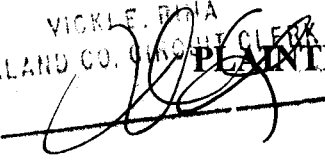


FILED
2007 OCT 5 PM 3:52
IN THE CIRCUIT COURT OF GARLAND COUNTY, ARKANSAS
CIVIL DIVISION

MARC HAYES
1006 W. Grand Ave.
Hot Springs, AR. 71913

VICKIE F. BOIA
GARLAND CO. CLERK
PLAINTIFF
BY 

VS.

Case # 2007 - 858 Div. III

STEVE SMITH
720 Quapaw
Hot Springs, AR. 71913

DEFENDANT

INTERROGATORIES AND REQUESTS FOR
PRODUCTION PROPOUNDED TO PLAINTIFF

Comes now the Defendant, STEVE SMITH, PRO SE, and propounds the following interrogatories to the Plaintiff, MARC HAYES, to be answered separately, in writing, under oath and signed pursuant to the Arkansas Rules of Civil Procedure:

DEFINITIONS AND INSTRUCTIONS

Except where otherwise expressly indicated, the following definitions shall apply throughout these Interrogatories:

I. "DOCUMENT" means any material subject to discovery, including, but not limited to the original and non-identical copies of correspondence, memoranda, agreements, notes, handwritten notes and scratch pads or sheets, accounting entries, purchase orders, invoices, statements of account, records, computer printouts, calculations, tape recordings, and all of the writings, recordation of communications, recordings or data compilations in whatever form, including drafts thereof, machine readable information, and any material

underlying, supporting or used in the preparation of any document now or formerly within the actual or constructive possess, custody or control of the party.

II. **“IDENTIFY”**, when used in reference to a natural person, shall mean to state:

(1) his or her full name and present or last known address of his or her residence; (2) his or her present or last known business affiliation and position therewith; (3) his or her present or last known residential and business telephone numbers; and (4) each of his or her business affiliations and positions in respect thereto during the applicable time as herein defined. To the extent that any of the above information is not available, state all other available means of identifying such natural person.

III. **“IDENTIFY”**, when used in reference to a person other than an individual, shall mean to state: (1) its full name; (2) the nature of the organization, including the name of the state under which same was organized; (3) address; and (4) principal line of business. To the extent that any of the above information is not available, state any other available means of identifying such person other than an individual.

IV. **“IDENTIFY”**, when used in reference to a document shall mean to state its: (1) date; (2) author; (3) type of document (e.g., letter, memorandum, receipt, invoice, schedule, report, telegraph, chart, photograph, sound reproduction, or note); and (4) its present location and the name and address of each present custodian.

If any such document was, but is no longer in the possession of the party, or subject to its control, or it is no longer in existence, state whether it is: (a) missing or lost; (b) destroyed; (c) transmitted or transferred, voluntarily or involuntarily to others, identifying such others; or, (d) otherwise disposed of, and in each instance, explain the circumstances

surrounding an authorization for such disposition and state the date or approximate date thereof. To the extent that any of the above information is not available, state any other available means of identifying such documents.

V. **“PERSON”** or **“PERSONS”**, as used herein, shall be deemed to include natural persons, firms, partnerships, associations, joint ventures and corporations.

VI. **“YOU”**, as used herein, shall be deemed to mean the party, its, his or her agents, servants, attorneys or employees.

VII. **“OFFICER”**, as used herein, shall be deemed to mean each and every person employed by the organization identified who maintains a title of authority, including, but not limited to the President, Vice President, Secretary and Treasurer thereof.

VIII. **“AND”** as well as **“OR”** should be construed disjunctively or conjunctively, as necessary, in order to bring within the scope of this request all responses which might otherwise be construed to be outside its scope.

INTERROGATORY NO. 1: Please set forth the name, address and telephone number of each person assisting in providing the answers to these Interrogatories.

INTERROGATORY NO. 2: Please provide the name, address and daytime telephone number of each person you intend to call as a witness at the trial or any hearing in this matter. As part of your answer to this Interrogatory, please provide a brief statement of the anticipated testimony of each witness you intend to call to testify at the trial or any hearing in this matter.

INTERROGATORY NO. 3: Please attach as your answer to this Interrogatory, true and correct copies of each item of documentary evidence you intend to introduce or offer to introduce at the trial or any hearing in this matter.

INTERROGATORY NO. 4: Please set forth with particularity and detail, each and every fact which would in any way support your contention that Plaintiff is entitled to any judgment whatsoever.

INTERROGATORY NO. 5: Please identify each and every person with whom you have resided at all times in the past five (5) years. In providing the information sought by this Interrogatory, provide the full and complete names and ages of the person or persons with whom you have resided, the addresses of all residences and a brief statement setting forth all reasons you had for no longer residing with the person(s) identified and the reasons you had for moving from the addresses listed.

INTERROGATORY NO. 6: Please identify each of your employers and provide a job description for each job you have held since for the last two (2) years and if you are currently employed, set forth your work schedule.

INTERROGATORY NO. 7: Please list your average weekly gross pay and provide an itemization of all deductions therefrom.

