

EXHIBIT H

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

STEVEN DOUGLAS COLEMAN,

Plaintiff,

v.

MARÍA KIM GRAND,

Defendant.

Case No. 1:18-cv-05663 (JBW) (RLM)

**DEFENDANT’S RESPONSES AND OBJECTIONS TO THE
PLAINTIFF’S FIRST SET OF INTERROGATORIES AND REQUESTS
FOR THE PRODUCTION OF DOCUMENTS**

Pursuant to Rules 26, 33, and 34 of the Federal Rules of Civil Procedure (the “Federal Rules”), and all applicable Local Civil Rules of the United States District Court for the Eastern District of New York and this Court (the “Local Rules”), Defendant Maria Kim Grand, by and through her counsel, Baker & Hostetler LLP, hereby provides the following Responses and Objections to the First Set of Interrogatories (“Interrogatory” or “Interrogatories”) and Requests for Production (“Request” or “Requests,” and together with the Interrogatories, the “Discovery Requests”) served by Plaintiff Steven Douglas Coleman on March 21, 2019.

DEFENDANT’S OBJECTIONS

1. Defendant objects to the Discovery Requests to the extent they seek to enlarge and/or expand the scope of discovery as set forth by the Federal Rules of Civil Procedure, the Local Rules, and any applicable orders of the Court. Defendant will respond to these Discovery

Requests in a manner consistent with the Federal Rules of Civil Procedure, the Local Rules, and any applicable orders of the Court.

2. Defendant objects to the term “Document” in Definition B, as it is broader than the definition provided in Local Rule 26.3 and therefore is inconsistent with the Local Rules. Defendant will respond to the Discovery Requests containing “Document” as it is defined by Local Rule 26.3.

3. Defendant further objects to the term “Identify” in Definitions C.3 and C.4, as it is broader than the definition provided in Local Rule 26.3 and therefore is inconsistent with the Local Rules. Defendant will respond to the Discovery Requests containing “Identify” as it is defined by Local Rule 26.3.

4. Defendant objects to any Discovery Request that seeks documents or information that is protected by the attorney-client privilege, work product protection, and/or any other applicable privileges or protections. Defendant will not disclose or produce information protected by any such privilege or doctrine.

5. Defendant objects to the disclosure of any information or identification of any documents outside the scope of relevance articulated in Federal Rule 26(b), which limits discovery to “any nonprivileged matter that is relevant to any party’s claim or defense and proportional to the needs of the case, considering the importance of the issues at stake in the action, the amount in controversy, the parties’ relative access to relevant information, the parties’ resources, the importance of the discovery in resolving the issues, and whether the burden or expense of the proposed discovery outweighs its likely benefit.”

6. Defendant objects to the production of documents or the identification of any information that “can be obtained from some other source that is more convenient, less burdensome, or less expensive” pursuant to Fed. R. Civ. P. 26(b)(2)(C)(i).

INTERROGATORIES

INTERROGATORY NO. 1:

Has this Defendant been served under its correct legal name? If the answer is anything other than an unqualified yes, provide Defendant’s correct legal name and address. If not served under its proper name, explain all why this defendant is answering this request.

RESPONSE TO INTERROGATORY NO. 1:

Defendant responds that she was served under her correct legal name.

INTERROGATORY NO. 2:

Identify the person(s) answering these interrogatories.

RESPONSE TO INTERROGATORY NO. 2:

Defendant’s responses and objections to these Interrogatories were prepared by Defendant and her counsel.

INTERROGATORY NO. 3:

Identify each individual and / or entity to whom you sent, gave, or showed the November, 2017 Letter that is the subject of this litigation.

RESPONSE TO INTERROGATORY NO. 3:

Defendant objects to this Interrogatory insofar as it calls for information that may be protected by the attorney-client privilege, work product protection, or other applicable privilege.

