

I.4.3 Sample Notice of Deposition--Fed. Rule Civ.
Pro. 30(b)(6)

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

[plaintiff]John Consumer and Judy Consumer,

Plaintiffs,

[vs]

[defendant]Collectech Systems, Inc. and Experian Information
Solutions, Inc.,

Defendants.

**PLAINTIFF'S FRCP 30(B)(6) NOTICE OF VIDEOTAPED
DEPOSITION
OF COLLECTECH SYSTEMS INC**

TO: Collectech Systems, Inc., Defendant
AND TO: Defendant's Counsel,
AND TO: All Counsel of Record

Please take notice that pursuant to CR 30(b)(6) the testimony of Collectech Systems, Inc. ("Collectech") will be taken upon oral examination at the instance and request of the plaintiffs in the above-entitled and numbered action, pursuant to the Federal Rules of Civil Procedure, before a notary public at the offices of [Attorney], [Address], *or at such other place of business to be provided by Collectech upon reasonable notice*, on May 29, 2002. Said oral examination is to be subject to continuance or adjournment from time to time or place-to-place until completed. Collectech shall designate one or more officers, agents or other persons who shall consent to testify on behalf of this defendant with respect to the following matters, on which examination is requested:

1. The facts supporting all COLLECTECH's defenses to plaintiffs' claims.

2. All facts and circumstances relating to the furnishing of credit information by COLLECTECH to all credit reporting agencies to which it reports including, but not limited to, Trans Union Corporation, Trans Union LLC (Trans Union), Equifax Credit Information Services, Inc. (Equifax), Experian Information Solutions, Inc. (Experian) and all affiliates of Trans Union, Equifax and Experian, including, but not limited to the facts and circumstances as follows:

a. The manner and format in which credit information is reported to each credit reporting agency by COLLECTECH;

b. All agreements, oral, written or those resulting from custom and practice between COLLECTECH and each credit reporting agency regarding the manner in which COLLECTECH reports information to each credit reporting agency;

c. All media and/or formats by which COLLECTECH reports credit information to credit reporting agencies;

3. All communication or any document referencing any communication between COLLECTECH and any entity that had any ownership interest in the debt that COLLECTECH was attempting to collect from plaintiffs that references either plaintiff or their personal identifiers;

4. All facts and circumstances relating to communications or contacts between plaintiffs and COLLECTECH (and/or any of its affiliated companies) related to the alleged debt COLLECTECH was attempting to collect from plaintiffs;

5. Any and all communications or contacts with regard to any personal and/or credit information bearing, or listing in connection therewith, any or all of the personal identifiers of Plaintiff(s), by and between you and Trans Union, Equifax, Experian and any affiliate of Trans Union, Equifax and Experian;

6. All facts and circumstances relating to the notification of COLLECTECH by Trans Union, Equifax, Experian and any affiliate of Trans Union, Equifax and Experian of any dispute by plaintiffs with regard to any account;

7. The corporate or company structure of COLLECTECH and all its affiliates, all parent companies, all affiliates of said parent company and all entities that in any manner

created, maintained and investigated the collection account(s) allegedly owed by plaintiffs;

8. All facts and circumstances relating to the relationship between COLLECTECH and any entity for which it attempted to collect the alleged debt from either plaintiff;

9. The entity or entities from whom COLLECTECH bought or received the assignment of the alleged debt that it was attempting to collect from plaintiffs;

10. The amount paid by COLLECTECH to purchase the alleged debt it was attempting to collect from plaintiffs;

11. All facts and circumstances relating to the investigation by COLLECTECH of plaintiff's claim including the information as follows:

- a. Who conducted each part of the investigation;
- b. Who was contacted during the investigation;
- c. Each act constituting the investigation(s);
- d. When each act constituting the investigation was performed;
- e. Each document related to the investigation;
- f. Each document consulted or reviewed by defendant in its investigation;
- g. Who created each entry on each document related to the investigation;
- h. Where each document connected with the investigation is maintained by COLLECTECH and who is the custodian of the document;

12. What the date of last payment on the collection account COLLECTECH was attempting to collect from plaintiffs;

13. The name, creator and characteristics of any software used to maintain records related to any account maintained by COLLECTECH with plaintiff's personal identifiers;

14. All lawsuits filed against COLLECTECH since 1998 alleging violation of the Fair Debt Collection Practices Act or the Fair Credit Reporting Act including their subject matter and terms of their resolution.

15. All complaints filed against COLLECTECH with the Federal Trade Commission related to its practices since 1998.

16. COLLECTECH's use of the METRO 2 format to provide credit data to any consumer reporting agency;

17. How COLLECTECH's practices with regard to plaintiff conform or do not conform with the Credit Reporting Resources Guide published by Associated Credit Bureaus, Inc. and specifically, section 10 of that title attached as Exhibit 1.

18. The fields used by the METRO 2 format for determining the obsolescence period as provided in 15 USC 1681c;

19. The reporting of all fields in METRO 2 format relating to plaintiff John Consumer including Base Segment, Field number 7, Base Segment, Field number 9, Base Segment, Field number 10, Base Segment, Field number 17A, Base Segment, Field number 24 and Base Segment, Field number 25.

20. All efforts used by COLLECTECH to comply with the obsolescence period in reporting credit data to Experian, Trans Union and Equifax.

Respectfully submitted,
Attorney for Plaintiffs