

3. Officer Cecil Foster
c/o L.A. Teehan
Sr. Ass't City Attorney
900 Bagby, 4th Floor
Houston, TX 77002
832.393.6467
Defendant
 4. Sergeant Andrew J. Washington
c/o L.A. Teehan
Sr. Ass't City Attorney
900 Bagby, 4th Floor
Houston, TX 77002
832.393.6467
Defendant
 5. Alan Helfman
c/o Helfman Dodge
7720 Katy Freeway
Houston, TX 77024
713-533-6100
Friend of the deceased.
 6. Plaintiff incorporates by reference as if fully set forth herein *DEFENDANTS' RULE 26(A) INITIAL DISCLOSURE* filed July 25, 2008, and any subsequent supplements or amendments, however, reserves the right to object to any alleged witness, fact, testimony, document, tangible thing and/or expert opinion or testimony referenced or related to same.
- B. A copy of, or a description by category and location of, all documents, data compilations, and tangible things that are in the possession, custody, or control of the party and that the disclosing party may use to support its claims or defenses, unless solely for impeachment:
1. HPD Property Room List, Bates stamped carnaby000001-000011
 2. HPD Homicide Division Investigation, Bates stamped carnaby000012-000364
 3. Houston Fire Department incident report, Bates stamped carnaby000365-000380.
 4. Cassette tape of S.O. Dispatch 04.29.08, Bates stamped carnaby000381-000382
 5. Cassette tape - 911 Calls - 04.29.08, Bates stamped carnaby000383-000384
 6. Any and all documents filed in Roland Carnaby's probate proceedings.

7. All items collected by HPD in their investigation currently in their control or possession.
8. Documents regarding attorney's fees and expenses.
9. Carnaby's vehicle at the time of the incident.

2. Disclosure of Expert Testimony

1. Randall L. Kallinen, attorney
1406 Castle Court
Houston, Texas 77006
Telephone: 713/528-8586
Knowledge of attorney's fees and expenses.
2. Robert A. Kouts
1406 Castle Court
Houston, Texas 77006
Telephone: 713/528-8586
Attorney for Susan Carnaby in probate proceedings and assisting counsel in the instant lawsuit; Plaintiff's brother. Has knowledge of attorney's fees and expenses
3. Houston Police Department Custodian of Records
1200 Travis St.
Houston, TX 77002
The custodian has personal knowledge of the authenticity of Houston Police Department records kept in the ordinary course of business.
4. Houston Fire Department Custodian of Records
500 Jefferson Blvd.
Houston, TX 77002
The custodian has personal knowledge of the authenticity of Houston Fire Department records kept in the ordinary course of business.
5. Roger A. Clark
10207 Molino Road
Santee, CA 92071
Telephone: (208) 351-2458
Fax: (619) 258-0045.
Mr. Clark is a police practices expert on excessive force and policies and practices of police departments.

6. Plaintiff reserves the right to call un-designated rebuttal expert witnesses whose testimony cannot be foreseen until the time of trial in this matter. Plaintiff further reserves the right to call any and all experts designated by other parties who, at the time of trial have been undesignated, or who have been designated by parties that are no longer part of the lawsuit at the time of trial. Plaintiff also reserves the right to supplement their Initial Disclosure as the need arises in the future. Plaintiff and defendants may identify fact and expert witnesses in their respective discovery responses and in Plaintiff's response to any motion for summary judgment and plaintiff sets forth such information as if set forth in these disclosures.

RESPECTFULLY SUBMITTED
LAW OFFICE OF RANDALL L. KALLINEN

/s/ Randall L. Kallinen

Randall L. Kallinen
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Southern District of Texas Bar No.: 19417
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1406 Castle Court
Houston, Texas 77006
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Attorney for Plaintiff

CERTIFICATE OF SERVICE

A true and correct copy of the document to which this certificate is affixed has been served on the attorneys as indicated by the ECF system on July 25, 2008.

L. A. Teehan, Senior Assistant City Attorney
P.O. Box 368
Houston, Texas 77001-0368

/s/ Randall L. Kallinen

Randall L. Kallinen