

## **Exhibit 2**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

DERRICK SCHAEFFER,	)	
	)	
	)	
Plaintiff,	)	19 C 7711
	)	
	)	
v.	)	Judge Robert M. Dow Jr.
	)	
	)	
CITY OF CHICAGO, OFFICER JAMES A.	)	Magistrate Judge Jeffrey T. Gilbert
BRANDON #7634, OFFICER MARIO	)	
PEREZ #18936, OFFICER JAMES	)	
KINSEY # 16189, and DETECTIVE	)	
JOCELYN GREGOIRE-WATKINS, #20974,	)	
	)	
Defendants.	)	

**DEFENDANT JAMES BRANDON'S FIRST SET OF  
REQUESTS TO PRODUCE DIRECTED TO PLAINTIFF**

Defendant James Brandon, by and through one of his attorneys, Mark Haines, Assistant Corporation Counsel, pursuant to Rule 34(a) of the Federal Rules of Civil Procedure, requests that Plaintiff produce within Thirty (30) days and at time of trial the following documents:

**REQUESTS FOR PRODUCTION**

1. Any and all documents relating to the events alleged in the operative complaint, including, but not limited to, any and all statements, email or letter correspondence, reports, photographs, investigative reports, court records, transcripts, orders, pleadings or any court papers, and/or opinions and statements of Plaintiff, any witnesses or police officer regarding the events alleged in the operative complaint, with the exception of documents protected by attorney-client privilege or attorney work product doctrine.
2. Any and all physical evidence, objects and tangible things, regarding the events alleged in the operative complaint, including, but not limited to, pictures, videos, diagrams, blueprints, and drawings of any location where the events are alleged to have occurred.
3. Any and all statements of any of the parties (or officers, agents and employees thereof), named in the operative complaint, whether written, oral, stenographic, electronically recorded, or otherwise.

4. Any and all statements of any witnesses or person(s) claiming to be a witness of the occurrence whether written, oral, stenographic, electronically recorded, or otherwise.
5. Any and all statements of any person (other than your attorney) who has knowledge of this lawsuit, the facts concerning the incident of which you complain, or the injuries and losses you claim as damages whether written, oral, stenographic, electronically recorded, or otherwise.
6. All documents relating to any conviction, arrest, detention, or commitment of Plaintiff(s) by any governmental entity or law enforcement agency, including, but not limited to, Cook County, the City of Chicago, any entity of the City of Chicago, the state of Illinois, or any federal agency or entity.
7. All previous statements given by Plaintiff under oath, including but not limited to, requests to admit, interrogatories, affidavits, declarations, deposition, hearing or trial testimony, relating to any criminal, civil or administrative action to which Plaintiff has been a party in the past 10 years.
8. All photographs, recordings (video, audio, or digital), slides, movies, pictures, drawings, demonstrative aids, or other depictions, electronic or otherwise, including but not limited to those identified in response to Interrogatory No. 5, of (a) the scene of any of the events alleged in the operative complaint; (b) the events alleged in the operative complaint; (c) Plaintiff(s) or witnesses; (c) any tangible objects involved; and (d) Plaintiff's injuries.
9. All documents that refer or relate to any meetings, telephone calls, or other communications between Plaintiff(s) and/or any representative of Plaintiff(s), and Defendant(s), including but not limited to, the named Defendants, the Civilian Office of Police Accountability ("COPA") and/or the Independent Police Review Authority ("IPRA"), the Chicago Police Department, Office of Emergency Management and Communications, or the Chicago Fire Department, relating to Plaintiff(s), the Defendant(s), or the events alleged in the operative complaint.
10. All documents containing or reflecting communications between Plaintiff and any other person, except Plaintiff's attorney(s), including but not limited to, third parties, non-parties, witnesses, or parties, regarding the events alleged in the operative complaint.
11. All written or recorded formal statements, including but not limited to, affidavits, recordings, or other formal statements taken by Plaintiff(s) or his/her/their attorneys of any individual or person with knowledge of facts that relate to the allegations or claims in the operative complaint, except those protected by attorney-client privilege or the work product doctrine.
12. All documents relating to each and every allegation contained in the operative complaint.

