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Attorneys for Plaintiffs CAL LeDUC; TORI ABBY; MILEY ABBY, a minor, by and through her Guardian ad Litem TORI ABBY; MANDY JOBE; LUKUS LeDUC; JAY LeDUC; and CAL LeDUC as successor in interest to the estate of Marsha Kay LeDuc,

SUPERIOR COURT OF CALIFORNIA, COUNTY OF FRESNO
CENTRAL DIVISION

CAL LeDUC; TORI ABBY; MILEY ABBY, a minor, by and through her Guardian ad Litem TORI ABBY; MANDY JOBE; LUKUS LeDUC; JAY LeDUC; and CAL LeDUC as successor in interest to the estate of Marsha Kay LeDuc,

Plaintiffs,

v.

GENERAL MOTORS LLC; TOYOTA MOTOR CORPORATION; NEW UNITED MOTOR MANUFACTURING, INC.; TRQSS, INC. (F/K/A QUALITY SAFETY SYSTEMS COMPANY); TRW AUTOMOTIVE GMBH (F/K/A TRW GmbH; F/K/A TRW Repa GmbH) TRW CANADA LIMITED; MARIO ALBERTO GUERRA; DANIEL M. CANCHOLA; GUERRA PRODUCE; and DOES 1 to 50, inclusive,

CASE NO.: 13 CE CG 03811 MWS

AMENDED NOTICE OF TAKING DEPOSITION OF LAURENCE NEUMAN, P.E., WITH PRODUCTION OF DOCUMENTS

**Complaint Filed: December 11, 2013
Trial Date: April 24, 2017**

Defendants. }

**TO EACH PARTY AND TO THE ATTORNEY OF RECORD FOR EACH PARTY
HEREIN:**

NOTICE IS HEREBY GIVEN THAT Plaintiffs CAL LeDUC; TORI ABBY; MILEY ABBY, a minor, by and through her Guardian ad Litem TORI ABBY; MANDY JOBE; LUKUS LeDUC; JAY LeDUC; and CAL LeDUC as successor in interest to the estate of Marsha Kay LeDuc will take the deposition of Defendants' retained expert Laurence Neuman, P.E., upon oral examination, on March 30, 2017, commencing at 3:00 p.m., at Cornwell & Sample, LLP, 7045 N. Fruit Avenue, Fresno, CA 93711, before a Certified Shorthand Reporter.

PLEASE TAKE FURTHER NOTICE that Laurence Neuman, P.E., is required to produce at said time and place, the items listed on Exhibit "A" attached, used in connection with his work as an expert in this case.

Said deposition **may be** recorded by audio or video tape.

If said Deposition is not completed on said date, the taking thereof will be continued from day to day thereafter at the same place, Sundays and holidays excepted, until completed.

DATED: March 14, 2017.

CORNWELL & SAMPLE, LLP

By: 

Stephen R. Cornwell
Attorneys for Plaintiffs

CAL LeDUC; TORI ABBY; MILEY ABBY,
a minor, by and through her Guardian ad
Litem TORI ABBY; MANDY JOBE;
LUKUS LeDUC; JAY LeDUC; and
CAL LeDUC as successor in interest to the
estate of Marsha Kay LeDuc

1 **EXHIBIT "A"**

2 **REQUEST FOR PRODUCTION OF DOCUMENTS**

3 **DEFINITIONS**

4 As used throughout this Request unless the context in which the term is used
5 clearly indicates otherwise, each of the following terms and phrases shall have the
6 following meanings:

7 1. As used herein, the words "YOU" and "YOUR" shall mean and refer to the
8 deponent.

9 2. The term "DOCUMENT" or "DOCUMENTS" mean and refer to "writings"
10 as defined by California Evidence Code section 250 and anything that is in written form or
11 that is a tangible recording of speech sounds, symbols, however produced or reproduced,
12 including the original (or any copies when originals are not available) and any other non-
13 identical copies (whether different from the originals because of notes made on such
14 copies, or because of indications that said copies were sent to different individuals than the
15 original, or because of any other reason), including but not limited to, working papers,
16 preliminary, intermediate or final drafts, correspondence, memoranda, interoffice
17 memoranda, notes, reports, compilations, invoices, financial statements, financial
18 calculations, diaries, reports of telephone or other oral conversations, desk calendars,
19 appointment books, and all other writings and records of every kind which are in your
20 actual or constructive possession, custody or control.

21 **DOCUMENTS TO BE PRODUCED**

22 1. All DOCUMENTS, information, and things supplied to YOU from any
23 source concerning or relating to this case.

24 2. All DOCUMENTS, information, and things gathered or developed by YOU
25 from any source concerning or relating to this case.

26 3. All DOCUMENTS YOU reviewed or considered or relied on in YOUR work
27 on this case, and every document YOU may have looked at and rejected as being unreliable
28 or one on which YOU would rely in connection with YOUR work on this case.

1 4. All DOCUMENTS, including audio and video tape, which make reference
2 to, concern, or relates to any information or thing YOU reviewed, considered or relied
3 upon in YOUR work in this case.

