

WARREN MONTGOMERY, IN HIS
OFFICIAL CAPACITY AS DISTRICT
ATTORNEY FOR ST. TAMMANY
PARISH

2016-11538 J
SUIT NO. _____ DIV. J
22ND JUDICIAL DISTRICT COURT

V.

PARISH OF ST. TAMMANY

ST. TAMMANY PARISH GOVERNMENT, by
and through the ST. TAMMANY PARISH
COUNCIL; and PATRICIA "PAT" BRISTER,
IN HER OFFICIAL CAPACITY AS PARISH
PRESIDENT

STATE OF LOUISIANA

FILED

APR 11 2016

MALISE PRIETO - CLERK
Deputy _____

**PETITION FOR DECLARATORY JUDGMENT
AND INJUNCTIVE RELIEF WITH INCORPORATED
MEMORANDUM OF LAW IN SUPPORT THEREOF**

Plaintiff, Warren Montgomery, in his official capacity as District Attorney for St. Tammany Parish (the "District Attorney"), files this petition for declaratory judgment and injunctive relief against Defendants, St. Tammany Parish Government, by and through the St. Tammany Parish Council (the "Parish"), and Patricia "Pat" Brister, in her official capacity as Parish President (the "Parish President"), and respectfully represents:

NATURE OF THE ACTION

This is an action for a judgment recognizing the legal rights, duties, and obligations of the District Attorney to serve as general legal adviser to the parish government and to all parish boards and commissions in accordance with the Louisiana Constitution, Louisiana statutory law, and the St. Tammany Parish Home Rule Charter (the "Charter").

The District Attorney seeks to enjoin the Parish and Parish President (collectively "Defendants") from operating, controlling, and maintaining a civil legal department which provides general legal services to the Parish in violation of Louisiana law and the Charter.

3. This is also an action to enjoin the Defendants from retaining or hiring any attorney, now or in the future, to provide general civil legal services.

4. Moreover, this is an action for a mandatory injunction ordering the Defendants to provide funding to the District Attorney's Office, in accordance with the law, necessary to carry out his duties to provide general legal services to the Defendants.

THE PARTIES

5. The plaintiff, Warren Montgomery, in his official capacity as District Attorney of St. Tammany Parish, is an individual having his residence in St. Tammany Parish.

6. Named defendant herein is St. Tammany Parish Government, by and through the St. Tammany Parish Council. The Parish is a political subdivision of the State of Louisiana, and is a distinct juridical entity having the power to sue and be sued.

7. Named defendant herein is Patricia "Pat" Brister, in her official capacity as St. Tammany Parish President.

JURISDICTION AND VENUE

8. Jurisdiction is proper in this Court pursuant to Article 5 § 16(A) of the Louisiana Constitution.

9. Venue is proper pursuant to La. R.S. § 13:5104(B) because this is an action against a political subdivision and is being brought in the district court of the judicial district where the political subdivision is located.

RELEVANT FACTS

10. The St. Tammany Parish Government is a political subdivision operating in St. Tammany Parish and governed by a Home Rule Charter. The Charter regulates, among other things, the duties and obligations of the District Attorney.

11. Specifically, St. Tammany's Home Rule Charter requires the Parish to be represented by the District Attorney in all general civil matters. *See* St. Tammany Parish Home Rule Charter, Section 4-03(A) (the District Attorney "shall serve as legal adviser to the council, president and all departments... and represent the Parish Government in legal proceedings").

12. In January 2015, Warren Montgomery was sworn in as the District Attorney of the 22nd Judicial District for St. Tammany Parish. As the new District Attorney, Warren Montgomery took an oath to faithfully perform the duties of his office in accordance with the laws of Louisiana and the St. Tammany Home Rule Charter.

13. In addition to the Charter, Louisiana law mandates that the District Attorney act as the general legal advisor to the parish government and to all parish boards and commissions.

See La. R.S. § 16:2, La. R.S. § 42:261, La. R.S. § 42:263; *see also* Louisiana Constitution, Article 5 § 26(B).

14. In violation of these laws and regulations, the Defendants have created, operated, and maintained a legal department to provide general civil legal services that is not under the direction of the District Attorney. The retained attorneys in the legal department have been given the designation of Assistant District Attorneys, but as a result of the actions of the Defendants, the District Attorney has been unable to provide instruction and supervision to this legal department.

