculated to lead to the discovery of information relevant to the claims or defenses of any party, and impermissibly seeks discovery of attorney work product and attorney-client communications.

4. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they contain undefined or other terminology that is vague, ambiguous or colloquial, insofar as such terminology does not permit Plaintiff to reasonably ascertain the content of the request, rendering the request unduly burdensome and not reasonably calculated to lead to the discovery of admissible

evidence. Nonetheless, Plaintiff will make a good faith effort to interpret and respond to the Interrogatories subject to the limitations stated herein.

5. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they would impose on it obligations beyond those imposed by applicable provisions of the Federal Rules of Civil Procedure, the Rules of this Court, or the case law interpreting each of them.

6. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that the information sought contains confidential, personal or private, or sensitive business information, or sensitive union membership or political strategy information protected by the First Amendment, or are protected from disclosure by any agreement with respect to confidentiality or nondisclosure. *See, e.g., NAACP v. Alabama*, 357 U.S. 449 (1958); *Talley v. California*, 362 U.S. 60 (1960); *Gibson v. Florida Legislative Investigation Committee*, 372 U.S. 539 (1963); *Watchtower Bible & Tract Society v. Village of Stratton*, 536 U.S. 150 (2002).

7. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they call for information or documents that Plaintiff may not produce pursuant to the law or a court order of any county or jurisdiction in which it does business. Plaintiff will not produce such information or documents without an appropriate court order addressing such confidentiality issues or obligations.

8. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they call for information outside Plaintiff's possession, custody or control.

9. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they call for information already in Defendant's possession, custody or control.

10. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they call for information readily available through public sources, from sources that are more convenient, less burdensome or less expensive, or from sources that are more readily available to Defendant than to Plaintiff.

11. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they are not narrowly tailored to call for information likely to be in Plaintiffs' possession, custody or control, but rather seek information likely to be in the possession of other parties or non-parties to this action.

12. Plaintiff objects to the Definition of the terms "you," and "your" on the grounds that such definitions are vague, overly broad and unduly burdensome, except insofar as such definitions refer to those Plaintiff entities, subsidiaries, employees or members with significant involvement in voter registration.

13. Plaintiff objects to the Interrogatories to the extent that they are vague, ambiguous, overly broad, unduly burdensome and oppressive, and seek the identities of "all" individuals with knowledge of a particular subject matter, since it is not feasible to identify "all" individuals with knowledge of a particular subject matter.

14. Plaintiff objects to each and every request to the extent that it calls for the production of "all" documents pertaining to a specific subject, on the ground that such language is overbroad and unduly burdensome. Plaintiff will search those files in its

possession, custody, or control where there is a reasonable likelihood that responsive documents may be located.

15. Plaintiff objects to the definition of "2006 Election Cycle" as the "time period beginning on October 4, 2004, and ending on November 7, 2006" on the grounds that it is overly broad and does not reflect accepted practice that the earliest date upon which an election cycle begins is the day following a general election.

16. Plaintiff objects to the Definition of the term "Person" on the grounds that it is vague, overly broad, and unduly burdensome, except insofar as such definition refers to a natural person or legal entity.

17. Plaintiff objects to the Definition of the term "documents" on the grounds that it is vague, overly broad, and unduly burdensome, and to the extent that it would impose on it obligations beyond those imposed by applicable provisions of the Federal Rules of Civil Procedure, the Rules of this Court, or the case law interpreting them.

18. Plaintiff objects to the Definition of the term "communication" on the grounds that it is vague, overly broad and unduly burdensome.

19. Plaintiff objects to the Definition of the term "identify" on the grounds that providing the witness's telephone number; the name address and telephone number of each of the witness's employers; the corporations of which the witness is an officer or director; and each business in which the witness is a principal is vague, ambiguous, and unduly burdensome. To the extent known, Plaintiff will provide the name and title of persons identified herein and their last known address or present contact address.

20. Plaintiff's responses and objections to the Interrogatories are not intended to be, and shall not be construed as, an agreement or concurrence by Plaintiff with Defendant's characterization of any facts, circumstances, and/or legal obligations. Plaintiff also reserves the right to contest any such characterization as inaccurate. Plaintiff further objects to the Interrogatories to the extent that they contain express or implied assumptions of fact or law with respect to matters at issue in this case.

21. The fact that Plaintiff has responded to a particular request shall not be interpreted as implying that responsive documents exist or that Plaintiff acknowledges the propriety of the request.

22. Plaintiff's responses are not intended to, and shall not, be construed as an admission that the information is relevant, material, admissible in evidence or as a waiver of any applicable privilege.

23. The information provided herein is based on Plaintiff's present knowledge, information, and belief. Plaintiff reserves the right to supplement, amend or correct all or any parts of any response provided herein, and reserves the right to object to the admissibility of all or any part of the responses provided herein and any information contained herein.

**SPECIFIC OBJECTIONS AND RESPONSES**

Interrogatory No. 6: Do you contend that any of your members who timely filed their voter registration applications during 2006 Election Cycle were not placed on the voter rolls and were prevented from casting a vote in the November 2006 elections? If your answer is “yes,” please identify each member, and identify all other persons, facts, and documents which support or are related to your contention.

Response to Interrogatory No. 6:

Plaintiff objects to Interrogatory No. 6 on the grounds that it is premature.

Further, Plaintiff objects to this Interrogatory on the grounds that it is vague, overly broad, unduly burdensome, and to the extent that it seeks material that is neither relevant to the claims or defenses of any party nor reasonably calculated to lead to the discovery of admissible evidence.

Subject to, and without waiving any of the foregoing General and Specific Objections, Plaintiff responds as follows: Based on information to date and a reasonable inquiry, the attached Schedule A contains a list of the Plaintiffs’ union members who may have been injured by the lack of a grace period in 2006. Plaintiff reserves the right to supplement its response to this Interrogatory if and when additional information comes to its attention.