4 5. All communications between YOU and the attorneys who retained YOU or
5 their agents, regardless of the manner in which the communications were made or
6 memorialized, concerning or relating to the above-mentioned case. This includes all
7 documents which have passed between YOU and those attorneys or agents, from the first
8 contact YOU had with this matter up until the time of YOUR deposition.

9 6. All DOCUMENTS and communications, which have passed between YOU
10 and anyone else concerning or relating to the above-mentioned case. This includes, but is
11 not limited to, any recorded or memorialized statements taken from anyone, any work done
12 by outside services at YOUR request or the request of YOUR hiring attorney, work done
13 by outside contractors for YOU or the hiring attorney.

14 7. All DOCUMENTS referring to the tasks that YOU performed in this case,
15 the amount of time YOU spent on the case, and the charges YOU made for the work YOU
16 did on the case. This includes, but is not limited to, all billings, log books, time sheets,
17 diaries, calendars, and/or itemized statements for services or accounting data relating to
18 YOUR work in this case.

19 8. The original, all copies, and all draft copies, whether complete or not
20 complete, of each report YOU rendered in this case, whether preliminary or final.

21 9. The original, all copies and all draft copies, whether complete or not
22 complete, of all calculations, notes, charts, working papers, etc. relating to any work YOU
23 did on this case.

24 10. All DOCUMENTS referring to or identifying any person or entity who
25 assisted YOU in YOUR work on this case.

26 11. Pursuant to C.C.P. §2034.415, YOUR complete file and files accumulated by
27 YOU in connection with YOUR work on this case.

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1 12. All photographs considered by YOU in this case whether they were taken by
2 YOU, by someone at YOUR request, whether they were obtained by YOU from other
3 sources, or whether they were sent back by YOU or someone else once you finished
4 YOUR work on this case. This request is meant to include every original photograph, not
5 Xeroxed copies or any other form of copy, submitted to YOU or which you looked at in
6 connection with this case. Xeroxed copies or other kinds of copies are only acceptable if
7 they are the only copy of a photograph that YOU looked at in connection with the case.

8 13. Any and all DOCUMENTS recording the amount of time YOU have spent
9 on the matter, or YOUR ASSOCIATES or employees, in providing services in preparation
10 of YOUR opinion, hypotheses, theories or conclusions, and the charges therefor in
11 connection with this litigation.

12 14. All textbooks, treaties, publications, indexes, tables, trends, reference
13 materials and any other and all publications which YOU consulted or other utilized in
14 forming any of YOUR opinions, hypotheses, theories, analyses or conclusions in
15 connection with this litigation.

16 15. All DOCUMENTS pertaining to any and all assumptions utilized and relied
17 upon by YOU in forming the opinions to be expressed in connection with this litigation,
18 including those assumptions provided to YOU by the retaining party or the retaining
19 party's counsel.

20 16. A list of all other cases in which, during the previous 5 years, YOU have
21 testified as an expert at deposition, hearing, trial or arbitration.

22 17. All professional publications by YOU.

23 18. All advertising brochures or literature relating to the provision of YOUR
24 services as an expert witness.

25 19. A copy of your current curriculum vitae.
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1 **PROOF OF SERVICE**

2 I am a resident of the State of California, over the age of eighteen years,
3 and not a party to the within action. My business address is 7045 N. Fruit Avenue,
4 Fresno, California. On March 14, 2017, I served the within documents:

5 ***AMENDED NOTICE OF TAKING DEPOSITION OF LAURENCE NEUMAN, P.E.,***
6 ***WITH PRODUCTION OF DOCUMENTS***

7 ☐ **BY FAX:** by transmitting via facsimile the document(s) listed above to
8 the fax number(s) set forth below on this date before 5:00 p.m.

9 ☐ **BY HAND:** by personally delivering the document(s) listed above to the
10 person(s) at the address(es) set forth below.

11 ☒ **BY MAIL:** by placing the sealed envelope for collection and processing
12 for mailing, following this business's usual practices, with which I am
13 readily familiar. On the same day correspondence is placed for collection
14 and mailing, it is deposited in the ordinary course of business with the
15 United States Postal Service.

16 ☐ **BY OVERNIGHT MAIL:** by causing document(s) to be picked up by
17 an overnight delivery service company for delivery to the addressee(s) on
18 the next business day.

19 ☐ **BY PERSONAL DELIVERY:** by causing personal delivery by
20 _____ of the document(s) listed above to the person(s) at the
21 address(es) set forth below.

22 ☐ **BY ELECTRONIC MAIL:** to the electronic mail address(es) below.

23 Richard A. Belardinelli
24 Crgdanelaw@sbcglobal.net
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26 BELARDINELLI
27 7060 N. Fresno Street, Suite
28 250
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1 I am readily familiar with the firm's practice of collection and processing
2 correspondence for mailing. Under that practice it would be deposited with the U.S.
3 Postal Service on that same day with postage thereon fully prepaid in the ordinary course
4 of business. I am aware that on motion of the party served, service is presumed invalid if
postal cancellation date or postage meter date is more than one day after date of deposit
for mailing in affidavit.

5 I declare under penalty of perjury under the laws of the State of California
6 that the above is true and correct.

7 Executed on March 14, 2017, at Fresno, California.

8 
9 _____
10 MARY MADEWELL
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