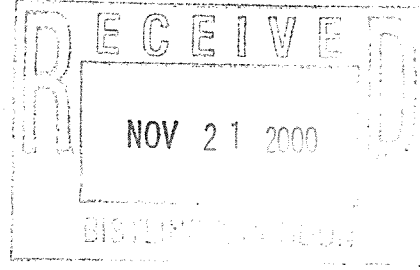


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8

9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

10 **FOR THE COUNTY OF SAN DIEGO**

11 Coordination Proceedings )  
Special Title (rule 1550(b)), )

12 In re FIREARMS )

14 This document relates to: )

15 PEOPLE OF THE STATE OF CALIFORNIA, et al.)  
16 v. ARCADIA MACHINE & TOOL, et al., San)  
Francisco Superior Court No. 303753)  
17 )  
18 )

JCCP NO. 4095

**SECOND SUPPLEMENTAL  
RESPONSE OF DEFENDANT  
COLT'S MANUFACTURING  
COMPANY TO PLAINTIFFS'  
FIRST REQUEST FOR  
PRODUCTION OF DOCUMENTS**

19 PROPOUNDING PARTY: The People of the State of California, et al.  
20 RESPONDING PARTY: Colt's Manufacturing Company, Inc.  
21 SET NUMBER: One (Request for Production of Documents).

22 Pursuant to Code of Civil Procedure Section 2031, Defendant Colt's Manufacturing  
23 Company, Inc. ("Colt") responds as follows to plaintiffs' requests for production of documents.

24 **I. GENERAL OBJECTIONS**

25 Colt makes the following general objections to plaintiffs' requests. The general  
26 objections set forth below are incorporated into each of Colt's objections to plaintiffs' individual  
27 requests unless otherwise specifically indicated.  
28

1 **A. Definitions and Instructions**

2 Colt objects to plaintiffs' Definitions and Instructions to the extent they purport to impose  
3 on Colt discovery obligations that are different from and/or in addition to those imposed by the Code  
4 of Civil Procedure. Colt further objects to plaintiffs' requests to the extent that they seek documents  
5 other than those in the possession of Colt and/or are more properly directed to other parties and would  
6 require Colt to review the files of and produce documents from other defendants and/or third parties.  
7 Colt will assume, unless clearly indicated from the context of the request, that plaintiffs' requests are  
8 limited to seeking only those documents within Colt's possession, custody and control. Colt objects to  
9 plaintiffs' definitions to the extent they attempt to alter the common and ordinary meaning of the defined  
10 word(s). Colt will respond to plaintiffs' requests for production of documents in accordance with the  
11 Code of Civil Procedure.

12 **B. Document Depository**

13 Dozens of municipalities and other entities have commenced numerous lawsuits across  
14 the country against Colt, other firearm manufacturers, and others. Colt anticipates that it will be served  
15 with voluminous, repetitive requests in jurisdictions across the country. Requiring Colt to search for  
16 documents separately in response to each and every document request in each and every one of these  
17 pending cases would place an enormous burden upon Colt.

18 Therefore, Colt has established a document depository in Hartford, Connecticut (the  
19 "Depository"). Colt has conducted a reasonably diligent search and has made a good faith attempt to  
20 produce to the Depository documents that may be relevant in this litigation. Colt is continuing to  
21 supplement the Depository, as necessary. The Depository contains a reading room to be used to inspect  
22 the documents. The documents at the Depository are kept in copies of their original file folders as they  
23 are maintained in the ordinary course of business. The documents are searchable by a file level index  
24 containing various fields of information. Reasonable arrangements to access the Depository may be  
25 made with counsel for Colt. Certain categories of voluminous and repetitious documents are not  
26 contained in the Depository, but are available upon request and easily accessible to those visiting the  
27 Depository in Hartford, where their production is not otherwise objectionable or protected.

1 In its responses to a number of plaintiffs' requests, Colt has stated whether documents  
2 sought by the request have been produced to the Depository. If additional documents not located at the  
3 Depository are to be produced in response to one of plaintiffs' requests, such will be stated in Colt's  
4 specific response to that request.

5 Colt objects to the production of documents at a location other than Hartford,  
6 Connecticut, on the grounds of undue burden, inconvenience, and expense.

7 **C. Privileged and Otherwise Protected Documents**

8 Plaintiffs' requests do not, by their terms, exclude privileged or otherwise protected  
9 communications from the documents subject to these requests. Thus, Colt objects to each request to  
10 the extent it seeks the disclosure of documents or portions of documents that are privileged or protected  
11 for any reason, including documents or information protected by the attorney-client privilege, the  
12 attorney work-product doctrine, the joint defense or joint interest privilege, and/or any other applicable  
13 privilege or protection, including Section 3295 of the Code of Civil Procedure. Each response set forth  
14 herein is made subject to this objection.

15 In connection with the creation of the Depository (see paragraph B, supra), Colt is in the  
16 process of creating and will continue to supplement, as required, a privilege log of documents withheld  
17 from the Depository. The log will be produced to plaintiffs in accordance with Colt's obligations under  
18 Case Management Order No. 1 entered in this case.

19 **D. Trade Secrets and Other Confidential, Proprietary Business Documents**

20 Colt objects to plaintiffs' requests to the extent they seek the disclosure of trade secrets  
21 or other confidential, proprietary research, development, commercial documents or other sensitive  
22 business and/or detailed pricing information without any showing of need — much less compelling  
23 need — for such documents. Any such document and/or documents Colt agrees to identify or produce  
24 in response to plaintiffs' discovery will be subject to the terms of the protective order governing this  
25 case. Confidential and highly confidential documents will be identified and produced in accordance  
26 with the protective order in this case, including paragraph 4 thereof.

1                   **E. Documents Reflecting Firearms in Commerce Before September 16,**  
2                   **1994, and Documents Dated or Created Before March 22, 1990**

3                   Colt objects to plaintiffs' requests to the extent they seek documents created during or  
4                   pertaining to time periods not relevant to the issues in this litigation. For example, Colt objects to  
5                   plaintiffs' requests to the extent they seek documents that relate to allegations of wrongdoing before  
6                   September 16, 1994. Such documents are neither relevant nor reasonably likely to lead to the discovery  
7                   of admissible evidence because all claims asserted against Colt allegedly attributable to COLT brand  
8                   firearms in commerce before September 16, 1994, were discharged in Colt's bankruptcy proceeding.

9                   Colt also objects to plaintiffs' requests to the extent they seek documents dated, created,  
10                  or relating to alleged wrongdoing before March 22, 1990, the date Colt came into existence. Such  
11                  documents are neither relevant nor reasonably likely to lead to the discovery of admissible evidence  
12                  because Colt became operational on March 22, 1990, after it was newly formed as a corporate entity and  
13                  acquired the assets of the firearms division of what was then known as Colt Industries.

14                   **F. Documents Protected by the First Amendment**

15                  Colt objects to plaintiffs' requests to the extent they seek documents created in the  
16                  exercise of Colt's First Amendment rights to freedom of speech, freedom of assembly, and to petition  
17                  the government for redress of grievances. Associational activity, as well as lobbying efforts and  
18                  activities related thereto, are protected under the First Amendment. See, e.g., California Motor Transport  
19                  Co. v. Trucking Unlimited, 404 U.S. 508, 510 (1972) ("[A]ttempts to influence the Legislative Branch  
20                  for the passage of laws or the Executive Branch for their enforcement" cannot form the basis for  
21                  liability). The "Noerr-Pennington" doctrine (based upon Eastern Railroad Presidents Conference v.  
22                  Noerr Motor Freight, Inc., 365 U.S. 127 [1961], and United Mine Workers v. Pennington, 381 U.S. 657  
23                  [1965]), extends to petitioning directed at both federal and state legislators and executive department  
24                  officials. California Motor, 404 U.S. at 510-11. The doctrine creates immunity from liability regardless  
25                  of the motive for seeking government action. Noerr, 365 U.S. at 319. Thus, legislative "lobbying" is  
26                  expressly protected under the First Amendment. Liberty Lobby, Inc. v. Pearson, 390 F.2d 489, 491 (D.C.  
27                  Cir. 1967) ("every person or group engaged . . . in trying to persuade Congressional action is exercising  
28                  the First Amendment right of petition"). The fact that Colt is a corporation does not change this fact.

1 Corporations are guaranteed the same rights as individuals to engage in political advocacy under the First  
2 Amendment. First National Bank of Boston v. Bellotti, 435 U.S. 765, 784 (1978). Discovery of such  
3 documents would interfere with and chill constitutionally protected rights and activities.

#### 4 **G. Plaintiffs' Requests Seek Irrelevant Information**

5 Colt objects to plaintiffs' requests to the extent they seek information that is neither  
6 relevant nor reasonably calculated to lead to the discovery of admissible evidence. For example, Colt  
7 is principally a military supplier. Apart from the fact and percentage of Colt sales to the military and  
8 certain limited design and model type sales issues, materials related to sales, distribution, supply and/or  
9 marketing to military or international entities are not relevant to any of the issues in this case. Colt  
10 objects to plaintiffs' requests to the extent they seek such information. Colt objects to plaintiffs' requests  
11 to the extent they are not limited to documents that may be relevant to claims regarding commercial  
12 firearms and incidents in California and these California plaintiffs. Further, because plaintiffs have  
13 failed to identify any specific incident involving an accidental or unintentional discharge of a COLT  
14 brand firearm due to a lack of a safety device or an allegedly defective safety design, discovery regarding  
15 safety design issues related to COLT brand firearms is not relevant to the plaintiffs' claims. Similarly,  
16 discovery regarding Colt's general marketing or distribution policies or conduct unrelated to specific  
17 California incidents is not relevant to plaintiffs' claims.

#### 18 **H. Plaintiffs' Requests Seek Confidential Law Enforcement Documents**

19 Colt objects to plaintiffs' requests to the extent they seek disclosure of documents that are  
20 considered confidential by law enforcement agencies. Colt will produce such documents, where  
21 appropriate, subject to approval by the appropriate law enforcement agencies or pursuant to court order.

### 22 **II. RESPONSES TO SPECIFIC REQUESTS**

23 Subject to and without waiving any of its general objections, which are incorporated by  
24 reference into its responses to individual requests, as appropriate, Colt responds to plaintiffs' requests  
25 as follows:

#### 26 **REQUEST NO. 1.:**

27 ALL DOCUMENTS that YOU produced during the course of discovery to ANY party  
28 in *Hamilton, et al. v. Accu-Tek, et al.*, United States District Court for the Eastern District of New York,

1 Civil No. CV-95-0049 (JBW) AND *Young v. Bryco Arms, et al.* No. 98-L-6684 (Cook County Circuit  
2 Court, Ill.), including, but not limited to, written responses to interrogatories, written responses to  
3 requests for admissions, written responses to requests for production of documents, AND documents  
4 responsive to requests for production of documents.

4 **RESPONSE:**

5 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
6 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
7 before March 22, 1990. (See paragraph I.E., supra.) Colt also objects to this request on the grounds that  
8 it is overly broad and seeks documents that are neither relevant nor reasonably calculated to lead to the  
9 discovery of admissible evidence because, among other things, it fails to limit itself to materials from  
10 other litigation that have some potential bearing upon the issues in this case. Plaintiffs have not tailored  
11 this request to documents that may bear on the issues framed by the pleadings in this case, but rather  
12 make a blanket request for documents produced in other cases, in different jurisdictions, involving  
13 different claims, different relevant facts, different alleged injuries, different issues, and different law.  
14 Colt further objects to this request to the extent it seeks documents that are confidential, and/or  
15 privileged or protected. (See paragraph I.C., supra.)

16 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
17 states that it has produced to the Depository copies in its possession of discovery responses (including  
18 responses to requests for admission, requests for production, and interrogatories) in product liability  
19 cases concerning firearm distribution practices, safety devices, safety design and/or other issues relevant  
20 to or concerning the claims in this case, including such documents from the Hamilton case, in which Colt  
21 was a party for the period March 22, 1990, to the date the first municipal firearms lawsuit was filed. Colt  
22 intends to supplement periodically, and as appropriate, its production of documents to the Depository.

24 **REQUEST NO. 2.:**

25 ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to, OR RELATE to  
26 testimony given by YOU regarding FIREARMS, including, but not limited to, deposition testimony OR  
27 trial testimony in *Hamilton, et al. v. Accu-Tek, et al.*, United States District Court for the Eastern District  
28 of New York, Civil No. CV-95-0049 (JBW) AND *Young v. Bryco Arms, et al.* No. 98-L-6684 (Cook  
County Circuit Court, Ill.)

