

STATE OF MINNESOTA  
COUNTY OF HENNEPIN

DISTRICT COURT  
FOURTH JUDICIAL DISTRICT

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Chris Gregerson,

Plaintiff,

v.

Morgan Smith, Boris Parker, and  
Vladimir Kazaryan; Smith & Raver,  
LLP, Saliterman & Siefferman, PC, and  
Bassford Remele, PA, Minnesota Law  
Firms,

Defendants.

Case Type: OTHER CIVIL  
Court File No.: 27-CV-09-13489  
Judge: John Q. McShane

**PLAINTIFF'S  
INTERROGATORIES, REQUEST  
FOR PRODUCTION OF  
DOCUMENTS, AND REQUEST  
FOR ADMISSIONS TO  
DEFENDANT BORIS PARKER,  
SET 1**

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**To:** Boris Parker, c/o Paul Peterson, Lind, Jensen, Sullivan & Peterson, P. A., 150 South Fifth St, Ste 1700, Minneapolis, MN 55402-4217

Pursuant to Minnesota Rules of Civil Procedure, Rules 33, 34, and 36, Plaintiff serves upon you and demands answers to the following interrogatories, requests for production of documents, and request for admissions. Minnesota rules provide that you must serve your separate written answers or objections to each interrogatory and request for admission within 30 days after this service.

**Definitions**

For the purpose of these discovery requests, the following definitions apply:

1. "You" or "your" means Boris Parker or anyone acting on his behalf.
2. "[Original Corporate Plaintiff]" means [Original Corporate Plaintiff] and [Original Corporate Plaintiff] Realty, Inc.
3. The "Zubitskiy photo agreement" means the sales agreement for photos allegedly purchased by [Original Corporate Plaintiff] from Michael Zubitskiy, dated March 19<sup>th</sup>, 2004, and included in the Complaint as exhibit D.
4. "Disputed photos" refers to the photos created by Chris Gregerson which [Original Corporate Plaintiff] was ruled to have infringed the copyright on in the earlier litigation

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1 As a result of a settlement with the original corporate plaintiff and it's owner, I am not publishing the names of those parties on-line. They have been replaced with generic terms in this discovery request. This document is not intended as legal advice or guidance of any kind, and all rights are reserved.

(See exhibit A of the Complaint, also referred to as the Skyline photo, #2891, and Kenwood photo, #2258).

5. In regards to a person or company, "identify" means to state the name, address, and telephone number, and their relationship to you.
6. In regards to a document, "identify" mean state the title of the document, the author and date it was created, the a short description of the content or the document's purpose.
7. Other terms shall have their ordinary and usual meanings.

#### Instructions

1. Answer each of the following discovery request separately and fully in writing and under oath.
2. Include all information within your knowledge, the knowledge of your attorneys, any past or present staff, and any investigators employed by you or your attorneys.
3. These discovery requests are continuing, and you must amend your responses if new information or evidence becomes known to you.
4. If your response is an objection, respond to any portion of the request to which your objection does not apply.
5. If an original is requested but is not available (or is objected to), and a copy or duplicate is available (or not objected to), provide the copy.
6. If a document being requested was in your custody or was known to you, but is no longer available, provide a description of the document, including the contents, and set forth how the document left your possession.
7. If after due diligence in investigating and researching a discovery request, you cannot respond fully, answer to the best of your knowledge and explain your inability to give a complete answer.
8. In response to requests for discovery about communications, dealings, or events, set forth the place and/or medium (such as by phone), identify the nature of the communication or event, and identify all parties who were present or involved.
9. If any response to a request for the production of documents involves in excess of 500 printed pages, please confer with me about reducing the scope of the request or providing the documents in electronic form.

#### Interrogatories, Set 1

1. State whether you believed, at the time, all of the factual claims you made on behalf of [Original Corporate Plaintiff] in the litigation against Gregerson. This includes all statements of fact in the amended Complaint you filed with federal court (exhibit I of the current Complaint), the counterclaims against Gregerson (exhibit L of the current Complaint), motions, memorandums, responses to motions, discovery responses, etc. If

you did not believe any factual claims you made on behalf of [Original Corporate Plaintiff], identify them specifically, state why you did not believe them, and state why you asserted them.