15. Upon information and belief, the Defendants are and were aware that the operation of the legal department was in violation of Louisiana law and the Charter.

16. Upon information and belief, at least one attorney was hired by the Defendants in 2015, and funded in 2015 and 2016, who has never been designated as an Assistant District Attorney or taken the necessary oath of office.

17. Notably, in November 2015, long after the creation of the legal department, the Parish attempted to retroactively legitimize the department's existence. The Parish unsuccessfully attempted to amend the rights and duties of the District Attorney under the Home Rule Charter by popular vote.

18. In February 2016, the Parish submitted a proposed amendment that created a legal department for the Parish and would have removed the requirement that the District Attorney serve as general legal advisor to the Parish.

19. On November 21, 2015, the people of St. Tammany Parish voted *against* the proposed amendment.

20. In accordance with the will of the people and his legal obligations under the law, the District Attorney is compelled to assert his lawful obligations as general legal advisor to the Defendants.

21. As a result, the District Attorney has attempted to engage in good faith discussions with the Defendants regarding his duties and obligations under the law.

22. The District Attorney sent correspondence to the Defendants explaining these legal duties under the statutory mandate to serve as general legal advisor, as well as the potential

penalties the District Attorney could face for failure to fulfill those obligations. *See* La. R.S. § 16:2(C)(“The district attorneys who [...] willfully fail to perform the duties required of them by this Section or willfully fail to render faithful and efficient services in this regard shall be deemed guilty of malfeasance and gross misconduct and be removed from office in the manner prescribed by law”).

23. The Defendants have failed to agree to an amicable solution and continue to restrain the District Attorney from performing his lawful obligations as general legal advisor to the Defendants. Additionally, the Defendants have failed to provide the District Attorney with the funding necessary to fulfill his obligations as general legal advisor to the Defendants.

24. Accordingly, the Defendants have improperly interfered with and continue to improperly prohibit the District Attorney from fulfilling his legal obligations.

25. On or before January 11, 2016 the Defendants caused the operating budgets of the Defendants to be amended to assume full budgetary control over three Assistant District Attorneys, hired by the District Attorney’s office prior to 2015, causing their relinquishment of a state warrant assigned to them as part of their salary by the District Attorney. The District Attorney was notified of this fact on January 11, 2016 and advised that the changes were effective close of business on January 10, 2016.

26. Upon information and belief, the Defendants also caused to be drafted an ordinance to redefine the “Legal Department” in a manner and means to remove it from the purview and control of the District Attorney.

27. As a result of the Defendants’ actions, the District Attorney, as to those Assistant District Attorneys which personnel records reflect were hired by this office, caused their commissions on file with the Louisiana Secretary of State, to be rescinded effective April 8, 2016.

RELEVANT LAW

28. Article 5 § 26(B) of the Louisiana Constitution provides that the District Attorney shall “have charge of every criminal prosecution by the state in his district, be the representative of the state before the grand jury in his district, and be the legal advisor to the grand jury.”

29. However, the District Attorney's responsibilities are not limited to criminal matters. Article 5 § 26(B) goes on to provide that the District Attorney "shall perform other duties provided by law."

30. Pursuant to La. R.S. § 16:2(A), the district attorneys "*shall* be the regular attorneys and counsel of every state board or commission domiciled therein [...] and all state boards or commissions the members of which, in whole or in part, are elected by the people or appointed by the governor or other prescribed authority" (emphasis added).

31. Louisiana statutory law has provided an exception to the requirement that the District Attorney serve as the general counsel when the parish has adopted a home rule charter. Under La. R.S. § 16:2(D), if the charter *specifically* "provides for the employment of a parish attorney or a special attorney or counsel, the district attorney shall not be the regular attorney or counsel for such governing authority." However, this exception does not apply to the litigation before this Court.

32. In fact, St. Tammany Parish's Home Rule Charter clearly establishes that the District Attorney "shall serve as legal adviser to the council, president and all departments... and represent the Parish government in legal proceedings." St. Tammany Parish Home Rule Charter, Section 4-03(A).

33. Additionally, La. R.S. § 42:261(A) explicitly states the district attorneys of the several judicial districts *shall* "be the regular attorneys and counsel for the parish governing authorities, [...] and of every state board or commission domiciled therein."

