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8 BMW OF NORTH AMERICA, INC.

9 UNITED STATES DISTRICT COURT
10 CENTRAL DISTRICT OF CALIFORNIA

11 BMW OF NORTH AMERICA, INC.,) Case No. CIV-91-4742-WMB (Tx)
12 Plaintiff,)
13 vs.) FIRST SET OF INTERROGATORIES
14) PROPOUNDED TO DEFENDANT UNITED
15 UNITED STATES OF AMERICA, et) STATES OF AMERICA
16 al.,)
17 Defendants.)

18 TO DEFENDANT UNITED STATES OF AMERICA AND ITS ATTORNEYS OF
19 RECORD:

20
21 Pursuant to Federal Rule of Civil Procedure 33, you are
22 required to answer the following interrogatories, separately and
23 fully, under oath, within thirty (30) days:
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25
26 1. What U.S. government agency or entity had overall
27 operational control over the U.S.N.S. Curtis (the "Curtis")
28 during the first week of September 1989?

1
2 2. Did any agency or entity of the U.S. government
3 make a decision grounded in social, economic, or political policy
4 to blow the boiler tubes or stacks of the Curtis while in the
5 Port of Hueneme during the first week of September 1989?

have no knowledge of this

6
7 3. Identify with sufficient detail to complete a
8 deposition subpoena all U.S. government personnel involved in any
9 decision to blow the boiler tubes or stacks of the Curtis while
10 in the Port of Hueneme during the first week of September 1989.

do not know personnel involved

11
12 4. Did any agency or entity of the U.S. government
13 make a decision grounded in social, economic, or political policy
14 not to take the Curtis out of the Port of Hueneme before blowing
15 its boiler tubes or stacks during the first week of September
16 1989?

do not know

17
18 5. Identify with sufficient detail to complete a
19 deposition subpoena all U.S. government personnel involved in any
20 decision not to take the Curtis out of the Port of Hueneme before
21 blowing its boiler tubes or stacks during the first week of
22 September 1989.

do not know anything about this

23
24 6. Identify with sufficient detail to complete a
25 deposition subpoena all non-governmental personnel involved in any
26 decision to blow the boiler tubes or stacks of the Curtis during
27 the first week of September 1989.

*no nothing about
personnel involved*

1 7. Identify with sufficient detail to complete a
2 deposition subpoena the commanding officer of the Curtis
3 during the first week of September 1989. *Have no knowledge*
4 *or records on crew of ship.*

5 8. Identify with sufficient detail to complete a
6 deposition subpoena all other officers on board or assigned to the
7 Curtis during the first week of September 1989. *have no*
8 *knowledge or records on crew*

9 9. Identify with sufficient detail to complete a
10 deposition subpoena all U.S. government personnel on board the
11 Curtis at any time when it was blowing its boiler tubes or stacks
12 during the first week of September 1989. *have no knowledge*
13 *of govt personnel*
involved.

14 10. Identify with sufficient detail to complete a
15 deposition subpoena all non-governmental personnel on board the
16 Curtis at any time when it was blowing its boiler tubes or stacks
17 on or about September 5, 1989. *Have no knowledge of*
18 *personnel on board*

19 11. Identify with sufficient detail to complete a
20 deposition subpoena all government personnel with any management
21 or supervisory responsibility over blowing the boiler tubes or
22 stacks of the Curtis during the first week of September 1989.
23 *Have don't know.*

24 12. Identify with sufficient detail to complete a
25 deposition subpoena all non-governmental personnel with any
26 management or supervisory responsibility over blowing the

27 ///

1 boiler tubes or stacks of the Curtis during the first week of
2 September 1989. *do not know*

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4 13. If your response to Request for Admission No. 1,
5 served concurrently, is other than an unqualified admission, then
6 state all facts on which your response is based. *have no facts*

7
8 14. If your response to Request for Admission No. 2,
9 served concurrently, is other than an unqualified admission, then
10 state all facts on which your response is based. *have no facts*

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12 15. If your response to Request for Admission No. 3,
13 served concurrently, is other than an unqualified admission, then
14 state all facts on which your response is based. *have no facts*

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16 16. If your response to Request for Admission No. 4,
17 served concurrently, is other than an unqualified admission, then
18 state all facts on which your response is based. *have no facts*

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20 17. If your response to Request for Admission No. 5,
21 served concurrently, is other than an unqualified admission, then
22 state all facts on which your response is based. *have no facts*

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24 18. If your response to Request for Admission No. 6,
25 served concurrently, is other than an unqualified admission, then
26 state all facts on which your response is based. *have no facts*

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28 19. If your response to Request for Admission No. 7,

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served concurrently, is other than an unqualified admission, then state all facts on which your response is based. *have no facts*

20. If your response to Request for Admission No. 8, served concurrently, is other than an unqualified admission, then state all facts on which your response is based. *have no facts*

21. If your response to Request for Admission No. 9, served concurrently, is other than an unqualified admission, then state all facts on which your response is based. *have no facts*

22. If your response to Request for Admission No. 10, served concurrently, is other than an unqualified admission, then state all facts on which your response is based. *have no facts*

Y.C.C. 11/1/91

Dated: November 1, 1991

ROY M. BRISBOIS
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By: *James F. Marshall*
JAMES F. MARSHALL, Attorneys
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AMERICA, INC.