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UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
PORTLAND DIVISION

MATS JARLSTROM, an individual,

Plaintiff,

v.

CITY OF BEAVERTON, an Oregon municipal
corporation,

Defendant.

Case No.: 3:14-cv-00783-AC

**PLAINTIFF'S FIRST REQUEST FOR
PRODUCTION OF DOCUMENTS**

TO: CITY OF BEAVERTON AND GERALD WARREN, ITS ATTORNEY OF RECORD:

Plaintiff, by and through his attorneys, and pursuant to the provisions of Fed. R. Civ. P. 34, request the defendant to produce the documents described in accordance with the definitions and instructions contained herein, for inspection and copying, within thirty (30) days from the date of this request at the offices of Haglund Kelley LLP, 200 SW Market Street, Suite 1777, Portland, OR 97201.

NOTICE

**THIS REQUEST FOR PRODUCTION OF DOCUMENTS IS A CONTINUING
REQUEST THROUGH THE TIME OF TRIAL AND DEFENDANT IS REQUESTED TO**

**PAGE 1 – PLAINTIFF'S FIRST REQUEST FOR
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Haglund Kelley LLP
200 SW Market Street, Suite 1777
Portland, OR 97201
Tel: (503) 225-0777 / Fax: (503) 225-1257
0000028043H073 PL02

**UPDATE ITS RESPONSES TO THIS REQUEST FOR PRODUCTION AS
ADDITIONAL DOCUMENTS BECOME AVAILABLE TO DEFENDANT.**

**IN THE EVENT THESE REQUESTS AND CONTINUING REQUESTS FOR
DOCUMENTS ARE NOT COMPLIED WITH, PLAINTIFF RESERVES THE RIGHT
TO EXCLUDE TESTIMONY GERMANE TO OR BASED UPON INFORMATION
OTHERWISE CONTAINED IN OR RELEVANT TO SUCH DOCUMENTS AT THE
TIME OF TRIAL, AND TO REQUEST POSTPONEMENT OR CONTINUANCE OF
THE TRIAL UNTIL SUCH DOCUMENTS ARE DELIVERED.**

INSTRUCTIONS AND DEFINITIONS

1. Each request hereinafter contained extends to any documents in the possession, custody or control of defendant. The document is deemed to be in the possession, custody or control of defendant if it is in the physical custody of defendant, or it is in the physical custody of any other person and the defendant (a) owns such documents in whole or in part; (b) has a right to use, inspect, examine or copy such document on any terms; (c) has any understanding, express or implied, that defendant may use, inspect, examine or copy such document on any terms, or (d) have, as a practical matter, been able to use, inspect, examine or copy such document.

2. "Document" as used in this request, refers to any record or communication that would be a "writing" or "photograph," including the originals and nonidentical copies, whether different from the original by reason of any notation made upon such copy or otherwise, including, without limitation, correspondence, memoranda, notes, diaries, statistics, letters, telegrams, minutes, transcripts, contracts, reports, studies, checks, statements, questionnaires, receipts, returns, summaries, pamphlets, books, interoffice and intraoffice communications,

bulletins, printed matter, invoices, worksheets, photographs, test results, email, microfilm and electronic records.

3. As to any document which you fail to produce, state the location where such document can be found, the name of the possessor, when such documents left your possession or control and the reasons why you cannot produce such document.

4. If any document is withheld under claim of privilege you are required to identify its author, addressee, recipient and content to allow the matters to be brought before the court as well as the nature of the privilege asserted and the factual basis for the claim.

5. **For purposes of this request, provide all documents during the period of January 1, 2010 through March 31, 2014.**

6. **For purposes of this request, the intersections that are the subject of plaintiff's discovery request are all red light camera-enforced intersections within the City of Beaverton during the relevant period and the intersection at TV Highway and 170th Avenue (the "designated intersections").**

REQUEST FOR PRODUCTION

REQUEST FOR PRODUCTION NO. 1: Traffic signal plans for the designated intersections including, but not limited to, a drawing of the intersection, designations of speed and grade on all approaches to the intersection, phase diagrams and timing charts showing the yellow light and all-red clearance intervals.

RESPONSE:

REQUEST FOR PRODUCTION NO. 2: A copy of the log books from the traffic controller box for the designated intersections.

RESPONSE:

REQUEST FOR PRODUCTION NO. 3: Clearance time sheets and conflict or interference point identifications for all yellow light and all-red clearance intervals for the designated intersections.

RESPONSE:

REQUEST FOR PRODUCTION NO. 4: Any measurements of the steady yellow light interval for the designated intersections and any description of how the measurements were made.

RESPONSE:

REQUEST FOR PRODUCTION NO. 5: Any documents showing changes to the yellow light interval and all-red timing for the designated intersections.