1 **RESPONSE:**

2 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
3 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
4 before March 22, 1990. (See paragraph I.E., supra.) Colt also objects to this request on the grounds that  
5 it is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
6 calculated to lead to the discovery of admissible evidence because, among other things, it fails to limit  
7 itself to materials from other litigation that have some potential bearing upon the issues in this case.  
8 Plaintiffs have not tailored this request to documents that may bear on the issues framed by the pleadings  
9 in this case, but rather make a blanket request for documents related to testimony regarding firearms in  
10 other cases, in different jurisdictions, involving different claims, different relevant facts, different alleged  
11 injuries, different issues, and different law. Colt also objects to this request to the extent it seeks  
12 documents created in the exercise of Colt's First Amendment rights to freedom of speech, freedom of  
13 assembly, and to petition the government for redress of grievances. (See paragraph I.F., supra.) Colt  
14 further objects to this request to the extent it seeks documents that are confidential, and/or privileged or  
15 protected. (See paragraph I.C., supra.)

16 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
17 states that it has produced to the Depository copies in its possession of depositions of Colt employees  
18 and experts given in product liability cases concerning firearm distribution practices, safety devices,  
19 safety design and/or other issues relevant to or concerning the claims in this case, including such  
20 documents from the Hamilton case, in which Colt was a party for the period March 22, 1990, to the date  
21 the first municipal firearms lawsuit was filed. Colt intends to supplement periodically, and as  
22 appropriate, its production of documents to the Depository.

23  
24 **REQUEST NO. 3.:**

25 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to the petitions submitted  
26 by the Center to Prevent Handgun Violence OR Steve Teret, Jon Vernick, OR Garen Wintermute to the  
27 United States Federal Trade Commission on OR about February 14, 1996, OR ANY other petition  
28 submitted to the United States Federal Trade Commission regarding FIREARMS.

1 **RESPONSE:**

2 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
3 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
4 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
5 is overly broad, unduly burdensome, seeks documents that are neither relevant nor reasonably calculated  
6 to lead to the discovery of admissible evidence because, among other things, it is not limited to Colt or  
7 COLT brand firearms or to documents that have some potential bearing on the issues in this case, and  
8 is more properly directed to a third party. Colt also objects to this request to the extent it seeks  
9 documents created in the exercise of Colt's First Amendment rights to freedom of speech, freedom of  
10 assembly, and to petition the government for redress of grievances. (See paragraph I.F., supra.) Colt  
11 further objects to this request to the extent it seeks documents that are confidential, and/or privileged or  
12 protected. (See paragraph I.C., supra.)

13 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
14 states that it has produced to the Depository copies in its possession of documents concerning the  
15 regulation of firearm advertising, including, if any, documents concerning any action or petition filed  
16 with the FTC regarding firearm advertising from March 22, 1990, to the date the first municipal firearms  
17 lawsuit was filed. Colt intends to supplement periodically, and as appropriate, its production of  
18 documents to the Depository.

19 **REQUEST NO. 4.:**

20 ALL DOCUMENTS provided to OR received from ANY law enforcement agency,  
21 including, but not limited to, the ATF, the United States Federal Bureau of Investigation, the Alameda  
22 Sheriff's Department, the Berkeley Police Department, the California Highway Patrol, the East Palo Alto  
23 Police Department, the Oakland Police Department, the Oakland Police Service Agency, the Sacramento  
24 Police Department, the San Francisco Police Department, OR the San Mateo Sheriff's Department,  
25 regarding the CRIMINAL USE of ANY FIREARM manufactured by YOU.

26 **RESPONSE:**

27 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
28 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
is overly broad, unduly burdensome, not limited in time or scope, and seeks documents that are neither



1 relevant nor reasonably calculated to lead to the discovery of admissible evidence because, among other  
2 things, it is not limited to documents that have some potential bearing on the issues in this case. For  
3 example, by seeking communications with the ATF, the FBI and other non-California law enforcement  
4 agencies, the request encompasses criminal use of a firearm anywhere in the world, not just in California.  
5 Colt further objects to this request to the extent it seeks documents that are confidential, and/or  
6 privileged or protected (see paragraphs I.C. and I.D., supra) and seeks documents considered confidential  
7 by various law enforcement entities. (See paragraph I.H., supra.)

8           Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
9 states that it has produced to the Depository copies of communications with relevant law enforcement  
10 agencies referring to the design, sale, manufacturing, testing and distribution of firearms, including trace  
11 requests and responses, from March 22, 1990, to the date the first municipal firearms lawsuit was filed.  
12 Colt intends to supplement periodically, and as appropriate, its production of documents to the  
13 Depository.

14 **REQUEST NO. 5.:**

15           ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to, OR RELATE to  
16 COMMUNICATIONS between YOU and ANY law enforcement agency, including, but not limited to,  
17 the ATF, the United States Federal Bureau of Investigation, the Alameda Sheriff's Department, the  
18 Berkeley Police Department, the California Highway Patrol, the East Palo Alto Police Department, the  
19 Oakland Police Department, the Oakland Police Service Agency, the Sacramento Police Department,  
20 the San Francisco Police Department, OR the San Mateo Sheriff's Department, regarding the CRIMINAL  
21 USE of any FIREARM manufactured by YOU.

22 **RESPONSE:**

23           Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
24 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
25 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
26 is overly broad, unduly burdensome, not limited in time or scope, and seeks documents that are neither  
27 relevant nor reasonably calculated to lead to the discovery of admissible evidence because, among other  
28 things, it is not limited to documents that have some potential bearing on the issues in this case. For  
example, by seeking communications with the ATF, the FBI and other non-California law enforcement  
agencies, the request encompasses criminal use of a firearm anywhere in the world, not just in California.  
Colt further objects to this request to the extent it seeks documents that are confidential, and/or

1 privileged or protected (see paragraphs I.C. and I.D., supra) and seeks documents considered confidential  
2 by various law enforcement entities. (See paragraph I.H., supra.)

3 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
4 states that it has produced to the Depository copies of communications with relevant law enforcement  
5 agencies referring to the design, sale, manufacturing, testing and distribution of firearms, including trace  
6 requests and responses, and documents referring to such documents, if any, from March 22, 1990, to the  
7 date the first municipal firearms lawsuit was filed. Colt intends to supplement periodically, and as  
8 appropriate, its production of documents to the Depository.

9  
10 **REQUEST NO. 6.:**

11 ALL ADVERTISEMENTS for ANY FIREARM manufactured by YOU.

12 **RESPONSE:**

13 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
14 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
15 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
16 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
17 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
18 to documents that have some potential bearing on the issues in this case. For example, plaintiffs have  
19 not identified any specific incident of misuse of a COLT brand firearm in California caused by Colt's  
20 advertisements. (See paragraph I.G., supra.) Colt objects to this request to the extent that it is not  
21 limited to the national, commercial firearms market, pursuant to and subject to the limitations of  
22 paragraph I.G., supra.

23 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
24 states that it has produced to the Depository copies in its possession of Colt's published and draft  
25 advertisements from March 22, 1990, to the date the first municipal firearms lawsuit was filed. Colt  
26 intends to supplement periodically, and as appropriate, its production of documents to the Depository.

1 **REQUEST NO. 7.:**

2 ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to, OR RELATE to ANY  
3 civil OR criminal complaints filed in ANY federal OR state court OR lodged with ANY administrative  
4 body that RELATE directly OR indirectly to FIREARMS in which YOU are OR were named as a party.

4 **RESPONSE:**

5 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
6 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
7 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
8 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
9 calculated to lead to the discovery of admissible evidence because, among other things, it fails to limit  
10 itself to materials from other litigation that have some potential bearing upon the issues in this case.  
11 Plaintiffs have not tailored this request to documents that may bear on the issues framed by the pleadings  
12 in this case, but rather make a blanket request for documents related to cases, in different jurisdictions,  
13 involving different claims, different relevant facts, different alleged injuries, different issues, and  
14 different law. For example, by seeking documents relating to complaints that relate "directly" or  
15 "indirectly" to firearms, this request as written would encompass documents related to complaints on  
16 issues unrelated to any issue in this case, such as licensing disputes or union complaints. Colt objects  
17 to this request to the extent it seeks documents created in the exercise of Colt's First Amendment rights  
18 to freedom of speech, freedom of assembly, and to petition the government for redress of grievances.  
19 (See paragraph I.F., supra.) Colt further objects to this request to the extent it seeks documents that are  
20 confidential, and/or privileged or protected. (See paragraph I.C., supra.)

21 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
22 states that it has produced to the Depository copies in its possession of complaints and answers,  
23 discovery responses (including responses to requests for admission, requests for production, and  
24 interrogatories), and depositions given by Colt employees or experts, in product liability cases  
25 concerning firearm distribution practices, safety devices, safety design and/or other issues relevant to or  
26 concerning the claims in this case, in which Colt was a party for the period March 22, 1990, to the date  
27 the first municipal firearms lawsuit was filed. Colt intends to supplement periodically, and as  
28 appropriate, its production of documents to the Depository.

1 **REQUEST NO. 8.:**

2 ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to, OR RELATE to ANY  
3 testimony given by YOU to ANY member OR committee of ANY legislative body including, but not  
4 limited to, the United States Senate, United States House of Representatives, ANY state legislature, OR  
5 ANY political subdivision of ANY state OR territory, regarding firearms.

5 **RESPONSE:**

6 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
7 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
8 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
9 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
10 calculated to lead to the discovery of admissible evidence because, among other things, it fails to limit  
11 itself to materials from other litigation that have some potential bearing upon the issues in this case.  
12 Plaintiffs have not tailored this request to documents that may bear on the issues framed by the pleadings  
13 in this case, but rather make a blanket request for documents related to testimony before multiple  
14 legislative bodies, involving various applicable facts, issues, and law. Colt also objects to this request  
15 to the extent it seeks documents created in the exercise of Colt's First Amendment rights to freedom of  
16 speech, freedom of assembly, and to petition the government for redress of grievances. (See paragraph  
17 I.F., supra.) Colt also objects to this request as duplicative of Request No. 2. Colt further objects to this  
18 request to the extent it seeks documents that are confidential, and/or privileged or protected. (See  
19 paragraph I.B., supra.)

20 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
21 states that it has produced to the Depository copies in its possession of statements or testimony given by  
22 Colt to governmental or legislative bodies concerning firearm distribution practices, safety devices,  
23 safety design and/or other issues relevant to or concerning the claims in this case, if any, from March 22,  
24 1990, to the date the first municipal firearms lawsuit was filed. Colt intends to supplement periodically,  
25 and as appropriate, its production of documents to the Depository.

1 **REQUEST NO. 9.:**

2 ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to, OR RELATE to the  
3 gross yearly revenue that YOU derive from the sale of FIREARMS.

4 **RESPONSE:**

5 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
6 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
7 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
8 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
9 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
10 to documents that have some potential bearing on the issues in this case or to sales in California. (See  
11 paragraph I.G., supra.) Colt objects to this request to the extent that it is not limited to the national,  
12 commercial firearms market, pursuant to and subject to the limitations of paragraph I.G., supra. Colt  
13 further objects to this request to the extent it seeks documents that are confidential, and/or privileged or  
14 protected. (See paragraphs I.C. and I.D., supra.)

15 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
16 states that it has produced to the Depository copies in its possession of summary financial documents  
17 that would reflect Colt's annual sales revenue, from March 22, 1990, to the date the first municipal  
18 firearms lawsuit was filed. Colt intends to supplement periodically, and as appropriate, its production  
19 of documents to the Depository.

20  
21 **REQUEST NO. 10.:**

22 ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to, OR RELATE to the  
23 number of FIREARMS sold, produced, AND possessed in inventory OR other capacity by YOU  
24 identified by MAKE, model, AND caliber.

24 **RESPONSE:**

25 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
26 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
27 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
28 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably

1 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
2 to documents that have some potential bearing on the issues in this case or to firearms produced or sold  
3 in California. (See paragraph I.G., supra.) Colt objects to this request to the extent that it is not limited  
4 to the national, commercial firearms market, pursuant to and subject to the limitations of paragraph I.G.,  
5 supra. Colt further objects to this request to the extent it seeks documents that are confidential, and/or  
6 privileged or protected. (See paragraphs I.C. and I.D., supra.)

7 Subject to and without waiving these objections and subject to paragraph I.B., supra., Colt  
8 states that it has produced to the Depository copies in its possession of summary documents that would  
9 reflect the number of commercial firearms manufactured and/or sold by Colt on a monthly and/or yearly  
10 basis, from March 22, 1990, to the date the first municipal firearms lawsuit was filed. Colt intends to  
11 supplement periodically, and as appropriate, its production of documents to the Depository.