Notwithstanding the foregoing objection, Defendant responds that she either sent and/or showed the November 2017 Letter to the following individuals:

- Aaron Parks
- Adam Cruz
- Adam O'Farrill
- Alicia Hall Moran
- Anil Prasad
- Anjna Swaminathan
- Anthony Cheung
- Anthony Tidd
- Colette Grand
- Damion Reid
- Dan Weiss
- Doug Hammond
- Fay Victor
- Imani Uzuri
- Jaleel Shaw
- Jen Shyu
- Joshua Redman
- Kevin Sun
- Mark Turner
- Matt Brewer

- Matthew Garrison
- Matthew Mitchell
- Michelle Mercer
- Nicole Mitchell
- Okkyung Lee
- Patrícia Magalhães
- Rajna Swaminathan
- Ralph Alessi
- Ravi Coltrane
- Rob Saffer
- Roman Filiu
- Sara Serpa
- Stephan Crump
- Steve Rowland
- Tadeo Kohan
- Tamar Sella
- Tyshawn Sorey
- Vijay Iyer

INTERROGATORY NO. 4:

Identify each person with whom you engaged in a sexual relationship, or with whom you had a sexual encounter, between June 2, 2011, and September 21, 2016.

RESPONSE TO INTERROGATORY NO. 4:

Interrogatory No. 4 seeks information that is prohibited by the Court's protective order that was entered on April 12, 2019 [ECF. No. 42], and thus, no response is required.

INTERROGATORY NO. 5:

Identify each person whom you have accused of sexual misconduct towards you between May 01, 2009 and the present, regardless of whether such accusations were public or private, or whether they resulted in prosecution.

RESPONSE TO INTERROGATORY NO. 5:

Interrogatory No. 5 seeks information that is prohibited by the Court's protective order that was entered on April 12, 2019 [ECF. No. 42], and thus, no response is required.

INTERROGATORY NO. 6:

Identify each person against whom you have attempted to press charges for any kind of sexual misconduct.

RESPONSE TO INTERROGATORY NO. 6:

Defendant objects to Interrogatory No. 6 on the ground that it seeks information that is not relevant to either party's claims or defenses and is therefore outside the scope of relevance under Fed. R. Civ. P. 26(b). Defendant further objects to this Interrogatory on the basis that it seeks information that may be protected by the attorney-client privilege or the work product protection. Defendant further objects to this Interrogatory on the basis that the phrase "press charges" is vague and ambiguous, because it does not indicate whether it is limited to criminal charges or also includes civil claims.

Subject to the foregoing objections, Defendant responds that she has never attempted to press sexual misconduct charges against anyone.

INTERROGATORY NO. 7:

If you are, or have been, the victim of any crime for which the perpetrator has been prosecuted, whether such prosecution is closed or ongoing, identify that case.

RESPONSE TO INTERROGATORY NO. 7:

Defendant objects to Interrogatory No. 7 on the ground that it seeks information that is not relevant to either party's claims or defenses and is therefore outside the scope of relevance under Fed. R. Civ. P. 26(b). Defendant further objects to this Interrogatory on the basis that it is not proportional to the needs of the case, in that the information sought is not important to resolving the issues of this defamation case.

Subject to the foregoing objections, Defendant responds that she is not, nor has she been, the victim of any crime for which the perpetrator has been prosecuted.

INTERROGATORY NO. 8:

Identify the type of Visa under which you currently live and work in the United States.

RESPONSE TO INTERROGATORY NO. 8:

Defendant objects to Interrogatory No. 8 on the basis that it seeks the disclosure of information that is outside the scope of relevance as articulated by Fed. R. Civ. P. 26(b). Defendant's immigration status is in no way relevant to any party's claims or defenses in this defamation action. Defendant further objects on the basis that the information sought by this Interrogatory is not proportional to the needs of the case, given that the discovery sought has little to no importance in resolving the issues.

Subject to the foregoing objections, Defendant responds that she is currently living and working in the United States on an O-1B Visa, which is granted to individuals who have been deemed to have "extraordinary ability in the arts or extraordinary achievement in motion picture

or television industry.” Specifically, U.S. Citizenship and Immigration Services describe this visa as being granted to those who have garnered “a high level of achievement in the field of arts evidenced by a degree of skill and recognition substantially above that ordinarily encountered to the extent that a person described as prominent is renowned, leading, or well-known in the field of arts.”

INTERROGATORY NO. 9:

Identify every specific instance in which you allege that Mr. Coleman emotionally abused you.

