***PSS/ALIMONY & CS***

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| NORTH CAROLINA  \_\_\_\_\_\_\_\_ COUNTY      \_\_\_\_\_\_\_\_\_\_\_\_,                           PLAINTIFF,                           V.    \_\_\_\_\_\_\_\_\_\_\_\_\_,                           DEFENDANT. | )  )  )  )  )  )  )  )  ) | IN THE GENERAL COURT OF JUSTICE  DISTRICT COURT DIVISION  \_\_\_\_\_-CVD-\_\_\_\_\_        **PLAINTIFFS FIRST SET OF INTERROGATORIES AND REQUEST FOR PRODUCTION OF DOCUMENTS** |

TO: \_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, North Carolina 27658

Defendant requests that Plaintiff answer within 30 (thirty) days, under oath, in accordance with the Rules of Civil Procedure, the following interrogatories.

INSTRUCTIONS

1.  In answering these Interrogatories, the answering party must furnish all requested information, not subject to valid objection, that is known by, possessed by or available to the answering party or any of the answering party's attorneys, consultants, representatives, agents, and all others acting on behalf of the answering party.

            2.  If you will do so without an additional request for production of documents under the Rules of Civil Procedure, please produce copies of all documents referred to in these interrogatories in your answers, attaching copies of them to those answers.

            If you refuse to do so voluntarily, please provide the complete identification of each document as part of your answer to each interrogatory.  This should include the date of the document, a summary of its contents, its author and/or recipient, its present custodian, and its present location.

            3.  For each Interrogatory and subpart of each Interrogatory, if the information furnished in your answer is not within personal knowledge of the person signing and verifying the answers to these Interrogatories, identify each person to whom the information is a matter of personal knowledge, if known.

            4.  If the answering party is unable to answer fully any of these Interrogatories, the answering party must answer them to the fullest extent possible, specifying the reason(s) for the answering party's inability to answer the remainder and stating whatever information, knowledge or belief the answering party does have concerning the unanswerable portion.

            5.  All of the following Interrogatories call for continuous answers and, as such, require timely supplemental answers by the answering party in the event that, prior to final disposition of this action, additional relevant information comes to the attention of, or becomes available to the answering party, the answering party's attorneys, consultants, representatives, agents or any other person acting on behalf of the answering party.

DEFINITIONS

For purposes of responding to these interrogatories, the common usage of a word or term should apply unless the word or term is otherwise defined.  The following definitions are operative unless the text of a specific interrogatory clearly indicates that a different meaning is intended:

            1.   The word "document" means any written, printed, typed, computerized, programmed or graphic matter of any kind or nature, however produced or reproduced, and all mechanical and electronic sound recordings or transcripts thereof, however produced or reproduced, including, but not limited to memoranda, correspondence, reports, notes of telephone conversations and conferences, studies, analyses, bulletins, e-mails, instructions, inter- and intra-office communications, charts, graphs, photographs, and all  forms and means of data compilations and recordings.

            If any document is no longer in your possession or control or is no longer in existence, state whether it is:

a.  missing or lost;

b.  destroyed;

c.  transferred voluntarily or involuntarily to others and if so, to whom; or

d.  otherwise disposed of.

            In each instance in which the document is no longer in existence, explain the circumstances surrounding any authorization for such disposition thereof, persons who participated in and destroyed the document, and state the approximate date thereof.

            2.   The words "identify", "identification" or "specify", or any variance thereof shall have the following meaning:

a.  When used in reference to a natural person, it shall mean to state the person's full name, home and business telephone number, title, employer (if applicable) and the residence address and business address or, if the present addresses are unknown, the last known residence and business address;

b.  When used in reference to a partnership, it shall mean to state the full partnership's name and the address of the partnership's principal office;

c.  When used in reference to a corporation, it shall mean to state the full name, the state of incorporation and the address of its principal office;

d.  When used in reference to an unincorporated association or any other business entity, it shall mean to state the full name of the entity and the address of its principal office;

e.  When used in reference to a tangible thing, it shall mean to state the name or the individuating mark or symbol of such things, its present or last known location, and a brief description of it; and

f.  When used in reference to a document, it shall mean to state the type of document (e.g. letter, memorandum, telegram, chart, photograph, etc.) or some other means of identifying the document, its author and originator, its date or dates, its present location and custodian and a summary of its contents.  If such document was, but presently is no longer in your possession or subject to your control, state what this disposition was made of such document.

3. The references to any partnership, corporation, trust other entity include the production of all documents related to any entity and the following information related to said entity: (a) name of the entity, (b) office address, (3) office telephone number, (d) address of any principals, owners, partners, or other parties holding any interest in the entity , (e) telephone number of any principals, owners, partners, or other parties holding any interest in the entity , (t) form of the entity , (g) identity of any representatives of the entity .