12  
13 **REQUEST NO. 11.:**

14 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to YOUR yearly gross  
15 dollar sales AND unit sales for California, Nevada, and Arizona.

16 **RESPONSE:**

17 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
18 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
19 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
20 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
21 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
22 to documents that have some potential bearing on the issues in this case or to sales in California. (See  
23 paragraph I.G., supra.) Colt objects to this request to the extent that it is not limited to the national,  
24 commercial firearms market, pursuant to and subject to the limitations of paragraph I.G., supra. Colt  
25 further objects to this request to the extent it seeks documents that are confidential, and/or privileged or  
26 protected. (See paragraphs I.C. and I.D., supra.)

27 Subject to and without waiving these objections and subject to paragraph I.B., supra., Colt  
28 states that it has produced to the Depository copies in its possession of summary financial documents

1 that would reflect Colt's yearly sales revenue, as well as documents reflecting sales by certain distribution  
2 regions, if any, from March 22, 1990, to the date the first municipal firearms lawsuit was filed. Colt  
3 intends to supplement periodically, and as appropriate, its production of documents to the Depository.  
4

5 **REQUEST NO. 12.:**

6 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to YOUR profits derived  
7 from FIREARM sales for California, Nevada, AND Arizona.

8 **RESPONSE:**

9 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
10 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
11 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
12 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
13 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
14 to documents that have some potential bearing on the issues in this case or to sales in California. (See  
15 paragraph I.G., supra.) Colt objects to this request to the extent that it is not limited to the national,  
16 commercial firearms market, pursuant to and subject to the limitations of paragraph I.G., supra. Colt  
17 further objects to this request to the extent it seeks documents that are confidential, and/or privileged or  
18 protected. (See paragraphs I.C. and I.D., supra.)

19 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
20 states that it has produced to the Depository copies in its possession of summary financial documents  
21 that would reflect Colt's yearly sales revenue, as well as documents reflecting sales by certain distribution  
22 regions, if any, from March 22, 1990, to the date the first municipal firearms lawsuit was filed. Colt  
23 intends to supplement periodically, and as appropriate, its production of documents to the Depository.  
24

25 **REQUEST NO. 13.:**

26 ALL DOCUMENTS, including, but not limited to, contracts, that IDENTIFY ANY  
27 DISTRIBUTOR, DEALER, RETAILER OR SELLER to whom YOU sell FIREARMS.  
28

1 **RESPONSE:**

2 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
3 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
4 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
5 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
6 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
7 to documents that have some potential bearing on the issues in this case. For example, by seeking "all  
8 documents" that "identify any distributor, dealer, retailer or seller," this request, as written, would  
9 encompass any document that contained the name of any Colt distributor, dealer, retailer or seller,  
10 regardless of the content or context of the document. Colt also objects to this request as duplicative of  
11 Request No. 19. Colt objects to this request to the extent that it is not limited to the national, commercial  
12 firearms market, pursuant to and subject to the limitations of paragraph I.G., supra. Colt further objects  
13 to this request to the extent it seeks documents that are confidential, and/or privileged or protected. (See  
14 paragraphs I.C. and I.D., supra.)

15 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
16 states that it has produced to the Depository copies in its possession of distributor agreements,  
17 correspondence or other communications with its commercial distributors related to the sale or  
18 distribution of COLT brand firearms, and other documents discussing the sale and/or distribution of  
19 COLT brand firearms, from March 22, 1990, to the date the first municipal firearms lawsuit was filed.  
20 Colt intends to supplement periodically, and as appropriate, its production of documents to the  
21 Depository.

22  
23 **REQUEST NO. 14.:**

24 ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to, OR RELATE to ANY  
25 COMMUNICATIONS between YOU AND ANY DISTRIBUTOR, DEALER, RETAILER, OR  
26 SELLER of FIREARMS manufactured by YOU, including, but not limited to, COMMUNICATIONS  
27 regarding ATF TRACE REQUESTS.  
28



1 **RESPONSE:**

2 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
3 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
4 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
5 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
6 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
7 to documents that have some potential bearing on the issues in this case. Specifically, the request is not  
8 limited to trace requests of firearms sold in California or to distributors or retailers that sell firearms in  
9 California. Colt also objects to this request as duplicative of Request No. 19. Colt objects to this request  
10 to the extent that it is not limited to the national, commercial firearms market, pursuant to and subject  
11 to the limitations of paragraph I.G., supra. Colt further objects to this request to the extent it seeks  
12 documents that are confidential, and/or privileged or protected (see paragraphs I.C. and I.D., supra) and  
13 seeks documents considered confidential by various law enforcement entities. (See paragraph I.H.,  
14 supra.)

15 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
16 states that it has produced to the Depository copies in its possession of communications with its  
17 distributors and dealers, if any, related to the sale or distribution of COLT brand firearms, and ATF trace  
18 requests and responses, from March 22, 1990, to the date the first municipal firearms lawsuit was filed.  
19 Colt intends to supplement periodically, and as appropriate, its production of documents to the  
20 Depository.

21  
22 **REQUEST NO. 15.:**

23 ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to, OR RELATE to ANY  
24 contracts between ANY DISTRIBUTOR, DEALER, RETAILER, OR SELLER who sells ANY  
25 FIREARM manufactured by YOU.

26 **RESPONSE:**

27 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
28 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it

1 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
2 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
3 to distributors or retailers in California and it is an incomplete question (i.e., it asks for information on  
4 all contracts "*between* any distributor, dealer, retailer, or seller" but does not identify a second party to  
5 any such contracts). Colt objects to this request to the extent that it is not limited to the national,  
6 commercial firearms market, pursuant to and subject to the limitations of paragraph I.G., supra. Colt  
7 also objects to this request as duplicative of Request No. 19. Colt further objects to this request to the  
8 extent it seeks documents that are confidential, and/or privileged or protected. (See paragraphs I.C. and  
9 I.D., supra.)

10 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
11 states that it has produced to the Depository copies in its possession of agreements between Colt and its  
12 distributors from March 22, 1990, to the date the first municipal firearms lawsuit was filed. Colt intends  
13 to supplement periodically, and as appropriate, its production of documents to the Depository.

14  
15 **REQUEST NO. 16.:**

16 ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to, OR RELATE to ANY  
17 INVENTORY CONTROL YOU employ OR have employed regarding FIREARMS manufactured by  
18 YOU.

18 **RESPONSE:**

19 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
20 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
21 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
22 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
23 calculated to lead to the discovery of admissible evidence because, among other things, plaintiffs have  
24 not identified any specific incident of misuse of a COLT brand firearm in California caused by Colt's  
25 inventory control policies. (See paragraph I.G., supra.) Colt objects to this request as vague and  
26 ambiguous based on, among other things, its use of the term "inventory control," which is broadly and  
27 vaguely defined as "any direct or indirect management of the firearms, firearms parts, or accessories you  
28

1 possess." Colt further objects to this request to the extent it seeks documents that are confidential, and/or  
2 privileged or protected. (See paragraphs I.C. and I.D., supra.)

3 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
4 states that it has produced to the Depository copies in its possession of documents concerning Colt's  
5 firearms control policies (as it understands the terms), including the firearms control manual, from  
6 March 22, 1990, to the date the first municipal firearms lawsuit was filed. Colt intends to supplement  
7 periodically, and as appropriate, its production of documents to the Depository.

8  
9 **REQUEST NO. 17.:**

10 ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to, OR RELATE to the  
11 SUPERVISION of DISTRIBUTORS, DEALERS, RETAILERS, OR SELLERS of FIREARMS  
12 manufactured by YOU, including, but not limited to, the detection of INAPPROPRIATE  
13 PURCHASERS, FIREARMS SAFETY RISKS, FIREARM SAFETY FEATURES, SAFETY  
14 DESIGNS, SAFETY DEVICES, SECURE GUN STORAGE DEVICES, training purchasers of  
15 FIREARMS, investigating purchasers' level of FIREARM skill OR knowledge, frequency of FIREARM  
16 purchases, STRAW PURCHASES, sales to KITCHEN TABLE DEALERS, MULTIPLE SALES, OR  
17 responsible distribution.

18  
19 **RESPONSE:**

20 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
21 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
22 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
23 is vague and ambiguous, overly broad and unduly burdensome (e.g., in its use of the terms "firearms  
24 safety risks," "firearm safety features," "safety designs," "safety devices" and "responsible distribution"  
25 as defined by plaintiffs), and seeks documents that are neither relevant nor reasonably calculated to lead  
26 to the discovery of admissible evidence because, among other things, it is not limited to documents that  
27 have some potential bearing on the issues in this case. For example, plaintiffs have not identified any  
28 specific incident of misuse of a COLT brand firearm in California caused by improper conduct by a  
distributor of a COLT brand firearm caused by an alleged lack of supervision by Colt. (See paragraph  
I.G., supra.) Plaintiffs' definitions of the terms used in this request are both vague and overly broad. For  
example, plaintiffs define "firearm safety feature" as including "any external or internal design, device,  
part or accessory, whether or not ever implemented, intended or proposed, to improve the safety of a

1 firearm or to prevent or reduce any firearm safety risk." The inclusion of terms such as "intended,"  
2 "proposed" and "risk" renders this definition unclear, vague and ambiguous. Colt also objects to this  
3 request as duplicative of Request No. 19. Colt objects to this request to the extent that it is not limited  
4 to the national, commercial firearms market, pursuant to and subject to the limitations of paragraph I.G.,  
5 supra. Colt further objects to this request to the extent it seeks documents that are confidential, and/or  
6 privileged or protected (see paragraphs I.C. and I.D., supra) and seeks documents considered confidential  
7 by various law enforcement entities. (See paragraph I.H., supra.)

8           Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
9 states that it has produced to the Depository copies in its possession of communications with distributors  
10 and retailers of COLT brand firearms concerning the sale and distribution of such firearms, distributor  
11 lists, distributor agreements and other documents, if any, concerning the supervision or termination of  
12 distributors, from March 22, 1990, to the date the first municipal firearms lawsuit was filed. Colt intends  
13 to supplement periodically, and as appropriate, its production of documents to the Depository.

14  
15 **REQUEST NO. 18.:**

16           ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to, OR RELATE to ANY  
17 discounts, financing, or payment options, including, but not limited to, bulk discounts, that YOU offer  
18 to DISTRIBUTORS, DEALERS, RETAILERS, OR SELLERS who sell FIREARMS manufactured by  
19 YOU.

20 **RESPONSE:**

21           Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
22 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
23 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
24 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
25 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
26 to documents that have some potential bearing on the issues in this case. For example, plaintiffs have  
27 not identified any specific incident of misuse of a COLT brand firearm in California caused by any  
28 distribution discount or payment option plan. (See paragraph I.G., supra.) Colt objects to this request  
to the extent that it is not limited to the national, commercial firearms market, pursuant to and subject

1 to the limitations of paragraph I.G., supra. Colt also objects to this request as duplicative of Request  
2 No. 19. Colt further objects to this request to the extent it seeks documents that are confidential, and/or  
3 privileged or protected. (See paragraphs I.C. and I.D., supra.)

4 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
5 states that it has produced to the Depository copies in its possession of distributor agreements,  
6 communications with distributors related to the sale or distribution of COLT brand firearms and  
7 documents discussing distribution strategy for the sale of COLT brand firearms from March 22, 1990,  
8 to the date the first municipal firearms lawsuit was filed. Colt intends to supplement periodically, and  
9 as appropriate, its production of documents to the Depository.

10  
11 **REQUEST NO. 19.:**

12 ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to, OR RELATE to  
13 DISTRIBUTORSHIPS, DEALERSHIPS, RETAILERS OR SELLERS.

14 **RESPONSE:**

15 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
16 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
17 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
18 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
19 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
20 to documents that have some potential bearing on the issues in this case. For example, by requesting all  
21 documents relating to distributorships, dealerships, retailers or sellers, this request, as written, seeks a  
22 vast number of documents with no potential relevance to the issues in this case, including, for example,  
23 documents relating to military-only distributors. Additionally, plaintiffs have not identified any specific  
24 incident of misuse of a COLT brand firearm in California caused by Colt's distribution policies or  
25 practices. (See paragraph I.G., supra.) Colt objects to this request to the extent that it is not limited to  
26 the national, commercial firearms market, pursuant to and subject to the limitations of paragraph I.G.,  
27 supra. Colt further objects to this request to the extent it seeks documents that are confidential, and/or  
28 privileged or protected. (See paragraphs I.C. and I.D., supra.)

