

Exhibit E

1 Christine Baker
2 3880 Stockton Hill 103-156
3 Kingman, AZ 86409
4 Tel/fax: (206) 202-4653
5 Email: christine@trado.info
6 Pro Se

7 **IN THE JUSTICE COURT OF MOHAVE COUNTY**
8 **STATE OF ARIZONA**

9 Midland Funding LLC,
10 Plaintiff,
11 v.
12 Christine Baker;
13 Defendant.

14)
15)
16) **CV 2012 - 1251**
17) **DEFENDANT'S FIRST SET OF**
18) **REQUESTS FOR PRODUCTION**
19) **OF DOCUMENTS**
20)

21 **DEFENDANT'S FIRST SET OF REQUESTS FOR**
22 **PRODUCTION OF DOCUMENTS TO MIDLAND FUNDING LLC**

23 Defendant Christine Baker hereby requests that Plaintiff and Counter Claim
24 Defendant Midland Funding LLC respond to this First Set of Requests for Production of
25 Documents in accordance with the Definitions and Instructions which are by reference
26 fully incorporated and restated herein separately and fully within each request, within
27 forty (40) days pursuant to Rule 34 of the Arizona Rules of Civil Procedure. Words and
28 phrases used in these requests that are not specifically defined below shall have their
ordinary and customary meaning and usage.

INSTRUCTIONS

The person responding to a request should have knowledge to respond to said
request. If another person has superior knowledge on certain requests that other person
should respond to that request and be so designated. If such person is unavailable, that

1 person should be fully identified and the nature and scope of their knowledge and the
2 reasons that such person's knowledge is or is believed to be superior, explained fully.

3 In responding to these requests, furnish all information, however obtained,
4 including hearsay which is available to you and any information known by you, in your
5 possession, or appearing in your records.

6 These are intended as continuing requests having within them a duty to timely
7 supplement the responses until and during the course of trial.

8 Information sought by these requests that you obtain after you serve your
9 responses must be disclosed to the Defendant by supplementary responses.

10 It is intended by this set of requests to elicit information not merely within your
11 knowledge, but obtainable by you or on your behalf.

12 You may not claim lack of information or knowledge as grounds for failing to
13 respond to any request or as grounds for giving an incomplete or partial response to any
14 request without exercising due diligence to secure the full information needed to do so.
15 Where you reply or respond based on information provided to you from any other person,
16 fully identify that person and how you obtained the information from them. Where you
17 rely on information in any document, specifically identify the document and identify the
18 person who has custody of that document.

19 If you can not respond to a request in full after exercising due diligence to secure
20 the full information needed to do so, so state and respond to the extent possible,
21 specifying your inability to respond to the remainder, stating whatever information or
22 knowledge you have concerning the unresponded portion and detailing what you did in
23 attempting to secure the unknown information.

24 If any request is objected to on the basis of an assertion of a privilege, identify the
25 privilege claimed and state the specific factual grounds for the applicability of the
26 privilege to the responsive information.

27 If any request is objected to on the basis that the time period covered by the
28 request is irrelevant, burdensome, or otherwise inappropriate, state what time period you

1 consider proper for that request and answer the request for that time period, preserving
2 your objection to the remainder of the time period.

3
4 **“Correspondence”** means all written and unwritten but recorded whether in total or in
5 summary, communications, including non-duplicate drafts, versions not sent, and copies
6 that differ only in margin notes or annotations, including memos, letters, analog or digital
7 recordings, voice mail, e-mail, computer files, computer disks, or other correspondence
8 or things sent or received by you to or from any entity, including correspondence or files
9 maintained or exchanged internally within your business or with your employees.

10
11 **“Document(s)”** shall mean and include any printed, typewritten, handwritten or
12 otherwise recorded matter of whatever character, including specifically, but not
13 exclusively, and without limiting the generality of the foregoing, letters, diaries, desk and
14 other calendars, memoranda, telegrams, posters, cables, reports, charts, statistics,
15 envelopes, studies, newspapers, news reports, business records, book of account(s) or
16 other books, ledgers, balance sheets, journals, personal records, personal notes, any piece
17 of paper, parchment, or other materials similarly used with anything written, typed,
18 printed, stamped, engraved, embossed, or impressed upon it, accountants statements,
19 accounting records of any kind, bank statements, minutes of meetings or other minutes,
20 labels, graphics, notes of meetings or conversations or other notes, catalogs, written
21 agreements, checks, announcements, statements, receipts, returns, invoices, bills,
22 warranties, advertisements, guarantees, summaries, pamphlets, prospectuses, bulletins,
23 magazines, publications, photographs, worksheets, computer printouts, telex
24 transmissions or receipts, teletypes, telefaxes, file folders or other folders, tape
25 recordings, and any original or non-identical (whether different from the original by
26 reason of any notation made on such copies or otherwise), carbon, photostatic or
27 photograph copies of such materials. The term “documents” shall also mean and include
28 every other recording of, or means of recording on any tangible form, any form of
information, data, communication, or representation, including but not limited to,

1 microfilm, microfiche, any records stored on any form of computer software, audio or
2 video tapes or discs, digitally recorded disks or diskettes, or any other medium
3 whatsoever. For each “document” responsive to any request withheld from production
4 by you on the ground of any privilege, please state:

5 (a) the nature of the document (e.g., letter, memorandum, contract, etc.);

6 (b) the author or sender of the document;

7 (c) the recipient of the document;

8 (d) the date the document was authored, sent, and/or received; and

9 (e) the reason such document is allegedly privileged.