RESPONSE:

REQUEST FOR PRODUCTION NO. 6: Redflex red light camera raw violations statistical data for all red light camera-enforced intersections in Beaverton utilizing Redflex equipment with the data assembled in an Excel file meeting the specifications below:

A spreadsheet (or CSV file) containing a table containing one row per citation. Each spreadsheet file may contain many sheets. Each sheet represents an approach. Each sheet contains a table containing hundreds of thousands of rows, each row being one instance of a red light running violation. The table must have an approach ID associated with it identifying the intersection and direction the cameras face. Each table must contain the following columns:

- a. Time of violation including date and time (YYYY-MM-DD HH:MM:SS).
- b. Time into Red.
- c. Yellow Change Interval (If available, some companies, like ACS, have this data).
- d. Lane number (identifies, left, through or right lanes).
- e. Any other data which would identify a right-turning driver.
- f. Speed of vehicle as detected by camera.
- g. Speed limit of road
- h. Status of Citation (e.g., PAID, DISMISSED, NEVER PAID, SENT TO COLLECTIONS, etc.)

RESPONSE:

REQUEST FOR PRODUCTION NO. 7: The City of Beaverton and/or Oregon Department of Transportation ("ODOT") crash data for the designated intersections.

RESPONSE:

REQUEST FOR PRODUCTION NO. 8: LED lamp upgrade conversion modules (green, yellow and red), electrical block diagrams, component level schematics and complete data sheets including timing specifications for the designated intersections.

RESPONSE:

REQUEST FOR PRODUCTION NO. 9: Traffic light controller documentation (ATC 2070 Siemens or other equipment used at each designated intersection), electrical block diagrams (including complete equipment system diagram showing cameras, loop sensors, interface to traffic light controller, etc.), complete electrical block diagram and component level electrical schematics, system and timing specifics including timing errors, calibration data and intervals for the designated intersections.

RESPONSE:

REQUEST FOR PRODUCTION NO. 10: Maintenance information, logs, light intervals and Redflex equipment specifications for the designated intersections.

RESPONSE:

REQUEST FOR PRODUCTION NO. 11: All correspondence and other communications, including emails between defendant and Redflex that relate to the issue of yellow light interval timing.

RESPONSE:

REQUEST FOR PRODUCTION NO. 12: All correspondence or other communications, including emails, involving defendant, Reflex and/or State of Oregon that relate to the issue of right-hand turn citations.

RESPONSE:

REQUEST FOR PRODUCTION NO. 13: All correspondence and other communications, including emails that relate to changes made to the yellow traffic light timing at northbound S.W. Lombard Avenue at S.W. Allen Boulevard in Beaverton.

RESPONSE:

REQUEST FOR PRODUCTION NO. 14: Documents relating to Redflex training of City of Beaverton employees involved in the enforcement of red light camera-enforced

intersections in the City of Beaverton.

RESPONSE:

REQUEST FOR PRODUCTION NO. 15: All documents including email related to the use of Redflex videos in the red light camera-enforcement citation process and court proceedings related to that process.

RESPONSE:

REQUEST FOR PRODUCTION NO. 16: All invoices from Redflex to the City of Beaverton.

RESPONSE:

REQUEST FOR PRODUCTION NO. 17: All contracts between the City of Beaverton and Redflex Traffic Systems.

RESPONSE:

REQUEST FOR PRODUCTION NO. 18: All correspondence between the City of Beaverton and Redflex Traffic Systems.

RESPONSE:

REQUEST FOR PRODUCTION NO. 19: Video files from the S.W. Allen Boulevard and S.W. Lombard Avenue intersection in the City of Beaverton provided by Peter Arellano by Redflex Traffic Systems.

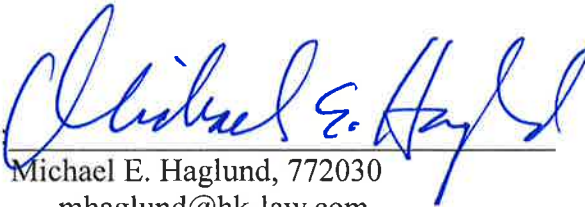
RESPONSE:

REQUEST FOR PRODUCTION NO. 20: All safety data assembled by or for the City of Beaverton related to the designated intersections.

RESPONSE:

DATED this 6th day of June, 2014.

HAGLUND KELLEY LLP

By: 
Michael E. Haglund, 772030
mhaglund@hk-law.com
Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on the 6th day of June, 2014, I served the foregoing

PLAINTIFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS, on the following:

Gerald L. Warren
Law office of Gerald Warren
901 Capitol Street, NE
Salem OR 97301

Attorney for Defendant

by the following indicated method(s):

- by **mail** with the United States Post Office at Portland, Oregon in a sealed first-class postage prepaid envelope.
- by **email**.
- by **hand delivery**.
- by overnight mail.
- by **facsimile**.
- by the court's Cm/ECF system.


Michael E. Haglund