1 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
2 states that it has produced to the Depository copies in its possession of documents discussing marketing,  
3 advertising, sales, and distribution strategy for the sale of firearms, distributor agreements, and  
4 communications with its distributors related to the sale or distribution of COLT brand firearms from  
5 March 22, 1990, to the date the first municipal firearms lawsuit was filed. Colt intends to supplement  
6 periodically, and as appropriate, its production of documents to the Depository.

7  
8 **REQUEST NO. 20.:**

9 ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to, OR RELATE to the  
10 termination of business dealings with DISTRIBUTORSHIPS, DEALERSHIPS, RETAILERS, AND  
11 SELLERS of FIREARMS manufactured by YOU.

12 **RESPONSE:**

13 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
14 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
15 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
16 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
17 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
18 to documents that have some potential bearing on the issues in this case. Additionally, plaintiffs have  
19 not identified any specific incident of misuse of a COLT brand firearm in California caused by Colt's  
20 distribution policies or practices. (See paragraph I.G., supra.) Colt objects to this request to the extent  
21 that it is not limited to the national, commercial firearms market, pursuant to and subject to the  
22 limitations of paragraph I.G., supra. Colt also objects to this request as duplicative of Request No. 19.  
23 Colt further objects to this request to the extent it seeks documents that are confidential, and/or  
24 privileged or protected. (See paragraphs I.C. and I.D., supra.)

25 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
26 states that it has produced to the Depository copies in its possession of documents discussing marketing,  
27 advertising, sales, and distribution strategy for the sale of firearms, distributor agreements,  
28 communications with its distributors related to the sale or distribution of COLT brand firearms, and  
documents concerning the termination of distributors, if any, from March 22, 1990, to the date the first

1 municipal firearms lawsuit was filed. Colt intends to supplement periodically, and as appropriate, its  
2 production of documents to the Depository.

3  
4 **REQUEST NO. 21.:**

5 ALL DOCUMENTS that IDENTIFY ANY person employed, contracted with, OR  
6 retained by YOU to sell FIREARMS from January 1, 1990, to the present.

7 **RESPONSE:**

8 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
9 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
10 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
11 is vague and ambiguous (e.g., in its use of the term "sell" in the context of this request), overly broad,  
12 unduly burdensome, and seeks documents that are neither relevant nor reasonably calculated to lead to  
13 the discovery of admissible evidence because, among other things, it is not limited to documents that  
14 have some potential bearing on the issues in this case. Additionally, plaintiffs have not identified any  
15 specific incident of misuse of a COLT brand firearm in California caused by the manner in which Colt  
16 sells its firearms. (See paragraph I.G., supra.) Colt objects to this request to the extent that it is not  
17 limited to the national, commercial firearms market, pursuant to and subject to the limitations of  
18 paragraph I.G., supra. Colt also objects to this request as duplicative of Request No. 19. Colt further  
19 objects to this request to the extent it seeks documents that are confidential, and/or privileged or  
20 protected. (See paragraphs I.C. and I.D., supra.)

21 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
22 states that it has produced to the Depository copies in its possession of documents discussing marketing,  
23 advertising, sales, and distribution strategy for the sale of firearms, distributor agreements,  
24 communications with its distributors related to the sale or distribution of COLT brand firearms, and  
25 organizational charts that will identify Colt employees involved in the sale of Colt firearms, from March  
26 22, 1990, to the date the first municipal firearms lawsuit was filed. Colt intends to supplement  
27 periodically, and as appropriate, its production of documents to the Depository.

1 **REQUEST NO. 22.:**

2 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to the sale, promotion,  
3 design, manufacture, or distribution of FIREARMS.

4 **RESPONSE:**

5 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
6 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
7 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
8 is unduly burdensome, overly broad, not limited in time or scope and seeks documents that are neither  
9 relevant nor reasonably calculated to lead to the discovery of admissible evidence because, among other  
10 things, it is not limited to COLT brand firearms or documents prepared, received or retained by Colt or  
11 any other defendant, or to documents that have some potential bearing on the issues in this case. For  
12 example, by requesting all documents relating to the sale, promotion, design, manufacture or distribution  
13 of firearms, the request clearly encompasses vast quantities of documents with no potential relevance  
14 to the issues in this case, including virtually every document in Colt's possession. Additionally, plaintiffs  
15 have not identified any specific incident of misuse of a COLT brand firearm in California caused by the  
16 manner in which Colt sells, promotes, designs, manufactures or distributes firearms. (See paragraph I.G.,  
17 supra.) Colt objects to this request to the extent that it is not limited to the national, commercial firearms  
18 market, pursuant to and subject to the limitations of paragraph I.G., supra. Colt further objects to this  
19 request on the grounds that it seeks confidential, and/or privileged or protected documents. (See  
20 paragraphs I.C. and I.D., supra.)

21 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
22 states that it has produced to the Depository copies in its possession of documents discussing the sale,  
23 promotion and distribution of COLT brand firearms, including distributor agreements, communications  
24 with distributors regarding the sale or distribution of firearms, documents discussing promotion,  
25 marketing, sales and distribution strategy, and documents concerning the design of firearm safety  
26 devices, from March 22, 1990, to the date the first municipal firearms lawsuit was filed. Colt intends  
27 to supplement periodically, and as appropriate, its production of documents to the Depository.  
28



1 **REQUEST NO. 23.:**

2 ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to, OR RELATE to ANY  
3 COMMUNICATIONS between YOU AND ANY COMPETITOR regarding FIREARMS.

4 **RESPONSE:**

5 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
6 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
7 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
8 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
9 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
10 to documents that have some potential bearing on the issues in this case. For example, by not limiting  
11 or defining the scope of the communications it seeks, this request could encompass documents pertaining  
12 to communications between Colt and another manufacturer on issues that are not relevant to this case,  
13 including choices of colors for firearms or employment matters. Additionally, plaintiffs have not  
14 identified any specific incident of misuse of a COLT brand firearm in California caused by any alleged  
15 agreement or communications between firearm manufacturers. (See paragraph I.G., supra.) Colt objects  
16 to this request to the extent that it is not limited to the national, commercial firearms market, pursuant  
17 to and subject to the limitations of paragraph I.G., supra. Colt objects to this request to the extent it  
18 seeks documents created in the exercise of Colt's First Amendment rights to freedom of speech, freedom  
19 of assembly, and to petition the government for redress of grievance. (See paragraph I.F., supra.) Colt  
20 further objects to this request to the extent that it seeks confidential, and/or privileged or protected  
21 documents. (See paragraphs I.C. and I.D., supra.)

22 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
23 states that it has produced to the Depository copies in its possession of documents reflecting  
24 communications with other firearm manufacturers, if any, regarding the design or implementation of  
25 safety devices, the sale or distribution of firearms and/or other issues relevant to or concerning the claims  
26 in this case from March 22, 1990, to the date the first municipal firearms lawsuit was filed. Colt intends  
27 to supplement periodically, and as appropriate, its production of documents to the Depository.  
28

1 **REQUEST NO. 24.:**

2 ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to, OR RELATE to ANY  
3 COMMUNICATIONS between YOU AND Davis Industries, Inc. OR Sundance Industries, Inc.

4 **RESPONSE:**

5 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
6 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
7 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
8 is overly broad and seeks documents that are neither relevant nor reasonably calculated to lead to the  
9 discovery of admissible evidence because, among other things, it is not limited to documents that have  
10 some potential bearing on the issues in this case. Additionally, plaintiffs have not identified any specific  
11 incident of misuse of a COLT brand firearm in California caused by any alleged agreement or  
12 communications between firearm manufacturers. (See paragraph I.G., supra.) Colt also objects to this  
13 request as duplicative of Request No. 23. Colt objects to this request to the extent it seeks documents  
14 created in the exercise of Colt's First Amendment rights to freedom of speech, freedom of assembly, and  
15 to petition the government for redress of grievances. (See paragraph I.F., supra.) Colt further objects  
16 to this request to the extent that it seeks confidential, and/or privileged or protected documents. (See  
17 paragraphs I.C. and I.D., supra.)

18 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
19 states that it has produced to the Depository copies in its possession of documents reflecting  
20 communications with other firearm manufacturers, if any, regarding the design or implementation of  
21 safety devices, the sale or distribution of firearms and/or other issues relevant to or concerning the claims  
22 in this case from March 22, 1990, to the date the first municipal firearms lawsuit was filed. Colt intends  
23 to supplement periodically, and as appropriate, its production of documents to the Depository.

24 **REQUEST NO. 25.:**

25 ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to, OR RELATE to ANY  
26 COMMUNICATIONS between YOU and ANY FIREARMS trade organization, including, but not  
27 limited to, the American Shooting Sports Council, Inc., the Hunting and Shooting Sports Heritage Fund,  
28 the National Alliance of Stocking Gun Dealers, the National Rifle Association, the National Shooting  
Sports Foundation, Inc., AND the Sporting Arms AND Ammunition Manufacturers' Institute, Inc.

1 **RESPONSE:**

2 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
3 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
4 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
5 is vague and ambiguous (e.g., in its use of the term "trade organization"), overly broad, unduly  
6 burdensome, and seeks documents that are neither relevant nor reasonably calculated to lead to the  
7 discovery of admissible evidence because, among other things, it is not limited to documents that have  
8 some potential bearing on the issues in this case. Colt objects to this request to the extent it seeks  
9 documents created in the exercise of Colt's First Amendment rights to freedom of speech, freedom of  
10 assembly, and to petition the government for redress of grievances. (See paragraph I.F., supra.) Colt  
11 objects to this request to the extent that it is not limited to the national, commercial firearms market,  
12 pursuant to and subject to the limitations of paragraph I.G., supra. Colt further objects to this request  
13 to the extent that it seeks confidential, and/or privileged or protected documents. (See paragraphs I.C.  
14 and I.D., supra.)

15 Subject to and without waiving these objections and subject to paragraph I.B., supra., Colt  
16 states that it has produced to the Depository copies in its possession of documents reflecting  
17 communications with the listed organizations that are not protected by Colt's First Amendment  
18 privileges, if any, from March 22, 1990, to the date the first municipal firearms lawsuit was filed. Colt  
19 intends to supplement periodically, and as appropriate, its production of documents to the Depository.

20  
21 **REQUEST NO. 26.:**

22 ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to, OR RELATE to ANY  
23 press releases, COMMUNICATIONS with the MEDIA OR public statements made OR issued by YOU  
24 regarding FIREARMS.

24 **RESPONSE:**

25 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
26 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
27 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
28 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably

1 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
2 to documents that have some potential bearing on the issues in this case. Colt objects to this request to  
3 the extent that it is not limited to the national, commercial firearms market, pursuant to and subject to  
4 the limitations of paragraph I.G., supra. Colt also objects to this request to the extent it seeks documents  
5 created in the exercise of Colt's First Amendment rights to freedom of speech, freedom of assembly, and  
6 to petition the government for redress of grievances. (See paragraph I.F., supra.) Colt objects to this  
7 request to the extent it seeks confidential, and/or privileged or protected documents. (See paragraphs I.C.  
8 and I.D., supra.)

9           Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
10 states that it has produced to the Depository copies in its possession of press releases and other public  
11 statements by Colt regarding firearm distribution practices, safety devices, safety design and/or other  
12 issues relevant to or concerning the claims in this case, if any, from March 22, 1990, to the date the first  
13 municipal firearms lawsuit was filed. Colt intends to supplement periodically, and as appropriate, its  
14 production of documents to the Depository.

15  
16 **REQUEST NO. 27.:**

17           ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to ANY  
18 COMMUNICATIONS between YOU and ANY purchaser of ANY FIREARM manufactured by YOU,  
19 including, but not limited to, DOCUMENTS regarding SAFETY DESIGNS, SAFETY DEVICES,  
20 SECURE GUN STORAGE DEVICES, FIREARMS SAFETY RISKS, AND FIREARM SAFETY  
21 FEATURES.

22 **RESPONSE:**

23           Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
24 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
25 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
26 is vague and ambiguous, overly broad and unduly burdensome (e.g., in its use of the terms "safety  
27 designs," "safety devices," "firearms safety risks" and "firearms safety features" as defined by the  
28 plaintiffs), and seeks documents that are neither relevant nor reasonably calculated to lead to the  
discovery of admissible evidence because, among other things, it is not limited to documents that have  
some potential bearing on the issues in this case. Colt objects to this request to the extent that it is not

1 limited to the national, commercial firearms market, pursuant to and subject to the limitations of  
2 paragraph I.G., supra. The request as written would encompass documents concerning communications  
3 with purchasers regarding issues such as customization of firearms or custom grips. Additionally,  
4 plaintiffs have not identified any communication (or lack thereof) between Colt and a purchaser of a  
5 COLT brand firearm related to their claims. (See paragraph I.G., supra.)