Dated: New York, New York  
August 31, 2007

**As to Objections:**

PAUL WEISS, RIFKIND, WHARTON &  
GARRISON LLP

By: 

Michael Halberstam (MH-3488)

Sarah Kroll-Rosenbaum  
1285 Avenue of the Americas  
New York, New York 10019-6064  
Phone: (212) 373-3000  
Fax: 212-492-0111  
E-mail: [mhalberstam@paulweiss.com](mailto:mhalberstam@paulweiss.com)

Robert Harris, Esq.  
Florida Bar No.: 0817783  
Stack Fernandez Anderson & Harris, P.A.  
Suite 950, 1200 Brickell Avenue  
Miami, Florida 33131  
Phone: 305-371-0001  
Fax: 305.371.0002  
E-mail: [rharris@stackfernandez.com](mailto:rharris@stackfernandez.com)

Judith A. Browne  
Elizabeth S. Westfall  
Advancement Project  
1730 M. Street, NW, Suite 910  
Washington, DC 20036  
Phone: 202-728-9557  
Fax: 202-728-9558  
email: [ewcstfall@advancementproject.org](mailto:ewcstfall@advancementproject.org)

**VERIFICATION**

Service Employees International Union, SEIU

---

STATE OF FLORIDA

COUNTY OF \_\_\_\_\_

BEFORE ME, the undersigned authority, personally appeared \_\_\_\_\_, who swears or affirms that s/he has read the above and foregoing Answers to Interrogatories and the same are true and correct to the best of her/his knowledge and belief. S/he is personally known to me or has produced \_\_\_\_\_ as identification.

SWORN TO OR AFFIRMED before me this \_\_\_\_ day of \_\_\_\_\_, 2007.

\_\_\_\_\_  
Signature of Notary

\_\_\_\_\_  
PRINT, TYPE OR STAMP NAME OF NOTARY

**SCHEDULE A**

<b>Name</b>	<b>County</b>	<b>Address</b>
Sharpe, Lorenzo	Broward	18876 NW 1st Street Pembroke Pines, FL 33029
Stasiulis, Anna	Broward	2898 SW 127th Way Miramar, FL 33027
Cohen, Jane	Broward	3829 Jasmine Lane Coral Springs, FL 33065
Hrvatín, Sergio	Broward	17031 SW 51st Court Miramar, FL 33027
Jones, Brinsfeld	Broward	1564 NE 36th Street Oakland Park, FL 33334  <b>[Undeliverable per USPS website]</b>
Douthat, Mike A.	Broward	4521 NW 20th Street Coconut Creek, FL 33066
Freeman, Jason II.	Broward	189 Riverwalk Circle Sunrise, FL 33326
Pantin, Karen C.	Broward	7020 SW 24th Court Miramar, FL 33023
Ramirez, Alexis	Broward	1112 NE 8th Street Hallandale Beach, FL 33009
Stasiulis, Anna	Broward	2898 27th Miramar, FL 33027
Waters-Cain, Teresa (also listed as Waters-Caio, Teresa)	Broward	2016 NW 89th Avenue Pembroke Pines, FL 33024
Cruz, Rosa M.	Broward	4247 SW 125th Lane Miramar, FL 33027
Nilo, Jonathan	Broward	2507 Jackson Street Hollywood, FL 33020

<b>Name</b>	<b>County</b>	<b>Address</b>
Houghtaling, Charles A.	Broward	302 Oak Ridge Street Deerfield Beach, FL 33442  [Undeliverable per USPS website]
Brown, Jr., Deval S.	Broward	6411 NW 29th Street or Court Sunrise, FL 33313
Newell, Zoya E.	Broward	7906 SW 8th Street North Lauderdale, FL 33068
Hernandez, Bladimir	Broward	401 NW 135th Avenue Plantation, FL 33325
Pierre, Amos	Broward	2401 Bahama Drive Miramar, FL 33023
Dawkins, Vinolia	Broward	4158 Inverrary Drive Lauderhill, FL 33319
Stephenson-Coke, Joan P.	Broward	7030 SW 25th Street Miramar, FL 33023
Herrera Rodriguez, Victoria	Dade	7919 W 18th Lane Hialeah, FL 33014
Walker, Jr., Michael P.	Dade	911 NW 138th Street Miami, FL 33168
Saavedra, Maryoric Guadalupe	Dade	320 Rosedale Drive Miami Springs, FL 33166
Sanchez, Martha L.	Dade	3644 SW 3rd Street Miami, FL 33135
Benvenuto, Patricia Anne	Dade	19333 Collins Avenue Sunny Isles Beach, FL 33160
Hitchlock, Ernest	Dade	10370 SW 200th Street Cutler Bay, FL 33157
Hart, Terrell	Dade	22635 SW 113th Court Miami, FL 33170

<b>Name</b>	<b>County</b>	<b>Address</b>
Cineus, Jasma	Dade	323 NW 104th Terrace Miami, 33150
Rodriguez, Alida	Dade	3155 SW 14th Street Miami, FL 33145
Herrera, Jose E.	Dade	2150 SW 132nd Avenue Miami, FL 33175
Toy, Eric Clifford	Dade	5800 Palm Avenue Hialeah, FL 33012
Philippe-Auguste, Pierre	Dade	12138 SW 250th Terracc Homestead, FL 33032
Martin, Christopher Dwayne	Dade	19920 NW 3rd Avenue or Court or Place Miami Gardens, FL 33169
Grimm, Bryan Kelly	Dade	3225 SW 80th Avenue Miami, FL 33155
Garcia, Ondina	Dade	1890 SE 18th Terrace Homestead, FL 33035
Foote, Gwendolyn Sue	Dade	16850 Collins Avenue Sunny Isles, FL 33160
Buchanan, Heather T.	Dade	14050 Biscayne Blvd. North Miami, FL 33181
Soto, Hiroshima Eliana	Dade	2750 83rd Aventura, FL 33160
De Jesus, Juana	Dade	650 NE 149th Street Miami, FL 33161
Princivil, Edony	Dade	970 NE 152nd Street Miami, FL 33162

