

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF GEORGIA  
COLUMBUS DIVISION

Edward Lamar Bloodworth

Plaintiff,

v.

United States of America and John  
and/or Jane Does,

Defendant(s).

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Civil Action No.: 5:13cv112 (CDL)

UNITED STATES' RESPONSES TO PLAINTIFF'S DISCOVERY

COMES NOW Defendant United States and files its response to Plaintiff's Discovery<sup>1</sup> as follows:

**NOTE A:** The information supplied in these answers is not based solely on the knowledge of one individual, but includes knowledge of defendant's agents, employees, representatives, and attorneys, unless privileged. Accordingly, no individual can give the customary jurat as to truth and accuracy of the information contained in these answers.

**NOTE B:** The word usage and sentence structure may be that of the attorneys assisting in the preparation of the answers and thus does not purport to be in the precise language of defendant's respondents.

**NOTE C:** Attorney work product privilege may exist as to portions of the information supplied in these answers. Such information is provided in an effort to facilitate discovery, but this defendant does not waive or otherwise abandon the privilege or any protection afforded by it.

**NOTE D:** Privacy Act information may exist as to portions of the information supplied in these answers. Such information is provided in an effort to facilitate discovery, but this defendant does not waive or abandon any protection afforded by it.

GENERAL OBJECTIONS

1. Defendant objects to each request that is overbroad, unduly burdensome, oppressive, or may be answered by a more convenient method.

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<sup>1</sup> Given that Plaintiff does not clearly identify whether a certain request is an interrogatory or request for production of documents, Defendant responds to each numbered request in a manner most consistent with the form of the request.

2. Defendant objects to each request that seeks information that is not relevant and is not reasonably calculated to lead to the discovery of admissible evidence.

3. Defendant objects to each request that does or might include any matter subject to any privilege including, but not limited to, attorney-client privilege or the work product doctrine.

4. Defendant objects to each request that seeks documents that are not subject to discovery under applicable rules, decisions, or laws of the Courts.

5. Defendant objects to the disclosure of information protected from disclosure by federal law, including work product protection, privileges and the Privacy Act.

Without waiving these objections, Defendant responds as follows:

**[NOTE: The current and former employees of the Defendant may possess information that is privileged or protected. Defendant requests that counsel for Defendant be present during any contacts with former or current employees.]**

**[NOTE: The responses herein relate only to information and documents in the possession of the Federal Protective Service, which is the agency with whom Plaintiff filed an administrative claim under the Federal Tort Claims Act.]**

**Interrogatory #1:**

1. List of the full names of federal law enforcement officers on duty at the Immigration Court Building for the below listed dates. The information should include full names, contact information, ie telephone, E-Mail, agency affiliation, job description and duty location. This includes ICE, Homeland Security, Federal Protective Services and any other federal law enforcement personnel who worked as security in the building,

- A. May 25, 2011
- B. June 08, 2011
- C. June 29, 2011
- D. July 07, 2011
- E. September 14, 2011
- F. October 28, 2011
- G. December 08, 2011

**Response:**

Defendant objects to this interrogatory as being overly broad, unduly burdensome, and that it seeks information protected by the Privacy Act. Without waiving the foregoing objections, Defendant responds as follows: FPS does not have specific law enforcement officers "on duty" at the Atlanta Immigration Court Building. FPS assigns law enforcement officers responsible for federal buildings. FPS Inspector David Picciolo is the FPS law enforcement officer assigned to

the Immigration Court Building on the dates specified. Inspector Picciolo's contact information has been disclosed pursuant to Fed. R. Civ. P. 26.

FPS does not have access to the records of other federal law enforcement agencies, but is aware that the following Immigration and Customs Enforcement (ICE) law enforcement officers were present in the Atlanta Immigration Building on at least some of the dates specified: Anthony Settle; Jamie Sollose; and J. McMillan. Contact information for these individuals has been disclosed pursuant to Fed. R. Civ. P. 26.

**Interrogatory #2:**

2. Someone named "settles" if that is his real last name. If not a formal request is hereby made for the positive identification of the ICE agent on duty outside the courtroom on May 25, 2011 at 1:00 P.M.(positive identification).

**Response:**

No one by this name is employed by FPS. However, to the best of Defendant's knowledge, the person for whom contact information is sought works for or with ICE. Immigration Enforcement Agent Anthony Settle has been disclosed pursuant to Fed. R. Civ. P. 26.

**Interrogatory #3:**

3. ICE director Felicia Skinner, contact information.

**Response:**

No one by this name is employed by FPS. However, to the best of Defendant's knowledge, the person for whom contact information is sought works for or with ICE and may be located at 180 Spring Street, Atlanta, GA 30303; 404-893-1201.

**Interrogatory #4:**

4. William A. Cassidy contact information.

**Response:**

No one by this name is employed by FPS. However, to the best of Defendant's knowledge, the person for whom contact information is sought works for or with the Executive Office for Immigration Review, which is an office of the United States Department of Justice. To best of Defendant's knowledge, William A. Cassidy is an Immigration Judge located at the U.S. Immigration Court in Atlanta, Georgia. The address is 180 Spring Street, SW, Suite 241, Atlanta, GA 30303; 404-331-0907.



