UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

STATE OF OKLAHOMA, ex rel. W.A. DREW EDMONDSON, et al.	)	
PLAINTIFFS	)	
vs.	)	
TYSON FOODS, INC., et al.	)	4:05-CV-0329-TCK-SAJ
DEFENDANTS/THIRD PARTY PLAINTIFFS	)	
vs.	)	
CITY OF TAHLEQUAH, ET AL. Third Party Defendants	)	

SEPARATE DEFENDANT COBB-VANTRESS, INC.'S FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS PROPOUNDED TO PLAINTIFFS

Pursuant to Federal Rules of Civil Procedure 33 and 34, Separate Defendant Cobb-Vantress, Inc. requests that Plaintiffs answer the following interrogatory and produce the following requested documents and information at the offices of counsel for Separate Defendant Cobb-Vantress, Inc., Kutak Rock LLP, The Three Sisters Building, 214 West Dickson Street, Fayetteville, Arkansas 72701-5221 within thirty (30) days of service hereof.

DEFINITIONS

1. The terms "RELATING," "RELATED" and "RELATE TO" mean constitutes, refers to, contains, embodies, evidences, reflects, contradicts, refutes, identifies, states, deals with, bears upon or is in any way connected with the matter described.

2. The terms "DOCUMENT," "DOCUMENTS," or "WRITINGS" mean any kind of written, typewritten, printed, recorded, computer produced or graphic material, however

EXHIBIT
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produced or reproduced, including without limitation, agreements, affidavits, instruments, deeds, statements, applications, brochures, drawings, graphs, photographs, microfilms, notes, summaries, memoranda, letters, telegrams, mailgrams, calendars, appointment books, newspaper or periodical articles and/or advertisements, pamphlets, reports, bulletins, prospectuses, summaries or recordings of telephone or other conversations, summaries or recordings of personal conversations, statements, enclosures, diaries, notebooks, minutes, summaries and/or reports of negotiations or investigations, analyses, projects, books, ledger sheets, accounts, journals, checks, receipts, publications, contracts, records, tapes, transcripts of records, video or audio recordings, computer printouts and business records and further includes without limitation originals, copies, drafts and/or any other WRITINGS or magnetic media such as tape or computer disk.

3. The term "PERSON" or "PERSONS" mean any individual, corporation, joint venture, limited partnership, partnership, association, group or entity of any kind.

4. The terms "STATE PLAINTIFFS" refers to the State of Oklahoma, W.A. Drew Edmondson and the office of the Oklahoma Attorney General, Miles Tolbert and the office of the Oklahoma Secretary of the Environment and their attorneys, experts, consultants, agents and employees.

INSTRUCTIONS

1. If you object to any request for production or interrogatory, set forth all reasons for the objection.

2. If you withhold any DOCUMENT or information under a claim of privilege, describe the factual basis for the claim of privilege in detail sufficient to permit the Court to rule upon the validity of the claim.

3. In construing requests for production and interrogatories: (i) the singular shall include the plural and the plural shall include the singular; (ii) the conjunctions "and" and "or" shall be construed either disjunctively or conjunctively so as to bring within the scope of these requests all DOCUMENTS and information that otherwise might be construed to be outside their scope; and (iii) the word "any" shall be read to mean each and every.

4. Your document production pursuant to these requests shall include the composite of all DOCUMENTS which are the possession, custody or control of the STATE PLAINTIFFS through their agents and representatives, including their attorneys or any employee, expert or consultant.

5. These requests shall be deemed continuing so as to require further and supplemental responses if additional DOCUMENTS or information called for by these requests is discovered or becomes available between the time of response and the time of trial.

INTERROGATORIES

INTERROGATORY NO. 1: For each instance since January 1, 2003 that the STATE PLAINTIFFS, or anyone acting under their direction performed any monitoring, sampling or testing of any (i) animal excrement or bedding including but not limited to poultry litter, (ii) sediments or soils, (iii) air, (iv) groundwater or surface water (whether in creeks, streams, rivers, lakes, reservoirs or elsewhere) in the Illinois River watershed for the presence of any constituent, including but not limited to those constituents identified in your complaint in this action, please state:

a) the date (mm/dd/yy) and specific location (by GPS coordinates where available) for each such sampling, monitoring or testing event;

b) the name, address and telephone number of each PERSON or entity involved in the each such sampling, monitoring or testing event and describe the nature of each such PERSON'S relationship with the STATE PLAINTIFFS;

c) Indicate the type of media or material being sampled, monitored or tested during each such sampling, monitoring or testing event (i.e., poultry litter, sediments, soils, air, groundwater or surface water); and

d) Describe all tests or laboratory analysis performed or conducted on the media or material being sampled, monitored or tested during each such sampling, monitoring or testing event and indicate or provide the results of all such tests or laboratory analysis.

REQUESTS FOR PRODUCTION

REQUEST FOR PRODUCTION NO. 1: Provide copies of any and all DOCUMENTS RELATING to each and every sampling, monitoring or testing event referenced in Interrogatory No. 1 above including, but not limited to, sampling plans, laboratory results, assay reports, QA/QC documents, sampling protocols, photographs and site sketches.

REQUEST FOR PRODUCTION NO. 2: Provide copies of any and all DOCUMENTS RELATING to the "scientific investigations" of groundwater contamination in the Illinois River Watershed as referenced in paragraph 4 of Plaintiffs' Motion for Leave to Conduct Limited Expedited Discovery and Brief In Support (Dkt. No. 210) including, but not limited to, sampling plans, laboratory results, assay reports, QA/QC documents, sampling protocols, photographs and site sketches.

REQUEST FOR PRODUCTION NO. 3: Provide copies of any and all DOCUMENTS RELATING to PLAINTIFFS' investigation of "Poultry Integrator Defendants'

waste disposal practices" as referenced in paragraph 4 of Plaintiffs' Motion for Leave to Conduct Limited Expedited Discovery and Brief In Support (Dkt. No. 210).

COBB-VANTRESS, INC., Defendant

By _____

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CERTIFICATE OF SERVICE

I hereby state that I have caused to be served via first class U.S. Mail, a true and correct copy of the above and foregoing, on this 5th day of April, 2006, to:

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