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PORTFOLIO RECOVERY ASSOCIATES, LLC

8 **SUPERIOR COURT OF CALIFORNIA**

9 **COUNTY OF LOS ANGELES**

A DIVISION

10 PORTFOLIO RECOVERY ASSOCIATES,
11 LLC,

Case No. 08C

12 Plaintiff,

**PLAINTIFF'S SPECIAL
INTERROGATORIES
SET NO. ONE**

13 v.

14 PAUL
15 and DOES 1 through 15 inclusive,

16 Defendant.

17 PROPOUNDING PARTY: PLAINTIFF, PORTFOLIO RECOVERY ASSOCIATES, LLC

18 RESPONDING PARTY: DEFENDANT, PAUL

19 SET NUMBER: ONE (1)

20 Pursuant to Code of Civil Procedure §95 and §2030, Plaintiff Portfolio Recovery Associates,
21 LLC ("Plaintiff Portfolio") requests Defendant Paul ("Defendant") answer the following
22 Special Interrogatories within thirty (30) days after service pursuant to Code of Civil Procedure
23 §2030(h), which period is extended by five (5) days where service was made by mail.

24 **DEFINITIONS**

25 The following definitions shall be used for the purpose of these special interrogatories:

26 A. The term "you" or "yours" refers to Defendant and its agents. Agents include but are not
27 limited to YOUR attorneys; direct or indirect employees of or connected with YOU or YOUR
28

1 attorneys: anyone acting on **YOUR** behalf; or anyone subject to **YOUR** control.

2 B. The term "PERSON" includes any individual, firm, association, partnership, joint venture, trust,
3 corporation, government office or other form of legal entity.

4 C. The term "WITNESS" includes all PERSONS having knowledge of or pertaining to the item
5 in question.

6 D. The term "IDENTIFY" includes name, address, and telephone number.

7 **INSTRUCTIONS**

8 The following instructions shall be used for the purpose of answering these Interrogatories:

9 A. **YOU** are required to furnish all information that is available to **YOU**.

10 B. **YOU** must diligently search the records, papers and materials in **YOUR** possession or available
11 to **YOU**.

12 C. If **YOU** cannot answer an Interrogatory in full, answer it to the extent possible, explain why
13 **YOU** cannot answer the remainder and state the nature of the information **YOU** cannot furnish.

14 D. If an Interrogatory has sub-parts, answer each subpart in full, by way of amplifying and not
15 limiting **YOUR** answer to the Interrogatory as a whole.

16 E. If an Interrogatory calls for the identification of a WITNESS or PERSON, provide the following
17 information:

18 (1) his or her full name;

19 (2) his or her present or last known address (including street name, street number, city, state
20 and zip code);

21 (3) his or her present telephone number(s);

22 (4) his or her employer(s);

23 (5) his or her present or last known occupation; and

24 (6) his or her present or last known job title or position.

25 F. If an Interrogatory calls for a description of a document, photograph, writing or thing, describe
26 the item in sufficient detail that it can be obtained from **YOU** by a request for production or
27 from a third party by a subpoena. If **YOU** prefer, instead of describing the item, simply attach
28 to **YOUR** response a clear and legible photocopy or photograph of the item.

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SPECIAL INTERROGATORIES

Special Interrogatory No. 1:

State the approximate date you opened the revolving charge account number 48889 with Assignor Bank of America

Special Interrogatory No. 2:

State each and every fact, circumstance and or evidence which in any way supports or substantiates YOUR contention that there is no amount due, owing or unpaid by YOU to Assignor Bank of America.

Special Interrogatory No. 3:

State in detail, each and every fact, circumstance and or evidence of any disputes) remaining unresolved between YOU and Assignor Bank of America.

Special Interrogatory No. 4:

State all facts upon which you have YOUR denial of the Complaint in this action.

Special Interrogatory No. 5:

State all facts upon which you base each affirmative defense to the Complaint in this action.

Special Interrogatory No. 6:

State the dates and amounts of any and all payments made by YOU to Assignor Bank of America within the last two (2) years.

Special Interrogatory No. 7:

State the dates and amounts of any and all charges incurred by YOU on YOUR account with Assignor Bank of America within the last two (2) years.

Special Interrogatory No. 8:

State the date of the last payment made by YOU to Assignor Bank of America

Special Interrogatory No. 9:

State the amount of the last payment made by YOU to Assignor Bank of America.

Special Interrogatory No. 10:

State the name and last known business address and telephone numbers of any and all persons authorized by YOU to make any purchases, returns, credits, cash advances or incur charges on YOUR

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1 revolving account with Assignor Bank of America.

2 **Special Interrogatory No. 11:**

3 State the last credit card interest rate being incurred on **YOUR** purchases and cash advances.

4 **Special Interrogatory No. 12:**

5 **IDENTIFY** each and every person other than yourself who has ever had possession of the Bank
6 of America account number 4888

7 **Special Interrogatory No. 13:**

8 **IDENTIFY** each and every person who you ever authorized to use **YOUR** revolving account
9 number 4888

10 **Special Interrogatory No. 14:**

11 State each and every date and time wherein **YOU** disputed the charges with Assignor Bank of
12 America which form the basis of Plaintiff's Complaint.

13 **Special Interrogatory No. 15:**

14 State the name, address, and telephone number of **YOUR** employer.

15 **Special Interrogatory No. 16:**

16 For each and every denial in Plaintiff's Request for Admissions, state the reasons for such
17 denial.

19 Dated: September 30, 2009

Respectfully submitted,
PATENAUDE & FELIX, APC.

By: _____
Attorneys for Plaintiff
Portfolio Recovery Associates, LLC