

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF FLORIDA**

Tallahassee Division

KATE CALVIN, JOHN NELSON,
CHARLES J. PARRISH, LONNIE GRIFFIN
and CONCERNED UNITED PEOPLE,

Case No.: 4:15-cv-00131-MW-CAS

Plaintiffs,

vs.

JEFFERSON COUNTY BOARD OF
COMMISSIONERS, JEFFERSON COUNTY
SCHOOL BOARD, and MARTY BISHOP,
SUPERVISOR OF ELECTIONS, in his official
capacity,

Defendants.

**PLAINTIFFS' FIRST REQUESTS FOR ADMISSION
AND SECOND REQUEST FOR PRODUCTION**

Pursuant to Rules 26 and 36 of the Federal Rules of Civil Procedure, Plaintiffs hereby request that Defendant Jefferson County School Board respond fully, in writing and under oath, and subject to the objections to admissibility, to each of the following requests for admission. Pursuant to Fed. R. Civ. P. 36(a)(3), Defendant's answer must be provided within thirty (30) days of service of these Requests for Admission. Responses to these Requests for Admission should be returned to:

Nancy G. Abudu
ACLU of Florida, Inc.
4500 Biscayne Boulevard, Suite 340
Miami, FL 33137
nabudu@aclufl.org

Pursuant to Fed. R. Civ. P. 36, the following rules govern your response to the Requests for Admission:

1. Defendant's denial of any statement as to which an admission is required must fairly meet the substance of the requested admission.

2. When good faith requires that Defendant qualify its answer or deny only a part of the matter as to which an admission is requested, it shall specify so much of it as is true and qualify or deny the remainder.

3. Defendant may not give lack of information or knowledge as a reason for its failure to admit or deny the truth of the statement as to which an admission is requested unless Defendant states that it has made reasonable inquiry and that the information known or reasonably obtainable by it is insufficient to enable it to admit or deny the truth of the matter as to which an admission has been requested.

4. If Defendant considers that a matter as to which an admission has been requested presents a genuine issue for trial, it may not, on that ground alone, object to the request.

5. Statements as to which admissions are now requested shall be deemed admitted if Defendant fails to admit, deny, or object to the statements within thirty (30) days after service of this document.

6. If any request for admission is objected to on the ground of overbreadth, specifically state the matter in which it is overly broad and respond to the request for admission as narrowed to conform to such objection.

7. In conformity with Fed. R. Civ. P. 37, as to any matter denied, Plaintiff may apply to the Court for an order requiring Defendant to pay the reasonable expenses incurred in proving the truth of any such matter, including the costs of depositions and attorneys' fees.

REQUESTS FOR ADMISSION

1. Admit that, according to the 2010 Census data, the total inmate population of Jefferson Correctional Institute (hereinafter “JCI”) was 1,157.
2. Admit that the majority of the persons incarcerated at JCI are not residents of Jefferson County.
3. Admit that, instead, the inmates at JCI remain residents of the county where they lived prior to their incarceration.
4. Admit that the children of persons incarcerated at JCI are not allowed to attend public schools in Jefferson County by claiming residence of the parent at JCI.
5. Admit that incarcerated persons at JCI cannot voluntarily visit or patronize public or private establishments in Jefferson County such as restaurants, hotels, grocery stores, gas stations, schools, movie theaters, museums, musical performances, shops, parks, playgrounds, athletic fields, theatres, churches, businesses, recreational centers, or public transportation.
6. Admit that persons incarcerated at JCI do not have a choice as to where they will serve their prison sentences.
7. Admit that, according to the 2010 Census data, the total population of Jefferson County including the prison was 14,761.
8. Admit that the total population deviation of the adopted Plan is approximately 8.67%.
9. Admit that, under the adopted Plan, the Black voting age population is 47.62%, and the Hispanic voting age population is 7.35%.
10. Admit that, according to the 2010 Census data, the total population of Jefferson County excluding the prison was 13,604.

11. Admit that the total population deviation when the prison is excluded is 42.63%.

12. Admit that, when the prison is excluded from the total population count, the Black voting age population decreases to 32.73%, and the Hispanic voting age population decreases to 2.80%.

PLAINTIFFS' SECOND REQUEST FOR PRODUCTION OF DOCUMENTS

In the event that you deny in whole or in part any of the following requests for admission, pursuant to Fed. R. Civ. P. 34, please produce all documents which support your denial (in whole or part) of any of the requests for admissions.

Respectfully submitted,

/s/Nancy G. Abudu

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Attorneys for the Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing has been furnished by e-mail to Zachery A. Scharlepp at zscharlepp@rumberger.com; Linda Bond Edwards at ledwards@rumberger.com; and docketingorlando@rumberger.com (Counsel for Defendants Jefferson County Board of Commissioners and Marty Bishop); and Gerald B. Curington at jcurington@ausley.com and mmckenzie@ausley.com (Counsel for Jefferson County School Board), this 30th day of July, 2015.

/s/Nancy G. Abudu

Nancy G. Abudu