34. Moreover, La. R.S. § 42:261(D)(1) provides that where the District Attorney is the regular attorney for the Parish, it "*shall be unlawful* for any parish governing authority or state board or commission to retain or employ for any compensation whatever any attorney or counsel to represent it generally" (emphasis added).

35. The black letter law is clear – the Defendants' operation of a legal department that employs paid attorneys, without deference to the District Attorney, is contrary to the law.

36. La. R.S. § 16:2(D) states that "Where a parish has adopted a charter for local self-government or other home rule charter and such charter provides for the employment of a parish attorney or a special attorney or counsel, the district attorney shall not be the regular attorney or

counsel for such governing authority.” What the language clearly says and means is, if the Charter allows for the retention of an attorney to represent the Defendants in general matters, then the District Attorney is not the regular attorney, and if the Charter allows retention of a special attorney in special matters, then the District Attorney shall not be the attorney for the Defendants in *those special matters*.

37. Section 4-03(A) of the Home Rule Charter for St. Tammany Parish clearly establishes that the District Attorney “shall serve as legal adviser to the council, president and all departments... and represent the Parish Government in legal proceedings.” This charge is in clear recognition of the statutory framework found in La. R.S. § 16:2 and R.S. § 42:261-263.

38. The Parish’s Home Rule Charter also recognizes the distinction between general and special counsel, Section 4-03(B) declares that “no special legal counsel shall be retained... except by written contract *for a specific purpose...*” (emphasis added).

39. The Charter does not provide for the retention of an attorney, other than the District Attorney, to represent the Defendants generally.

40. Therefore, considering the statutes in existence at the time of adoption of the Charter, the citizens of St. Tammany Parish have chosen to have the District Attorney provide general and regular civil legal advice, and further have chosen to allow retention of special attorneys only for limited special matters, all in accord with the statutes on the same subject matter.

41. La. R.S. § 42:263(A) explicitly declares that “[n]o parish governing authority [...] shall retain or employ any special attorney or counsel to represent it in any special matter or pay any compensation for any legal services whatever unless a real necessity exists.”

42. La. R.S. § 16:6 provides that district attorneys shall be entitled to an expense allowance from the parish governing body.

43. The Louisiana Supreme Court held in *Reed v. Washington Parish Police Jury* that La R.S. § 16:6 placed a mandatory duty on the parish government to fund the allowable expenses of the district attorney’s office in their entirety. 518 So.2d 1044 (La. 1988).

Penalties

44. Under Louisiana law, a district attorney who willfully fails to perform the duties as general legal advisor to the parish or willfully fails to render faithful and efficient services in this regard may "be deemed guilty of malfeasance and gross misconduct and be removed from office in the manner prescribed by law." La. R.S. § 16:2(C)(emphasis added).

45. In accordance with Louisiana law and the Charter, the District Attorney now seeks declaratory and injunctive relief from this Court so that he may fulfill his legal duties and obligations as general civil legal advisor.

REQUESTED RELIEF

First Cause of Action: Declaratory Relief

46. The allegations of the foregoing paragraphs are incorporated as if pled herein.

47. An actual controversy has arisen and now exists between the parties regarding the legal obligations of the District Attorney for the Parish of St. Tammany and the legality of the Defendants' operation and control of a legal department for general civil matters. Moreover, the parties have been unable to reach an amicable resolution in light of the foregoing issues.

48. The District Attorney seeks and is entitled to declaratory judgment recognizing the legal duties and obligations of the District Attorney, finding that the District Attorney is legally obligated to serve as general legal adviser to the Defendants.

49. Moreover, the District Attorney is entitled to declaratory judgment finding the legal department currently operated by the Defendants is contrary to the law.

Second Cause of Action: Preliminary and Permanent Injunction

50. The allegations of the foregoing paragraphs are incorporated as if pled herein.

51. Generally, a party seeking the issuance of a preliminary injunction must show that he will suffer irreparable injury if the injunction does not issue. La.C.C.P. art. 3601; *see Concerned Citizens for Proper Planning, LLC v. Parish of Tangipahoa*, 04-0270 (La.App. 1st Cir.3/24/05), 906 So.2d 660.