RESPONSE TO INTERROGATORY NO. 9:

Defendant objects to Interrogatory No. 9 on the basis that it seeks information that is unreasonably cumulative or duplicative, pursuant to Fed. R. Civ. P. 26(b)(2)(C), of the information sought by Interrogatory No. 10, given that Plaintiff’s sexual and emotional harassment and abuse of Defendant are inextricably linked. Defendant further objects to this Interrogatory on the basis that the information sought is equally known to Plaintiff. Defendant further objects to this Interrogatory on the ground that seeking information on “every specific instance” of emotional abuse, considering that the parties’ personal and professional relationship spanned many years, is not proportional to the needs of the case.

Subject to the foregoing objections, Mr. Coleman publicly and privately emotionally abused Defendant numerous times over the course of their professional and personal interactions. He emotionally abused her verbally, in writing, and vis-à-vis his actions and behavior. At various points, Mr. Coleman criticized and belittled Defendant, alone or in the presence of others, including professional colleagues and bandmates. He attempted to exclude her from gigs or leave her behind on tours, and refused to communicate with her completely until she complied with his

sexual demands. Mr. Coleman further groomed Defendant to create an ongoing abusive power dynamic, in which Defendant felt that she had no choice but to have sexual interactions with him. His abusive actions have caused her shame, humiliation, anxiety, and fear.

Specific instances in which Mr. Coleman emotionally abused Defendant include at least the following occasions:

- When Mr. Coleman told Defendant, then 17, that he wanted to have sex with her;
- When Mr. Coleman repeatedly and regularly manipulated Defendant into having sex with him, telling her she was “brainwashed,” “frigid,” and would never improve unless she loosened up and complied with his demands;
- When Mr. Coleman tied his mentorship and teaching to Defendant’s provision of sexual favors, refusing to mentor her or allow her to play unless she acquiesced;
- When in July 2011, Mr. Coleman forced Defendant to share a hotel room with him after playing a show in Chicago, told her she could not sleep without having sex with him, and forced her to leave the room at 3am when she repeatedly refused;
- In 2013, when Mr. Coleman attempted to coerce Defendant to resume a sexual relationship with him, stating she needed him, she could not take care of herself alone, and that she could not make money on her own;
- From 2013 onward, when Mr. Coleman would refuse to book or solidify gigs or tours unless Defendant had sex with him;
- When in the summer of 2015, Mr. Coleman told Defendant she owed him “a lifetime of pussy” for what he had taught her;

- When Defendant told Mr. Coleman that she was depressed and suicidal and asked him to step away from her, and he replied that he looked forward to her breaking down so she would return to him;
- When Mr. Coleman accessed Defendant's computer without her permission and read the content of her text messages; and
- In late 2016, when Mr. Coleman retaliated against Defendant for refusing him sex by berating her in front of colleagues, blatantly ignoring her on tour, and refusing to give her any solo performances.

Defendant reserves the right to supplement this response with further examples.

INTERROGATORY NO. 10:

Identify every specific instance in which you allege that Mr. Coleman sexually harassed or abused you.

RESPONSE TO INTERROGATORY NO. 10:

Defendant objects to Interrogatory No. 10 on the basis that it seeks information that is unreasonably cumulative or duplicative, pursuant to Fed. R. Civ. P. 26(b)(2)(C), of the information sought by Interrogatory No. 9, given that Plaintiff's sexual and emotional harassment and abuse of Defendant are inextricably linked. Defendant further objects to this Interrogatory on the ground that seeking information on "every specific instance" of harassment and abuse is not proportional to the needs of the case, given that the parties' personal and professional relationship spanned many years. Defendant further objects to this Interrogatory on the basis that the information sought is equally known to Plaintiff.

Subject to the foregoing objections, in addition to Defendant's response to Interrogatory No. 9, Mr. Coleman sexually harassed and/or abused Defendant on at least the following

occasions:

- In 2010, when Mr. Coleman took photos of Defendant, without her consent, while she slept;
- When Mr. Coleman assaulted Defendant in her sleep, kissing her on the lips while half-clothed; and
- In June 2011, during Parties' first sexual encounter, Mr. Coleman put immense pressure on Defendant at every step, persuading and pushing her until she acquiesced. The moment Defendant did not comply, Mr. Coleman became enraged, retreated to his room, shut the door behind him, and refused to speak to Defendant until she did what he wished. Defendant did not feel that this encounter was in any way consensual.
- When Mr. Coleman propositioned Defendant to have a threesome with him and cancelled her scheduled performance when she declined.

