

ORIGINAL

1 GORDON P. ERSPAMER (CA SBN 83364)
Gerspamer@mofocom
2 STACEY M. SPRENKEL (CA SBN 241689)
SSprenkel@mofocom
3 MORRISON & FOERSTER LLP
101 Ygnacio Valley Road, Suite 450
4 P.O. Box 8130
Walnut Creek, California 94596-8130
5 Telephone: 925.295.3300
Facsimile: 925.946.9912

6 SIDNEY M. WOLINSKY (CA SBN 33716)
SWolinsky@dralegal.org
7 MELISSA W. KASNITZ (CA SBN 162679)
MKasnitz@dralegal.org
8 JENNIFER WEISER BEZOZA (CA SBN 247548)
JBezoz@dralegal.org
9 KATRINA KASEY CORBIT (CA SBN 237931)
KCorbit@dralegal.org
10 DISABILITY RIGHTS ADVOCATES
2001 Center Street, Third Floor
11 Berkeley, California 94704-1204
12 Telephone: 510.665.8644
Facsimile: 510.665.8511

13 **[see next page for additional counsel for Plaintiffs]**

14 Attorneys for Plaintiff(s)
15 VETERANS FOR COMMON SENSE, and
16 VETERANS UNITED FOR TRUTH, INC.

17 UNITED STATES DISTRICT COURT
18 NORTHERN DISTRICT OF CALIFORNIA

19 VETERANS FOR COMMON SENSE, and
20 VETERANS UNITED FOR TRUTH, INC.,

21 Plaintiffs,

22 v.

23 GORDON H. MANSFIELD, Acting Secretary of
Veterans Affairs, *et al.*,

24 Defendants.

Case No. C-07-3758-SC

**PLAINTIFFS' NOTICE OF
DEPOSITION OF DEFENDANT
WITNESSES**

(Class Action)

Complaint Filed July 23, 2007

1 **ADDITIONAL COUNSEL FOR PLAINTIFFS:**

2 ARTURO J. GONZALEZ (CA SBN 121490)

A.Gonzalez@mof.com

3 HEATHER A. MOSER (CA SBN 212686)

H.Moser@mof.com

4 MORRISON & FOERSTER LLP

425 Market Street

5 San Francisco, California 94105-2482

Telephone: 415.268.7000

6 Facsimile: 415.268.7522

7 BILL D. JANICKI (CA SBN 215960)

W.Janicki@mof.com

8 MORRISON & FOERSTER LLP

400 Capitol Mall, Suite 2600

9 Sacramento, California 95814

Telephone: 916.448.3200

10 Facsimile: 916.448.3222

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1 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 PLEASE TAKE NOTICE that pursuant to Rule 30 of the Federal Rules of Civil Procedure,
3 Plaintiffs VETERANS FOR COMMON SENSE and VETERANS UNITED FOR TRUTH, INC. will
4 take the depositions upon oral examination of Defendants. The depositions will take place at the
5 offices of Morrison & Foerster LLP, 425 Market Street, San Francisco, CA 94105. The depositions
6 will begin on the dates and times indicated on the attached chart, and will continue from day to day
7 thereafter until completed.

8 The depositions will be taken before a notary public authorized to administer oaths in the
9 State of California. In addition to being recorded by stenographic method, the deposition testimony
10 may be digitally video recorded. Such video recording may be used by Plaintiffs at trial.

11 Please take further notice that the deponents are requested to produce copies of all documents
12 responsive to each document request served by Plaintiffs in this action which are found in each
13 deponent's working files, computer work stations, or other personal files, to the extent they have not
14 been identified and produced previously as part of Defendants' production.

