

# **EXHIBIT 2**

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

CELIA VALDEZ, *et al.*,

Plaintiffs,

v.

MARY HERRERA, *et al.*,

Defendants.

CIVIL ACTION NO. 1:09-cv-668 LH/DJS

**RESPONSES OF PLAINTIFF SHAWNA ALLERS TO  
DEFENDANTS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR  
PRODUCTION**

Pursuant to Rules 33 and 34 of the Federal Rules of Civil Procedure, Shawna Allers (“Allers”) submits the following responses to Defendants’ First Set of Interrogatories and Requests for Production.

**PRELIMINARY STATEMENT AND GENERAL OBJECTIONS**

Plaintiff Allers asserts a general objection to Defendants’ First Set of Interrogatories and Requests for Production (collectively, “Interrogatories and RFPs.”) to the extent that Defendants seek information not within her direct knowledge or documents not in the possession, custody, or control of the Plaintiff. Plaintiff Allers will respond to these Interrogatories and RFPs with information within her direct knowledge and documents in her possession, custody, and control.

Plaintiff Allers objects to the extent that these Interrogatories and RFPs are unduly burdensome and oppressive, overly broad, vague, and/or ambiguous.

**REQUEST FOR PRODUCTION NO. 5.** All other documents which Plaintiffs assert, demonstrate, in whole or in part, that Defendants HSD and TRD have violated, or are violating, the NVRA.

**Response:** Allers objects to Request No. 4 as vague, ambiguous, overly broad, and not reasonably calculated to lead to the discovery of admissible evidence. Allers further objects to the extent that this request seeks information or documents protected from disclosure by any applicable privilege, including the attorney-client privilege and work product doctrine. Subject to and without waiving the foregoing general and specific objections, Allers responds that that she will produce non-privileged documents responsive to Request No. 5 that are within her possession, custody, and control.

#### **RESPONSES TO FIRST SET OF INTERROGATORIES**

**INTERROGATORY NO. 1.** Describe or otherwise identify the facts by which you allege that HSD or TRD, as applicable, have violated, or are violating, the NVRA.

**Response:** Allers objects to Interrogatory No. 1 to the extent that it seeks information protected from disclosure by any applicable privilege, including the attorney-client privilege and work product doctrine. Allers specifically reserves the right to supplement, amend, or modify this response.

Subject to and without waiver of the foregoing general and specific objections,

- a) Allers contends that New Mexico's HSD offices did not distribute the required voter registration forms with each application for public benefits service or assistance, and with each recertification, renewal, or change of address as required by 42 U.S.C. § 1973 gg-5(a)(6).

**VERIFICATION**

I hereby affirm, under penalty of perjury, that the foregoing responses to Defendants' First Set of Interrogatories and Requests for Production are true and accurate.

A handwritten signature in black ink, appearing to read 'Shawna Allers', written over a horizontal line.

Shawna Allers

5/26/10  
Date