

LEONARD POZNER,
Plaintiff

vs.

Case No. 18CV3122

JAMES FETZER;
MIKE PALECEK;
WRONGS WITHOUT WREMEDIES, LLC,
Defendants.

RESPONSES AND OBJECTIONS TO DEFENDANT FETZER'S SECOND SET OF
REQUESTS FOR PRODUCTION

Plaintiff hereby objects and responds to Defendant Fetzer's Second Requests for
Production of Documents (collectively, "Requests") as follows:

GENERAL OBJECTIONS

Each of plaintiff's responses, in addition to any specifically stated objections, is subject
to and incorporates the following General Objections. The assertion of the same, similar,
additional, or more specific objections, or a partial response to an individual Request, does not
waive any of Plaintiff's General Objections.

1. Plaintiff objects to these Requests to the extent that the Requests are overbroad
and unduly burdensome and impose obligations in excess of those imposed by the Wisconsin
Rules of Civil Procedure.

2. Plaintiff objects to these Requests to the extent that the Requests attempt to seek
or to impose burdens or obligations inconsistent with, or in excess of, those imposed by the
Wisconsin Rules of Civil Procedure, or any other applicable rules and statutes. Plaintiff will
respond to each of the Requests in accordance with the requirements of the Rules.

3. Plaintiff objects to these Requests to the extent that the Requests seek information that is not relevant to the subject matter of this litigation.

4. Plaintiff objects to these Requests to the extent that the information sought can be obtained from some other source that is more convenient and less burdensome.

5. Plaintiff objects to these Requests to the extent that the burden or expense of the proposed discovery outweighs its likely benefit and the burden is not proportional to the claims and defenses at issue considering the needs of the case and the importance of discovery in resolving the issues.

6. Plaintiff objects to these Requests to the extent that the Requests seek information protected from disclosure by the attorney-client privilege, the attorney work product doctrine, or any other applicable privilege, protection, or immunity. No information subject to such privilege, protection, or immunity will be provided. The inadvertent disclosure by Plaintiff of information protected by the attorney-client privilege, the attorney work product doctrine, or any other applicable privilege, protection, or immunity, shall not constitute a waiver by Plaintiff of such protection.

7. In response to these Requests, Plaintiff does not concede that any of the responses or information contained herein is relevant or admissible. Plaintiff reserves the right to object, on the grounds of competency, privilege, relevance, materiality, or otherwise, to the use of this information for any purpose, in whole or in part, in this action or in any other action.

8. Plaintiff objects to any Request that employs imprecise specifications of the information sought as vague and ambiguous.

9. Plaintiff objects to any Request that is intended to annoy, embarrass, oppress, or subject Plaintiff to undue burden or expense.

10. Unless otherwise stated, Plaintiff will not provide any information encompassed by the foregoing objections.

11. The following Responses reflect documents and things presently within Plaintiff's possession, custody, or control and may be subject to change or modification. Plaintiff specifically reserves the right to further supplement, amend or otherwise revise his Responses to these Requests in accordance with the Wisconsin Rules of Civil Procedure.

SPECIFIC OBJECTIONS AND RESPONSES

Request No. 31:

Produce copies of all autopsy photos of the body of the alleged decedent, "Noah Pozner".

Response No. 31:

Subject to and without waiving its Objections, Plaintiff has no responsive documents in his possession, custody or control.

Request No. 32:

Produce copies of all autopsy reports for the alleged decedent, "Noah Pozner".

Response No. 32:

Subject to and without waiving its General Objections, a copy of the medical examiner's post-mortem report has been made available at Exhibit A to the Declaration of Jacob Zimmerman in support of Plaintiff's Motion for DNA Testing (Doc. #58).

Request No. 33:

Produce copies of all reports on the purported cause of death for the alleged decedent, "Noah Pozner".

Response No. 33:

Subject to and without waiving its objections, a copy of the medical examiner's post-mortem report has been made available at Exhibit A to the Declaration of Jacob Zimmerman in support of Plaintiff's Motion for DNA Testing (Doc. #58).

Request No. 34:

Produce copies of all crime scene photos from the alleged mass murder at Sandy Hook Elementary School on 14 December 2012.

Response No. 34:

Subject to and without waiving its Objections, Plaintiff has no responsive documents in his possession, custody or control.

Request No. 35:

Produce copies of all blood DNA testing to establish the identity of the alleged decedent "Noah Pozner".

Response No. 35:

In addition to its general objections, Plaintiff objects to this Request to the extent it seeks information protected by the work product doctrine and attorney/client privilege. DNA testing has been ordered by the Court and Defendant will receive a copy of the results of such testing at the time the testing is completed.

Request No. 37:

Produce copies of the receipts for the transfer of the body of the alleged decedent, "Noah Pozner", to the funeral home.

Response No. 37:

Subject to and without waiving its Objections, Plaintiff has no responsive documents in his possession, custody or control.

Request No. 38:

Produce copies of the receipts for the funeral, burial, or cremation of the alleged decedent, “Noah Pozner”.

Response No. 38:

Subject to and without waiving its Objections, Plaintiff has not yet located responsive documents but is continuing to search.

Request No. 39:

Produce copies of the receipts for the headstone for the alleged decedent, “Noah Pozner”.

Response No. 39:

Subject to and without waiving its Objections, Plaintiff has not yet located responsive documents but is continuing to search.

Request No. 40:

Produce copies of the receipts for the engraving of the headstone for the alleged decedent, “Noah Pozner”.

Response No. 40:

Subject to and without waiving its Objections, Plaintiff has not yet located responsive documents but is continuing to search.

Date: April 13, 2019

Respectfully Submitted,
/s/ Genevieve M. Zimmerman

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CERTIFICATE OF SERVICE

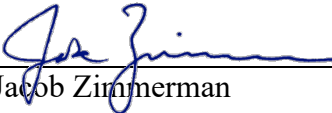
I hereby certify that a true and correct copy of Plaintiff's Responses And Objections To Defendant Fetzer's Second Set Of Requests For Documents has been served upon the parties listed below via email on April 13, 2019:

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Jacob Zimmerman