15
16 Dated: November 2, 2007

GORDON P. ERSPAMER
ARTURO J. GONZALEZ
HEATHER A. MOSER
BILL D. JANICKI
STACEY M. SPRENKEL
MORRISON & FOERSTER LLP

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20
21 By: 
Gordon P. Erspamer

22 Attorneys for Plaintiffs
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1 **DEPOSITION SCHEDULE**

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Name	Title	Deposition Date & Time
Ronald Aument	Deputy Under Secretary for Benefits, U.S. Department of Veterans Affairs	January 16, 2008 9:30 a.m.
Gary Baker	Director of Business, Veterans Health Administration, U.S. Department of Veterans Affairs	February 26, 2008 9:30 a.m.
Thomas G. Bowman	Chief of Staff, U.S. Department of Veterans Affairs	February 15, 2008 9:30 a.m.
John Brown	Director, Seamless Transition Office	February 5, 2008 9:30 a.m.
Dr. John Cho	Director, Fort Carson Medical Center Fort Carson, Colorado	January 25, 2008 9:30 a.m.
David Chu	Under Secretary for Personnel & Readiness, U.S. Department of Defense	January 15, 2008 9:30 a.m.
Daniel Cooper	Under Secretary, Veterans Benefits Administration, U.S. Department of Veterans Affairs	March 25 & 26, 2008 9:30 a.m.
Dr. Gerald Cross	Principal Deputy Under Secretary for Health, U.S. Department of Veterans Affairs	January 11, 2008 9:30 a.m.
Dr. Cutolo	Chief of Staff, James A. Haley VA Medical Center in Tampa, Florida	January 9, 2008 9:30 a.m.

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Name	Title	Deposition Date & Time
Adm. Patrick Dunne	Assistant Secretary of Policy and Planning, U.S. Department of Veterans Affairs	February 27, 2008 9:30 a.m.
Laurie E. Ekstrand	Director of Health Care, U.S. Government Accountability Office	January 10, 2008 9:30 a.m.
Dr. Scott Fairchild	Welcome Home Vets, Inc./ Operation Standup	February 1, 2008 9:30 a.m.
William F. Feeley	Deputy Under Secretary for Health for Operations and Management, U.S. Department of Veterans Affairs	March 14, 2008 9:30 a.m.
Matthew J. Friedman	Executive Director-National Center for PTSD, U.S. Department of Veterans Affairs	March 6, 2008 9:30 a.m.
Lawrence Gottfried	Former U.S. Department of Veterans Affairs attorney	January 30, 2008 9:30 a.m.
William P. Greene, Jr.	Chief Judge of the United States Court of Appeals for Veterans Claims	March 27 & 28, 2008 9:30 a.m.
Paul J. Hutter	General Counsel, U.S. Department of Veterans Affairs	March 11, 2008 9:30 a.m.
Col. Bob Ireland	Psychiatrist, United States Air Force	February 8, 2008 9:30 a.m.
Dr. Ira Katz	Chief Patient Care Services Officer, U.S. Department of Veterans Affairs Deputy	March 7, 2008 9:30 a.m.

Name	Title	Deposition Date & Time
Peter D. Keisler	Acting Attorney General of the United States	April 10 & 11, 2008 9:30 a.m.
Steve Keller	Senior Deputy Vice Chairman, Board of Veterans' Appeals	February 7, 2008 9:30 a.m.
Dr. Steven Knorr	Director of Mental Health, Evans Army Community Hospital, Ft. Carson, Colorado	March 18, 2008 9:30 a.m.
Dr. Michael Kussman	Under Secretary of Health, Veterans Health Administration	April 8 & 9, 2008 9:30 a.m.
Gordon H. Mansfield	Acting Secretary of Veterans Affairs	April 15 & 16, 2008 9:30 a.m.
Bradley Mayes	Director, Compensation & Pension Service, U.S. Department of Veterans Affairs	April 1 & 2, 2008 9:30 a.m.
Jack McCoy	Former Associate Deputy Under Secretary for Benefits, Veterans Benefits Administration, U.S. Department of Veterans Affairs	March 13, 2008 9:30 a.m.
William McLemore	Deputy Assistant Secretary, Intergovernmental Affairs, U.S. Department of Veterans Affairs	January 24, 2008 9:30 a.m.
Mike McLendon	Former Deputy Assistant Secretary for Policy, Planning and Preparedness, U.S. Department of Veterans Affairs	February 12, 2008 9:30 a.m.