52. However, a showing of irreparable injury is not necessary when the violation of a prohibitory law or a deprivation of a constitutional right is at issue. *Jurisich v. Jenkins*, 99-0076 (La.109), 749 So.2d 597.

53. The Defendants' continued operation of the legal department violates the Louisiana Constitution, La. R.S. § 16:2, La. R.S. § 42:261, La. R.S. § 42:263, and Section 4-03(A) of the St. Tammany Parish Home Rule Charter.

54. The Defendants' continued violations of general prohibitory laws based on public policy and the preservation of public order entitle the District Attorney to immediate injunctive relief. *See* La. C.C. art. 7; *see also* comment (d) to art. 7 ("The term 'prohibitory law' in Article 12 of the Louisiana Civil Code of 1870 meant rules of public order. Whatever is done in contravention of a rule of public order is an absolute nullity").

55. The District Attorney seeks and is entitled to a preliminary injunction enjoining the Defendants from operating a legal department that violates Louisiana law and the Charter. Additionally, the Defendants should be enjoined from interfering with the District Attorney's legal duties and obligations to act as the general legal advisor to the Defendants in accordance with the Louisiana Constitution, Louisiana statutory law, and the St. Tammany Parish Home Rule Charter.

56. The District Attorney also seeks and is entitled to a permanent injunction enjoining the Defendants from operating, controlling, or maintaining a civil legal department in violation of Louisiana law and the Charter, separate and distinct from the District Attorney, for as long as the laws remain unchanged. Additionally, the Defendants should be enjoined from interfering with the District Attorney's ability to diligently fulfill his legal duties as general legal advisor.

Third Cause of Action: Mandatory Injunction

57. The allegations of the foregoing paragraphs are incorporated as if pled herein.

58. Because the District Attorney is obligated to serve as the general legal advisor to the parish government and to all parish boards and commissions, it is necessary that his office be provided sufficient and adequate funding in accordance with the law.

59. Accordingly, the District Attorney seeks and is entitled to a mandatory injunction requiring the Defendants to provide the necessary funding to the District Attorney's office in accordance with the Louisiana Supreme Court's decision in *Reed v. Washington Parish Police Jury*, 518 So.2d 1044 (La. 1988).

PRAYER FOR RELIEF

Pursuant to Rule 9.8 of the Uniform Rules of the Louisiana District Courts, the District Attorney represents that this case is not yet set for trial, and that the District Attorney intends to offer testimony at the hearing for injunctive relief related to this Petition for Declaratory Judgment and Injunctive Relief.

For these reasons, the plaintiff, Warren Montgomery, in his official capacity as District Attorney for St. Tammany Parish, prays that this Court enter a judgment in its favor and against the Defendants, St. Tammany Parish Government and Patricia “Pat” Brister, in her official capacity as Parish President, granting the following relief:

1. Issue a declaratory judgment recognizing the legal rights, duties, and obligations of the District Attorney to serve as general legal advisor to the parish government and to all parish boards and commissions in accordance with the laws of this state;
2. Issue a declaratory judgment finding the Defendants’ operation of the current legal department involving Assistant District Attorneys providing general legal services not under the direction of the District Attorney is contrary to the law;
3. Issue a declaratory judgment recognizing the legal mandate that the Defendants may not retain any attorney other than the District Attorney to represent the Defendants in general legal matters and recognizing the limitation that the Defendants may only retain a “special” attorney under limited circumstances and for a *specific* purpose.
4. Upon notice and a full evidentiary hearing, issue a preliminary injunction enjoining the Defendants from operating, controlling, or maintaining a civil legal department, separate and distinct from the District Attorney;
5. Upon notice and a full evidentiary hearing, issue a preliminary injunction enjoining the Defendants from hiring or retaining any attorney other than the District Attorney, now or in the future, for the purpose of providing general legal services;

6. Upon notice and a full evidentiary hearing, issue a preliminary injunction enjoining the Defendants from interfering with the District Attorney's ability to diligently fulfill his legal duties as general legal advisor;
7. After due proceeding, issue a permanent injunction enjoining the Defendants from operating, controlling, or maintaining a civil legal department, separate and distinct from the District Attorney, for as long as the laws remain unchanged;
8. After due proceedings, issue a permanent injunction enjoining the Defendants from hiring or retaining any attorney other than the District Attorney, now or in the future, for the purpose of providing general legal services;
9. After due proceeding, issue a permanent injunction enjoining the Defendants from interfering with the District Attorney's ability to diligently fulfill his legal duties as general legal advisor;
10. After due proceeding, issue a mandatory injunction ordering the Defendants to provide the District Attorney with the necessary and requisite funding in order that he may fulfill his duties under the law and serve as general legal advisor to the Defendants; and
11. Any legal, equitable, general, and/or other relief to which the District Attorney may be entitled.

