



Apr 16 2009
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<p>DISTRICT COURT, EL PASO COUNTY, COLORADO Court Address: 270 S. Tejon, P.O. Box 2980 Colorado Springs, CO 80901-2980 Phone: (719) 448-7650</p>	<p style="text-align: center;">▲ COURT USE ONLY ▲</p> <hr style="width: 20%; margin: auto;"/> <p style="text-align: center;">Case Number: 2008CV2923</p> <p style="text-align: center;">Division: 5</p>
<p>Plaintiffs: CHARLES WARNE, et al.</p> <p>Defendants / Third Party Plaintiffs: WOODMEN HILLS COVENANT MANAGEMENT BOARD, et al.</p>	
<p>Attorneys for Defendants:</p> <p>SUSEMIHL, McDERMOTT & COWAN, P.C. Jason W. Downie, Reg. # 27256 Geoffrey L. Lindquist, Reg. # 38290 660 Southpointe Court, Suite 210 Colorado Springs, CO 80906 Phone Number: (719) 579-6500 Fax Number: (719) 579-9339 E-mail: jdownie@smmclaw.com</p>	
<p style="text-align: center;">DEFENDANTS' FIRST SUPPLEMENTAL DISCLOSURES PURSUANT TO C.R.C.P. 26(a)(1)</p>	

DEFENDANTS Woodmen Hills Covenant Management Board (the “WHCMB”) and Woodmen Hills Metropolitan District (the “WHMD”), by and through their counsel, Susemihl, McDermott & Cowan, P.C., by Jason W. Downie and Geoffrey L. Lindquist, submit their First Supplemental Disclosures Pursuant to C.R.C.P. 26(a)(1) as follows:

A. INDIVIDUALS LIKELY TO HAVE DISCOVERABLE INFORMATION

1. Walt Lukasik, Colorado Management & Associates, 14241 E. 4th Avenue, #300, Aurora, CO 80011. Mr. Lukasik is an employee of Colorado Management & Associates and may have information regarding the allegations contained in the counterclaims and general information regarding covenant enforcement in Woodmen Hills.

Plaintiff reserves the right to supplement this disclosure upon learning of new or discovered information pursuant to C.R.C.P. Rules 16 and 26.

B. LISTING, DESCRIPTION AND LOCATION OF DOCUMENTS, DATA COMPILATIONS AND TANGIBLE THINGS

1. Forty-Seven (47) photographs of Plaintiffs' and Third Party Defendants' properties and covenant violations. Photographs are Bates Stamped WH001-047. Photographs are available at Defendants' counsel's office for review and/or for copy to Plaintiffs' counsel upon request.

Plaintiff reserves the right to supplement this disclosure upon learning of new or discovered information pursuant to C.R.C.P. Rules 16 and 26.

SUPPLEMENTATION OF RESPONSES:

Plaintiff recognizes and acknowledges its duty to supplement in a timely manner these responses as the discovery of relevant information requires.

CERTIFICATION

I CERTIFY that to the best of my knowledge, information and belief, formed after reasonable inquiry, the above Disclosures are complete and correct as of the date set forth below.

Dated: April 16, 2009

SUSEMIHL, McDERMOTT & COWAN, P.C.

*Original signature on file with the law offices of
Susemihl, McDermott & Cowan, P.C.*

By: /s/ Geoffrey L. Lindquist
Geoffrey L. Lindquist, #38290
Attorney for Plaintiff