2. State whether you now believe all of the factual claims you made on behalf of [Original Corporate Plaintiff] in the litigation against Gregerson were true. This includes all statements of fact in the amended Complaint you filed with federal court (exhibit I of the current Complaint), the counterclaims against Gregerson (exhibit L of the current Complaint), motions, memorandums, responses to motions, discovery responses, etc. If you do not believe any of them, identify specifically which factual claims you no longer believe to be true, when you formed the belief (or decided) the claim is not true, and why you believe it is not true.
3. Identify any findings of fact and conclusions of law from Judge Montgomery's order (exhibit A of the Complaint) that you disagree with, including the reason you disagree.
4. Identify any statements authored by Chris Gregerson, on any version of his web page about [Original Corporate Plaintiff] that you filed with the court, which were untrue. Quote the statement exactly and cite your basis for believing it was untrue, and identify the legal brief which included that version of the web page.
5. Describe, in detail, all of your verbal communication with [Owner of OCP] and [Original Corporate Plaintiff] regarding the merits of his claims, including the source of the disputed photos and the Zubitskiy photo agreement. If you object on the basis of attorney-client privilege, please see attached waiver of that privilege signed by [Owner of OCP]. Include the date of the conversation, and summarize what was said.
6. Describe, in detail, all of your verbal communication with any party other than [Owner of OCP] regarding the Zubitskiy photo agreement or the source of the disputed photos. Include the date, and summarize what was said.
7. Please identify any insurance policy which may afford coverage in this action and identify the amounts payable (pursuant to Minn. R. Civ. P. 26.02(c)).
8. State how much money you received for representing [Owner of OCP] and [Original Corporate Plaintiff]/[Original Corporate Plaintiff] Realty in their litigation against Chris Gregerson, and any other money paid to the firm you were working for at the time.
9. Describe your job duties and responsibilities at Saliterman & Siefferman and Bassford Remele.
10. State the reason you left Saliterman & Siefferman and the reason you left Bassford Remele.
11. Describe any reprimands, orders that you cease representation of a client, instructions that you change strategy in representing a client, or negative performance reviews of any kind that you received from Bassford Remele or Saliterman & Siefferman. If these were in writing, produce a copy in accordance with request for production of documents number 3, below.

12. Identify who, if anyone, at Saliterman & Siefferman and Bassford Remele authorized you to represent [Original Corporate Plaintiff]/[Owner of OCP], and if authorization to represent a client was necessary under your employment arrangement with that law firm.
13. State whether you believed Michael Zubitskiy was a real person and the Zubitskiy photo agreement was genuine during the time you represented [Original Corporate Plaintiff], and the basis for that belief.
14. State whether you currently believe that Michael Zubitskiy exists and the Zubitskiy photo agreement is genuine, and your basis for that belief.
15. If your belief that Zubitskiy is a real and the Zubitskiy photo agreement is genuine has changed, state when it changed and what caused it to change.
16. Describe any steps you took to locate Michael Zubitskiy, and when you took them.
17. Describe any requests you made to Gregerson to modify his webpage about [Original Corporate Plaintiff], including requests that Gregerson remove [Original Corporate Plaintiff]'s trademark, remove [Owner of OCP]'s name, remove [Owner of OCP]'s photo, remove any false statements authored by Gregerson, or remove false statements authored by others. Include the date (or approximate date) and summarize what was said. If the request was in writing, produce a copy in accordance with request for production of documents number 3, below.
18. State what, if anything, was done improperly in your representation of [Original Corporate Plaintiff]'s claims against Gregerson, or anything that was improper in your defending [Original Corporate Plaintiff] against Gregerson's copyright claims.

### **Request for production of documents, Set 1**

1. Produce a copy of all correspondence (including email) in your custody or control (or which you have access to) that is either to or from [Owner of OCP], [Original Corporate Plaintiff], Morgan Smith, or Vladimir Kazaryan, or correspondence with other parties in which you discusses [Original Corporate Plaintiff], [Owner of OCP], Zubitskiy, or Kazaryan. If you object on the basis of attorney-client privilege, please see attached waiver of that privilege signed by [Owner of OCP]. Documents may be produced in either paper or electronic form (pdf or jpg format), whichever is most convenient, and legal briefs which have already been served to Gregerson do not need to be produced.
2. Produce a copy of any insurance policy identified in interrogatory 7, above.
3. Produce copies of any other documents you have relied upon in answering the interrogatories above or the request for admission, below.
4. Produce a copy of the entire case file for your representation of [Original Corporate Plaintiff] and [Owner of OCP] in the litigation against Gregerson, including trial preparation materials and notes, and including both the state case and federal case/federal counterclaims, excluding briefs and orders of the court that have already been served upon Gregerson, and excluding correspondence produced in response to request no. 1, above.

5. Produce copies of any documents you plan to introduce at trial.

**Requests for Admission, Set 1**

Pursuant to Minn. R. Civ. P. 36.01, Defendant hereby request Plaintiff to admit, for purposes of this action, the truth of the following statements. Please admit that:

1. The person that [Original Corporate Plaintiff] claimed sold them photos, identified in the Zubitskiy photo agreement as “Michael Zubitskiy”, does not exist.
2. The Zubitskiy photo agreement is fraudulent.
3. You never asked [Owner of OCP] if the Zubitskiy photo agreement was fraudulent.
4. [Original Corporate Plaintiff] obtained Chris Gregerson's photos from Chris Gregerson's website, as ruled by Judge Ann D. Montgomery in exhibit A of the Complaint, ¶ 17.
5. Nothing written by Chris Gregerson on his webpage about [Original Corporate Plaintiff], as included in any exhibits you filed with the court, is factually untrue.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Chris Gregerson  
Plaintiff, *pro se*  
150 N Green Ave.  
New Richmond, WI 54017  
Telephone: 612-245-4306