INTERROGATORY NO. 8: Please set forth the amount of alcoholic beverages or illegal substances, including marijuana, crack cocaine, crystal methamphetamine, and any other controlled substances as defined by Arkansas law, which you consume on a daily, weekly and monthly basis. In providing the information sought by this Interrogatory,

10-27-07

identify where you purchase such items, from whom, and the amount of money you spend on any such items.

INTERROGATORY NO. 9: Please provide a list of all prescription medications which you have taken in the past five (5) years. In providing the information sought by this Interrogatory, please state the dosage you take and provide the name and address of the physician who gave you the prescription for the same.

INTERROGATORY NO. 10: Please state, with specificity and in detail, all criminal law violations, including felonies and misdemeanors and motor vehicle violations, which you have been arrest, charged or convicted of in the past five (5) years. In providing the information sought by this Interrogatory, identify each charge or violation, by date and type, the Court for which the charge or violation was made returnable to, the plea entered by you thereto, the end result of the charge or violation, including all fines and jail time assessed in connection therewith.

INTERROGATORY NO. 11: Do you consume any alcoholic beverages or controlled substances, as the same are defined by Arkansas law, while you are working? If so, please describe the type and frequency of your consumption of the same and identify the location of and type of work performed while you are consuming the same.

INTERROGATORY NO. 12: Please set forth, with specificity and in detail, the criminal record of any witness you may call to testify in this matter. In providing the information sought by this Interrogatory, identify the witness, the charge, the disposition and any fine or jail time assessed against all persons identified.

INTERROGATORY NO. 13: Please describe, with specificity and in detail, any statements, declarations against interest or admissions of STEVE SMITH which you may offer into evidence at any hearing or trial held in this matter. In providing the information sought by this Interrogatory, state the date of each such statement, declaration or admission, list all persons present when the same were made, and provide a brief narrative of each such statement, declaration or admission.

INTERROGATORY NO. 14: Please set forth all statements which you have made to anyone regarding STEVE SMITH. In providing the information sought by this Interrogatory, please state the approximate date you made the statement or statements, to whom the statement was made and the substance of the statement or statements as well as identifying each person present when the statement or statements were made.

INTERROGATORY NO. 15: Please state the names, addresses and daytime telephone numbers of all persons having any knowledge of facts relevant to the subject matter of this action or who have or may have knowledge of any discoverable matter relevant to this action.

INTERROGATORY NO. 16: Please describe the residence in which you reside, including the approximate size and use of each room, the type of heating and air conditioning, and the specific bedroom or bedrooms of the children along with the identity of any person other than the children who sleep in such bedrooms.

INTERROGATORY NO. 17: If you denied Request for Admission #1, please list all facts upon which you intend to use to support your denial at trial. Include with your answers, the part of the request for admission denied, any witnesses who can corroborate

your denial, any documents you have that support your denial, and the substance of any witness testimony regarding said denial.

INTERROGATORY NO. 18: If you denied Request for Admission #2, please list all facts upon which you intend to use to support your denial at trial. Include with your answers, the part of the request for admission denied, any witnesses who can corroborate your denial, any documents you have that support your denial, and the substance of any witness testimony regarding said denial.

INTERROGATORY NO. 19: If you denied Request for Admission #3, please list all facts upon which you intend to use to support your denial at trial. Include with your answers, the part of the request for admission denied, any witnesses who can corroborate your denial, any documents you have that support your denial, and the substance of any witness testimony regarding said denial.

INTERROGATORY NO. 20: If you denied Request for Admission #4, please list all facts upon which you intend to use to support your denial at trial. Include with your answers, the part of the request for admission denied, any witnesses who can corroborate your denial, any documents you have that support your denial, and the substance of any witness testimony regarding said denial.

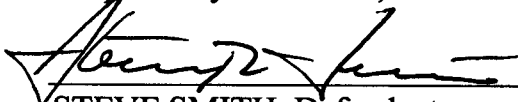
INTERROGATORY NO. 21: If you denied Request for Admission #5, please list all facts upon which you intend to use to support your denial at trial. Include with your answers, the part of the request for admission denied, any witnesses who can corroborate your denial, any documents you have that support your denial, and the substance of any witness testimony regarding said denial.

INTERROGATORY NO. 22: If you denied Request for Admission #6, please list all facts upon which you intend to use to support your denial at trial. Include with your answers, the part of the request for admission denied, any witnesses who can corroborate your denial, any documents you have that support your denial, and the substance of any witness testimony regarding said denial.

INTERROGATORY NO. 23: If you denied Request for Admission #7, please list all facts upon which you intend to use to support your denial at trial. Include with your answers, the part of the request for admission denied, any witnesses who can corroborate your denial, any documents you have that support your denial, and the substance of any witness testimony regarding said denial.


INTERROGATORY NO. 24: Will you provide supplementation to any of the foregoing answers to Interrogatories in accordance with the Arkansas Rules of Civil Procedure

Respectfully Submitted,


STEVE SMITH, Defendant

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Notice of Appeal was served on the Plaintiff on the 5th day of October, 2007, by mailing a copy to the Plaintiff's address listed above.


STEVE SMITH, Defendant