

## **Exhibit 4**

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

Sean McClendon, )  
)  
*Plaintiff,* )  
) No. 22-cv-5472  
-vs- )  
) *(Judge Coleman)*  
City of Chicago, et al., )  
)  
*Defendants.* )

**PLAINTIFF'S RESPONSE TO DEFENDANT CITY OF  
CHICAGO'S FIRST INTERROGATORIES**

The undersigned, under penalties of perjury, certifies that the following  
interrogatory answers are true:

1. Provide the name and address of each correctional facility, including jails and prisons, where you have been detained since October 10, 2014, including the dates during which you were detained in each facility.

Response: I was at the Cook County Jail between October 2014 and about May 2015 and from the time I was found guilty until I was shipped to IDOC. Information about the IDOC facilities is in my IDOC records.

2. During your incarceration in any of the correctional facilities referenced in interrogatory 1, were you admitted to any hospital (inpatient or out-patient) or clinic, or treated by any physician, psychiatrist, psychologist, counselor, nurse, therapist, specialist or other health care professional or facility? If so, identify the name of the health care professional, where you were treated, the dates of treatment and describe the nature of treatment you received.

Response: This information is in my medical records.

3. Have you ever been involved as a party in any civil legal action other than this action (including divorce, workmen's compensation or bankruptcy proceedings)? If so, for each such action, please state:

- a. The date it was filed;
- b. The name of the court(s) in which it was filed;

- c. The names of the parties involved;
- d. The court file number;
- e. A description of the nature of the action, and
- f. The disposition of the action

**Response: No.**

4. Have you ever been arrested outside of Illinois? If so, for each arrest please state (if applicable):

- a. The date and location of each arrest;
- b. The charge(s) placed against you;
- c. The name and location of each court where you were prosecuted;
- d. The court file number (i.e. docket number); and,
- e. The disposition (plea of guilty, finding of guilty, etc.), including any fines or sentences imposed;

**Response: No.**

5. Have you ever pleaded guilty to, or have you otherwise been convicted of, a crime punishable as either a misdemeanor or felony? If so, identify:

- a. The misdemeanor or felony to which you plead guilty;
- b. The date of each guilty plea or conviction;
- c. The case number assigned to each prosecution;
- d. The judge and location of each Court where the guilty plea or conviction took place;
- e. Any and all sentences imposed; and,
- f. The date on which each sentence was completed or discharged.

**Response: I was found guilty in this case. The conviction was reversed. I was found guilty of UUWF in Cook County Case Number 12-CR-5889-02. I was found guilty of Possession of a Stolen Vehicle in Case Number 10-CR-18681. Records are in the possession of the Cook County Clerk of Court.**

6. Identify each person who you believe witnessed, or who you know claims to have witnessed any of your interaction with police at or near the 3000 block of East 78th street in Chicago on October 10, 2014, and describe what you believe that person witnessed (or what he/she claims to have witnessed).

**Response: My lawyer has disclosed this information.**

7. Are you aware of any photographs, videotapes, or other media taken of your interaction with any police officers on October 10, 2014, that are not already in your possession? If so, describe the media and identify who you believe possesses it.

**Response: There was a video from the helicopter.**

8. As a result of the incidents alleged in your Complaint, did you file a complaint with any law enforcement agency? If yes, please state:

- a. The date on which the complaint was made;
- b. The agency receiving the complaint;
- c. The nature of the complaint;
- d. The nature of any documents received in response to, or documenting the investigation of the complaint; and,
- e. The disposition of the complaint.

**Response: No.**

9. Describe each item of damage you claim you incurred as a result of the incidents described in your Complaint, and for each item:
- a. State the amount of compensation you intend to ask the fact-finder in this case, if any;
  - b. Explain how the amount in sub-part (b) above was calculated; and,
  - c. Identify anyone who has knowledge of the existence or extent of your damage.

**Response: My damages will be determined by a jury. I seek compensation for, among other things: being wrongfully imprisoned for almost six years, dealing with the charges for two years, being taken away from my normal life, and emotional injuries.**

10. Regarding paragraph 7 of your Complaint, (i) describe every fabrication that one or more of the individual defendants made to justify your Arrest, (ii) state which individual defendant(s) made each fabrication, (iii) state which individual defendant(s) failed to intervene in the making of the fabrication, and (iv) state every fact or piece of evidence you are aware of that supports the existence of the fabrication.

**Response: Objection, this contention interrogatory is premature. The answer to this interrogatory will be developed in discovery. Without waiving this objection, plaintiff answers: The officers falsely stated that I threw the gun behind the couch. They also lied about my statement that it was my gun. I told the officers that it wasn't my gun. I never said, "I need it, there are a lot of motherfuckers after me."**

11. State every fact or piece of evidence you are aware of that supports your allegations in paragraph 16 of your Complaint that "defendant City of Chicago has known and encouraged a code of silence among its police officers that required police officers to remain silent about police misconduct. An officer who violated the code of silence would be severely penalized by the Department."

**Response: Objection, this contention interrogatory is premature and overly broad.**

12. State every fact or piece of evidence you are aware of that supports your allegations in paragraph 18 of your Complaint that

the Chicago Police Department's "code of silence facilitated, encouraged, and enabled the officer defendants to engage in misconduct for many years, knowing that their fellow officers would cover for them and help conceal their wrongdoing."

Response: Objection, this interrogatory is premature. The answer to this interrogatory will be developed in discovery.

13. State every fact or piece of evidence you are aware of that supports your allegations in paragraph 29 of your Complaint that "[t]he code of silence emboldened defendants Cadichon, McDermott, McHale, and Smith to frame plaintiff."

Response: Objection, this interrogatory is premature. The answer to this interrogatory will be developed in discovery.

14. Identify - per the instructions to these interrogatories - (1) "Ken," who you said during your criminal trial opened a door to the porch during your Arrest, and (2) "Josh," who you said during your criminal trial is your friend who you and Emmanuel Poe were going to pick up on October 10, 2014.

Response: Ken's last name is Ross. My lawyer should be able to arrange his deposition if requested. I do not know Josh's last name.

15. Have you ever told anyone - orally, in writing, or in any other way - that you possessed a gun on October 10, 2014? If so, identify who you told that to and when that occurred.


Response: No.

16. Identify - per the instructions to these interrogatories - every person you had a phone conversation with while you were incarcerated at any jail or prison since October 10, 2014, about (i) your Arrest, (ii) your subsequent criminal prosecution and conviction, or (iii) your efforts to seek a new trial or have your conviction vacated, overturned or reversed.

Response: I never had a phone conversation while I was incarcerated in which I went into detail about these matters.

Dated: 5/8/23

  
Sean McClendon

  
Joel Flaxman  
An attorney for plaintiff  
For objections only