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7 *Attorneys for Defendant*
 8 *Midwest Industrial Supply, Inc.*
 9 *Admitted Pro hac vice*

10 **IN THE UNITED STATES DISTRICT COURT**
 11 **FOR THE DISTRICT OF ARIZONA**

12 SOILWORKS, LLC, an Arizona corporation,

13 Plaintiff / Counterdefendant

14 v.

15 MIDWEST INDUSTRIAL SUPPLY, INC.,
 16 an Ohio corporation authorized to do business
 17 in Arizona,

18 Defendant / Counterclaimant.

No. 2:06-CV-02141-DGC

**MIDWEST INDUSTRIAL SUPPLY,
 INC.'S SECOND SET OF
 REQUEST FOR PRODUCTION OF
 DOCUMENTS AND THINGS TO
 SOILWORKS, LLC**

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 20 PLEASE TAKE NOTICE that pursuant to Federal Rules of Civil Procedure 26, 33,
 21 and 34, Defendant Midwest Industrial Supply, Inc. ("Defendant"), propounds the
 22 following requests for production of documents and things to Plaintiff Soilworks, LLC
 23 ("Plaintiff"). Plaintiff's responses to these document requests should be provided to
 24 undersigned counsel for Defendant at Brouse McDowell, 388 S. Main Street, Suite 500,
 25 Akron, Ohio 44311-4407 within thirty (30) days of service hereof, i.e., no later than
 26 December 31, 2007.
 27
 28

Brouse McDowell LPA
 388 S. Main Street, Suite 500
 Akron, OH 44311
 330.55.9999

INSTRUCTIONS AND DEFINITIONS

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2 1. The instructions and definitions contained within Defendant’s First Set of
3 Request for Production of Documents and Things to Plaintiff are incorporated herein by
4 reference.

REQUEST FOR PRODUCTION

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8 34. Produce all documents, things, and electronically stored information that
9 Plaintiff referenced, reviewed, relied upon or identified in answering Defendant Midwest
10 Industrial Supply, Inc.’s First Set of Request for Admissions to Plaintiff Soilworks LLC.
11

BROUSE MCDOWELL

12
13
14 By /s/ John M. Skeriotis
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24 *Midwest Industrial Supply, Inc.*

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CERTIFICATE OF SERVICE

A copy of the foregoing Plaintiff’s **MIDWEST INDUSTRIAL SUPPLY, INC.’S**
SECOND SET OF DOCUMENT REQUESTS TO SOILWORKS, LLC is being
served upon the following via e-mail, original by U.S. mail, on November 26, 2007 to:

John P. Passarelli
John.Passarelli@KutakRock.com
E. Scott Dosek
Scott.Dosek@KutakRock.com
Kutak Rock LLP
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Counsel for Plaintiff Soilworks, LLC

/s/ John M. Skeriotis
John M. Skeriotis
Counsel for Defendant
Midwest Industrial Supply, Inc.

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