

NO.

IN THE INTEREST OF

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IN THE DISTRICT COURT

AND

395<sup>TH</sup> JUDICIAL DISTRICT

CHILDREN

WILLIAMSON COUNTY, TEXAS

**RESPONDENT MOTHER'S REQUEST FOR PRODUCTION AND INSPECTION**

To: Texas Department of Family and Protective Services, by and through its attorney of record, Brent Webster, Assistant County Attorney, 405 Martin Luther King Ave, Georgetown, Texas 78626.

\_\_\_\_\_, Respondent mother, requests that the Texas Department of Family and Protective Services, produce for inspection and copying the items described below, at the time and place set out below.

**Definitions**

"Respondent," "you," and "your" refer to and are intended to include Texas Department of Family and Protective Services, your employees, and/or your agents, either individually or as a representative of any corporation, association, or partnership, as the case may be, as well as any testifying expert witnesses retained by you or retained on your behalf relating to this litigation and any consulting experts whose work product has been reviewed by, relates to, or forms the basis, either in whole or in part, of the mental impressions and opinions of any testifying experts.

"Person" includes and is intended to mean any natural person or the representative of any company, limited liability company, firm, nonpublicly traded corporation, association, trust, business trust, partnership, limited partnership, family limited partnership, limited liability partnership, joint venture, proprietorship, any other form of business entity or any government entity.

"Entity" or "entities" includes and is intended to mean any government agency, company,

limited liability company, firm, nonpublicly traded corporation, association, trust, business trust, partnership, limited partnership, family limited partnership, limited liability partnership, joint venture, proprietorship, or any other form of business entity.

"Relates to" means in whole or in part constitutes, contains, concerns, embodies, relates, analyzes, identifies, states, refers to, deals with, or in any way pertains to.

"Item," "document," or "documents" includes, but is not limited to, each tangible thing, recording, or reproduction of any visual or auditory information, including but not limited to papers, books, accounts, drawings, graphs, charts, photographs, electronic or videotape recordings, data, and data compilations, however made, whether handwritten, typewritten, or printed material, drafts, duplicates, carbon copies, photocopies, e-mail, scanned documents, digital documents, and all other copies.

"Parties" means Petitioner or Respondent(s) or both Petitioner and Respondent(s).

### **Instructions**

All information responsive to this request that is not privileged and that is in your possession, custody, or control is to be produced.

"Possession, custody, or control" of an item means that the person either has physical possession of the item or has a right to possession of the item that is equal or superior to that of the person who has physical possession of the item.

If any of this information is solely in electronic or magnetic form, you must produce this information by providing Petitioner with this information on CD-ROM computer disks formatted for IBM-compatible computers with a notation identifying the computer program (including version identification) necessary to access the information.

### **Time Period**

The discovery requested is for documents prepared, received, or generated since January 1,

2002 unless otherwise provided in this request. All requested documents, whenever actually prepared or generated that relate to this period are to be produced.

### **Documents to Be Produced**

All items set forth in Exhibit A are to be produced for inspection, examination, and copying within 30 days following service of this request at 595 Round Rock West Dr, #201, Round Rock, Texas 78681. You must either produce documents and tangible things as they are kept in the ordinary course of business or organize and label them to correspond with the categories in this request.

### **Amendment or Supplementation of Response**

If you learn that your response to this request was incomplete or incorrect when made or that, although it was complete and correct when made, it is no longer complete and correct, you must amend or supplement the response -

1. to the extent that the request seeks the identification of persons with knowledge of relevant facts, trial witnesses, or expert witnesses, and
2. to the extent that the request seeks other information, unless the additional or corrective information has been made known to the other parties in writing, on the record at a deposition, or through other discovery responses.

You must make amended or supplemental responses reasonably promptly after you discover the necessity for such a response.

### **Content of Response**

With respect to each item or category of items, you must state objections and assert privileges as required by the Texas Rules of Civil Procedure and state, as appropriate, that -

1. production, inspection, or other requested action will be permitted as requested;
2. the requested items are being served on Petitioner with the response;

3. production, inspection, or other requested action will take place at a specified time and place, if you are objecting to the time and place of production; or

4. no items have been identified - after a diligent search - that are responsive to the request.

Patricia L. Brown & Associates, P.C.  
595 Round Rock West Suite 201  
Round Rock, Texas 78681  
Tel: (512) 246-1149  
Fax: (512) 255-3657

By: \_\_\_\_\_  
Chris McHam  
State Bar No. 24041447  
Attorney for \_\_\_\_

### **Certificate of Service**

I certify that a true copy of the above was served on each attorney of record or party in accordance with the Texas Rules of Civil Procedure on \_\_\_\_\_.

\_\_\_\_\_  
Chris McHam  
Attorney for \_\_\_\_

### **Exhibit A**

The entire Texas Department of Protective and Regulatory Services case file on \_\_\_\_\_ and any of her children, including but not limited to:

1. All correspondence or other documents, including enrollment, attendance, and grade records, that relate to the children the subject of this suit from any school in which the children have been enrolled regarding any time period that the children the subject of this suit were under the temporary managing conservatorship of the Texas Department of Family and Protective Services.

2. All records, including invoices, relating to medical, psychological, and psychiatric treatments, consultations, or diagnoses of the parties and children including but not limited to any prescriptions while the children were under the temporary managing conservatorship of the Texas Department of Family and Protective Services.
3. All information and documents relating to any and all Texas Department of Family and Protective Services records involving \_\_\_\_\_, and/or the children the subject of this suit.
4. Any and all letters or correspondence regarding \_\_\_\_\_, and/or the children the subject of this suit.
5. Copies of any e-mails generated or received by the Texas Department of Family and Protective Services relating to \_\_\_\_\_, and/or the children the subject of this suit.
6. All information and documents including, but not limited to, e-mails and letters generated or received by the Department of Family and Protective Services regarding any foster placement of the children the subject of this suit by any person.
7. Any criminal histories (done by TDFPS, not NCIC) and copies of any arrest reports, judgments, or other documentation regarding \_\_\_\_\_ or anyone on whom a home study was done or requested. Include copies of any arrest reports, photographs, images, or witness statement related to any criminal case against \_\_\_\_\_.