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**IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON**

**IN AND FOR THE COUNTY OF KING, KENT COURTHOUSE**

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|  **YUSUF DRAMMEH,** as an individual,  Plaintiff, vs.**RAINIER TRANSPORTATION L.L.C.,** WA LIMITED LIABILITY COMPANY**, AND AMERICAN FAST FREIGHT, INC.,** WA PROFIT CORPORATION, **AND SERGEY FRANTSEVICH AND JANE DOE FRANTSEVICH,** as husband and wife,  Defendants | NO. 23-2-08336-9 KNT**PLAINTIFF’S FIRST SET OF REQUESTS FOR ADMISSION, INTERROGATORIES AND REQUEST FOR PRODUCTION OF DOCUMENTS, DIRECTED AT DEFENDANT RAINIER TRANSPORTATION L.L.C.** |

TO: RAINIER TRANSPORTATION L.L.C., Defendant;

Please answer each of the following interrogatories separately, fully, in writing and under oath. Each answer must be as complete and straightforward as the information reasonably available to you permits after reasonable inquiry, including the information possessed by your attorneys or agents. If an interrogatory cannot be answered completely, answer it to the extent possible.

The answers are to be signed by the person to whom they are addressed and must be served on all parties within thirty (30) days after the service of the interrogatories unless these interrogatories were served upon you along with the service of the summons and complaint in which case the answers must be served within forty (40) days.

**NOTE**: Answers must be in compliance with the Civil Rules, Local Rules, and Washington State case law, including the duty set forth in CR 26(e).

**DEFINITIONS**

The following definitions and rules of construction apply to these discovery requests:

1. “Defendant,” “RAINIER TRANSPORTATION LLC,” “RAINIER TRANSPORTATION,” "you" or "your," or any synonym thereof, means the named Defendant, RAINIER TRANSPORTATION LLC, either individually or collectively, whichever is more inclusive, and is intended to include agents, employees, attorneys, representatives, and all other persons acting on the defendant(s)’ behalf.
2. “Defendant,” “AMERICAN FAST FREIGHT, INC.,” “AMERICAN,” “AMERICAN FAST FREIGHT,” "you" or "your," or any synonym thereof, means the named Defendant, AMERICAN FAST FREIGHT, INC, either individually or collectively, whichever is more inclusive, and is intended to include agents, employees, attorneys, representatives, and all other persons acting on the defendant(s)’ behalf.
3. "Communications" means the transmittal of information (in the form of facts, ideas, inquiries or otherwise).
4. "Document" means any medium upon which information can be recorded or retrieved, and includes, but is not limited to the original and each copy of writings, drawings, graphs, charts, photographs, phone records, computer records and other data compilations from which information can be obtained, translated, if necessary, by you through transcriber devices into reasonably usable form.
5. The term “Load” refers to the shipment which upon information and belief, was arranged by RAINIER TRANSPORTATION LLC and AMERICAN FAST FREIGHT, INC.
6. The term “FRANTSEVHICH” or “SERGEY FRANTSEVICH” refers collectively to the named Defendant, SERGEY FRANTSEVICH, in his individual capacity, **collectively along with** the named Defendants, RAINIER TRANSPORTATION LLC and AMERICAN FAST FREIGHT, INC., and any of its employees (including but not limited to Sergey Frantsevich), its agents, or anybody acting on RAINIER TRANSPORTATION LLC’s and AMERICAN FAST FREIGHT, INC.’s behalf.
7. "Identify," when used in reference to a document, means to state its date, its author(s), address(es) and recipient(s), its general subject matter, its nature or form (e.g., letter, memorandum, telefax, photograph, etc.), its present location, and the identity of its present custodian(s). If this information is not available, then state the best means of identifying it. If the document has been produced to counsel for plaintiff in this action, it is sufficient to state the Bates number of the document, its date, and its author(s), address(es) and recipient(s).
8. “Wreck,” “crash,” “accident,” “incident,” “collision,” “subject collision,” or any synonym thereof, means the motor vehicle collision which is the subject of the Complaint in this matter.

**SUBMITTING PARTY’S CERTIFICATION**

The undersigned, attorneys for the plaintiff, certify that these interrogatories are appropriate to the facts of this case.

Dated this 8th day of May, 2023.

 /s/ Neftalem Habtemariam

 /s/ Kalwaljit Thiara

 HABTEMARIAM LAW FIRM PLLC

Neftalem Habtemariam WSBA #44117

Kalwaljit Thiara, WSBA #56763

 Attorneys for Plaintiff

**INTERROGATORIES**

1. Identify the person(s) providing answers to these interrogatories, and all persons who assisted or provided information to answer these interrogatories by providing each such person/entity’s full name, address, telephone number, employer and occupation (if applicable).

