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9 *Attorneys for Intervenor-Respondents,*
10 *RISE, Institute for a Progressive Nevada,*
11 *and the Nevada Alliance for Retired*
Americans

12 **SECOND JUDICIAL DISTRICT COURT**
13 **IN AND FOR WASHOE COUNTY, STATE OF NEVADA**

14
15 CITIZEN OUTREACH FOUNDATION,
CHARLES MUTH, individually,

16 Petitioners,

17 vs.

18 CARI-ANN BURGESS, in her official
19 capacity as the acting Registrar of
Voters, for Washoe County,

20 Respondent,

21 and

22 FRANCISCO V. AGUILAR, in his official
23 capacity as Nevada Secretary of State;
RISE; INSTITUTE FOR A
24 PROGRESSIVE NEVADA; NEVADA
ALLIANCE FOR RETIRED
25 AMERICANS; AMERICAN CIVIL
LIBERTIES UNION OF NEVADA,

26 Intervenor-Respondents.
27
28

Case No.: CV24-02182

Dept. No.: 3

**INTERVENOR-RESPONDENTS’
FIRST SET OF REQUESTS FOR
PRODUCTION OF DOCUMENTS
TO PETITIONERS**

1 **PROPOUNDING PARTY:** INTERVENOR-RESPONDENTS

2 **RESPONDING PARTY:** CITIZEN OUTREACH FOUNDATION and
3 CHARLES MUTH

4 Pursuant to Rules 26 and 34 of the Nevada Rules of Civil Procedure,
5 Intervenor-Respondents, RISE, Institute for a Progressive Nevada, and the Nevada
6 Alliance for Retired Americans, on behalf of themselves, by and through their
7 undersigned counsel, hereby demand that Petitioners Citizen Outreach Foundation
8 and Charles Muth provide a written response to each of the Requests below and
9 produce the following documents and tangible things in its possession, custody or
10 control within thirty (30) days of service hereof for inspection and copying at the
11 offices of Bravo Schragger LLP, 6675 S. Tenaya Way, Suite 200, Las Vegas, Nevada
12 89113.

13 **DEFINITIONS**

14 The following Definitions apply to each of the Request for Productions set forth
15 hereinafter and are deemed to be incorporated therein:

16 1. The singular number and the masculine gender, as used herein, also
17 mean the plural, feminine or neuter, as may be appropriate.

18 2. “You”, “Your”, and “Petitioners” shall mean and refer to, collectively,
19 Petitioners CITIZEN OUTREACH FOUNDATION and CHARLES MUTH, and each
20 of its managers, executives, officers, managerial employees, agents, representatives,
21 attorneys, and all other persons acting on behalf of any and all such persons.

22 3. “Intervenors” shall mean and refer to, collectively, Intervenor-
23 Respondents RISE, INSTITUTE FOR A PROGRESSIVE NEVADA, and the
24 NEVADA ALLIANCE FOR RETIRED AMERICANS.

25 4. “Respondent” shall mean and refer to, Respondent CARI-ANN
26 BURGESS.

27 5. “DOCUMENT” or “DOCUMENTS” or “RECORDS” shall mean any
28 written, recorded, filmed or graphic matter, whether produced or reproduced on

1 paper, cards, tapes, film, electronic facsimile, computer storage device or any other
2 media, including but not limited to, e-mails, memoranda, notes, minutes, records,
3 photographs, correspondence, telegrams, diaries, records of time worked,
4 bookkeeping entries, financial statements, tax returns, checks, check stubs, expense
5 vouchers, reports, studies, charts, graphs, statements, notebooks, handwritten notes,
6 applications, agreements, books, pamphlets, periodicals, appointment calendars,
7 records or recordings of oral conversations, work papers, and also including but not
8 limited to originals and all copies which are different in any way from the original,
9 whether by interlineation, receipt stamp, notation, indication of copies sent or
10 received or otherwise, and drafts, which are in the possession, custody or control of
11 the Petitioners or in the possession, custody or control of the present or former agents,
12 representatives or attorneys of the Petitioners, or any and all persons acting on their
13 behalf, including documents at any time in the possession, custody or control of such
14 individuals or entities or known by the Petitioner to exist.

15 6. The term “PERSON” as used herein shall be deemed to mean any
16 natural person, firm, association, partnership, corporation or any other form of legal
17 entity or governmental body unless the context otherwise dictates.

18 7. The term “COMMUNICATION” as used in these Request for
19 Production of Documents shall mean all dissemination of information of transmission
20 or a statement from one person to another or in the presence of another, whether by
21 writing, orally or by action or conduct.

22 8. The term “FACT” as used in these Request for Production of Documents
23 shall include, without limitation, every matter, occurrence, act, event, transaction,
24 occasion, instance, circumstance, representation or other happening, by whatever
25 name it is known.

26 9. “RELATED to” or “RELATING TO” shall mean referencing, referring to,
27 providing evidence for, commenting on, regarding, discussing, describing,
28 mentioning, reflecting, constituting, contradicting, pertaining to, or concerning.

1 **GENERAL INSTRUCTIONS**

2 1. All documents requested herein must be produced in their entirety, with
3 all attachments and enclosures, regardless of whether you consider the attachments
4 and enclosures to be relevant or responsive to the Request.

5 2. In responding to each Request, you are to produce each and every
6 document in your possession, custody or control, including documents in the
7 possession, custody or control of your attorneys, agents, employees, accountants,
8 financial or tax advisors, or any other persons and/or entities purporting to act on
9 your behalf. A document is deemed to be in your “control” if any of your attorneys,
10 agents, employees, accountants, financial or tax advisors, or any other persons and/or
11 entities purporting to act on your behalf have actual physical possession of the
12 document or a copy thereof, or if you have the right to access or secure the documents
13 or copy thereof from another person having actual physical possession thereof. The
14 words “all,” “any,” “each,” and “or” shall be construed conjunctively or disjunctively
15 as necessary to make the Request inclusive rather than exclusive. Except as
16 specifically provided, words imparting the singular shall include the plural and vice
17 versa, and words imparting the present tense shall also include the past and future
18 tense and vice versa as necessary to make the Request inclusive rather than
19 exclusive. These Requests are to be regarded as continuing pursuant to Rule 26(e) of
20 the Nevada Rules of Civil Procedure.

21 3. If you object in whole or in in part to any of the following Request for
22 Production of Documents, please state in complete detail the basis for your objection
23 and all facts on which you rely to support your objection.

24 **PRIVILEGE**

25 1. If any document is withheld under a claim of privilege, provide the
26 following information with respect thereto:

27 a. The identity of the person who signed it or over whose name it
28 was sent or issued by;

1 **AFFIRMATION**

2 Pursuant to NRS 239B.030 and 603A.040, the undersigned does hereby affirm
3 that this document does not contain the personal information of any person.

4 DATED this 8th day of October, 2024.

5 **BRAVO SCHRAGER LLP**

6
7 By: /s/ Bradley S. Schragger
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14 *RISE, Institute for a Progressive Nevada, and*
the Nevada Alliance for Retired Americans

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on this 8th day of October, 2024, a true and correct copy
3 of the foregoing **INTERVENOR-RESPONDENTS' FIRST SET OF REQUESTS**
4 **FOR PRODUCTION OF DOCUMENTS TO PETITIONERS** was served via
5 electronic mail and U.S.P.S. Mail, Las Vegas, Nevada postage pre-paid to the
6 following:

7 David C. O'Mara, Esq.
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26 By: /s/ Dannielle Fresquez
27 Dannielle Fresquez, an Employee of
28 BRAVO SCHRAGER LLP