Dated: April 11, 2016

Respectfully submitted,



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*Attorneys for Petitioner, Warren
Montgomery, in His Official Capacity as
District Attorney*

PLEASE SERVE:

1. **Defendant St. Tammany Parish Government
through its Parish President, Patricia Brister**
21490 Koop Road
Mandeville, LA 70471
2. **Defendant St. Tammany Parish Government
through its Parish Council Chairman, Marty Dean**
21490 Koop Dr.
Mandeville, LA 70471
3. **Defendant Patricia "Pat" Brister
in her official capacity as Parish President**
21490 Koop Road
Mandeville, LA 70471

WARREN MONTGOMERY, IN HIS
OFFICIAL CAPACITY AS DISTRICT
ATTORNEY FOR ST. TAMMANY
PARISH

SUIT NO. _____ DIV. _____

22ND JUDICIAL DISTRICT COURT

V.

PARISH OF ST. TAMMANY

ST. TAMMANY PARISH GOVERNMENT;
and PATRICIA "PAT" BRISTER, IN HER
OFFICIAL CAPACITY AS PARISH
PRESIDENT

STATE OF LOUISIANA

FILED

APR 11 2016

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Deputy

ORDER

Considering the application for preliminary injunction submitted by the Petitioner, Warren Montgomery, in his official capacity as District Attorney for St. Tammany Parish, and the allegations included in the Petition for Declaratory Judgment and Preliminary and Permanent Injunctive Relief, and the applicable law,

IT IS ORDERED that Defendants appear in this Court on the _____ day of _____, 2016, and show cause, why the plaintiff's request for preliminary injunctive relief should not be granted.

Signed in _____, Louisiana this _____ day of _____, 2016, at _____ o'clock ____ m.

Judge, 22nd Judicial District

WARREN MONTGOMERY, IN HIS
OFFICIAL CAPACITY AS DISTRICT
ATTORNEY FOR ST. TAMMANY
PARISH

SUIT NO. _____ DIV. _____

22ND JUDICIAL DISTRICT COURT

V.

PARISH OF ST. TAMMANY

ST. TAMMANY PARISH GOVERNMENT, by
and through the ST. TAMMANY PARISH
COUNCIL; and PATRICIA "PAT" BRISTER,
IN HER OFFICIAL CAPACITY AS PARISH
PRESIDENT

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FILED

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MALISE PRIETO - CLERK
Deputy _____

**PLAINTIFF'S FIRST SET OF INTERROGATORIES
AND REQUESTS FOR PRODUCTION**

Pursuant to the provisions of the Louisiana Code of Civil Procedure, the plaintiff Warren Montgomery, in his official capacity as District Attorney for St. Tammany Parish, propounds the following discovery requests to the Defendants, St. Tammany Parish Government, by and through the St. Tammany Parish Council and Patricia "Pat" Brister, in her official capacity as Parish President, (collectively "Defendants") as follows:

I. GENERAL INSTRUCTIONS AND DEFINITIONS

The following general instructions and definitions shall apply throughout this discovery pleading.

Definitions:

As used herein, the following definitions apply:

The term "person" means all natural and juridical persons, and includes any individual, association, corporation, partnership, firm, joint venture or any other business or legal entity, as well as any governmental or quasi-governmental branch, department, bureau or agency.

