

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

CIVIL ACTION NUMBER 1:07-CV-00953

RYAN McFADYEN, et al.,

Plaintiffs,

v.

DUKE UNIVERSITY, et al.,

Defendants.

**DUKE UNIVERSITY'S RESPONSE TO
PLAINTIFFS' FIRST REQUEST FOR ADMISSIONS**

Defendant Duke University, by and through its undersigned counsel, hereby responds to Plaintiffs' First Request for Admissions as follows:

4. Admit that on March 31, 2006, Defendant Gary Smith and Duke Police Lt. Greg Stotsenberg provided a key card report for 3/13/06 to 3/14/06 of Plaintiff Ryan McFadyen to Defendant M.D. Gottlieb.

RESPONSE:

Duke University denies that on March 31, 2006, Duke Police Lt. Greg Stotsenberg provided a key card report for 3/13/06 to 3/14/06 of Plaintiff Ryan McFadyen to Defendant M.D. Gottlieb. Duke University has made a reasonable inquiry and the information that it knows or can readily obtain is insufficient to enable it to admit or deny that on March 31, 2006, Defendant Gary Smith provided a key card report for 3/13/06 to 3/14/06 of Plaintiff Ryan McFadyen to Defendant M.D. Gottlieb. Except to the extent that it is expressly stated otherwise, this Request for Admission is denied.

5. Admit that on March 31, 2006, Defendant Gary Smith and Duke Police Lt. Greg Stotsenberg provided a key card report for 3/13/06 to 3/14/06 of Plaintiff Matthew Wilson to Defendant M.D. Gottlieb.

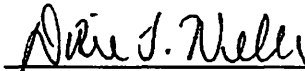
RESPONSE:

Duke University denies that on March 31, 2006, Duke Police Lt. Greg Stotsenberg provided a key card report for 3/13/06 to 3/14/06 of Plaintiff Matthew Wilson to Defendant M.D. Gottlieb. Duke University has made a reasonable inquiry and the information that it knows or can readily obtain is insufficient to enable it to admit or deny that on March 31, 2006, Defendant Gary Smith provided a key card report for 3/13/06 to 3/14/06 of Plaintiff Matthew Wilson to Defendant M.D. Gottlieb. Except to the extent that it is expressly stated otherwise, this Request for Admission is denied.

6. Admit that on March 31, 2006, Defendant Gary Smith and Duke Police Lt. Greg Stotsenberg provided a key card report for 3/13/06 to 3/14/06 of Plaintiff Breck Archer to Defendant M.D. Gottlieb.

RESPONSE:

Duke University denies that on March 31, 2006, Duke Police Lt. Greg Stotsenberg provided a key card report for 3/13/06 to 3/14/06 of Plaintiff Breck Archer to Defendant M.D. Gottlieb. Duke University has made a reasonable inquiry and the information that it knows or can readily obtain is insufficient to enable it to admit or deny that on March 31, 2006, Defendant Gary Smith provided a key card report for 3/13/06 to 3/14/06 of Plaintiff Breck Archer to Defendant M.D. Gottlieb. Except to the extent that it is expressly stated otherwise, this Request for Admission is denied.



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CERTIFICATE OF SERVICE

I hereby certify that on January 10, 2012, I served the foregoing **Duke University's Response to Plaintiffs' First Request for Admission** by electronic transmission as provided in Rule 5(b)(2)(E) and by depositing a copy thereof in a depository under the exclusive care and custody of the United States Postal Service in a postage prepaid envelope and properly addressed as follows:

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This 10th day of January, 2012.



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