10
11 “**Data**” means the physical symbols in the broadest sense, that represent information,
12 regardless of whether the information is oral, written or otherwise recorded.

13
14 “**Software**” means the entire set of computer programs, procedures, documentation, or
15 other recorded instructions which guide a mechanical device or human in the operation of
16 the computer or mechanical device.

17
18 “**Computer**” means any and all programmable electronic devices or apparatuses,
19 including hardware, software, and other databanks, that can store, retrieve, access,
20 update, combine, rearrange, print, read, process or otherwise alter data whether such data
21 maintained in that device or at some other location. The term “computer” includes any
22 and all magnetic recordings or systems, systems operating on or maintaining data in
23 digital, analog, or hybrid format, or other mechanical devices, or other devices capable of
24 maintaining writings or recordings, of any kind, in condensed format, and includes any
25 disk, tape, recording, or other informational source, regardless of its physical dimension
26 or size.

27
28 “**Person(s)**” means any human being, sole proprietorship, limited partnership,
partnership, association, group of human beings, other legal or de facto entity, or

1 corporation, of whatever kind.

2
3 **“Account”** means the alleged debt referred to in the complaint.

4
5 **“And”** as well as **“or”** shall be construed either disjunctively or conjunctively as
6 necessary to bring within the scope of these admissions any information which might
7 otherwise be construed to be outside its scope.

8
9 **“Any”** and **“all”** shall be construed to include **“each”** and **“each and every.”**

10 All other terms shall be construed as necessary to bring within the scope of these
11 admissions any information which might otherwise be construed to be outside its scope.

12
13 **“Plaintiff”**, **“you”**, **“your”** or **“Midland Funding”** mean or refer to Plaintiff and
14 Counter Claim Defendant Midland Funding LLC, its corporate or business predecessors,
15 if any, its affiliates, aliases, d/b/a, subsidiaries, employees, contractors, attorneys,
16 investigators, agents, officers, or any other person under its control or direction, or acting
17 or purporting to act on YOUR behalf.

18
19 **“Defendant”**, **“I”** or **“me”** mean or refer to Defendant Christine Baker.

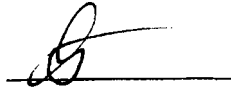
20
21 **REQUESTS FOR PRODUCTION OF DOCUMENTS**

- 22
23 1. Plaintiff’s organizational chart and a list of all employees engaged in the
24 collection of debts such as the alleged debt, their positions and responsibilities.
- 25
26 2. All financial reports, financial statements and income tax returns of Plaintiff
27 for the past two years.
- 28
3. All form letters, enclosures, envelopes, memoranda, etc. used by Plaintiff in its

1 debt collection activity.

- 2
- 3 4. All documents transmitted to Defendant by or on behalf of Plaintiff with regard
- 4 to the alleged debt.
- 5
- 6 5. All contracts and retainer agreements with the seller of the alleged debt and
- 7 any intermediary, servicer, or forwarder in effect as of the date you purchased
- 8 the alleged debt and thereafter.
- 9
- 10 6. All documents concerning Plaintiff's efforts to investigate and collect the
- 11 alleged debt, including all internal collection records, collection screens, audit
- 12 records, credit reports, skip trace reports, and correspondence.
- 13
- 14 7. All documents concerning the amounts listed as owed for the alleged debt in
- 15 your collection letters, including contracts, invoices, formulas, instructions,
- 16 calculations, canceled checks, logs, and bookkeeping or accounting entries.
- 17
- 18 8. All documents, manuals, procedures, training materials, and protocols used
- 19 from 1/1/2010 to present by Plaintiff to comply with the Fair Debt Collection
- 20 Practices Act.
- 21
- 22 9. All documents which refer or relate to Defendant, or which are filed, indexed,
- 23 stored, or retrievable under Defendant's name, or under any identifying
- 24 number, symbol, code, or designation assigned to her, including tape
- 25 recordings of conversations with or about her.
- 26
- 27 10. Any insurance policies covering Plaintiff for violations of the Fair Debt
- 28 Collection Practices Act.

Submitted on July 13, 2012

A handwritten signature in black ink, appearing to be 'CB', written over a horizontal line.

