

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

File No. 0:14-cv-03391-JRT-SER

---

Lakes and Parks Alliance of Minneapolis,  
a Minnesota non-profit corporation

Plaintiff,

vs.

**FIRST SET OF INTERROGATORIES  
TO DEFENDANT METROPOLITAN  
COUNCIL**

Federal Transit Administration, an agency  
of the United States; and the Metropolitan  
Council, a public corporation and political  
subdivision of the State of Minnesota.

Defendants.

---

**TO: Defendant Metropolitan Council and its counsel of record, Charles N. Nauen and David J. Zoll, Lockridge Grindal Nauen, 100 Washington Avenue South, Suite 2200, Minneapolis, MN 55401.**

PLEASE TAKE NOTICE that Plaintiff Lakes and Parks Alliance of Minneapolis requests, pursuant to Rule 33 of the Federal Rules of Civil Procedure, that Defendant Metropolitan Council answer in writing and under oath the following interrogatories within 30 days after the interrogatories are served.

**INSTRUCTIONS AND DEFINITIONS**

1. These interrogatories shall be deemed continuing and to require supplemental answers to the extent you obtain further relevant information after your initial response.

2. If you object to any discovery request on the basis of attorney-client

privilege, work-product doctrine, or any other privilege, state the privilege claimed, and identify the documents or communications for which such privilege is claimed, stating the following:

- a. The date of the communication;
  - b. The description of the document or communication protected, including the identity of all persons present or all persons who authored, transmitted, or received a copy of such communication, and the number of pages, if written;
  - c. The subject matter of the document or communication; and
  - d. The basis on which the privilege is claimed.
3. The word “person” includes individuals and corporations, partnerships, unincorporated associations, and other business entities, and any governmental unit or agency.
4. Where the following interrogatories request you to identify a person, identify the same by stating the full name, last known physical address, telephone number and email address.
5. The use of the term “documents” is to have the broadest definition possible consistent with the Federal Rules of Civil Procedure, and it specifically includes emails and all other electronically stored information.
6. The terms “you” and “your” refer to the Metropolitan Council and all of its employees, agents, and representatives.
7. Unless otherwise stated, the relevant time period for all interrogatories is

November 1, 2012 and thereafter.

### **INTERROGATORIES**

**INTERROGATORY NO. 1:** Identify each person who supplied any of the information relied upon in preparing the Metropolitan Council's Answer or Answers to these Interrogatories and identify what information each such person provided.

**INTERROGATORY NO. 2:** Identify each person who participated on behalf of the Metropolitan Council in the negotiation or drafting of the Memorandum of Understanding relating to the Southwest Light Rail Transit project ("SWLRT") between the Metropolitan Council and the City of St. Louis Park.

**INTERROGATORY NO. 3:** Identify each person who participated on behalf of the Metropolitan Council in the negotiation or drafting of the Memorandum of Understanding relating to the SWLRT between the Metropolitan Council and the City of Minneapolis.

**INTERROGATORY NO. 4:** Identify each person who participated on behalf of the Metropolitan Council in seeking the municipal consents obtained from the Cities of Minneapolis and St. Louis Park and communications with either city regarding such consents subsequent to their obtainment.

**INTERROGATORY NO. 5:** Identify each person who participated on behalf of the Metropolitan Council in the negotiations or drafting of the Memorandum of Understanding relating to the SWLRT between the Metropolitan Council and the Minneapolis Park and Recreation Board.

**INTERROGATORY NO. 6:** Identify each person who has communicated with the Federal Transit Administration on behalf of the Metropolitan Council regarding any aspect of the SWLRT.

**INTERROGATORY NO. 7:** Identify each person who has communicated with any Minnesota legislator, the Governor of Minnesota, or any member of the United States Congress on behalf of the Metropolitan Council regarding any aspect of the SWLRT.

**INTERROGATORY NO. 8:** Identify all potential alignments for the SWLRT that are still under consideration for adoption by the Metropolitan Council, and provide a summary of the funds expended on the assessment, design and engineering of each.

**INTERROGATORY NO. 9:** Identify all actions the Metropolitan Council is taking relative to the alignment for the SWLRT approved by all five corridor city councils and Hennepin County in September 2015 (“SWLRT Alignment”).

**INTERROGATORY NO. 10:** Identify what actions the Metropolitan Council is taking to prepare for an alignment for the SWLRT other than the SWLRT Alignment.

**INTERROGATORY NO. 11:** Identify all actions the Metropolitan Council is taking to prepare for the potential relocation of freight rail into St. Louis Park.

Dated: October \_\_, 2015

**GRAY, PLANT, MOOTY, MOOTY  
& BENNETT, P.A.**

By /s/Thomas L. Johnson  
Thomas L. Johnson (#52037)  
Joy R. Anderson (#388217)  
500 IDS Center  
80 South Eighth Street

**BASSFORD REMELE**

By /s/Lewis A. Remele, Jr.  
Lewis A. Remele, Jr. (#90724)  
J. Scott Andresen (#292953)  
33 South Sixth Street, Suite 3800  
Minneapolis, MN 55402-3707

Minneapolis, Minnesota 55402  
Telephone: (612) 632-3000  
Fax: (612) 632-4444  
thomas.johnson@gpmlaw.com  
joy.anderson@gpmlaw.com

Telephone: 612.376.1601  
Fax: 612.746.1201  
lremele@bassford.com  
sandresen@bassford.com

ATTORNEYS FOR PLAINTIFF LAKES AND PARKS ALLIANCE OF MINNEAPOLIS

GP:4137962 v2