Name	County	Address
Avello, Lillian R.	Dade	4801 NW 7th Street Sunset Villas Apts. Miami, FL 33126
Bean, Michael Rodger	Duval	1744 Biscayne Bay Circle Jacksonville, FL 32218
Dixon, Claudette Angela	Orange	7266 Oak Meadows Circle Orlando, FL 32835
Carrion, Charlenissie	Orange	1789 Grande Pointe Blvd. Orlando, FL 32839
Elie, Hubert	Orange	3610 Highmoor Court Orlando, FL 32818
Sutton, Nakia Nicole	Orange	4167 Tymberwood Lane Orlando, FL 32839
Bilibio, Zita	Orange	2329 Oak Park Way Orlando, FL 32822
Veal, Thomas L.	Orange	732 White Ivey Court Apopka, FL 32712
Gayle, Marie Olive	Orange	7726 Newlan Drive Orlando, FL 32818
Rokyta, Jan	Palm Beach	537 Greenbriar Drive Lake Park, FL 33403
Root, Gerladine	Palm Beach	444 Fontana Drive Lake Worth, FL 33461
Deguise, Timothy James	Palm Beach	5315 Grand Banks Blvd. Greenacres, FL 33463
Fleuriot, David	Palm Beach	4541 Challenger Way West Palm Beach, FL 33417
Schendera, Thomas J.	Palm Beach	1760 Antigua Road Lake Clarke Shores, FL 33406

<b>Name</b>	<b>County</b>	<b>Address</b>
Battick, Thelma	Palm Beach	3413 Bainbridge Place West Palm Beach, FL 33406
Jozile, Madeleine	Palm Beach	4899 NW 6th Street/Court Delray Beach, FL 33445
Haber, Stephen L.	Palm Beach	113 Queens Lane Royal Palm Beach, FL 33411
Fraser, Derrick L.	Palm Beach	513 Superior Place West Palm Beach, FL 33409
Llossas, Juan Alberto	Palm Beach	301 Emerson Circle Palm Springs, FL 33461

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
MIAMI DIVISION

CASE NO.04-22572-CIV-KING

-----	X
EMMA YAIZA DIAZ, <i>et al.</i> ,	:
	:
Plaintiffs,	:
	:
v.	:
	:
KURT S. BROWNING, Secretary of State of	:
Florida, <i>et al.</i> ,	:
	:
Defendants.	:
-----	X

**PLAINTIFF FLORIDA PUBLIC EMPLOYEES AMERICAN FEDERATION OF  
LABOR AND CONGRESS OF INDUSTRIAL ORGANIZATIONS, AFL-CIO'S  
SUPPLEMENTAL RESPONSES AND OBJECTIONS TO DEFENDANT  
SECRETARY OF STATE'S FIRST SET OF INTERROGATORIES**

Pursuant to Rules 26 and 33 of the Federal Rules of Civil Procedure,  
Plaintiff American Federation of Labor and Congress of Industrial Organizations (AFL-  
CIO) by its attorneys, submits the following Objections and Responses to Defendant  
Secretary of State's First Set of Interrogatories, dated April 24, 2007.

**GENERAL OBJECTIONS TO ALL INTERROGATORIES**

The following General Objections are incorporated into each Specific  
Response and Objection as if fully set forth therein:

1. Plaintiff objects to the Interrogatories, and each and every  
definition and instruction therein, to the extent that they: (a) are improper; (b) are overly

broad as to time and content; (c) are unduly burdensome or oppressive; (d) are vague or ambiguous; (e) are unreasonably cumulative or duplicative; or (f) seek information that is neither relevant to the claims or defenses of any party nor is reasonably calculated to lead to the discovery of admissible evidence, or is immaterial.

2. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent the information sought: (a) is subject to the attorney-client privilege; (b) constitutes work product; (c) was prepared in anticipation of litigation or for trial; or (d) is otherwise privileged or exempt from discovery. In responding to these Interrogatories, Plaintiff does not intend to waive, and shall not be construed as having waived, any privilege or protection, including but not limited to, the attorney-client and work product privileges.

3. Plaintiff objects to the Interrogatories to the extent that they seek the identification of persons including, but not limited to, any of Plaintiff's counsel, who have gained knowledge or information of facts solely by virtue of their participation in this litigation on the grounds that to list such persons is not reasonably calculated to lead to the discovery of information relevant to the claims or defenses of any party, and impermissibly seeks discovery of attorney work product and attorney-client communications.

4. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they contain undefined or other terminology that is vague, ambiguous or colloquial, insofar as such terminology does not permit Plaintiff to reasonably ascertain the content of the request, rendering the request unduly burdensome and not reasonably calculated to lead to the discovery of admissible

evidence. Nonetheless, Plaintiff will make a good faith effort to interpret and respond to the Interrogatories subject to the limitations stated herein.

5. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they would impose on it obligations beyond those imposed by applicable provisions of the Federal Rules of Civil Procedure, the Rules of this Court, or the case law interpreting each of them.

6. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that the information sought contains confidential, personal or private, or sensitive business information, or sensitive union membership or political strategy information protected by the First Amendment, or are protected from disclosure by any agreement with respect to confidentiality or nondisclosure. *See, e.g., NAACP v. Alabama*, 357 U.S. 449 (1958); *Talley v. California*, 362 U.S. 60 (1960); *Gibson v. Florida Legislative Investigation Committee*, 372 U.S. 539 (1963); *Watchtower Bible & Tract Society v. Village of Stratton*, 536 U.S. 150 (2002).

7. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they call for information or documents that Plaintiff may not produce pursuant to the law or a court order of any county or jurisdiction in which it does business. Plaintiff will not produce such information or documents without an appropriate court order addressing such confidentiality issues or obligations.

8. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they call for information outside Plaintiff's possession, custody or control.

9. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they call for information already in Defendant's possession, custody or control.

10. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they call for information readily available through public sources, from sources that are more convenient, less burdensome or less expensive, or from sources that are more readily available to Defendant than to Plaintiff.

11. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they are not narrowly tailored to call for information likely to be in Plaintiffs' possession, custody or control, but rather seek information likely to be in the possession of other parties or non-parties to this action.

12. Plaintiff objects to the Definition of the terms "you," and "your" on the grounds that such definitions are vague, overly broad and unduly burdensome, except insofar as such definitions refer to those Plaintiff entities, subsidiaries, employees or members with significant involvement in voter registration.

13. Plaintiff objects to the Interrogatories to the extent that they are vague, ambiguous, overly broad, unduly burdensome and oppressive, and seek the identities of "all" individuals with knowledge of a particular subject matter, since it is not feasible to identify "all" individuals with knowledge of a particular subject matter.

14. Plaintiff objects to each and every request to the extent that it calls for the production of "all" documents pertaining to a specific subject, on the ground that such language is overbroad and unduly burdensome. Plaintiff will search those files in its

possession, custody, or control where there is a reasonable likelihood that responsive documents may be located.

15. Plaintiff objects to the definition of "2006 Election Cycle" as the "time period beginning on October 4, 2004, and ending on November 7, 2006" on the grounds that it is overly broad and does not reflect accepted practice that the earliest date upon which an election cycle begins is the day following a general election.

16. Plaintiff objects to the Definition of the term "Person" on the grounds that it is vague, overly broad, and unduly burdensome, except insofar as such definition refers to a natural person or legal entity.

17. Plaintiff objects to the Definition of the term "documents" on the grounds that it is vague, overly broad, and unduly burdensome, and to the extent that it would impose on it obligations beyond those imposed by applicable provisions of the Federal Rules of Civil Procedure, the Rules of this Court, or the case law interpreting them.

18. Plaintiff objects to the Definition of the term "communication" on the grounds that it is vague, overly broad and unduly burdensome.

19. Plaintiff objects to the Definition of the term "identify" on the grounds that providing the witness's telephone number; the name address and telephone number of each of the witness's employers; the corporations of which the witness is an officer or director; and each business in which the witness is a principal is vague, ambiguous, and unduly burdensome. To the extent known, Plaintiff will provide the name and title of persons identified herein and their last known address or present contact address.

20. Plaintiff's responses and objections to the Interrogatories are not intended to be, and shall not be construed as, an agreement or concurrence by Plaintiff with Defendant's characterization of any facts, circumstances, and/or legal obligations. Plaintiff also reserves the right to contest any such characterization as inaccurate. Plaintiff further objects to the Interrogatories to the extent that they contain express or implied assumptions of fact or law with respect to matters at issue in this case.

21. The fact that Plaintiff has responded to a particular request shall not be interpreted as implying that responsive documents exist or that Plaintiff acknowledges the propriety of the request.

22. Plaintiff's responses are not intended to, and shall not, be construed as an admission that the information is relevant, material, admissible in evidence or as a waiver of any applicable privilege.

23. The information provided herein is based on Plaintiff's present knowledge, information, and belief. Plaintiff reserves the right to supplement, amend or correct all or any parts of any response provided herein, and reserves the right to object to the admissibility of all or any part of the responses provided herein and any information contained herein.

**SPECIFIC OBJECTIONS AND RESPONSES**

Interrogatory No. 6: Do you contend that any of your members who timely filed their voter registration applications during 2006 Election Cycle were not placed on the voter rolls and were prevented from casting a vote in the November 2006 elections? If your answer is "yes," please identify each member, and identify all other persons, facts, and documents which support or are related to your contention.

Response to Interrogatory No. 6:

Plaintiff objects to Interrogatory No. 6 on the grounds that it is premature.

Further, Plaintiff objects to this Interrogatory on the grounds that it is vague, overly broad, unduly burdensome, and to the extent that it seeks material that is neither relevant to the claims or defenses of any party nor reasonably calculated to lead to the discovery of admissible evidence.

Subject to, and without waiving any of the foregoing General and Specific Objections, Plaintiff responds as follows: Based on information to date and a reasonable inquiry, the attached Schedule A contains a list of the Plaintiffs' union members who may have been injured by the lack of a grace period in 2006. Plaintiff reserves the right to supplement its response to this Interrogatory if and when additional information comes to its attention.

Dated: New York, New York  
August 31, 2007

**As to Objections:**

PAUL, WEISS, RIFKIND, WHARTON &  
GARRISON LLP

By: 

Michael Halberstam (MH-3488)  
Sarah Kroil-Rosenbaum  
1285 Avenue of the Americas  
New York, New York 10019-6064  
Phone: (212) 373-3000  
Fax: 212-492-0111  
E-mail: [mhalberstam@paulweiss.com](mailto:mhalberstam@paulweiss.com)

Robert Harris, Esq.  
Florida Bar No.: 0817783  
Stack Fernandez Anderson & Harris, P.A.  
Suite 950, 1200 Brickell Avenue  
Miami, Florida 33131  
Phone: 305-371-0001  
Fax: 305.371.0002  
E-mail: [rharris@stackfernandez.com](mailto:rharris@stackfernandez.com)

Judith A. Browne  
Elizabeth S. Westfall  
Advancement Project  
1730 M. Street, NW, Suite 910  
Washington, DC 20036  
Phone: 202-728-9557  
Fax: 202-728-9558  
email: [ewestfall@advancementproject.org](mailto:ewestfall@advancementproject.org)

**VERIFICATION**

American Federation of Labor and Congress of Industrial  
Organizations AFL-CIO

\_\_\_\_\_

STATE OF FLORIDA

COUNTY OF \_\_\_\_\_

BEFORE ME, the undersigned authority, personally appeared  
\_\_\_\_\_, who swears or affirms that s/he has read the  
above and foregoing Answers to Interrogatories and the same are true and correct to the  
best of her/his knowledge and belief. S/he is personally known to me or has produced  
\_\_\_\_\_ as identification.

