

UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF SOUTH DAKOTA
SOUTHERN DIVISION

CHRISTOPHER ROLLER)	Civ. 06-04098
)	
Plaintiff,)	
)	AFFIDAVIT OF JUDITH WILLIAMS-
)	KILLACKEY IN SUPPORT OF GEMS
)	IT'S MEMORANDUM OF LAW IN
GE MEDICAL SYSTEMS)	IN RESPONSE TO PLAINTIFF'S
INFORMATION TECHNOLOGIES, INC.)	MOTION TO COMPEL
)	
Defendant.)	

STATE OF WISCONSIN)
) SS.
MILWAUKEE COUNTY)

JUDITH WILLIAMS-KILLACKEY, being first duly sworn on oath, deposes and states as follows:

1. I am one of the attorneys at Quarles & Brady LLP representing the Defendant in the above-referenced matter.
2. On April 6, 2006, Plaintiff served eight sets of Interrogatories and Document Requests on GEMS IT pursuant to Federal Rules of Civil Procedure 33 and 34. A true and correct copy of these requests is attached as Exhibit A.
3. One set of Interrogatories was addressed to GEMS IT. The other seven sets of Interrogatories were addressed to the following individuals: Bob Moore, Rich Adcock, Troy Wollman, Noah Allard, Kevin Impehoven, Kristi Hensley and Hethe Henrickson.
4. Only one of these individuals, Robert Moore, is currently employed as a manager for GEMS IT. Of the others, Messrs. Adcock, Allard and Impehoven no longer work for GEMS


IT. Messrs. Henrickson and Wollman are employed by GEMS IT in non-managerial capacities, as is Ms. Hensley.

5. After I received the discovery from Plaintiff, I informed him that GEMS IT would answer the discovery directed to it and Mr. Moore. I further explained that GEMS IT would not respond to the other sets of Interrogatories and Document Requests as they were not directed to a party as required by Federal Rules of Civil Procedure 33 and 34. A true and correct copy of the letter I sent to Mr. Roller explaining this is attached as Exhibit B.


6. On May 8, 2006, GEMS IT timely served Plaintiff with responses to the discovery directed to GEMS IT and Mr. Moore.

Under 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

FURTHER AFFIANT SAYETH NOT.


Judith A. Williams-Killackey

Subscribed and sworn to before me
this 29th day of June, 2006:


Notary Public

My Commission expires 9-10-06