**ANSWER:**

1. Describe the minimum criteria that you use for the qualification of commercial motor carriers prior to allowing them to accept loads arranged by AMERICAN FAST FREIGHT.

**ANSWER:**

1. Describe your relationship with Defendants prior to the events forming the basis of this lawsuit, including the extent, how often, when, where, and under what circumstances that you had previously worked with either.

**ANSWER:**

1. Identify all persons or entities who you believe were involved in brokering the load with Defendants, including such person or entity’s name, telephone number, address, position/job title, and employer. This specifically includes any individual employees or agents of RAINIER TRANSPORTATION.

**ANSWER:**

1. Identify all of your employees or agents who assisted with the qualification of Defendant Sergey Frantsevich, or otherwise participated in the evaluation of Sergey Frantsevich’s fitness as a commercial motor carrier, including each person or entity’s name, address, telephone number, position/job title, employer, and a brief description of each person’s role in the evaluation and qualification process.

**ANSWER:**

1. State each and every action taken by RAINIER TRANSPORTATION to investigate the motor carrier fitness, regulatory compliance, and safety history, of Sergey Frantsevich, including identifying any third-party services who were retained to assist in any such investigation.

**ANSWER:**

1. Regarding the load, please identify the shipper, the receiver, the cargo which was to be transported, any scheduled pickup time, the destination, any scheduled delivery time, and the rate of pay being offered by RAINIER TRANSPORTATION to haul the load.

**ANSWER:**

1. Regarding the load, please state when Sergey Frantsevich first accepted the load. This includes the time and date, as well as the method by which the load was accepted (e.g. mobile app, desktop website, verbally on the telephone, etc.).

**ANSWER:**

1. Regarding the load, state whether RAINIER TRANSPORTATION provided any routing instructions, or other directions or guidance, including but not limited to, information about traffic conditions, weather, driving directions, pick up instructions, drop off instructions, or any other instructions, direction, or guidance, to Sergey Frantsevich. If yes, state with specificity what instructions, directions, or guidance, were provided, and to whom.

**ANSWER:**

1. State when, from whom, and how, you received notice that Sergey Frantsevich had been involved in the subject collision, and whether any kind of accident/incident report was generated.

**ANSWER:**

1. Please state when Sergey Frantsevich began hauling loads arranged by you, and whether Sergey Frantsevich currently haul loads for you. If not, please state when it was that they last hauled a load arranged by you.

**ANSWER:**

1. Please state whether at any time, before or after the subject collision, RAINIER TRANSPORTATION, ever suspended, revoked, restricted, or otherwise limited, Sergey Frantsevich’s privileges or ability to accept loads arranged by RAINIER TRANSPORTATION.

**ANSWER:**

1. Identify any and all materials, including but not limited to any onboarding materials, training materials, safety materials, written standards or policies, or any other materials in any form or medium, that RAINIER TRANSPORTATION has ever provided to Sergey Frantsevich.

**ANSWER:**

1. Please state with specificity, and describe in detail, any and all analytics, including but not limited to “key performance indicators” which are supported in RAINIER TRANSPORTATION’s TMS.

**ANSWER:**

1. Please state with specificity, and describe in detail, any and all “consulting and training” offered by RAINIER TRANSPORTATION, regardless as to whether such services are offered to motor carriers, shippers, receivers, or anyone else involved in the transportation cycle.

**ANSWER:**

1. State whether RAINIER TRANSPORTATION, provides liability insurance to, or has any policy of liability insurance which would extend coverage to, a motor carrier or its driver while hauling loads arranged by RAINIER TRANSPORTATION.

**ANSWER:**

1. For each and every liability insurance policy (including excess policies and/or umbrella policies) that was in effect covering RAINIER TRANSPORTATION on the date of the subject collision, identify the insurer, policy number, and coverage limits, and the insurance agency through which it was obtained (if applicable).

**ANSWER:**

**REQUESTS FOR PRODUCTION**

1. Produce full and complete copies of any and all files you maintain relative to AMERICAN FAST FREIGHT and/or Sergey Frantsevich**.**

**ANSWER:**

1. Produce all bills of lading and/or invoices pertaining to the load.

**ANSWER:**

1. Produce any and all documentation whatsoever, including but not limited to emails, text messages, instant messages, or any other correspondence, pertaining to the load.

**ANSWER:**

1. Produce a full and complete copy of the master shipping agreement, or any other shipping agreement or contract, memorandum of understanding (MOU), letter of intent (LOI), or any similar agreement, between you and the shipper, or the intended receiver, which touches upon, or pertains in any way, to the load.

**ANSWER:**

1. A copy of any documents or materials indicating your acceptable minimum qualifications of commercial motor carriers before they can accept loads using your platform, or otherwise accept loads brokered by you.