SWORN TO OR AFFIRMED before me this \_\_\_ day of \_\_\_\_\_,  
2007.

\_\_\_\_\_  
Signature of Notary

\_\_\_\_\_  
PRINT, TYPE OR STAMP NAME OF  
NOTARY

**SCHEDULE A**

<b>Name</b>	<b>County</b>	<b>Address</b>
Sharpe, Lorenzo	Broward	18876 NW 1st Street Pembroke Pines, FL 33029
Stasiulis, Anna	Broward	2898 SW 127th Way Miramar, FL 33027
Cohen, Jane	Broward	3829 Jasmine Lane Coral Springs, FL 33065
Hrvatin, Sergio	Broward	17031 SW 51st Court Miramar, FL 33027
Jones, Brinsfeld	Broward	1564 NE 36th Street Oakland Park, FL 33334  [Undeliverable per USPS website]
Douthat, Mike A.	Broward	4521 NW 20th Street Coconut Creek, FL 33066
Freeman, Jason H.	Broward	189 Riverwalk Circle Sunrise, FL 33326
Pantin, Karen C.	Broward	7020 SW 24th Court Miramar, FL 33023
Ramirez, Alexis	Broward	1112 NE 8th Street Hallandale Beach, FL 33009
Stasiulis, Anna	Broward	2898 27th Miramar, FL 33027
Waters-Cain, Teresa (also listed as Waters-Caio, Teresa)	Broward	2016 NW 89th Avenue Pembroke Pines, FL 33024
Cruz, Rosa M.	Broward	4247 SW 125th Lane Miramar, FL 33027
Nilo, Jonathan	Broward	2507 Jackson Street Hollywood, FL 33020

Name	County	Address
Houghtaling, Charles A.	Broward	302 Oak Ridge Street Deerfield Beach, FL 33442  [Undeliverable per USPS website]
Brown, Jr., Deval S.	Broward	6411 NW 29th Street or Court Sunrise, FL 33313
Newell, Zoya E.	Broward	7906 SW 8th Street North Lauderdale, FL 33068
Hernandez, Bladimir	Broward	401 NW 135th Avenue Plantation, FL 33325
Pierre, Amos	Broward	2401 Bahama Drive Miramar, FL 33023
Dawkins, Vinolia	Broward	4158 Inverrary Drive Lauderhill, FL 33319
Stephenson-Coke, Joan P.	Broward	7030 SW 25th Street Miramar, FL 33023
Herrera Rodriguez, Victoria	Dade	7919 W 18th Lane Hialeah, FL 33014
Walker, Jr., Michael P.	Dade	911 NW 138th Street Miami, FL 33168
Saavedra, Maryoric Guadalupe	Dade	320 Rosedale Drive Miami Springs, FL 33166
Sanchez, Martha L.	Dade	3644 SW 3rd Street Miami, FL 33135
Benvenuto, Patricia Anne	Dade	19333 Collins Avenue Sunny Isles Beach, FL 33160
Hitchlock, Ernest	Dade	10370 SW 200th Street Cutler Bay, FL 33157
Hart, Terrell	Dade	22635 SW 113th Court Miami, FL 33170

Name	County	Address
Cineus, Jasma	Dade	323 NW 104th Terrace Miami, 33150
Rodriguez, Alida	Dade	3155 SW 14th Street Miami, FL 33145
Herrera, Jose F.	Dade	2150 SW 132nd Avenue Miami, FL 33175
Toy, Eric Clifford	Dade	5800 Palm Avenue Hialeah, FL 33012
Philippe-Auguste, Pierre	Dade	12138 SW 250th Terrace Homestead, FL 33032
Martin, Christopher Dwayne	Dade	19920 NW 3rd Avenue or Court or Place Miami Gardens, FL 33169
Grimm, Bryan Kelly	Dade	3225 SW 80th Avenue Miami, FL 33155
Garcia, Ondina	Dade	1890 SE 18th Terrace Homestead, FL 33035
Foote, Gwendolyn Sue	Dade	16850 Collins Avenue Sunny Isles, FL 33160
Buchanan, Heather T.	Dade	14050 Biscayne Blvd. North Miami, FL 33181
Soto, Hiroshima Eliana	Dade	2750 83rd Aventura, FL 33160
De Jesus, Juana	Dade	650 NE 149th Street Miami, FL 33161
Princivil, Edony	Dade	970 NE 152nd Street Miami, FL 33162

<b>Name</b>	<b>County</b>	<b>Address</b>
Avello, Lilliam R.	Dade	4801 NW 7th Street Sunset Villas Apts. Miami, FL 33126
Bean, Michael Rodger	Duval	1744 Biscayne Bay Circle Jacksonville, FL 32218
Dixon, Claudette Angela	Orange	7266 Oak Meadows Circle Orlando, FL 32835
Carrion, Charlenussic	Orange	1789 Grande Pointe Blvd. Orlando, FL 32839
Elie, Hubert	Orange	3610 Highmoor Court Orlando, FL 32818
Sutton, Nakia Nicole	Orange	4167 Tymberwood Lane Orlando, FL 32839
Bilibio, Zita	Orange	2329 Oak Park Way Orlando, FL 32822
Veal, Thomas L.	Orange	732 White lvey Court Apopka, FL 32712
Gayle, Marie Olive	Orange	7726 Newlan Drive Orlando, FL 32818
Rokyta, Jan	Palm Beach	537 Greenbriar Drive Lake Park, FL 33403
Root, Gerladine	Palm Beach	444 Fontana Drive Lake Worth, FL 33461
Deguisse, Timothy James	Palm Beach	5315 Grand Banks Blvd. Greenacres, FL 33463
Fleuriot, David	Palm Beach	4541 Challenger Way West Palm Beach, FL 33417
Schendra, Thomas J.	Palm Beach	1760 Antigua Road Lake Clarke Shores, FL 33406

