

DISCOVERY ORDER

CHRISTOPHER PRATT, Appellant,

vs.

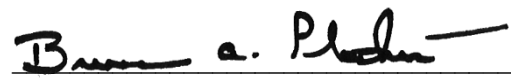
DEPARTMENT OF SAFETY, DENVER SHERIFF'S DEPARTMENT,
and the City and County of Denver, a municipal corporation, Agency.

Appellant requested formal discovery. The Agency objected on the bases that: Appellant failed to engage in informal discovery; Appellant exceeded the presumptive discovery limit of 10 Requests for Production of documents without good cause; that some of the requests were not relied upon in decision-making; and some requests are not narrowly tailored to the issues on appeal. The discovery requests are granted or denied as follows.

- a. Appellant's Career Service Personnel file: GRANTED.
- b. DSD Internal Affairs case file #S2014-0209: GRANTED, subject to claim of privilege.
- c. Cases relied on: DENIED.
- d. DSD and DPD IA files re Case S2014-0209: GRANTED only insofar as they are contained in the case S2014-0209 IA file, subject to privilege claim.
- f. Records and interviews: GRANTED to the extent the information is contained in IA investigative file S2014-0209, subject to privilege claim.
- g. All records in this case: GRANTED insofar as the information is contained in IA investigative file S2014-0209, subject to privilege claim.
- h. Communications and emails: Granted insofar as the information is contained in IA investigative file S2014-0209, subject to privilege claim.
- i. All records pertaining to IAB #S2014-0209: GRANTED insofar as the information is contained in IA investigative file S2014-0209, subject to privilege claim.
- j. IAB S2014-0209 Investigation Summary Report(s): GRANTED insofar as the information is contained in IA investigative file S2014-0209, subject to privilege claim.
- l. All records including handwritten notes regarding IAB S2014-0209: GRANTED, insofar as the information is contained in IA investigative file S2014-0209, subject to privilege claim.
- m. All communication exchanged with Shannon Elwell in this investigation: DENIED.
- n. All Department of Safety communication in this investigation: DENIED.
- o. All communications in IA Pro, CUFs II, and EIS concerning this case: GRANTED, insofar as the information is contained in IA investigative file S2014-0209, subject to privilege claim.

The Agency's objection that Appellant failed to engage in informal discovery before filing its formal motion is denied as moot. The Agency's objection that Appellant failed to establish good cause to exceed the presumptive RFP limit of 10 is denied, as Appellants' requests contain at least some relevance to the underlying appeal.

DONE January 28, 2016.

Handwritten signature of Bruce Plotkin in black ink, featuring a stylized 'B' and a long horizontal flourish at the end.

Bruce Plotkin
Career Service Hearing Officer