

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Benjamin L. Ratliff, State Bar No. 113708 1100 West Shaw Avenue, Suite 124 Fresno, California 93711 TELEPHONE NO.: (559)227-2166 FAX NO. (Optional): (559)227-0846 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): Defendant, Tommy Jones	FOR COURT USE ONLY <i>Original</i> <i>Copy to Court</i> <i>5/10/08</i> <i>gr.</i>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Stanislaus STREET ADDRESS: 801 10th Street MAILING ADDRESS: CITY AND ZIP CODE: Modesto, California 95354 BRANCH NAME: Civil Unlimited	CASE NUMBER: 637857
SHORT TITLE: Forte v. Jones	
<p style="text-align: center;">REQUESTS FOR ADMISSION</p> <p style="text-align: center;"> <input type="checkbox"/> Truth of Facts <input checked="" type="checkbox"/> Genuineness of Documents </p> <p> Requesting Party: Defendant, Tommy Jones Answering Party: Plaintiff, Eugene Forte Set No.: One </p>	

INSTRUCTIONS

Requests for admission are written requests by a party to an action requiring that any other party to the action either admit or deny, under oath, the truth of certain facts or the genuineness of certain documents. For information on timing, the number of admissions a party may request from any other party, service of requests and responses, restrictions on the style, format, and scope of requests for admission and responses to requests, and other details, see Code of Civil Procedure sections 94-95, 1013, and 2033.010-2033.420 and the case law relating to those sections.

An answering party should consider carefully whether to admit or deny the truth of facts or the genuineness of documents. With limited exceptions, an answering party will not be allowed to change an answer to a request for admission. There may be penalties if an answering party fails to admit the truth of any fact or the genuineness of any document when requested to do so and the requesting party later proves that the fact is true or that the document is genuine. These penalties may include, among other things, payment of the requesting party's attorney's fees incurred in making that proof.

Unless there is an agreement or a court order providing otherwise, the answering party must respond in writing to requests for admission within 30 days after they are served, or within 5 days after service in an unlawful detainer action. There may be significant penalties if an answering party fails to provide a timely written response to each request for admission. These penalties may include, among other things, an order that the facts in issue are deemed true or that the documents in issue are deemed genuine for purposes of the case.

Answers to *Requests for Admission* must be given under oath. The answering party should use the following language at the end of the responses:

I declare under penalty of perjury under the laws of the State of California that the foregoing answers are true and correct.

(DATE)

(SIGNATURE)

These instructions are only a summary and are not intended to provide complete information about requests for admission. This *Requests for Admission* form does not change existing law relating to requests for admissions, nor does it affect an answering party's right to assert any privilege or to make any objection.

REQUESTS FOR ADMISSION

You are requested to admit within 30 days after service, or within 5 days after service in an unlawful detainer action, of this *Requests for Admission* that:

1. Each of the following facts is true (if more than one, number each fact consecutively):

 Continued on Attachment 1
2. The original of each of the following documents, copies of which are attached, is genuine (if more than one, number each document consecutively):

 Continued on Attachment 2

Shantelle L. Andrews

 (TYPE OR PRINT NAME)

Shantelle L. Andrews

 (SIGNATURE OF PARTY OR ATTORNEY)

SHORT TITLE: Forte v. Jones	CASE NUMBER: 637857
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ATTACHMENT (Number): Two (2)

(This Attachment may be used with any Judicial Council form.)

1. Badger Flats Gazette, Volume 1, No. 5;
2. Badger Flats Gazette, Volume 2, No. 1, Feb/Mar 2008;
3. Badger Flats Gazette, Volume 2, No. 2, March 16th, 2008/ April 2008;
4. Badger Flats Gazette, Volume 2, No. 3, June-July 2008;
5. The Badger Flats Gazette's Mystery Theatre, Volume 3, No. 4, August 2009;
6. Badger Flats Gazette letter to Jon Grissom of NAACP, dated Monday, August 3, 2009;
7. Badger Flats Gazette letter to Julian Bond, Chairman of NAACP, dated Tuesday, August 11, 2009;
8. Letter to Mayor Tommy Jones from Gene Forte re: Public Condemnation/Branding, Forte v. Jones, NAACP, dated July 30th, 2009.

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

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(Add pages as required)

PROOF OF SERVICE

My business address is 1100 West Shaw Avenue, Suite 124, Fresno, California 93711. I am employed in Fresno County, California. I am over the age of 18 years and am not a party to this case.

On the date indicated below, I served the foregoing document(s) described as: **REQUESTS FOR ADMISSION – GENUINENESS OF DOCUMENTS** on all interested parties in this action by placing a true copy thereof enclosed in a sealed envelope addressed as follows:

Mr. Eugene Forte
688 Birch Court
Los Banos, California 93635

(BY MAIL) I am readily familiar with the business' practice for collection and processing of correspondence for mailing, and that correspondence, with postage thereon fully prepaid, will be deposited with the United States Postal Service on the date noted below in the ordinary course of business, at Fresno, California.

(BY PERSONAL SERVICE) I caused delivery of such envelope(s), by hand, to the office(s) of the addressee(s).

(BY ELECTRONIC MAIL) I caused such documents to be scanned into PDF format and sent via electronic mail to the electronic mail addressee(s) of the addressee(s) designated.

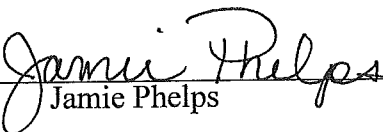
(BY FACSIMILE) I caused the above-referenced document to be delivered by facsimile to the facsimile number(s) of the addressee(s).

(BY OVERNIGHT COURIER) I caused the above-referenced envelope(s) to be delivered to an overnight courier service for delivery to the addressee(s).

EXECUTED ON **August 27, 2009**, at Fresno, California.

(STATE) I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

(FEDERAL) I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. I declare that I am employed in this office of a member of the bar of this court at whose direction this service was made.



Jamie Phelps