**ANSWER:**

1. A copy of all photographs depicting any of the vehicles involved in the accident made the basis of this lawsuit which are in your possession.

**ANSWER:**

1. A copy of any drawing, map, sketch, photograph, and/or video of any nature of the scene of the collision in your possession.

**ANSWER:**

1. A copy of any and all written agreements between you and AMERICAN FAST FREIGHT and/or Sergey Frantsevich, which have ever been in effect at any time.

**ANSWER:**

1. Produce copies of all bills of lading and/or invoices for all shipments and/or loads hauled by AMERICAN FAST FREIGHT and/or Sergey Frantsevich which were arranged or otherwise obtained through RAINIER TRANSPORTATION.

**ANSWER:**

1. A copy of any application, registration documents, or any other “onboarding” paperwork or documents in your possession pertaining to AMERICAN FAST FREIGHT and/or Sergey Frantsevich. This specifically includes copy of any and all documents obtained or received by you as part of any investigation into the qualification and safety evaluation of AMERICAN FAST FREIGHT and/or Sergey Frantsevich.

**ANSWER:**

1. A copy of any and all written communications between you and AMERICAN FAST FREIGHT and/or Sergey Frantsevich, from any time up to and including the date of the crash.

**ANSWER:**

1. A copy of any ledger, log, or record indicating payments made by you AMERICAN FAST FREIGHT in the last three years for commercial transportation services rendered by AMERICAN FAST FREIGHT and/or Sergey Frantsevich.

 **ANSWER:**

1. A copy of any ledger, log, or record indicating payments made by any other entity ***other than*** you, to AMERICAN FAST FREIGHT in the last three years for commercial transportation services rendered by AMERICAN FAST FREIGHT and/or Sergey Frantsevich for loads which were arranged by you.

**ANSWER:**

1. A copy of any file in your possession relating to the tractor and/or trailer being operated by Sergey Frantsevich that was involved in the collision in question.

**ANSWER:**

1. A copy of any documents relating to safety, and any and all documentation of any safety training received by AMERICAN FAST FREIGHT and/or Sergey Frantsevich, which was provided by you.

**ANSWER:**

1. Any and all GPS data, or other location or telematics information in your possession relating to AMERICAN FAST FREIGHT and/or Sergey Frantsevich for the fourteen days up to and including the day of the crash.

**ANSWER:**

1. A copy of any and all communications between you and the shipper, or the intended receiver of the load, pertaining to said load, in the fourteen days leading up to and including the day of the crash.

**ANSWER:**

1. To the extent not already produced, produce a copy of any dispatch logs, records, manifests, or documents kept by you concerning AMERICAN FAST FREIGHT and/or Sergey Frantsevich for the past three years.

**ANSWER:**

1. A copy of any and all routing instructions for the load, whether from the shipper, receiver, or AMERICAN FAST FREIGHT, which are in your possession.

**ANSWER:**

1. A copy of any written accident reports, recorded statements, or any memorialization of any verbal reports, related to the load, and/or the subjection collision.

**ANSWER:**

1. Other than communications with your attorneys, produce a copy of any correspondence, emails, text messages, instant messages, notes, records, reports, or other documents regarding the collision in question, whether written or electronic.

**ANSWER:**

1. A copy of any documents, employee manuals, safety manuals, or any other literature whatsoever, provided to AMERICAN FAST FREIGHT and/or Sergey Frantsevich by you.

**ANSWER:**

1. A copy of any company handbook, policy manual, or other guidelines concerning the transportation of loads, retention of commercial motor carriers as authorized carrier partners, the qualification of commercial motor carriers and/or commercial drivers, and the brokerage of shipments.

**ANSWER:**

1. A full and complete copy of any and all liability insurance policies, including umbrella or excess policies, which were in effect covering RAINIER TRANSPORTATION on the date of the collision.

**ANSWER:**

1. A copy of any and all materials received by you from any person you intend to call as an expert witness at trial, or from the co-defendants, or any other person who went to the scene of subject collision on your behalf, or on behalf of AMERICAN FAST FREIGHT and/or Sergey Frantsevich.

**ANSWER:**

1. A copy of any witness statements in your possession that relate to or bear on the issues involved in this case.

**ANSWER:**

ANSWERS AND OBJECTIONS DATED this \_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2023.

**DECLARATION OF RESPONDING PARTY**

I declare under the penalty of perjury under the laws of the State of Washington that I am the Defendant in this action OR I am the \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ and am authorized to make the foregoing answers. I declare that I have read the foregoing answers, know the contents thereof, and believe them to be true and correct.

Dated this \_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, \_\_\_\_\_ at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Washington.

Defendant