6 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
7 states that it has produced to the Depository copies in its possession of correspondence with consumers  
8 concerning safety devices and safety design, documents reflecting warnings given to consumers,  
9 including warnings in manuals accompanying COLT brand firearms, and brochures or other materials  
10 prepared for the public regarding firearms safety, including safe use and storage of firearms, from March  
11 22, 1990, to the date the first municipal firearms lawsuit was filed. Colt intends to supplement  
12 periodically, and as appropriate, its production of documents to the Depository.

13  
14 **REQUEST NO. 28.:**

15 ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to, OR RELATE to ANY  
16 COMMUNICATIONS between YOU and ANY victim of a SHOOTING OR the relative of ANY victim  
of a SHOOTING.

17 **RESPONSE:**

18 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
19 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
20 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
21 is overly broad and seeks documents that are neither relevant nor reasonably calculated to lead to the  
22 discovery of admissible evidence because, among other things, it is not limited to documents that have  
23 some potential bearing on the issues in this case. For example, it requests information related to shooting  
24 victims without limiting it to shootings in California. (See paragraph I.G., supra.) Colt further objects  
25 to this request to the extent that it seeks confidential, and/or privileged or protected documents. (See  
26 paragraph I.C., supra.)

27 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
28 states that it has produced to the Depository copies in its possession of communications with individuals

1 who have been injured with a COLT brand firearm, where the relevant facts concerned firearm  
2 distribution practices, safety devices, safety design and/or other issues relevant to or concerning the  
3 claims in this case, if any, from March 22, 1990, to the date the first municipal firearms lawsuit was  
4 filed. Colt intends to supplement periodically, and as appropriate, its production of documents to the  
5 Depository.

6  
7 **REQUEST NO. 29:**

8 ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to, OR RELATE to the  
9 sale of FIREARMS at GUN SHOWS, including, but not limited to, COMMUNICATIONS between  
10 YOU AND ANY PERSON who sells FIREARMS manufactured by YOU at GUN SHOWS AND ALL  
11 DOCUMENTS regarding the sale of FIREARMS manufactured by YOU at GUN SHOWS.

12 **RESPONSE:**

13 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
14 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
15 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
16 is vague and ambiguous, overly broad, unduly burdensome and seeks documents that are neither relevant  
17 nor reasonably calculated to lead to the discovery of admissible evidence because, among other things,  
18 it is not limited to sales in California or to documents that have some potential bearing on the issues in  
19 this case. For example, plaintiffs' definition of the term "gun shows" as including any "gathering at  
20 which two or more persons or entities are engaged in the business of selling, trading or transferring  
21 firearms" is vague and overly broad. Additionally, plaintiffs have not identified any specific incident  
22 of misse of a COLT brand firearm in California caused by a COLT brand firearm purchased at a gun  
23 show. (See paragraph I.G., supra.) Colt also objects to this request as duplicative of Request No. 30.  
24 Colt further objects to this request to the extent it seeks documents that are confidential, and/or  
25 privileged or protected. (See paragraphs I.C. and I.D., supra.)

26 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
27 states that it has produced to the Depository copies in its possession of documents discussing the sale  
28 and distribution of COLT brand firearms including, if any, documents concerning the sale of COLT  
brand firearms at gun shows from March 22, 1990, to the date the first municipal firearms lawsuit was



1 filed. Colt intends to supplement periodically, and as appropriate, its production of documents to the  
2 Depository.

3 **REQUEST NO. 30.:**

4 ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to OR RELATE to the sale  
5 of FIREARMS manufactured by YOU.

6 **RESPONSE:**

7 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
8 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
9 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
10 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
11 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
12 to documents that have some potential bearing on the issues in this case. For example, by requesting all  
13 documents that reflect, refer to or relate to the sale of Colt firearms, the request clearly encompasses vast  
14 quantities of documents with no potential relevance to the issues in this case. Additionally, plaintiffs  
15 have not identified any specific incident of misuse of a COLT brand firearm in California caused by the  
16 way in which Colt sells its firearms. (See paragraph I.G., supra.) Colt objects to this request to the  
17 extent that it is not limited to the national, commercial firearms market, pursuant to and subject to the  
18 limitations of paragraph I.G., supra. Colt objects to this request as duplicative of Request No. 19 and  
19 No. 22. Colt further objects to this request to the extent it seeks documents that are confidential, and/or  
20 privileged or protected. (See paragraphs I.C. and I.D., supra.)

21 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
22 states that it has produced to the Depository copies in its possession of documents discussing the sale  
23 and distribution of COLT brand firearms from March 22, 1990, to the date the first municipal firearms  
24 lawsuit was filed. Additionally, Colt states that voluminous repetitive documents that may be responsive  
25 to this request, such as invoices, have not been produced to the Depository at this time but are available  
26 upon request and easily accessible to those visiting the Depository. Colt intends to supplement  
27 periodically, and as appropriate, its production of documents to the Depository.  
28



1 **REQUEST NO. 31.:**

2 ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to, OR RELATE to ANY  
3 MARKET RESEARCH regarding FIREARMS.

4 **RESPONSE:**

5 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
6 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
7 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
8 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
9 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
10 to documents that have some potential bearing on the issues in this case. For example, plaintiffs'  
11 definition of "market research" includes "any review of information to assist in marketing any product  
12 or potential product." This request as written would, therefore, encompass documents related to the  
13 marketing of Colt products other than firearms, such as knives or clothing. Such materials are not  
14 relevant to any potential issue in this case. Additionally, plaintiffs' definition states that it includes any  
15 review of information conducted by "any third party whether or not under [Colt's] direction." Such a  
16 request is clearly overly broad and unduly burdensome, because, among other things, it is not limited to  
17 Colt or COLT brand firearms. Further, plaintiffs have not identified any specific incident of misuse of  
18 a COLT brand firearm in California caused by Colt's marketing practices. (See paragraph I.G., supra.)  
19 Colt objects to this request to the extent that it is not limited to the national, commercial firearms market,  
20 pursuant to and subject to the limitations of paragraph I.G., supra. Colt further objects to this request  
21 on the grounds that it seeks documents that are confidential, and/or privileged or protected. (See  
22 paragraphs I.C. and I.D., supra.)

23 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
24 states that it has produced to the Depository copies in its possession of documents discussing marketing,  
25 advertising and sales strategy for the sale of firearms, including relevant market research, if any, from  
26 March 22, 1990, to the date the first municipal firearms lawsuit was filed. Colt intends to supplement  
27 periodically, and as appropriate, its production of documents to the Depository.

1 **REQUEST NO. 32.:**

2 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to NEW PRODUCT  
3 DEVELOPMENT, including, but not limited to, ANY new product design OR feature.

4 **RESPONSE:**

5 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
6 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
7 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request as vague and ambiguous  
8 (e.g., in its use of the terms "product design or feature" in the context of this request). Colt objects to  
9 this request on the grounds that it is overly broad, unduly burdensome, and seeks documents that are  
10 neither relevant nor reasonably calculated to lead to the discovery of admissible evidence because,  
11 among other things, it is not limited to documents that have some potential bearing on the issues in this  
12 case. For example, by seeking all documents related to product development and product design or  
13 features without specifications or limitations, the request encompasses documents with no potential  
14 relevance to the issues in this case, including documents on design features such as color, engraving or  
15 other cosmetic features. Additionally, plaintiffs have not identified any specific incident of misuse of  
16 a COLT brand firearm in California caused by the design of a COLT brand product. (See paragraph I.G.,  
17 supra.) Colt further objects to this request on the grounds that it seeks documents that are confidential,  
18 and/or privileged or protected. (See paragraphs I.C. and I.D., supra.)

19 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
20 states that it has produced to the Depository copies in its possession of documents discussing firearm  
21 safety design, research and development from March 22, 1990, to the date the first municipal firearms  
22 lawsuit was filed. Colt also states that voluminous, repetitive design drawings have not been produced  
23 to the Depository but are available to plaintiffs on specific request and easily accessible to those visiting  
24 the Depository. Colt intends to supplement periodically, and as appropriate, its production of documents  
25 to the Depository.

26 **REQUEST NO. 33.:**

27 ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to, OR RELATE to YOUR  
28 DOCUMENT CONTROL.

1 **RESPONSE:**

2 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
3 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
4 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
5 is overly broad and seeks documents that are neither relevant nor reasonably calculated to lead to the  
6 discovery of admissible evidence because, among other things, it is not limited to documents that have  
7 some potential bearing on the issues in this case. Colt objects to this request to the extent it seeks  
8 confidential, and/or privileged or protected documents. (See paragraphs I.C. and I.D., supra.)

9 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
10 states that it has produced to the Depository copies in its possession of documents reflecting Colt's  
11 document retention policy from March 22, 1990, to the date the first municipal firearms lawsuit was  
12 filed. Colt also refers plaintiffs to its Response to Special Interrogatory No. 44. Colt intends to  
13 supplement periodically, and as appropriate, its production of documents to the Depository.

14  
15 **REQUEST NO. 34.:**

16 ALL organizational charts AND other DOCUMENTS IDENTIFYING YOUR owners,  
17 officers, OR directors.

18 **RESPONSE:**

19 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
20 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
21 before March 22, 1990. (See paragraph I.E., supra.) Colt also objects to this request as vague and  
22 ambiguous (e.g., in its use of the terms "other documents"). Colt further objects to this request to the  
23 extent it seeks documents that are confidential, and/or privileged or protected. (See paragraphs I.C. and  
24 I.D., supra.)

25 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
26 states that it has produced to the Depository copies in its possession of organizational charts from March  
27 22, 1990, to the date the first municipal firearms lawsuit was filed. Colt intends to supplement  
28 periodically, and as appropriate, its production of documents to the Depository.

1 **REQUEST NO. 35.:**

2 ALL BROCHURES for ANY FIREARM manufactured by YOU.

3 **RESPONSE:**

4 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
5 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
6 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
7 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
8 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
9 to documents that have some potential bearing on the issues in this case. Colt objects to this request to  
10 the extent that it is not limited to the national, commercial firearms market, pursuant to and subject to  
11 the limitations of paragraph I.G., supra.

12 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
13 states that it has produced to the Depository copies in its possession of brochures, manuals or other  
14 documents related to Colt firearms prepared and/or distributed to consumers or the general public from  
15 March 22, 1990, to the date the first municipal firearms lawsuit was filed. Colt intends to supplement  
16 periodically, and as appropriate, its production of documents to the Depository.

17  
18 **REQUEST NO. 36.:**

19 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to the safe use AND  
20 storage of FIREARMS, including, but not limited to, DOCUMENTS regarding CHAMBER LOADED  
21 INDICATORS, MAGAZINE DISCONNECT SAFETIES, PERSONALIZED GUN SYSTEMS,  
22 SAFETY DESIGNS, SAFETY DEVICES, AND SECURE GUN STORAGE DEVICES.

22 **RESPONSE:**

23 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
24 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
25 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
26 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
27 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
28 to documents that have some potential bearing on the issues in this case. For example, plaintiffs have

1 not identified any specific incident of misuse of a COLT brand firearm in California caused by the design  
2 and/or presence or absence of a safety device on a COLT brand firearm. (See paragraph I.G., supra.)  
3 Colt further objects to this request to the extent it seeks documents that are confidential, and/or  
4 privileged or protected. (See paragraphs I.C. and I.D., supra.)

5 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
6 states that it has produced to the Depository copies in its possession of documents concerning the safe  
7 use and storage of firearms and firearm safety devices, including Colt manuals and brochures, other  
8 product warnings given by Colt, and documents concerning research, development, testing, marketing  
9 and distribution of firearm safety devices from March 22, 1990, to the date the first municipal firearms  
10 lawsuit was filed. Colt intends to supplement periodically, and as appropriate, its production of  
11 documents to the Depository.

12  
13 **REQUEST NO. 37.:**

14 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to the estimated OR actual  
15 production cost in total AND per FIREARM for CHAMBER LOADED INDICATORS, MAGAZINE  
16 DISCONNECT SAFETIES, PERSONALIZED GUN SYSTEMS, SAFETY DESIGNS, AND SAFETY  
17 DEVICES.