Name	Title	Deposition Date & Time
Lois Mittlestaedt	Chief of Staff for the Under Secretary for Benefits, Veterans Benefits Administration, U.S. Department of Veterans Affairs	February 28, 2008 9:30 a.m.
Gen. Robert Mixon	Commander of Fort Carson, Colorado	March 5, 2008 9:30 a.m.
Maj. Scott Moran	Psychiatrist, Walter Reed U.S. Army Hospital	January 23, 2008 9:30 a.m.
Pritz Navara	Former Veteran Service Center Manager, Oakland Regional Office, U.S. Department of Veterans Affairs	February 20, 2008 9:30 a.m.
Frank Q. Nebeker, Esq.	Former Chief Judge, United States Court of Appeals for Veterans Claims	January 29, 2008 9:30 a.m.
George J. Opfer	Inspector General, U.S. Department of Veterans Affairs	March 12, 2008 9:30 a.m.
Dr. Michael Pantaleo	Psychiatrist, U.S. Army	February 29, 2008 9:30 a.m.
Gen. Jeff Phillips	Public Affairs officer, U.S. Department of Defense	March 4, 2008 9:30 a.m.
Lt. Col. Elspeth Ritchie	U.S. Army Psychiatrist	February 13, 2008 9:30 a.m.
Mark Russell	Navy Commander, Iwakuni, Japan	January 8, 2008 9:30 a.m.
Jill Rygwalski	Former U.S. Department of Veterans Affairs attorney	January 31, 2008 9:30 a.m.

Name	Title	Deposition Date & Time
Raymond Sullivan	Executive Director, Office of Information and Technology Field Operations, U.S. Department of Veterans Affairs	February 22, 2008 9:30 a.m.
James P. Terry	Chairman, Board of Veterans Appeals, U.S. Department of Veterans Affairs	April 3 & 4, 2008 9:30 a.m.
William F. Tuerk	Under Secretary of Memorial Affairs, U.S. Department of Veterans Affairs	February 14, 2008 9:30 a.m.
Dr. George Van Buskirk	Chief of Staff, Bay Pines VA Medical Center, St. Petersburg, Florida	January 17, 2008 9:30 a.m.
Michael Walcoff	Associate Deputy Under Secretary of Field Operations, U.S. Department of Veterans Affairs	February 21, 2008 9:30 a.m.
Ulrike Willimon	Veteran Service Center Manager, Oakland Regional Office, U.S. Department of Veterans Affairs	January 18, 2008 9:30 a.m.
Gen. Stephen Xenakis, Ret.	Supervisor, U.S. Army's Medical Centers in the United States	February 6, 2008 9:30 a.m.
Dr. Al Batres	Director, Readjustment Counseling Service, U.S. Department of Veterans Affairs	March 19, 2008 9:30 a.m.

1 **CERTIFICATE OF SERVICE**

2 I declare that I am employed with the law firm of Morrison & Foerster LLP, whose address is
3 101 Ygnacio Valley Road, Suite 450, California 94596. I am not a party to the within cause, and I
4 am over the age of eighteen years.

5 I further declare that on the date hereof, I served a copy of:

6 **PLAINTIFFS' NOTICE OF DEPOSITION OF DEFENDANT WITNESSES**

- 7 BY FACSIMILE [Code Civ. Proc sec. 1013(e)] by sending a true copy from
8 Morrison & Foerster LLP's facsimile transmission telephone number (925) 946-
9 9912 to the fax number(s) set forth below, or as stated on the attached service list.
10 The transmission was reported as complete and without error. The transmission
11 report was properly issued by the transmitting facsimile machine.

12 I am readily familiar with Morrison & Foerster LLP's practice for sending facsimile
13 transmissions, and know that in the ordinary course of Morrison & Foerster LLP's
14 business practice the document(s) described above will be transmitted by
15 facsimile on the same date that it (they) is (are) placed at Morrison & Foerster LLP
16 for transmission.