13. All documents related to any media coverage of the events alleged in the operative complaint, including, but not limited to newspaper articles, records, or interviews, records of televisions news reports, internet reports or radio reports.
14. All documents relating to any Federal Bureau of Investigation, Federal, State, Cook County State's Attorney, Independent Police Review Authority, Civilian Officer of Police Accountability, or Chicago Police Department's investigation or inquiry into Plaintiff's arrest and the events alleged in the Complaint.
15. Copies of all transcripts of any criminal proceeding in which Plaintiff was a named criminal defendant or was a testifying witness. For all official transcripts, please identify the relevant caption, the case number, if any, the name and contact information of the court reporter and/or court reporting agency.
16. Any and all non-privileged documents related to Plaintiff's criminal case related to this incident as alleged in the operative complaint or administrative hearing related to this incident, including documents obtained from the Cook County State's Attorney's Office, the Public Defender's office and/or documents obtained from Plaintiff's private attorney (for the underlying criminal prosecution).
17. Any and all documents, recordings, exhibits, and other material things or items acquired, obtained, or in the possession of the Plaintiff used in the course of any criminal or civil proceeding related to this lawsuit or the events alleged in the Complaint.
18. Any and all documents, recordings, exhibits, and other material things or items relating to any arrest of Plaintiff subsequent to the date of the events alleged in the Complaint.
19. All documents that Plaintiff is requested to identify in Defendant James Brandon's First Set of Interrogatories to Plaintiff that are identified or referred to in preparing Plaintiff's answers to those interrogatories, or from which any information in the answers to those interrogatories was derived.
20. All documents that refer or relate in any way to (or reflect) any expert or opinion witness Plaintiff intends to call as a witness at trial has given or expects to give, or about which he or she expects to testify in this matter, and any authority which such expert or opinion witness has considered or relied upon in connection with any opinion that any expert has given, or expects to give, or about which he or she expected to testify in this matter.
21. Copies of the most recent *curriculum vitae* for any expert Plaintiff has retained or intends to call at trial.
22. Any and all documents relating to any lost wages, earnings or income allegedly sustained by Plaintiff as a result of the incident or injuries which form the basis for the operative complaint, including, but not limited, to paystubs, W-2 forms, 1099 forms, and income tax returns filed by Plaintiff for the five (5) years prior to the occurrence or, in the

alternative, an authorization executed by Plaintiff for the release of certified copies of said returns.

23. All documents relating to any income or benefit received, aside from wages, from a private insurance company, social security/disability, unemployment, and the like since 2012 to the present.
24. Copies of any statements, photos, or postings of any kind regarding “Chicago police officers” or the “Chicago Police Department” made on any website or social networking site including, but not limited to, twitter, facebook, myspace, livejournal, blogspot, my life, youtube, wordpress, instagram, google plus, flickr, and the like, that Plaintiff(s) has made since 2017. **This request also serves as a request to preserve any such statements or photos as they are depicted online.**
25. Copies of any statements or photos relating to the Defendants, any alleged witnesses from the incident and/or the allegations contained within Plaintiff’s operative complaint made by Plaintiff on any website or social networking site at any time, including, but not limited to twitter, google plus, facebook, Instagram, snapchat, vine, periscope, my life, youtube, myspace, livejournal, blogspot, wordpress, instagram, flickr, and the like. **This request also serves as a request to preserve any such statements or photos as they are depicted online.**
26. Copies of any statements or photos regarding “police” made by Plaintiff(s) on any website or social networking site at any time, including, but not limited to twitter, google plus, facebook, my life, youtube, myspace, livejournal, blogspot, wordpress, instagram, flickr, and the like. **This request also serves as a request to preserve any such statements or photos as they are depicted online.**
27. All documents relating to any disciplinary action taken against you, whether formal or informal, by any present or past employer from 2012 to the present.
28. All documents supporting, refuting, or in any way relating to all counts and claims enumerated in the operative complaint.
29. Any and all documents indicating the identity, location and telephone number of any witness to the alleged incident.
30. Any and all files, records and documents regarding allegations of misconduct by Defendant Officers.
31. Any and all written or recorded documents, affidavits, witness statements, or other recording taken by Plaintiff or his attorneys of any individual or person with knowledge of facts that relate to the allegations or claims in the Complaint.
32. Any and all electronically stored information (e.g., word processing documents, cell phone pictures/videos/audio recordings, SMS messages, emails, etc.) created or produced

by Plaintiff, or anyone acting on his behalf, from which the statements, images, photographs, recordings (video or audio), drawings, graphs, charts and other data or data compilations are, derived as requested in the foregoing interrogatories, with the exception of those documents protected by attorney-client privilege or the work product doctrine. Such files shall be produced in their original (native), unaltered format with all metadata intact.

33. Any and all FOIA requests made to, and responses received from, any entity, for anything, including but not limited to documents and videos, that relate in any way to the facts or witnesses involved in this case.
34. All FOIA Requests and subpoenas sent in this civil case, and in any of Plaintiff's Criminal cases associated with the incident on February 1, 2017, as alleged in the operative complaint, as well as any and all responses received therefrom.
35. Copies of any and all articles, news pieces, letters to the editor, or stories written by Plaintiff or about the underlying incident or lawsuit.

Respectfully submitted,

By: /s/ Mark Haines  
Mark Haines  
Assistant Corporation Counsel  
Atty. No. 6287914

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*Counsel for Individual Defendants Brandon, Perez, Kinsey, & Gregoire-Watkins*

**CERTIFICATE OF SERVICE**

I hereby certify that I have served the attached **Defendant James Brandon's First Set of Requests to Produce Directed to Plaintiff** by causing it to be delivered via electronic mail to the persons named below at the email addresses shown this April 20, 2020.

Joel A. Flaxman  
Kenneth N. Flaxman  
200 S Michigan Ave Ste 201  
Chicago, IL 60604-2430  
(312) 427-3200  
[jaf@kenlaw.com](mailto:jaf@kenlaw.com)  
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*/s/ Mark Haines*  
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Mark Haines  
Assistant Corporation Counsel