2. The term "document" means any written, printed, non-printed, typed, photocopied, photographic, reproduced and graphic matter of any kind or character and any recorded or stored information, however produced or reproduced, in "your" possession, custody, or control, including (without limiting the generality of the

foregoing), account statements, affidavits, agreements, automatic computer backup files, bank statements, books, calendars, cancelled checks, communications, computer files, contracts, correspondence, deposit slips or records of deposits, desk pads, diaries, diary or calendar entries, e-mail messages, electronic bulletin board messages, interim or tentative drafts, journals and journal entries, ledgers and ledger entries, lists, memoranda, minutes and minute entries, notes, on-line or internet records of any type, printouts, receipts of any type, records of meetings, conferences and telephone conferences, conversations or communications, reports, spreadsheets, statements, studies, tables, telegrams, telexes, printed copies of electronic mail, teletypes and/or work-papers, and information stored in computers or other data storage or processing equipment, or in magnetic or electronic media, microfilm or microfiche or other form which can be retrieved or printed out or reduced to readable form through proper programming, decoding or processing, together with necessary instructions for understanding, using or reproducing same.

The term "document" also includes originals "and" all copies of documents containing notes, notations, comments, observations, remarks, underscoring, marks made for emphasis, highlighting, "or" attention "and" encircling, relating or referring in any way to the subject matter of these requests for production of documents.

The term "document" also includes electronically stored information in all formats, including the native format in which the documents were created, stored and/or saved.

3. The terms "you" and "your" mean the St. Tammany Parish Government, by and through the St. Tammany Parish Council, and Patricia "Pat" Brister, in her official capacity as Parish President, and any other persons or entities that can respond on Defendants' behalf.

4. "Identify," in connection with a natural person, means to:

(a) State the person's name, present address, if known, or most recent past address if the present address is not known, and telephone number; and

(b) State the person's relationship to you, state his present employer and the person's position with that employer, and state the person's title which is derived from that position.

5. "Identify," in connection with a corporation, means to:

(a) State its full name, its state of incorporation, and its principal place of business; and

(b) State the corporation's relationship to you.

6. "Identify," in connection with any act, occurrence, event, action, doing, occasion, meeting, transaction or conduct, (all of which are included within the term "act," when it is used herein in connection with the term "identify"), shall mean to set forth the event or events constituting such "act;" state its location; state the date of the "act;" identify the persons participating, present or involved at any time during the "act," or having knowledge concerning the "act;" and identify all documents relating or referring in any way thereto. When used in reference to any oral conversation or discussion, "identify" shall mean, in addition to the foregoing, to set forth the substance of what was said, when, where, by and to whom.

7. "Describe" or "specify" means:

(a) Set forth the matter which you are asked to "describe" or "specify," and do so fully and in detail, by reference to underlying facts rather than reference to ultimate facts or conclusions of fact or law;

(b) State particulars as to (i) time and (ii) place;

(c) "Identify" the persons participating, present or involved at any time;

(d) Set forth all facts necessary to a complete understanding of the act, process, or thing in question; and

(e) With respect to a document, fully describe the subject matter, contents,

date, author and recipients of the document.

8. Words herein of any gender shall be deemed to include all other genders and the singular be deemed to encompass the plural.

9. The terms “and” and “or” include the conjunctive “and,” the disjunctive “or,” and the words “and/or.”

10. The “Lawsuit” refers to the civil action referenced above, filed contemporaneously with these discovery requests on April 11, 2016, now pending in the 22nd Judicial District Court for St. Tammany Parish, Louisiana.

12. The “Petition” means the Petition for Declaratory and Injunctive Relief filed in the Lawsuit on April 11, 2016.

13. “Warren Montgomery” or the “District Attorney” means Warren Montgomery, in his official capacity as District Attorney for St. Tammany Parish, the plaintiff in the Lawsuit referenced above.

B. Files:

The discovery sought by this discovery pleading encompasses material contained in, or which might be derived or ascertained from, “your” personal files and the files of “your” officers, agents, directors, employees, managers, representatives, investigators, and the files of “your” attorney.

C. Supplementation of Responses:

Your responses to this discovery pleading shall be supplemented as required by Article 1428 of the Louisiana Code of Civil Procedure.

II. INTERROGATORIES

INTERROGATORY NO. 1:

Please identify any individuals likely to have discoverable information related to the employment of any attorney engaged in the civil representation of any Defendant. In your answer, please include for each individual the person’s name,

address, telephone number, email address, and the subject of the information they may have.

INTERROGATORY NO. 2:

Please identify all individuals who the Defendants believe were assigned the designation of Assistant District Attorney in St. Tammany Parish from January 1, 2014 to Present. In your answer, please include for each individual the person's name, address, telephone number, email address, and the dates of employment.