Christine Baker
Defendant Pro Se

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1 **Barry Bursey**
2 **PCC No. 7328, SB No. 7617**
3 **BURSEY & ASSOCIATES, P.C.**
4 **6740 N Oracle Rd Suite 151**
5 **Tucson, AZ 85704**
6 **(520) 529-3600 Voice**
7 **(520) 529-1001 Fax**
8 **Email: litigation@burse.org**

9 **Attorney for Plaintiff,**
10 **Midland Funding LLC**

11 **IN THE KINGMAN JUSTICE COURT OF THE STATE OF ARIZONA**

12 **IN AND FOR THE COUNTY OF MOHAVE**

13 **MIDLAND FUNDING LLC,**
14 **a foreign entity,**

15 **Plaintiff,**

16 **vs.**

17 **CHRISTINE BAKER and JOHN DOE,**
18 **husband and wife,**

19 **Defendants.**

No. CV20121251UN

RESPONSES TO DEFENDANT'S
REQUESTS FOR PRODUCTION

20 RESPONSES TO REQUESTS FOR PRODUCTION

- 21
- 22 1. Objection, overly broad, overly burdensome, improperly compound, privileged and
23 irrelevant. The request also seeks information that is confidential, proprietary, and
24 commercially sensitive. Plaintiff reserves the right to supplement.
- 25 2. Objection, overly broad, overly burdensome, improperly compound, privileged and
26 irrelevant. The request also seeks information that is confidential, proprietary, and
27 commercially sensitive. Plaintiff reserves the right to supplement.
- 28 3. Objection, overly broad, overly burdensome, improperly compound, privileged and
irrelevant. The request also seeks information that is confidential, proprietary, and
commercially sensitive. Notwithstanding the foregoing objections, see Plaintiff's
ARCP 26.1 Disclosure Statement for documentation in Plaintiff's possession relating
to Defendant's HSBC BANK NEVADA N.A. account number 5491-0986-1435-
6763. Plaintiff reserves the right to supplement.
4. Objection, this request seeks documentation in the possession of Defendant.
Notwithstanding the foregoing objection, see Plaintiff's ARCP 26.1 Disclosure
Statement for documentation in Plaintiff's possession relating to Defendant's HSBC
BANK NEVADA N.A. account number 5491-0986-1435-6763. Plaintiff reserves the
right to supplement.
5. Objection, vague, ambiguous, improperly compound, privileged and irrelevant. The

1 request also seeks information that is confidential, proprietary, and commercially
2 sensitive. Notwithstanding the foregoing objections, see Plaintiff's ARCP 26.1
3 Disclosure Statement for documentation in Plaintiff's possession relating to
4 Defendant's HSBC BANK NEVADA N.A. account number 5491-0986-1435-6763.
5 Plaintiff reserves the right to supplement.

6 6. Objection, vague, ambiguous, overly broad, overly burdensome, improperly
7 compound, privileged and irrelevant. The request also seeks information that is
8 confidential, proprietary, and commercially sensitive. Notwithstanding the foregoing
9 objections, see Plaintiff's ARCP 26.1 Disclosure Statement for documentation in
10 Plaintiff's possession relating to Defendant's HSBC BANK NEVADA N.A. account
11 number 5491-0986-1435-6763. Plaintiff reserves the right to supplement.

12 7. Objection, vague, ambiguous, overly broad, overly burdensome, improperly
13 compound, privileged and irrelevant. The request also seeks information that is
14 confidential, proprietary, and commercially sensitive. Notwithstanding the foregoing
15 objections, see Plaintiff's ARCP 26.1 Disclosure Statement for documentation in
16 Plaintiff's possession relating to Defendant's HSBC BANK NEVADA N.A. account
17 number 5491-0986-1435-6763. Plaintiff reserves the right to supplement.

18 8. Objection, overly broad, overly burdensome, improperly compound, privileged and
19 irrelevant. The request also seeks information that is confidential, proprietary, and
20 commercially sensitive. Plaintiff reserves the right to supplement.

21 9. Objection, vague, ambiguous, overly broad, overly burdensome, improperly
22 compound, privileged and irrelevant. The request also seeks information that is
23 confidential, proprietary, and commercially sensitive. Notwithstanding the foregoing
24 objections, see Plaintiff's ARCP 26.1 Disclosure Statement for documentation in
25 Plaintiff's possession relating to Defendant's HSBC BANK NEVADA N.A. account
26 number 5491-0986-1435-6763. Plaintiff reserves the right to supplement.

27 10. Objection, privileged and irrelevant. The request also seeks information that is
28 confidential, proprietary, and commercially sensitive. Plaintiff reserves the right to
supplement.

Dated: 10/17/12

BURSEY & ASSOCIATES, P.C.

By [Signature]

Barry Bursey, Esq.
George H. Bonsall, Esq.
Jason J. LeRoy, Esq.
Monica Derrick, Esq.
Attorney for Plaintiff,
Midland Funding LLC