

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
GREENVILLE DIVISION

AIMEE MADDONNA,

Plaintiff,

v.

UNITED STATES DEPARTMENT OF HEALTH AND
HUMAN SERVICES, *et al.*,

Defendants.

C.A. No. _____

**PLAINTIFF’S RESPONSES TO
LOCAL RULE 26.01 INITIAL
INTERROGATORIES**

Plaintiff Aimee Maddonna, through undersigned counsel of record, submits the following responses to Local Rule 26.01 Initial Interrogatories.

(A) State the full name, address, and telephone number of all persons or legal entities who may have a subrogation interest in each claim and state the basis and extent of that interest.

Response: None.

(B) As to each claim, state whether it should be tried jury or nonjury and why.

Response: All seven claims in the Complaint are asserted against governmental entities or individuals acting in their official governmental capacity only. No individual defendants are sued in their personal capacities. Counts I and II are brought against the federal defendants, for violations of the Administrative Procedures Act. Count III asserts constitutional claims against both the state and the federal defendants for violation of the First Amendment to the United States Constitution. Counts IV and V assert constitutional claims against the federal defendants for Fifth Amendment violations. Counts VI and VII assert constitutional claims against state defendants for violation of the Fourteenth

Amendment. And each claim seeks only declaratory and injunctive relief—i.e., equitable remedies, not damages. Hence, there is no right to a jury trial on any of the claims.

(C) State whether the party submitting these responses is a publicly-owned company and separately identify (1) any parent corporation and any publicly held corporation owning ten percent (10%) or more of the party's stock; (2) each publicly-owned company of which it is a parent; and (3) each publicly owned company in which the party owns ten percent (10%) or more of the outstanding shares.

Response: Plaintiff is an individual, not a company or corporation.

(D) State the basis for asserting the claim in the division in which it was filed (or the basis of any challenge to the appropriateness of the division). See Local Civ. Rule 3.01 (D.S.C.).

Response: A substantial part of the event or omissions giving rise to the claims occurred in the Greenville Division, where Plaintiff also resides. All defendants are either federal governmental entities or federal or state officials sued in their official capacity only.

(E) Is this action related in whole or in part to any other matter filed in this district, whether civil or criminal? If so, provide (1) a short caption and the full case number of the related action; (2) an explanation of how the matters are related; and (3) a statement of the status of the related action. Counsel should disclose any cases that may be related regardless of whether they are still pending. Whether cases are related such that they should be assigned to a single

judge will be determined by the clerk of court based on a determination of whether the cases arise from the same or identical transactions, happenings, or events; involve the identical parties or property; or for any other reason would entail substantial duplication of labor if heard by different judges.

Response: Plaintiff is unaware of any action related in whole or part to this case, either prior or pending.

Respectfully submitted this 15th day of February, 2019.

s/ Aaron J. Kozloski
Aaron J. Kozloski (D. S.C. Bar No. 9510)
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* *Pro hac vice* application forthcoming.

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Supervised by Richard B. Katskee, a member of the
D.C. Bar. *Pro hac vice* application forthcoming.