- 17 BY U.S. MAIL [Code Civ. Proc sec. 1013(a)] by placing a true copy thereof
18 enclosed in a sealed envelope with postage thereon fully prepaid, addressed as
19 follows, for collection and mailing at Morrison & Foerster LLP, 101 Ygnacio
20 Valley Road, Walnut Creek, California 94596-8130 in accordance with
21 Morrison & Foerster LLP's ordinary business practices. I am readily familiar with
22 Morrison & Foerster LLP's practice for collection and processing of
23 correspondence for mailing with the United States Postal Service, and know that
24 in the ordinary course of Morrison & Foerster LLP's business practice the
25 document(s) described above will be deposited with the United States Postal
26 Service on the same date that it (they) is (are) placed at Morrison & Foerster LLP
27 with postage thereon fully prepaid for collection and mailing.

- 28 BY OVERNIGHT DELIVERY [Code Civ. Proc sec. 1013(d)] by placing a true
copy thereof enclosed in a sealed envelope with delivery fees provided for,
addressed as follows, for collection by UPS, at 101 Ygnacio Valley Road, Walnut
Creek, California 94596-8130 in accordance with Morrison & Foerster LLP's
ordinary business practices.

I am readily familiar with Morrison & Foerster LLP's practice for collection and
processing of correspondence for overnight delivery and know that in the
ordinary course of Morrison & Foerster LLP's business practice the document(s)
described above will be deposited in a box or other facility regularly maintained
by UPS or delivered to an authorized courier or driver authorized by UPS to
receive documents on the same date that it (they) is are placed at Morrison &
Foerster LLP for collection.

- BY PERSONAL SERVICE [Code Civ. Proc sec. 1011] by placing a true copy
thereof enclosed in a sealed envelope addressed as follows for collection and
delivery at the mailroom of Morrison & Foerster LLP, causing personal delivery of
the document(s) listed above to the person(s) at the address(es) set forth below.

I am readily familiar with Morrison & Foerster LLP's practice for the collection
and processing of documents for hand delivery and know that in the ordinary
course of Morrison & Foerster LLP's business practice the document(s) described
above will be taken from Morrison & Foerster LLP's mailroom and hand delivered

1 BY PERSONAL SERVICE [Code Civ. Proc sec. 1011] by placing a true copy
2 thereof enclosed in a sealed envelope addressed as follows for collection and
3 delivery at the mailroom of Morrison & Foerster LLP, causing personal delivery of
4 the document(s) listed above to the person(s) at the address(es) set forth below.

5 I am readily familiar with Morrison & Foerster LLP's practice for the collection
6 and processing of documents for hand delivery and know that in the ordinary
7 course of Morrison & Foerster LLP's business practice the document(s) described
8 above will be taken from Morrison & Foerster LLP's mailroom and hand delivered
9 to the document's addressee (or left with an employee or person in charge of the
10 addressee's office) on the same date that it is placed at Morrison & Foerster LLP's
11 mailroom.

12 Please note: If you check this box, you must follow up the next business day with
13 an amended proof containing the name and signature of the person actually
14 effecting service. This amended proof must be filed with the court.

15 BY ELECTRONIC SERVICE [Code Civ. Proc sec. 1010.6] by electronically
16 mailing a true and correct copy through Morrison & Foerster LLP's electronic mail
17 system to the e-mail address(s) set forth below, or as stated on the attached
18 service list per agreement in accordance with Code of Civil Procedure section
19 1010.6.

20 **Steven Y. Bressler, Esq.**
21 **Trial Attorney, Civil Division, Federal Programs Branch**
22 **United States Department of Justice**
23 **P.O. Box 883**
24 **Washington, DC 20044**
25 **Steven.Bressler@usdoj.gov**

26 Executed at Walnut Creek, California, this 2nd day of November, 2007.

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Kathy Beaudoin