18 **RESPONSE:**

19 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
20 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
21 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
22 is overly broad, compound, unduly burdensome, and seeks documents that are neither relevant nor  
23 reasonably calculated to lead to the discovery of admissible evidence because, among other things, it is  
24 not limited to documents that have some potential bearing on the issues in this case. For example,  
25 plaintiffs have not identified any specific incident of misuse of a COLT brand firearm in California  
26 caused by the design and/or presence or absence of a firearm safety device on a COLT brand firearm.  
27 (See paragraph I.G., supra.) Colt further objects to this request to the extent it seeks documents that are  
28 confidential, and/or privileged or protected. (See paragraphs I.C. and I.D., supra.)

1 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
2 states that it has produced to the Depository copies in its possession of documents concerning the design,  
3 sale, manufacturing, testing and distribution of firearms and firearm safety devices, that may include  
4 information of the type requested, from March 22, 1990, to the date the first municipal firearms lawsuit  
5 was filed. Colt intends to supplement periodically, and as appropriate, its production of documents to  
6 the Depository.

7  
8 **REQUEST NO. 38.:**

9 ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to, OR RELATE to ANY  
10 injuries or deaths caused by the use of ANY FIREARM manufactured by YOU.

11 **RESPONSE:**

12 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
13 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
14 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
15 is overly broad, unduly burdensome, not limited in time and scope, and seeks documents that are neither  
16 relevant nor reasonably calculated to lead to the discovery of admissible evidence because, among other  
17 things, it is not limited to documents that have some potential bearing on the issues in this case. For  
18 example, this request as written would compel Colt to provide documents on every injury or death  
19 caused during a war or other military action involving the use of a Colt M-16 or other military weapons.  
20 Colt objects to this request to the extent that it is not limited to the national, commercial firearms market,  
21 pursuant to and subject to the limitations of paragraph I.G., supra. Colt further objects to this request  
22 to the extent it seeks documents that are confidential, and/or privileged or protected. (See paragraph I.B.,  
23 supra.)

24 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
25 states that it has produced to the Depository copies in its possession of documents regarding injuries  
26 purportedly caused by COLT brand firearms related to safety devices or firearm design and documents  
27 discussing firearm-related crime statistics, if any, and copies of Complaints and Answers, discovery  
28 responses, and depositions of Colt employees and experts in product liability cases concerning firearm

1 distribution practices, safety devices, safety design and/or other issues relevant to or concerning the  
2 claims in this case in which Colt was a party from March 22, 1990, to the date the first municipal  
3 firearms lawsuit was filed. Colt intends to supplement periodically, and as appropriate, its production  
4 of documents to the Depository.

5  
6 **REQUEST NO. 39.:**

7 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to the UNINTENTIONAL  
8 FIRING of ANY FIREARM manufactured by YOU, including, but not limited to, complaints regarding  
malfunctions OR accidental DISCHARGES.

9 **RESPONSE:**

10 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
11 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
12 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
13 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
14 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
15 to documents that have some potential bearing on the issues in this case. For example, plaintiffs have  
16 not identified any specific incident of accidental discharge of a COLT brand firearm in California. (See  
17 paragraph I.G., supra.) Colt also objects to this request as vague and ambiguous (e.g., in its use of the  
18 terms "unintentional firing," "malfunctions" and "accidental discharges"). Plaintiffs' attempt to define  
19 "unintentional firing" as "any discharge of ammunition from a firearm that is not intended by the person  
20 in possession of the firearm" only compounds the ambiguity of this request (e.g., by asking Colt to  
21 determine what a firearm user intended at the time he or she discharged a firearm). Colt further objects  
22 to this request to the extent it seeks documents that are confidential, and/or privileged or protected. (See  
23 paragraph I.C., supra.)

24 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
25 states that it has produced to the Depository copies in its possession of documents regarding injuries  
26 purportedly caused by COLT brand firearms related to safety devices or firearm design, documents  
27 discussing firearm-related crime statistics, if any, and copies of Complaints and Answers, discovery  
28 responses, and depositions of Colt employees and experts in product liability cases concerning firearm

1 distribution practices, safety devices, safety design and/or other issues relevant to or concerning the  
2 claims in this case in which Colt was a party from March 22, 1990, to the date the first municipal  
3 firearms lawsuit was filed. Colt intends to supplement periodically, and as appropriate, its production  
4 of documents to the Depository.

5  
6 **REQUEST NO. 40.:**

7 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to the illegal sale OR use  
8 of ANY FIREARM manufactured by YOU OR ANY COMPETITOR, including, but not limited to,  
9 ANY CRIMINAL USE of a FIREARM.

9 **RESPONSE:**

10 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
11 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
12 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
13 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
14 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
15 to Colt or COLT brand firearms or to documents that have some potential bearing on the issues in this  
16 case. For example, plaintiffs have not identified any specific incident of misuse of a COLT brand  
17 firearm in California caused by an alleged illegal sale of a COLT brand firearm. (See paragraph I.G.,  
18 supra.) Colt further objects to this request to the extent it seeks documents that are confidential, and/or  
19 privileged or protected (see paragraph I.B., supra) and seeks documents considered confidential by  
20 various law enforcement entities. (See paragraph I.H., supra.)

21 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
22 states that it has produced to the Depository copies in its possession of documents concerning the sale  
23 and distribution of COLT brand firearms, documents concerning injuries purportedly caused by COLT  
24 brand firearms related to safety devices or firearm design, which may include documents, if any,  
25 concerning the illegal use of firearms, and documents discussing firearm-related crime statistics, if any,  
26 from March 22, 1990, to the date the first municipal firearms lawsuit was filed. Colt intends to  
27 supplement periodically, and as appropriate, its production of documents to the Depository.



1 **REQUEST NO. 41.:**

2 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to the SECONDARY  
3 MARKET for FIREARMS.

4 **RESPONSE:**

5 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
6 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
7 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
8 is overly broad and unduly burdensome (e.g., by defining "secondary market" as "any sale, transfer, or  
9 trade of a firearm in which the manufacturer of the firearm is not a party"), and seeks documents that are  
10 neither relevant nor reasonably calculated to lead to the discovery of admissible evidence because,  
11 among other things, it is not limited to documents that have some potential bearing on the issues in this  
12 case. For example, plaintiffs have not identified any specific incident of misuse of a COLT brand  
13 firearm in California caused by the sale of a COLT brand firearm through an alleged secondary market.  
14 (See paragraph I.G., supra.) Colt also objects to this request as duplicative of Request No. 22 and  
15 No. 30.

16 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
17 states that while it denies participation in any illegal "secondary market" for firearms, it has produced  
18 to the Depository copies in its possession of documents concerning the sale and distribution of COLT  
19 brand firearms, including, if any, documents concerning any illegal sales (such as "straw" purchases) of  
20 COLT brand firearms from March 22, 1990, to the date the first municipal firearms lawsuit was filed.  
21 Colt intends to supplement periodically, and as appropriate, its production of documents to the  
22 Depository.

23 **REQUEST NO. 42.:**

24 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to the SCREENING of  
25 potential purchasers of FIREARMS, including, but not limited to, POLICIES regarding the training of  
26 purchasers, DISTRIBUTORS, DEALERS, RETAILERS, AND SELLERS of FIREARMS.

26 **RESPONSE:**

27 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
28 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing

1 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
2 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
3 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
4 to documents that have some potential bearing on the issues in this case. For example, plaintiffs have  
5 not identified any specific incident of misuse of a COLT brand firearm in California caused by Colt's  
6 distribution or sales policies or practices. (See paragraph I.G., supra.) Colt also objects to this request  
7 to the extent that it is not limited to the national, commercial firearms market, pursuant to and subject  
8 to the limitations of paragraph I.G., supra. Colt also objects to this request as duplicative of Request  
9 No. 19. Colt further objects to this request to the extent it seeks documents that are confidential, and/or  
10 privileged or protected. (See paragraphs I.C. and I.D., supra.)

11 Subject to and without waiving these objections and subject to paragraph I.B., supra. Colt  
12 states that it has produced to the Depository copies in its possession of documents discussing marketing,  
13 advertising, sales, and distribution strategy for the sale of firearms, distributor agreements, and  
14 communications with its distributors related to the sale or distribution of COLT brand firearms, that may  
15 include documents of the type sought by this request, from March 22, 1990, to the date the first  
16 municipal firearms lawsuit was filed. Colt intends to supplement periodically, and as appropriate, its  
17 production of documents to the Depository.

18  
19 **REQUEST NO. 43.:**

20 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to the use of FIREARMS  
21 by INAPPROPRIATE PURCHASERS, including, but not limited to, UNDERAGE PERSONS.

22 **RESPONSE:**

23 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
24 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
25 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
26 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
27 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
28 to Colt or COLT brand firearms as to documents that have some potential bearing on the issues in this

1 case. For example, plaintiffs have not identified any specific incident of use of a COLT brand firearm  
2 by an inappropriate purchaser in California. (See paragraph I.G., supra.) Colt objects to this request to  
3 the extent it seeks confidential, and/or privileged or protected documents. (See paragraphs I.C. and I.D.,  
4 supra.)

5 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
6 states that it has produced to the Depository copies in its possession of documents regarding the sale and  
7 distribution of COLT brand firearms and documents concerning firearm-related crime statistics, which  
8 may include, if any, documents responsive to this request from March 22, 1990, to the date the first  
9 municipal firearms lawsuit was filed. Colt intends to supplement periodically, and as appropriate, its  
10 production of documents to the Depository.

11  
12 **REQUEST NO. 44.:**

13 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to SHOOTING GAMES.

14 **RESPONSE:**

15 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
16 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
17 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
18 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
19 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
20 to documents that have some potential bearing on the issues in this case. Plaintiffs have made no  
21 allegations in this case relating to Colt's involvement in or responsibility for shooting games and have  
22 not identified any specific incident of misuse of a COLT brand firearm in California caused by shooting  
23 games. (See paragraph I.G., supra.) Colt further objects to this request to the extent it seeks documents  
24 that are confidential, and/or privileged or protected. (See paragraph I.C., supra.)

25 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt states  
26 that it has produced to the Depository copies in its possession of documents concerning Colt's  
27 sponsorship of or involvement with shooting games, if any, from March 22, 1990, to the date the first  
28

1 municipal firearms lawsuit was filed. Colt intends to supplement periodically, and as appropriate, its  
2 production of documents to the Depository.

3 **REQUEST NO. 45.:**

4 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to YOUR marketing of  
5 FIREARMS.

6 **RESPONSE:**

7 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
8 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
9 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
10 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
11 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
12 to documents that have some potential bearing on the issues in this case. For example, plaintiffs have  
13 not identified any specific incident of misuse of a COLT brand firearm in California caused by Colt's  
14 marketing policies or programs. (See paragraph I.G., supra.) Colt also objects to this request to the  
15 extent that it is not limited to the national, commercial firearms market, pursuant to and subject to the  
16 limitations of paragraph I.G., supra. Colt also objects to this request as unduly burdensome as it is  
17 duplicative of Request No. 22. Colt further objects to this request to the extent it seeks documents that  
18 are confidential, and/or privileged or protected. (See paragraphs I.C. and I.D., supra.)

19 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
20 states that it has produced to the Depository copies in its possession of documents discussing marketing,  
21 advertising, sales, and distribution strategy for the sale of firearms, distributor agreements,  
22 communications with its distributors related to the sale, marketing or distribution of COLT brand  
23 firearms and marketing plans, from March 22, 1990, to the date the first municipal firearms lawsuit was  
24 filed. Colt intends to supplement periodically, and as appropriate, its production of documents to the  
25 Depository.

1 **REQUEST NO. 46.:**

2 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to ANY distribution  
3 agreement for the sale of FIREARMS, including, but not limited to, ANY agreement to sell, transfer,  
4 trade, OR supply any FIREARM manufactured by YOU.

4 **RESPONSE:**

5 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
6 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
7 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
8 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
9 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
10 to documents that have some potential bearing on the issues in this case. For example, plaintiffs have  
11 not identified any specific incident of misuse of a COLT brand firearm in California caused by the  
12 manner in which Colt distributes its firearms. (See paragraph I.G., supra.) Colt objects to this request  
13 to the extent that it is not limited to the national, commercial firearms market, pursuant to and subject  
14 to the limitations of paragraph I.G., supra. Colt also objects to this request as duplicative of Request  
15 No. 19 and Request No. 22. Colt further objects to this request to the extent it seeks documents that are  
16 confidential, and/or privileged or protected. (See paragraphs I.C. and I.D., supra.)

17 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
18 states that it has produced to the Depository copies in its possession of distributor agreements and other  
19 documents concerning agreements for the distribution of COLT brand firearms, from March 22, 1990,  
20 to the date the first municipal firearms lawsuit was filed. Colt intends to supplement periodically, and  
21 as appropriate, its production of documents to the Depository.