**Interrogatory #5:**

5. ICE supervisor Dan Jones contact information and duty location and job description.

**Response:**

No one by this name is employed by FPS. However, to the best of Defendant's knowledge, the person for whom contact information is sought works for or with ICE and may be located at 180 Spring Street, Atlanta, Georgia 30303; (404) 893-1218.

**Interrogatory #6:**

6. Dan Pellettier contact information.

**Response:**

No one by this name is employed by FPS. However, to the best of Defendant's knowledge, the person for whom contact information is sought works for or with the Executive Office for Immigration Review, which is an office of the United States Department of Justice. To best of Defendant's knowledge, Dan Pellettier is an Immigration Judge located at the U.S. Immigration Court in Atlanta, Georgia. The address is 180 Spring Street, SW, Suite 241, Atlanta, GA 30303; 404-331-0907.

**Interrogatory #7:**

7. ICE agent Southern, full name and job duty and location, contact information.

**Response:**

No one by this name is employed by FPS. However, to the best of Defendant's knowledge, the person for whom contact information is sought is named Jonathan C. Southern, who works for or with ICE and may be located at 50 West Broad St - Leveque Towers, Columbus, Ohio 43215; (513) 200-1081.

**Interrogatory #8:**

8. Cynthia Long, Court Administrator contact information, job description duty and service of process address.

**Response:**

No one by this name is employed by FPS. However, to the best of Defendant's knowledge, the person for whom contact information is sought works for or with the U.S. Immigration Court and may be located at 180 Spring Street, SW, Suite 241, Atlanta, Georgia 30303; (404) 331-0907.

**Request for Production of Documents #1:**

9. Any files including digital, paper or electronic files generated by Immigration Court, Homeland Security, FBI, ICE and FPS. Pertaining to Edward Lamar Bloodworth. All files in possession that were generated between the Dates of April, 27, 2011 until February 21, 2011.

**Response:**

Defendant objects to this request as being overly broad, unduly burdensome, and that it seeks information protected by the Privacy Act. Moreover, this request seeks information from various federal agencies, which information is not readily available to Defendant without undergoing extensive multi-agency inquiries. Without waiving the foregoing objections, Defendant responds that all responsive documents in Defendant's possession, through FPS, were disclosed pursuant to Fed. R. Civ. P. 26 and copies of same were offered therein.

**Request for Production of Documents #2:**

10. (This request was incorrectly numbered as #9 in Plaintiff's document) Any digital or electronic surveillance or audio recordings in the possession of ICE, FPS any building security or any other law enforcement agency during the above listed dates.

**Response:**

Defendant objects to this request as being overly broad, unduly burdensome, and that it seeks information protected by the Privacy Act. Moreover, this request seeks information from various federal agencies, which information is not readily available to Defendant without undergoing extensive multi-agency inquiries. Without waiving the foregoing objections, Defendant responds that FPS is not in possession of any building security video or audio recordings.

**Request for Production of Documents #3:**

11. (This request was incorrectly numbered as #10 in Plaintiff's document) Any data entry logs of visitor information for Edward Bloodworth for the dates above, in the possession of FPS.

**Response:**

(This request was incorrectly numbered as #9 in Plaintiff's document) All responsive documents in Defendant's possession, through FPS, were disclosed pursuant to Fed. R. Civ. P. 26 and copies of same were offered therein.

**Interrogatory #9:**

12. The FPS supervisor on duty on September 14, 2011. The supervisor for FPS on duty for all the above listed dates.

Response:

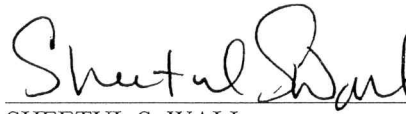
See response to Discovery Request No.1.

This 10<sup>th</sup> day of September, 2013.

Respectfully submitted,

MICHAEL J. MOORE  
UNITED STATES ATTORNEY

By:

A handwritten signature in black ink, appearing to read "Sheetul S. Wall", written over a horizontal line.

SHEETUL S. WALL  
Assistant United States Attorney  
Georgia Bar No. 734724

U.S. Attorney's Office  
P. O. Box 2568  
Columbus, GA 31902  
(706) 649-7700


CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing UNITED STATES' RESPONSES TO PLAINTIFF'S DISCOVERY has been mailed to Plaintiff at the following address:

Edward Lamar Bloodworth  
P.O. Box 27193  
Macon, Georgia 31221

in a properly addressed envelope with sufficient postage affixed to insure delivery.

This 10<sup>th</sup> day of September, 2013.

  
SHEETUL S. WALL  
Assistant United States Attorney  
Georgia Bar No. 734724

United States Attorney's Office  
P. O. Box 2568  
Columbus, GA 31902  
Phone: (706) 649-7700

VERIFICATION

I declare under penalty of perjury that the information contained in the foregoing Response to Plaintiffs Interrogatories is true and correct to the best of my knowledge, information, and belief. The information is not based solely or exclusively on the knowledge of the undersigned but includes information obtained by agents, employees, and representatives of the United States.

Executed on this 9th day of September, 2013. 28 U.S.C. § 1746.

  
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Frank R. Levi, Attorney-Advisor  
Federal Protective Service