Name	County	Address
Battick, Thelma	Palm Beach	3413 Bainbridge Place West Palm Beach, FL 33406
Jozile, Madeleine	Palm Beach	4899 NW 6th Street/Court Delray Beach, FL 33445
Haber, Stephen L.	Palm Beach	113 Queens Lane Royal Palm Beach, FL 33411
Fraser, Derrick L.	Palm Beach	513 Superior Place West Palm Beach, FL 33409
Llossas, Juan Alberto	Palm Beach	301 Emerson Circle Palm Springs, FL 33461

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
MIAMI DIVISION

CASE NO.04-22572-CIV-KING

-----	X
EMMA YAIZA DIAZ, <i>et al.</i> ,	:
	:
Plaintiffs,	:
	:
v.	:
	:
KURT S. BROWNING, Secretary of State of Florida, <i>et al.</i> ,	:
	:
	:
Defendants.	:
-----	X

**PLAINTIFF AFSCME INTERNATIONAL SUPPLEMENTAL RESPONSES AND  
OBJECTIONS TO DEFENDANT SECRETARY OF STATE’S FIRST SET OF  
INTERROGATORIES**

Pursuant to Rules 26 and 33 of the Federal Rules of Civil Procedure,  
Plaintiff American AFSCME INTERNATIONAL, by its attorneys, submits the following  
Objections and Responses to Defendant Secretary of State’s First Set of Interrogatories,  
dated April 24, 2007.

**GENERAL OBJECTIONS TO ALL INTERROGATORIES**

The following General Objections are incorporated into each Specific  
Response and Objection as if fully set forth therein:

1. Plaintiff objects to the Interrogatories, and each and every  
definition and instruction therein, to the extent that they: (a) are improper; (b) are overly  
broad as to time and content; (c) are unduly burdensome or oppressive; (d) are vague or

ambiguous; (e) are unreasonably cumulative or duplicative; or (f) seek information that is neither relevant to the claims or defenses of any party nor is reasonably calculated to lead to the discovery of admissible evidence, or is immaterial.

2. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent the information sought: (a) is subject to the attorney-client privilege; (b) constitutes work product; (c) was prepared in anticipation of litigation or for trial; or (d) is otherwise privileged or exempt from discovery. In responding to these Interrogatories, Plaintiff does not intend to waive, and shall not be construed as having waived, any privilege or protection, including but not limited to, the attorney-client and work product privileges.

3. Plaintiff objects to the Interrogatories to the extent that they seek the identification of persons including, but not limited to, any of Plaintiff's counsel, who have gained knowledge or information of facts solely by virtue of their participation in this litigation on the grounds that to list such persons is not reasonably calculated to lead to the discovery of information relevant to the claims or defenses of any party, and impermissibly seeks discovery of attorney work product and attorney-client communications.

4. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they contain undefined or other terminology that is vague, ambiguous or colloquial, insofar as such terminology does not permit Plaintiff to reasonably ascertain the content of the request, rendering the request unduly burdensome and not reasonably calculated to lead to the discovery of admissible

evidence. Nonetheless, Plaintiff will make a good faith effort to interpret and respond to the Interrogatories subject to the limitations stated herein.

5. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they would impose on it obligations beyond those imposed by applicable provisions of the Federal Rules of Civil Procedure, the Rules of this Court, or the case law interpreting each of them.

6. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that the information sought contains confidential, personal or private, or sensitive business information, or sensitive union membership or political strategy information protected by the First Amendment, or are protected from disclosure by any agreement with respect to confidentiality or nondisclosure. *See, e.g., NAACP v. Alabama*, 357 U.S. 449 (1958); *Talley v. California*, 362 U.S. 60 (1960); *Gibson v. Florida Legislative Investigation Committee*, 372 U.S. 539 (1963); *Watchtower Bible & Tract Society v. Village of Stratton*, 536 U.S. 150 (2002).

7. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they call for information or documents that Plaintiff may not produce pursuant to the law or a court order of any county or jurisdiction in which it does business. Plaintiff will not produce such information or documents without an appropriate court order addressing such confidentiality issues or obligations.

8. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they call for information outside Plaintiff's possession, custody or control.

9. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they call for information already in Defendant's possession, custody or control.

10. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they call for information readily available through public sources, from sources that are more convenient, less burdensome or less expensive, or from sources that are more readily available to Defendant than to Plaintiff.

11. Plaintiff objects to the Interrogatories, and each and every definition and instruction therein, to the extent that they are not narrowly tailored to call for information likely to be in Plaintiffs' possession, custody or control, but rather seek information likely to be in the possession of other parties or non-parties to this action.

12. Plaintiff objects to the Definition of the terms "you," and "your" on the grounds that such definitions are vague, overly broad and unduly burdensome, except insofar as such definitions refer to those Plaintiff entities, subsidiaries, employees or members with significant involvement in voter registration.

13. Plaintiff objects to the Interrogatories to the extent that they are vague, ambiguous, overly broad, unduly burdensome and oppressive, and seek the identities of "all" individuals with knowledge of a particular subject matter, since it is not feasible to identify "all" individuals with knowledge of a particular subject matter.