INTERROGATORY NO. 3:

Please identify all individuals, not assigned the designation of Assistant District Attorney in St. Tammany Parish, who were engaged in the general civil legal representation of any Defendant. In your answer, please include for each individual the person's name, address, telephone number, email address, and the dates of employment.

INTERROGATORY NO. 4:

Please identify all contracts, agreements, or non-privileged communications by and between any Defendant and any individual previously bearing the designation of Assistant District Attorney in St. Tammany Parish related to the employment of any St. Tammany Parish Assistant District Attorney from January 1, 2014 to Present.

INTERROGATORY NO. 5:

Please identify all contracts, agreements, or non-privileged communications by and between any Defendant and any individual engaged in the legal representation of any Defendant related to the employment of any such individual from January 1, 2014 to Present.

INTERROGATORY NO. 6:

Please identify all civil litigation matters currently being handled by attorneys previously bearing the designation of Assistant District Attorney in St. Tammany Parish related to the representation of any Defendant.

INTERROGATORY NO. 7:

Please identify all civil litigation matters currently being handled by attorneys, not bearing the designation of Assistant District Attorney in St. Tammany Parish related to the representation of any Defendant.

INTERROGATORY NO. 8:

Please identify all civil administrative matters being handled by attorneys previously bearing the designation of Assistant District Attorney in St. Tammany Parish related to the representation of any Defendant.

INTERROGATORY NO. 9:

Please identify all civil administrative matters being handled by attorneys, not bearing the designation of Assistant District Attorney in St. Tammany Parish related to the representation of any Defendant.

INTERROGATORY NO. 10:

Please identify all other civil legal matters, not previously identified in response to an interrogatory, being handled by attorneys for any Defendant in the St. Tammany Parish legal department.

INTERROGATORY NO. 11:

Identify all persons who supplied facts, information, or documents identified in your responses to any of these discovery requests.

III. DOCUMENT REQUESTS

REQUEST FOR PRODUCTION NO. 1:

Please produce all contracts or other written agreements signed between any Defendant and any individual previously bearing the designation of Assistant District Attorney in St. Tammany Parish related to employment.

REQUEST FOR PRODUCTION NO. 2:

Please produce all contracts or other written agreements related to employment signed between any Defendant and any individual, not previously assigned the designation of Assistant District Attorney, engaged in the representation of any Defendant in civil litigation matters.

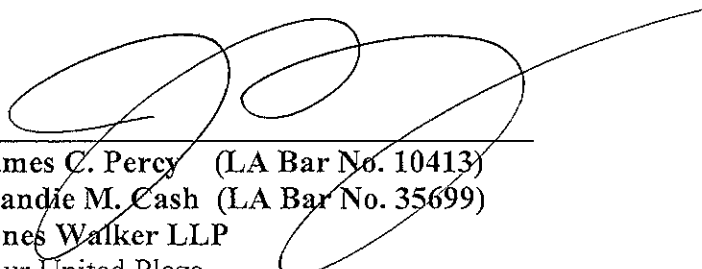
REQUEST FOR PRODUCTION NO. 3:

Please produce all contracts, agreements, or non-privileged communications, other than employment contracts, by and between any Defendant and any individual previously bearing the designation of Assistant District Attorney in St. Tammany Parish, related to the employment or retention of any attorney engaged to represent any Defendant in civil litigation matters.

REQUEST FOR PRODUCTION NO. 4:

Please produce all contracts, agreements, or non-privileged communications, other than employment contracts, by and between any Defendant and any individual employed or retained to represent any Defendant in civil litigation matters, not previously bearing the designation of Assistant District Attorney, related to the employment of any attorney engaged to represent any Defendant in civil litigation matters.

Respectfully submitted,



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*Attorneys for Petitioner, Warren
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District Attorney*

PLEASE SERVE:

1. **Defendant St. Tammany Parish Government
through its Parish President, Patricia Brister**
21490 Koop Road
Mandeville, LA 70471
2. **Defendant St. Tammany Parish Government
through its Parish Council Chairman, Marty Dean**
21490 Koop Dr.
Mandeville, LA 70471
3. **Defendant Patricia "Pat" Brister
in her official capacity as Parish President**
21490 Koop Road
Mandeville, LA 70471