23 **REQUEST NO. 47.:**

24 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to ANY design OR  
25 production method that would reduce tampering with serial numbers on a FIREARM.

26 **RESPONSE:**

27 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
28 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing

1 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
2 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
3 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
4 to documents that have some potential bearing on the issues in this case. For example, plaintiffs have  
5 not identified any specific incident of misuse of a COLT brand firearm in California caused by tampering  
6 with a serial number. (See paragraph I.G., supra.) Colt further objects to this request to the extent it  
7 seeks documents that are confidential, and/or privileged or protected. (See paragraphs I.C. and I.D.,  
8 supra.)

9           Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
10 states that it has produced to the Depository copies in its possession of documents concerning the use  
11 or implementation of tamper-resistant serial numbers, if any, from March 22, 1990, to the date the first  
12 municipal firearms lawsuit was filed. Colt intends to supplement periodically, and as appropriate, its  
13 production of documents to the Depository.

14  
15 **REQUEST NO. 48.:**

16           ALL price lists or other DOCUMENTS which REFLECT the wholesale OR suggested  
17 retail price for ANY FIREARM manufactured by YOU.

18 **RESPONSE:**

19           Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
20 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
21 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
22 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
23 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
24 to documents that have some potential bearing on the issues in this case. Colt objects to this request to  
25 the extent that it is not limited to the national, commercial firearms market, pursuant to and subject to  
26 the limitations of paragraph I.G., supra. Colt further objects to this request to the extent it seeks  
27 documents that are confidential, and/or privileged or protected. (See paragraphs I.C. and I.D., supra.)  
28

1 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
2 states that it has produced to the Depository copies in its possession of communications with distributors  
3 that may include price lists for COLT brand firearms, if any, from March 22, 1990, to the date the first  
4 municipal firearms lawsuit was filed. Additionally, Colt states that, while it has not produced  
5 voluminous, repetitive price lists to the Depository, such documents may be available upon request and  
6 easily accessible to those visiting the Depository. Colt intends to supplement periodically, and as  
7 appropriate, its production of documents to the Depository.

8 **REQUEST NO. 49.:**

9 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to the naming OR the  
10 renaming of ANY FIREARM manufactured by YOU OR RELATE to the design OR features of ANY  
11 FIREARM manufactured by YOU.

11 **RESPONSE:**

12 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
13 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
14 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
15 is vague and ambiguous (e.g., in its use of the terms "design" or "features" in the context of this request),  
16 overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
17 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
18 to documents that have some potential bearing on the issues in this case. For example, by seeking all  
19 documents related to design or features without specifications or limitations, the request could  
20 encompass documents with no potential relevance to the issues in this case, including documents on  
21 design features such as color, engraving or other cosmetic features. Additionally, plaintiffs have not  
22 identified any specific incident of misuse of a COLT brand firearm in California caused by the name or  
23 design of any firearm. (See paragraph I.G., supra.) Colt also objects to this request to the extent it is  
24 duplicative of Request No. 32. Colt further objects to this request to the extent it seeks documents that  
25 are confidential, and/or privileged or protected. (See paragraphs I.C. and I.D., supra.)

26 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
27 states that it has produced to the Depository copies in its possession of documents concerning safety  
28 features and safety design from March 22, 1990, to the date the first municipal firearms lawsuit was

1 filed. Additionally, Colt states that voluminous, repetitive design drawings have not been produced to  
2 the Depository but are available upon request and easily accessible to those visiting the Depository. Colt  
3 intends to supplement periodically, and as appropriate, its production of documents to the Depository.  
4

5 **REQUEST NO. 50.:**

6 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to YOUR ability OR  
7 YOUR COMPETITORS' ability to manufacture fingerprint resistant FIREARMS OR  
8 UNDETECTABLE FIREARMS.

8 **RESPONSE:**

9 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
10 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
11 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
12 is overly broad and seeks documents that are neither relevant nor reasonably calculated to lead to the  
13 discovery of admissible evidence because, among other things, it is not limited to Colt or COLT brand  
14 firearms or to documents that have some potential bearing on the issues in this case. For example,  
15 plaintiffs have not identified any specific incident of misuse of a COLT brand firearm in California  
16 involving a fingerprint resistant firearm or undetectable firearm. (See paragraph I.G., supra.) Colt also  
17 objects to the use of the terms "fingerprint resistant firearms" in this request as vague, ambiguous and  
18 argumentative. Colt further objects to this request to the extent it seeks documents that are confidential,  
19 and/or privileged or protected. (See paragraphs I.C. and I.D., supra.)

20 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
21 states that it has produced to the Depository copies in its possession of documents concerning fingerprint  
22 resistant or undetectable firearms, if any, from March 22, 1990, to the date the first municipal firearms  
23 lawsuit was filed. Colt intends to supplement periodically, and as appropriate, its production of  
24 documents to the Depository.  
25

26 **REQUEST NO. 51.:**

27 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to ANY FIREARM with  
28 a THREADED BARREL.



1 **RESPONSE:**

2 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
3 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
4 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
5 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
6 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
7 to Colt or COLT brand firearms or to documents that have some potential bearing on the issues in this  
8 case. Additionally, plaintiffs have not identified any specific incident of misuse of a COLT brand  
9 firearm in California caused by a firearm with a threaded barrel. (See paragraph I.G., supra.) Colt  
10 objects to this request to the extent that it is not limited to the national, commercial firearms market,  
11 pursuant to and subject to the limitations of paragraph I.G., supra. Colt further objects to this request  
12 to the extent it seeks documents that are confidential, and/or privileged or protected. (See paragraphs  
13 I.C. and I.D., supra.)

14 Subject to and without waiving these objections and subject to paragraph I.B., supra. Colt  
15 states that it does not currently produce any commercial firearms with a threaded barrel.  
16

17 **REQUEST NO. 52.:**

18 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to the use of ANY  
19 ARMOR PIERCING AMMUNITION with ANY FIREARM manufactured by YOU OR ANY  
20 COMPETITOR.

21 **RESPONSE:**

22 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
23 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
24 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
25 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
26 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
27 to Colt or COLT brand firearms or to documents that have some potential bearing on the issues in this  
28 case. For example, plaintiffs have not identified any specific incident of misuse of a COLT brand  
firearm in California caused by the use of armor-piercing ammunition. (See paragraph I.G., supra.) Colt

1 objects to this request to the extent that it is not limited to the national, commercial firearms market,  
2 pursuant to and subject to the limitations of paragraph I.G., supra.

3 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
4 states that it has produced to the Depository copies in its possession of documents, if any, concerning  
5 the use of armor-piercing ammunition in COLT brand firearms, from March 22, 1990, to the date the  
6 first municipal firearms lawsuit was filed. Colt intends to supplement periodically, and as appropriate,  
7 its production of documents to the Depository.

8 **REQUEST NO. 53.:**

9 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to the  
10 CONCEALABILITY OR the barrel length of any FIREARM.

11 **RESPONSE:**

12 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
13 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
14 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
15 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
16 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
17 to Colt or COLT brand firearms or to documents that have some potential bearing on the issues in this  
18 case. Additionally, plaintiffs have not identified any specific incident of misuse of a COLT brand  
19 firearm in California caused by the barrel length or concealability of a firearm. (See paragraph I.G.,  
20 supra.) Colt objects to this request to the extent that it is not limited to the national, commercial firearms  
21 market, pursuant to and subject to the limitations of paragraph I.G., supra. Colt also objects to this  
22 request as vague, ambiguous and argumentative in its use of the term "concealability," defined by  
23 plaintiffs as "the ability of any firearm to be hidden from view." As written, this would mean that any  
24 firearm that could be "hidden from view" in any way — including, for example, putting a shotgun in a  
25 closet or a grenade launcher inside a tank, would be concealable according to plaintiffs' definition. Colt  
26 objects to this request to the extent it seeks confidential, and/or privileged or protected documents. (See  
27 paragraphs I.C. and I.D., supra.)  
28

1 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
2 states that it has produced to the Depository copies in its possession of documents, if any, concerning  
3 the design of COLT brand firearms to be concealable, from March 22, 1990, to the date the first  
4 municipal firearms lawsuit was filed. Colt intends to supplement periodically, and as appropriate, its  
5 production of documents to the Depository.

6  
7 **REQUEST NO. 54.:**

8 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to ANY SELECT FIRE  
9 FIREARM manufactured by YOU OR ANY COMPETITOR.

10 **RESPONSE:**

11 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
12 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
13 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
14 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
15 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
16 to Colt or COLT brand firearms, to firearms manufactured or sold in California, or to documents that  
17 have some potential bearing on the issues in this case. Colt objects to this request to the extent that it  
18 is not limited to the national, commercial firearms market, pursuant to and subject to the limitations of  
19 paragraph I.G., supra. Colt further objects to this request to the extent that it seeks confidential, and/or  
20 privileged or protected documents. (See paragraphs I.C. and I.D., supra.)

21 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
22 states that Colt does not manufacture or sell any select firearms for the United States commercial  
23 firearms market.

24  
25 **REQUEST NO. 55.:**

26 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to ANY  
27 SEMIAUTOMATIC FIREARM manufactured by YOU OR ANY COMPETITOR which can be  
28 CONVERTED to an AUTOMATIC FIREARM.

1 **RESPONSE:**

2 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
3 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
4 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
5 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
6 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
7 to Colt or COLT brand firearms or to documents that have some potential bearing on the issues in this  
8 case. For example, plaintiffs have not identified any specific incident of misuse of a COLT brand  
9 firearm in California caused by conversion of a semi-automatic firearm to an automatic firearm. (See  
10 paragraph I.G., supra.) Colt objects to this request to the extent that it is not limited to the national,  
11 commercial firearms market, pursuant to and subject to the limitations of paragraph I.G., supra. Colt  
12 further objects to this request to the extent that it seeks confidential, and/or privileged or protected  
13 documents. (See paragraphs I.C. and I.D., supra.)

14 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
15 states that it has produced to the Depository copies in its possession of documents, if any, concerning  
16 conversion of semi-automatic COLT brand firearms to automatic firearms, from March 22, 1990, to the  
17 date the first municipal firearms lawsuit was filed. Colt intends to supplement periodically, and as  
18 appropriate, its production of documents to the Depository.

19  
20 **REQUEST NO. 56.:**

21 ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to, OR RELATE to ANY  
22 method of distribution of ANY FIREARM manufactured by YOU, including, but not limited to,  
23 POLICIES regarding the DISTRIBUTORS, DEALERS, RETAILERS, AND SELLERS to whom YOU  
24 supply ANY FIREARM manufactured by YOU AND POLICIES regarding the number of FIREARMS  
25 YOU furnish to ANY DISTRIBUTOR, DEALER, RETAILER, OR SELLER.

24 **RESPONSE:**

25 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
26 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
27 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
28 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably

1 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
2 to Colt or COLT brand firearms or to documents that have some potential bearing on the issues in this  
3 case. Additionally, plaintiffs have not identified any specific incident of misuse of a COLT brand  
4 firearm in California caused by Colt's distribution policies or practices. (See paragraph I.G., supra.) Colt  
5 objects to this request to the extent that it is not limited to the national, commercial firearms market,  
6 pursuant to and subject to the limitations of paragraph I.G., supra. Colt also objects to this request as  
7 unduly burdensome as it is duplicative of Request No. 19 and Request No. 22. Colt further objects to  
8 this request to the extent it seeks documents that are confidential, and/or privileged or protected. (See  
9 paragraphs I.C. and I.D., supra.)

10 Subject to and without waiving these objections and subject to paragraph I.B., supra., Colt  
11 states that it has produced to the Depository copies in its possession of distributor agreements,  
12 correspondence with distributors, and other documents concerning Colt's distribution methods, strategy  
13 and/or policies, from March 22, 1990, to the date the first municipal firearms lawsuit was filed. Colt  
14 intends to supplement periodically, and as appropriate, its production of documents to the Depository.

15  
16 **REQUEST NO. 57.:**

17 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to ANY offer of monetary  
18 OR other incentives to DISTRIBUTORS, DEALERS, RETAILERS, OR SELLERS.

19 **RESPONSE:**

20 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
21 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
22 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
23 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
24 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
25 to documents that have some potential bearing on the issues in this case. For example, plaintiffs have  
26 not identified any specific incident of misuse of a COLT brand firearm in California caused by Colt's  
27 distribution programs or practices. (See paragraph I.G., supra.) Colt objects to this request to the extent  
28 that it is not limited to the national, commercial firearms market, pursuant to and subject to the

1 limitations of paragraph I.G., supra. Colt also objects to this request as unduly burdensome as it is  
2 duplicative of Request No. 19 and Request No. 22. Colt further objects to this request to the extent it  
3 seeks documents that are confidential, and/or privileged or protected. (See paragraphs I.C. and I.D.,  
4 supra.)