14. Plaintiff objects to each and every request to the extent that it calls for the production of "all" documents pertaining to a specific subject, on the ground that such language is overbroad and unduly burdensome. Plaintiff will search those files in its

possession, custody, or control where there is a reasonable likelihood that responsive documents may be located.

15. Plaintiff objects to the definition of "2006 Election Cycle" as the "time period beginning on October 4, 2004, and ending on November 7, 2006" on the grounds that it is overly broad and does not reflect accepted practice that the earliest date upon which an election cycle begins is the day following a general election.

16. Plaintiff objects to the Definition of the term "Person" on the grounds that it is vague, overly broad, and unduly burdensome, except insofar as such definition refers to a natural person or legal entity.

17. Plaintiff objects to the Definition of the term "documents" on the grounds that it is vague, overly broad, and unduly burdensome, and to the extent that it would impose on it obligations beyond those imposed by applicable provisions of the Federal Rules of Civil Procedure, the Rules of this Court, or the case law interpreting them.

18. Plaintiff objects to the Definition of the term "communication" on the grounds that it is vague, overly broad and unduly burdensome.

19. Plaintiff objects to the Definition of the term "identify" on the grounds that providing the witness's telephone number; the name address and telephone number of each of the witness's employers; the corporations of which the witness is an officer or director; and each business in which the witness is a principal is vague, ambiguous, and unduly burdensome. To the extent known, Plaintiff will provide the name and title of persons identified herein and their last known address or present contact address.

20. Plaintiff's responses and objections to the Interrogatories are not intended to be, and shall not be construed as, an agreement or concurrence by Plaintiff with Defendant's characterization of any facts, circumstances, and/or legal obligations. Plaintiff also reserves the right to contest any such characterization as inaccurate. Plaintiff further objects to the Interrogatories to the extent that they contain express or implied assumptions of fact or law with respect to matters at issue in this case.

21. The fact that Plaintiff has responded to a particular request shall not be interpreted as implying that responsive documents exist or that Plaintiff acknowledges the propriety of the request.

22. Plaintiff's responses are not intended to, and shall not, be construed as an admission that the information is relevant, material, admissible in evidence or as a waiver of any applicable privilege.

23. The information provided herein is based on Plaintiff's present knowledge, information, and belief. Plaintiff reserves the right to supplement, amend or correct all or any parts of any response provided herein, and reserves the right to object to the admissibility of all or any part of the responses provided herein and any information contained herein.

**SPECIFIC OBJECTIONS AND RESPONSES**

Interrogatory No. 6: Do you contend that any of your members who timely filed their voter registration applications during 2006 Election Cycle were not placed on the voter rolls and were prevented from casting a vote in the November 2006 elections? If your answer is "yes," please identify each member, and identify all other persons, facts, and documents which support or are related to your contention.

Response to Interrogatory No. 6:

Plaintiff objects to Interrogatory No. 6 on the grounds that it is premature.

Further, Plaintiff objects to this Interrogatory on the grounds that it is vague, overly broad, unduly burdensome, and to the extent that it seeks material that is neither relevant to the claims or defenses of any party nor reasonably calculated to lead to the discovery of admissible evidence.

Subject to, and without waiving any of the foregoing General and Specific Objections, Plaintiff responds as follows: Based on information to date and a reasonable inquiry, the attached Schedule A contains a list of the Plaintiffs' union members who may have been injured by the lack of a grace period in 2006. Plaintiff reserves the right to supplement its response to this Interrogatory if and when additional information comes to its attention.

Dated: New York, New York  
August 31, 2007

**As to Objections:**

PAUL, WEISS, RIFKIND, WHARTON &  
GARRISON LLP

By: 

Michael Halberstam (MH-3488)

Sarah Kroll-Rosenbaum  
1285 Avenue of the Americas  
New York, New York 10019-6064  
Phone: (212) 373-3000  
Fax: 212-492-0111  
E-mail: [mhalberstam@paulweiss.com](mailto:mhalberstam@paulweiss.com)

Robert Harris, Esq.  
Florida Bar No.: 0817783  
Stack Fernandez Anderson & Harris, P.A.  
Suite 950, 1200 Brickell Avenue  
Miami, Florida 33131  
Phone: 305-371-0001  
Fax: 305.371.0002  
E-mail: [rharris@stackfernandez.com](mailto:rharris@stackfernandez.com)

Judith A. Browne  
Elizabeth S. Westfall  
Advancement Project  
1730 M. Street, NW, Suite 910  
Washington, DC 20036  
Phone: 202-728-9557  
Fax: 202-728-9558  
email: [ewestfall@advancementproject.org](mailto:ewestfall@advancementproject.org)

**VERIFICATION**

AFSCME INTERNATIONAL

---

STATE OF FLORIDA

COUNTY OF \_\_\_\_\_

BEFORE ME, the undersigned authority, personally appeared \_\_\_\_\_, who swears or affirms that s/he has read the above and foregoing Answers to Interrogatories and the same are true and correct to the best of her/his knowledge and belief. S/he is personally known to me or has produced \_\_\_\_\_ as identification.

S WORN TO OR AFFIRMED before me this \_\_\_\_ day of \_\_\_\_\_, 2007.

