

IN THE COURT OF COMMON PLEAS FOR MAHONING COUNTY, OHIO

VIVIAN G. KOVEIN
2282 Yorktown Street
Uniontown, Ohio 44685

Plaintiff,

v.

DIRECT TRANSIT, INC.
c/o Charles G. Peterson, Pres.
211 Freedom Drive
North Sioux City, SD 57049

and

JOHN DOE 1, Administrator of
the Estate of RODGER A. ROBERTS :
NAME UNKNOWN
9580 Laurel Avenue :
Fontana, California 92335 :

and

JOHN DOES 2 through 10
NAMES UNKNOWN :
Addresses Unknown :

PLAINTIFF'S FIRST REQUEST FOR PRODUCTION OF
DOCUMENTS TO DEFENDANTS

Pursuant to Rule 34 of the Ohio Rules of Civil Procedure,
Plaintiff hereby requests that Defendants permit Plaintiff's
attorneys to inspect and/or copy all of the documents hereinafter
described:

1. Certified copies of all contracts of insurance
(including declarations of coverages) pursuant to which any entity
is or may be responsible to satisfy, in whole or part, any judgment
entered against you in this action.

2. Complete personnel file for Rodger A. Roberts.

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3. Certificate of title and registration documents for the vehicle and trailer involved in the collision on June 4, 1995.

4. All service records for the vehicle and trailer involved in the collision for the twelve months immediately preceding the collision.

5. All inspection records for the vehicle and trailer involved in the collision for the 3 years preceding the collision.

6. Any photographs of the following:

a) the tractor and trailer involved in the collision, and

b) the accident scene of the collision.

7. The trip log for the vehicle in question for the seven days immediately preceding the collision.

8. The "Motor Vehicle Driver's Certification" forms [CFR 391.27] for Brian Johnson for the five years immediately preceding the collision.

9. The "Application for Employment" [CFR 391.21] of Rodger A. Roberts.

10. All records of the annual reviews of the driving record of Rodger A. Roberts [CFR 391.25].

11. To the extent not previously requested herein, the complete driver qualification file for Rodger A. Roberts.

12. Operational records of Rodger A. Roberts (receipts for gas, oil, tolls, vehicle repairs, etc.) for twelve months immediately preceding the collision in question.

13. Cargo pickup or delivery orders, bills of lading, manifests, etc. for all loads transported by Rodger A. Roberts and/or the tractor and trailer in question for twelve months immediately preceding the collision in question.

14. Dispatch records for Rodger A. Roberts for the twelve months immediately preceding the collision in question.

15. Driver call-in sheets for Rodger A. Roberts on for twelve months immediately preceding the collision in question.

16. Rodger A. Roberts driver's log, including his time sheets and payroll records for thirty days preceding the collision in question.

17. The Bill of Lading for the freight on the trailer at the time of the crash.

18. All written materials of any kind or description used by you in connection with the **selection, testing, training, and management** of driver personnel, including audio and video materials.

19. Organizational charts of defendants, illustrating the lines of authority and reporting of officers, management, staff

and driver personnel.

20. All documents concerning audits and/or reviews of the log records of Rodger A. Roberts for the three years immediately preceding the collision in question.

21. Complete minutes of all of defendants' committee meetings concerning safety, operations, and driver management.

22. All reports of investigation, analysis and review of all accidents and collisions involving all trucks owned, leased, and/or operated by defendants' for the three years immediately preceding the collision in question.

23. The Accident Review Board minutes of defendants for the three years immediately preceding the collision in question.

24. All reports prepared by or on behalf of any and all expert witnesses engaged by defendants in connection with this action.

25. An inventory of all of the contents of the vehicle (excluding trailer) involved in the collision in question at the time of the collision.

26. Any event data recorder (EDR) which recorded any data relevant to the accident as described in the complaint, including any device that records any audio or video data of the vehicle involved in the accident as well as any device which logs data such as the hours or service of the truck drivers.

27. All information stored on any computer that was on board the vehicle at the time of the crash, including any instruction or owner s manuals pertinent to the operation of such computer systems.

28. Pertinent to the truck that was in the accident all emails, electronic logs, GPS tracking records or logs, and cell phone records.

29. Any supporting data to the logbooks, including vehicle inspection reports, lodging receipts and records, maintenance reports and records, bills of lading, carrier pros, freight bills, dispatch records, driver call-in records, gate record receipts, weight/scale tickets, fuel receipts, fuel billing statements, toll receipts, international registration plan receipts, international fuel tax receipts, delivery receipts, lumber receipts, interchange and inspection reports, lessor settlement sheets, over/short and damage reports, agricultural inspection reports, CVSA reports, accident reports, on-board computer reports, border crossing reports, custom declarations, traffic citations, overweight/oversize reports and citations, and/or other documents directly related to the motor carriers operation, which are retained by the motor carrier in connection with the operation of its transportation business.

CLARK, PERDUE, ROBERTS & SCOTT

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CERTIFICATE OF SERVICE

This is to certify that a true copy of the foregoing Request for Production of Documents was served upon the Defendants in the same manner and at the same time they received summons and a copy of the Complaint in this action.

CLARK, PERDUE, ROBERTS & SCOTT

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