

**DOCKET NO.: UWY-CV-15-6025912-S** : **SUPERIOR COURT**  
**JAMES GRECHIKA** : **J. D. OFWATERBURY**  
**V.** : **AT WATERBURY**  
**WHOLE FOODS MARKET**  
**GROUP, INC., ET AL** : **MAY 4, 2016**

**MOTION TO SERVE NON-STANDARD**  
**INTERROGATORIES AND PRODUCTION REQUESTS**

Pursuant to Practice Book § 13-6(b), the plaintiff hereby moves for permission to serve the attached non-standard interrogatories and request for production on the defendant, **Whole Foods Market Group, Inc.** The plaintiff's interrogatories seek information related to issues of ownership and control that are relevant and necessary to the prosecution of this case. The production requests seek the contractual agreement between the defendant, Whole Foods Market Group, Inc. and Lily Transportation, which will outline the terms, conditions, and agreements relating to Lily Transportation's presence on the defendant's property and its relationship, if any, to possession and control issues in the present case. The existence of such contract was testified to at the deposition of defendant employee, Jim Doyle.

Wherefore, the plaintiff respectfully requests permission to serve the aforementioned defendant with non-standard interrogatories and request for production in the form attached.

THE PLAINTIFF,  
JAMES GRECHIKA

By:



Joseph R. Rossetti  
Moore, O'Brien & Foti  
891 Straits Turnpike  
Middlebury, CT 06762  
Phone: (203) 272-5881  
Juris No.: 408519  
His Attorneys

**CERTIFICATION**

I certify that a copy of this document was mailed or delivered electronically or non-electronically on May 4, 2016 to all attorneys and self-represented parties of record and to all parties who have not appeared in this matter and that written consent for electronic delivery was received from all attorneys and self-represented parties receiving electronic delivery.

Janice D. Lai, Esq.  
Ryan Ryan Deluca LLP  
360 Bloomfield Avenue, Suite 301  
Windsor, CT 06095

By   
Joseph R. Rossetti

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**BY WAY OF INTERROGATORIES**

The undersigned, on behalf of the plaintiff, hereby propounds the following interrogatories to be answered by the defendant, **Whole Foods Market Group, Inc.**, under oath, within thirty (30) days of the filing hereof insofar as the disclosure sought will be of assistance in the defense of this action and can be provided by the defendant with substantially greater facility than could otherwise be obtained.

Definition: "You" shall mean the defendant to whom these interrogatories are directed except that if suit has been instituted by the representative of the estate of a decedent, ward, or incapable person, "you" shall also refer to the defendant's decedent, ward or incapable person unless the context of an interrogatory clearly indicates otherwise.

1. Please indicate if any modification, change, removal, and/or repair was done to the paver-stone walkway at issue in this case, located at the Whole Foods distribution center, 400 East Johnson Avenue, Cheshire, Connecticut, from October 4, 2013 up to the present.

**ANSWER:**

2. If the answer to interrogatory 1 was in the affirmative, please provide the following for each:
  - a. The nature of modification, change, removal, and/or repair.

**ANSWER:**

b. When it was done.

**ANSWER:**

c. Who approved it.

**ANSWER:**

d. Who was contracted, hired, or utilized to complete it.

**ANSWER:**

e. The purpose for the modification, change, removal, and/or repair.

**ANSWER:**

f. The person most knowledgeable at Whole Foods Market Group, Inc. about it.

**ANSWER:**

**BY WAY OF PRODUCTION**

The plaintiff hereby requests that the defendant, **Whole Foods Market Group, Inc.**, provide counsel for the plaintiff with copies of the documents described in the following request for production, or afford counsel for said plaintiff the opportunity or, if necessary, sufficient written authorization, to inspect, copy photograph or otherwise reproduce said documents. The production of such documents, copies or written authorization shall take place at the offices of Moore, O'Brien & Foti at a time to be agreed upon within the next thirty (30) days.

1. Produce any and all documentation, job estimates, punch lists, invoices, receipts, correspondence, contracts, estimates and/or similar information relating to any modification, change, removal, and/or repair was done to the paver-stone walkway at issue in this case, located at the Whole Foods distribution center, 400 East Johnson Avenue, Cheshire, Connecticut, from October 4, 2013 up to the present.

**ANSWER:**

2. Please provide a copy of any and all contracts between Whole Foods Market Group, Inc. and Lily Transportation in effect on October 4, 2013.

**ANSWER:**

THE PLAINTIFF,  
JAMES GRECHKA

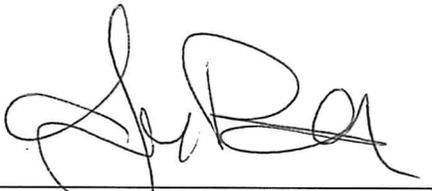
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