\_\_\_\_\_  
Signature of Notary

\_\_\_\_\_  
PRINT, TYPE OR STAMP NAME OF NOTARY

**SCHEDULE A**

<b>Name</b>	<b>County</b>	<b>Address</b>
Sharpe, Lorenzo	Broward	18876 NW 1st Street Pembroke Pines, FL 33029
Stasiulis, Anna	Broward	2898 SW 127th Way Miramar, FL 33027
Cohen, Jane	Broward	3829 Jasmine Lane Coral Springs, FL 33065
Hrvatín, Sergio	Broward	17031 SW 51st Court Miramar, FL 33027
Jones, Brinsfeld	Broward	1564 NE 36th Street Oakland Park, FL 33334  <b>[Undeliverable per USPS website]</b>
Douthat, Mike A.	Broward	4521 NW 20th Street Coconut Creek, FL 33066
Freeman, Jason H.	Broward	189 Riverwalk Circle Sunrise, FL 33326
Pantin, Karen C.	Broward	7020 SW 24th Court Miramar, FL 33023
Ramirez, Alexis	Broward	1112 NE 8th Street Hallandale Beach, FL 33009
Stasiulis, Anna	Broward	2898 27th Miramar, FL 33027
Waters-Cain, Teresa (also listed as Waters-Caio, Teresa)	Broward	2016 NW 89th Avenue Pembroke Pines, FL 33024
Cruz, Rosa M.	Broward	4247 SW 125th Lane Miramar, FL 33027
Nilo, Jonathan	Broward	2507 Jackson Street Hollywood, FL 33020

Name	County	Address
Houghtaling, Charles A.	Broward	302 Oak Ridge Street Deerfield Beach, FL 33442  [Undeliverable per USPS website]
Brown, Jr., Deval S.	Broward	6411 NW 29th Street or Court Sunrise, FL 33313
Newell, Zoya E.	Broward	7906 SW 8th Street North Lauderdale, FL 33068
Hernandez, Bladimir	Broward	401 NW 135th Avenue Plantation, FL 33325
Pierre, Amos	Broward	2401 Bahama Drive Miramar, FL 33023
Dawkins, Vinolia	Broward	4158 Inverrary Drive Lauderhill, FL 33319
Stephenson-Coke, Joan P.	Broward	7030 SW 25th Street Miramar, FL 33023
Herrera Rodriguez, Victoria	Dade	7919 W 18th Lane Hialeah, FL 33014
Walker, Jr., Michael P.	Dade	911 NW 138th Street Miami, FL 33168
Saavedra, Maryorie Guadalupe	Dade	320 Rosedale Drive Miami Springs, FL 33166
Sanchez, Martha L.	Dade	3644 SW 3rd Street Miami, FL 33135
Benvenuto, Patricia Anne	Dade	19333 Collins Avenue Sunny Isles Beach, FL 33160
Hitchlock, Ernest	Dade	10370 SW 200th Street Cutler Bay, FL 33157
Hart, Terrell	Dade	22635 SW 113th Court Miami, FL 33170

Name	County	Address
Cineus, Jasma	Dade	323 NW 104th Terrace Miami, 33150
Rodriguez, Alida	Dade	3155 SW 14th Street Miami, FL 33145
Herrera, Jose E.	Dade	2150 SW 132nd Avenue Miami, FL 33175
Toy, Eric Clifford	Dade	5800 Palm Avenue Hialeah, FL 33012
Philippe-Auguste, Pierre	Dade	12138 SW 250th Terrace Homestead, FL 33032
Martin, Christopher Dwayne	Dade	19920 NW 3rd Avenue or Court or Place Miami Gardens, FL 33169
Grimm, Bryan Kelly	Dade	3225 SW 80th Avenue Miami, FL 33155
Garcia, Ondina	Dade	1890 SE 18th Terrace Homestead, FL 33035
Foote, Gwendolyn Sue	Dade	16850 Collins Avenue Sunny Isles, FL 33160
Buchanan, Heather T.	Dade	14050 Biscayne Blvd. North Miami, FL 33181
Soto, Hiroshima Eliana	Dade	2750 83rd Aventura, FL 33160
De Jesus, Juana	Dade	650 NE 149th Street Miami, FL 33161
Princivil, Edony	Dade	970 NE 152nd Street Miami, FL 33162

<b>Name</b>	<b>County</b>	<b>Address</b>
Avello, Lilliam R.	Dade	4801 NW 7th Street Sunset Villas Apts. Miami, FL 33126
Bean, Michael Rodger	Duval	1744 Biscayne Bay Circle Jacksonville, FL 32218
Dixon, Claudette Angela	Orange	7266 Oak Meadows Circle Orlando, FL 32835
Carrion, Charlemssie	Orange	1789 Grande Pointe Blvd. Orlando, FL 32839
Elie, Hubert	Orange	3610 Highmoor Court Orlando, FL 32818
Sutton, Nakia Nicole	Orange	4167 Tymberwood Lane Orlando, FL 32839
Bilibio, Zita	Orange	2329 Oak Park Way Orlando, FL 32822
Veal, Thomas L.	Orange	732 White Ivey Court Apopka, FL 32712
Gayle, Marie Olive	Orange	7726 Newlan Drive Orlando, FL 32818
Rokyta, Jan	Palm Beach	537 Greenbriar Drive Lake Park, FL 33403
Root, Gerladine	Palm Beach	444 Fontana Drive Lake Worth, FL 33461
Deguisse, Timothy James	Palm Beach	5315 Grand Banks Blvd. Greenacres, FL 33463
Fleuriot, David	Palm Beach	4541 Challenger Way West Palm Beach, FL 33417
Schendera, Thomas J.	Palm Beach	1760 Antigua Road Lake Clarke Shores, FL 33406

<b>Name</b>	<b>County</b>	<b>Address</b>
Battick, Thelma	Palm Beach	3413 Bainbridge Place West Palm Beach, FL 33406
Jozile, Madeleine	Palm Beach	4899 NW 6th Street/Court Delray Beach, FL 33445
Haber, Stephen L.	Palm Beach	113 Queens Lane Royal Palm Beach, FL 33411
Fraser, Derrick L.	Palm Beach	513 Superior Place West Palm Beach, FL 33409
Llossas, Juan Alberto	Palm Beach	301 Emerson Circle Palm Springs, FL 33461