4. The term "household" means a unit composed of all persons living together in the same dwelling in which you reside, whether or not they are related to you or not they are related to you or to each other .

5. The term "child" refers to each child who is the subject of this suit, whether there is one or more children.

6. Unless otherwise specified, the time frame applicable to each interrogatory shall be the past four years.

7. Place the answer to each interrogatory in the space provided is insufficient, complete the answer on a sheet of paper to be attached to your answers and labeled with the number of the interrogatory to which the answer is related.

8.   The words "date of separation" refer to \_\_\_\_\_\_, 20\_\_\_\_\_

INTERROGATORIES

            1.         State your name, present address (name of all persons presently residing with you), social security number and North Carolina drivers license number.

**RESPONSE:**

2.         State your educational background, including the names of schools attended, dates of attendance, and degrees, certifications and licenses achieved, if any.

**RESPONSE:**

3.         State your employment history for the last 3 years, including names of employers, nature of employment, dates of employment, and amount of average monthly gross pay received from each of the employers.

**RESPONSE:**

4.         Please state the name, address, employer and telephone number of any person whom you have employed as a private investigator in connection with this litigation. State the subject matter of the investigation and the facts known to the investigator that relate to or form the basis of any report that may have been provided by the investigator. State whether any written report has been compiled by the investigator, and, if so, the location of each copy thereof .

**RESPONSE:**

5.         For each allegation contained in your \_\_\_\_\_\_\_\_\_ claim for relief, describe with specificity your basis for making each factual allegation.

**RESPONSE:**

6.         Please identify any medical, physical, psychological, emotional, educational or other limitations or difficulties that adversely affect you or limit your ability to support yourself and/or the children. With respect to any answer, please state: (a) the nature of the difficulty, (b ) the cause of the difficulty , ( c ) the extent of impairment created by such difficulty , and ( d) the cost associated with treatment of the condition.

**RESPONSE:**

7.         State whether you expect to receive any inheritances and, if so, state from whom you expect to inherit; and, the nature and amount of the inheritance.

**RESPONSE:**

            8.         State whether you are grantor, beneficiary or holder of a power of appointment for any trust created by you, the members of your family, or any other persons or corporation and, if so, identify any such trust.

**RESPONSE:**

9.         State whether you are receiving or are entitled to receive royalty income, and if so, state the nature of such income; the amount of such yearly income; and, the terms of any agreements in relation to such compensation, work or patent, etc.

**Request for Production of Documents**

1.         Produce any and all tape recordings of any conversations between you and your spouse or your spouse and any other person.

**RESPONSE:**

2.         Produce any and all letters or other written communications between you and your spouse or between your spouse and any other person.

**RESPONSE:**

3.         Produce any and all diaries, calendars, or other documents recording transactions between you and your spouse or between your spouse and any other person or recording activity of you or your spouse.

**RESPONSE:**

4.         Produce any and all documents or other tangible things, including videotapes, recordings, motion pictures, photographs, portraits, or other reproductions made within the past 3 years, containing the voice or image of you, your spouse, or of your children.

**RESPONSE:**

            5.         Please complete the attached financial affidavit.

**RESPONSE:**

6.         Copies of your paycheck stubs as furnished by any of your employers for each of the last twelve (12) months, and documents reflecting any other income received by you in the last twelve (12) months from any source.

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**RESPONSE:**

7.         Copies of all state, federal and local income tax returns filed by you, for the past five calendar years with accompanying worksheets K-1's, W-2's and 1099 Forms.

**RESPONSE:**

8.         Copies of all 1099 Forms received by you as a result of work or services rendered by you for the past five calendar years.

            9.         Monthly statements for all checking accounts, savings accounts, or money funds from any such account you may have with any bank or other financial institution or for any accounts you may have had an interest, or signature authority whether personal, corporate, business or trust account for the past 3 calendar years.

**RESPONSE:**

            10.       Copies of all credit card or installment account statements for the past two (2) year.

                        This the \_\_\_\_\_\_\_ day of \_\_\_\_\_\_, \_\_\_\_\_\_\_.

The Rosen Law Firm

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_

Attorneys for Defendant

4101 Lake Boone Trail, Suite 200

Raleigh, North Carolina 27607

(919)787-6668

CERTIFICATE OF SERVICE

I hereby certify that the foregoing document has been duly served on all parties of record by my depositing a copy of same in the United States mail, first class, postage prepaid, addressed as follows:

\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_

Raleigh, North Carolina 27658

This the \_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_, \_\_\_\_\_\_\_\_.

The Rosen Law Firm

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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Attorneys for Defendant

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Raleigh, North Carolina 27607

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