5 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
6 states that it has produced to the Depository copies in its possession of documents concerning Colt's  
7 distribution strategy or policies, and correspondence or other communications with distributors regarding  
8 the sale or distribution of COLT brand firearms, that may include documents of the type sought by this  
9 request, from March 22, 1990, to the date the first municipal firearms lawsuit was filed. Colt intends  
10 to supplement periodically, and as appropriate, its production of documents to the Depository.

11  
12 **REQUEST NO. 58.:**

13 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to ANY return of  
14 FIREARMS manufactured by YOU.

15 **RESPONSE:**

16 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
17 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
18 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
19 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
20 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
21 to documents that have some potential bearing on the issues in this case.

22 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
23 states that it has produced to the Depository copies in its possession of documents, if any, concerning  
24 returned firearms where the reason for the return related to safety design, safety features, and/or other  
25 issues relevant to or concerning the claims in the case, from March 22, 1990, to the date the first  
26 municipal firearms lawsuit was filed. Colt intends to supplement periodically, and as appropriate, its  
27 production of documents to the Depository.

1 **REQUEST NO. 59.:**

2 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to any insurance policy  
3 OR indemnification agreement that may provide coverage to YOU for ANY of the claims OR causes  
4 of action asserted in this action OR that may provide reimbursement for payments made in defense of  
5 this action, including, but not limited to, ANY primary insurance policy, excess insurance policy, AND  
6 joint insurance policy.

5 **RESPONSE:**

6 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
7 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
8 before March 22, 1990. (See paragraph I.E., supra.) Colt further objects to this request to the extent it  
9 seeks documents that are confidential, and/or privileged or protected. (See paragraph I.C., supra.)

10 Subject to and without waiving these objections, Colt states that the Complaint contains  
11 broad, vague and conclusory allegations concerning defendants' products. The Complaint's lack of  
12 particularity has made it impossible for Colt to discern with specificity the basis of plaintiffs' claims  
13 against it or to provide any certain response to this request. However, Colt states that it believes that  
14 plaintiffs' claims may be covered under one or more of the policies of insurance listed below:

- 15 1. Twin City Fire Insurance Company  
16 Policy Number: 02 CES SS4089
- 17 2. Granite State Insurance Company  
18 Policy Number: CDO 969-43-80
- 19 3. Granite State Insurance Company  
20 Policy Number: CDO 992-57-19
- 21 4. Twin City Fire Insurance Company  
22 Policy Number: 02 CES SS4301
- 23 5. Reliance Insurance Company of Illinois  
24 Policy Number: NGB 0106611
- 25 6. AIG (National Union)  
26 Policy Number: GL4570410
- 27 7. AIG (AISLIC)  
28 Policy Number: GLCM4570411
8. AISLIC  
Policy Number: BE8198034
9. AIG (National Union)  
Policy Number: GL1465869

- 1 10. AIG - AISLIC  
Policy Number: GLCM1465870
- 2
- 3 11. AISLIC  
Policy Number: BE8198005
- 4 12. AIG (National Union)  
Policy Number: GL1464143
- 5
- 6 13. AIG - AISLIC  
Policy Number: GLCM7707859
- 7 14. AIG (National Union)  
Policy Number: BE309-58-62
- 8
- 9 15. Steadfast Insurance Company  
Policy Number: SUC 8083857-01;  
SUC 8083857-00
- 10
- 11 16. Sporting Arms Insurance Limited  
Policy Number: SAIL 152/90
- 12 17. Sporting Arms Insurance Limited  
Policy Number: SAIL 152/90G
- 13
- 14 18. Sporting Arms Insurance Limited  
Policy Number: SAIL 152/91H
- 15 19. Reliance Insurance Company  
Policy Number: NGD0106610  
NGD0106611
- 16

17                   Additionally, Colt states it has conducted a reasonable review of its documents and files,  
18 consistent with Colt's obligations under the California Rules of Civil Procedure, in an effort to identify  
19 documents that would relate to the subject matter of this request. As a result of this search, copies of the  
20 policies identified above have been produced to the Depository and are available to the plaintiffs for  
21 inspection and copying upon request. Thus, the documents sought by this request may be found in the  
22 Depository.

23

24 **REQUEST NO. 60.:**

25                   ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to ANY sale, trade, OR  
26 transfer of ANY FIREARM OR FIREARM MAGAZINE manufactured by YOU to ANY federal, state,  
27 OR local law enforcement agency.

28



1 **RESPONSE:**

2 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
3 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
4 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
5 seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible  
6 evidence because, among other things, it is not limited to documents that have some potential bearing  
7 on the issues in this case. Colt further objects to this request to the extent that it seeks confidential,  
8 and/or privileged or protected documents. (See paragraph I.C., supra.)

9 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
10 states that it has produced to the Depository copies in its possession of documents concerning the sale  
11 of COLT brand firearms to law enforcement agencies and documents concerning the transfer of firearms  
12 to law enforcement agencies for testing or other purposes, from March 22, 1990, to the date the first  
13 municipal firearms lawsuit was filed. Colt intends to supplement periodically, and as appropriate, its  
14 production of documents to the Depository.

15  
16 **REQUEST NO. 61.:**

17 ALL DOCUMENTS that CONSTITUTE OR are included in the packaging for ANY  
18 FIREARM manufactured by YOU, including, but not limited to, ANY instruction manual, warning, box,  
OR insert.

19 **RESPONSE:**

20 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
21 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
22 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
23 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
24 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
25 to documents that have some potential bearing on the issues in this case. For example, plaintiffs have  
26 not identified any specific incident of misuse of a COLT brand firearm in California caused by the  
27 materials or documents included with firearms sold by Colt. (See paragraph I.G., supra.) Colt objects  
28

1 to this request to the extent that it is not limited to the national, commercial firearms market, pursuant  
2 to and subject to the limitations of paragraph I.G., supra.

3 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
4 states that it has produced to the Depository copies in its possession of all brochures, manuals and other  
5 materials provided with the sale of COLT brand firearms, including warnings and instructions for safe  
6 use and storage, from March 22, 1990, to the date the first municipal firearms lawsuit was filed. Colt  
7 intends to supplement periodically, and as appropriate, its production of documents to the Depository.

8  
9  
10 **REQUEST NO. 62.:**

11 ALL DOCUMENTS which CONSTITUTE, REFLECT, REFER to, OR RELATE to  
12 ANY federal FIREARMS license AND ANY proof of federal FIREARMS license held by YOU OR  
13 ANY DEALER, DISTRIBUTOR, RETAILER, OR SELLER who sells FIREARMS manufactured by  
14 YOU.

14 **RESPONSE:**

15 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
16 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
17 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
18 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
19 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
20 to documents that have some potential bearing on the issues in this case. Colt objects to this request to  
21 the extent that it is not limited to the national, commercial firearms market, pursuant to and subject to  
22 the limitations of paragraph I.G., supra. Colt further objects to this request to the extent that it seeks  
23 confidential, and/or privileged or protected documents. (See paragraph I.C., supra.)

24 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
25 states that it has produced to the Depository copies in its possession of Colt's federal firearms license and  
26 copies of correspondence with distributors and/or retailers, if any, regarding the sale and distribution of  
27 COLT brand firearms, including copies of distributors' federal firearms licenses where such licenses have  
28 been sent to Colt, from March 22, 1990, to the date the first municipal firearms lawsuit was filed. Colt

1 intends to supplement periodically, and as appropriate, its production of documents to the Depository.

2  
3 **REQUEST NO. 63.:**

4 ALL DOCUMENTS that REFLECT, REFER to, OR RELATE to ANY  
5 COMMUNICATIONS between YOU AND ANY PERSON relating to compliance OR non-compliance  
6 with ANY law, regulation, statute, OR ordinance relating to FIREARM sales, manufacture, OR  
7 distribution.

8 **RESPONSE:**

9 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
10 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
11 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request to the extent it seeks  
12 documents created in the exercise of Colt's First Amendment rights to freedom of speech, freedom of  
13 assembly, and to petition the government for redress of grievances. (See paragraph I.F., supra.) Colt  
14 objects to this request on the grounds that it is overly broad, unduly burdensome, and seeks documents  
15 that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence  
16 because, among other things, it is not limited to documents that have some potential bearing on the issues  
17 in this case. Colt objects to this request to the extent that it is not limited to the national, commercial  
18 firearms market, pursuant to and subject to the limitations of paragraph I.G., supra. Colt also objects to  
19 this request as duplicative of Request No. 19 and Request No. 22. Colt further objects to this request  
20 to the extent it seeks documents that are confidential, and/or privileged or protected. (See paragraph I.C.,  
21 supra.)

22 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
23 states that it has produced to the Depository copies in its possession of documents concerning the sale  
24 and distribution of COLT brand firearms, including communications with law enforcement agencies and  
25 distributors of COLT brand firearms, which may include documents of the type sought by this request,  
26 and documents concerning legislation regarding the manufacture, sale, and distribution of firearms that  
27 are not protected by Colt's First Amendment privileges, if any, from March 22, 1990, to the date the first  
28 municipal firearms lawsuit was filed. Colt intends to supplement periodically, and as appropriate, its  
production of documents to the Depository.

1 **REQUEST NO. 64.:**

2 ALL DOCUMENTS that CONSTITUTE, REFLECT, REFER to, OR RELATE to ANY  
3 of YOUR year-end financial statements, audited OR unaudited, including, but not limited to, ANY  
4 statement of assets and liabilities.

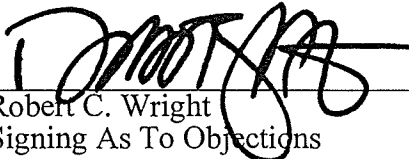
4 **RESPONSE:**

5 Colt objects to this request to the extent it seeks documents pertaining to COLT brand  
6 firearms in commerce before September 16, 1994, and/or information relating to alleged wrongdoing  
7 before March 22, 1990. (See paragraph I.E., supra.) Colt objects to this request on the grounds that it  
8 is overly broad, unduly burdensome, and seeks documents that are neither relevant nor reasonably  
9 calculated to lead to the discovery of admissible evidence because, among other things, it is not limited  
10 to documents that have some potential bearing on the issues in this case. Colt objects to this request to  
11 the extent it seeks confidential, and/or privileged or protected documents. (See paragraphs I.C. and I.D.,  
12 supra.)

13 Subject to and without waiving these objections and subject to paragraph I.B., supra, Colt  
14 states that it has produced to the Depository copies in its possession of annual financial reports presented  
15 to the Board of Directors, from March 22, 1990, to the date the first municipal firearms lawsuit was filed.  
16 Colt intends to supplement periodically, and as appropriate, its production of documents to the  
17 Depository.

18 WRIGHT & L'ESTRANGE  
19 Attorneys for Defendant  
20 Colt's Manufacturing Company, Inc.

21 DATED: November 13, 2000

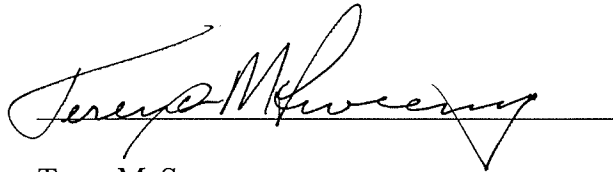
22 By   
23 Robert C. Wright  
24 Signing As To Objections

VERIFICATION

I, Terry McSweeney, declare:

1. I am the Director of Information Services of defendant Colt's Manufacturing Co., Inc.
2. I have read the foregoing Second Supplemental Response of Defendant Colt's Manufacturing Co., Inc., to Plaintiff's First Set of Request for Production of Documents ("Response").
3. The Response was prepared with the assistance of legal counsel upon whom I have relied since some of the matters stated therein are not within my personal knowledge.
4. I have personal knowledge or am informed and believe that the matters stated in the Response are true and on that ground declare under penalty of perjury under the laws of the State of California that the Response is true and correct.

Executed this 10<sup>th</sup> day of November, 2000.



Terry McSweeney

SUBSCRIBED and SWORN to before me on this 10th day of November 2000.



Notary Public, State of Connecticut

**ISABELLE DEFOSSÉS**  
**NOTARY PUBLIC**  
MY COMMISSION EXPIRES MAY 31, 2002