Defendant reserves the right to supplement this response with further examples.

INTERROGATORY NO. 11:

Identify the time and place of your first sexual encounter with Mr. Coleman.

RESPONSE TO INTERROGATORY NO. 11:

Defendant further objects to this Interrogatory on the grounds that the information sought is equally known to Plaintiff.

Subject to the foregoing objection, Defendant responds that her first sexual encounter with Mr. Coleman took place in 2009 when he propositioned Defendant. This encounter occurred during Defendant's second music lesson with Mr. Coleman, when she was 17 years old. Defendant further responds that her first sexual contact with Mr. Coleman took place in June 2011 at Mr. Coleman's place of residence. During this time, Mr. Coleman put immense pressure on Defendant

at every step, persuading and pushing her until she acquiesced. The moment Defendant did not comply, Mr. Coleman became enraged, retreated to his room, shut the door behind him, and refused to speak to Defendant until she did what he wished. Defendant did not feel that this encounter was in any way consensual.

INTERROGATORY NO. 12:

Identify each communication wherein you believe Mr. Coleman indicated in any way that you were required to have sex with him prior to receiving work, musical information, or anything else you deemed of value.

RESPONSE TO INTERROGATORY NO. 12:

Defendant objects to Interrogatory No. 12 on the ground that it seeks information that is not proportional to the needs of the case, as the burden and expense of the requested discovery outweighs its likely benefit. Given the length of the parties' professional and personal relationship, identifying "each communication" in which Mr. Coleman required Defendant to engage in sexual activity with him before he would grant her work or mentorship, is burdensome to Defendant and not proportional to the needs of the case.

Subject to the foregoing objections, Defendant responds that the following are specific instances responsive to Interrogatory No. 12, but are not exhaustive of each such instance. Defendant responds that Mr. Coleman often tied his musical mentoring, performance, and career advancement opportunities to Defendant's compliance with his requests. For example, in July 2013, she traveled to Brazil for a musical residency, where she worked as a saxophone player and a copyist. Throughout the trip, Mr. Coleman continually pressured Defendant to go to his room and have sex with him. On one occasion during that trip, Mr. Coleman told Defendant that if she was "nice," he would let her be in a big show. When she refused to have sex with him, he would

tell her she would not be allowed to play in this show.

Similarly, in 2015, Defendant traveled to Chicago for another residency. Again, throughout the entire trip, Mr. Coleman repeatedly pressured Defendant for sex and she repeatedly declined. He then told her that she “owed him a lifetime of pussy” for all the things he taught her, and thereafter referred to the trip as the “Chicago Nightmare,” saying it was a nightmare to be around Defendant when she wouldn’t yield to his sexual pressures.

INTERROGATORY NO. 13:

Identify each and every gig which you allege Mr. Coleman did not confirm until after you engaged in sexual activity with him.

RESPONSE TO INTERROGATORY NO. 13:

Defendant objects to Interrogatory No. 13 on the ground that seeking information about “each and every” gig is not proportional to the needs of the case. Defendant further objects to this Interrogatory on the basis that the information sought is equally known to Plaintiff. Defendant further objects that this Interrogatory seeks information that is duplicative or cumulative of the information sought by Interrogatory Nos. 14 and 15.

Subject to the foregoing objections, Defendant responds that the following are specific instances responsive to Interrogatory No. 13, but are not exhaustive of every such instance. Defendant responds that Mr. Coleman refused to confirm their December 2014 show together in Guadeloupe until Defendant engaged in sexual activity with him. Mr. Coleman also told her, during a long phone conversation, that future gigs would not work if they were going to be like the “Chicago Nightmare” (i.e., where Defendant refused to have sex with him). In September 2016, Defendant had other shows scheduled with Mr. Coleman. Prior to some of these shows, Mr. Coleman noted that he didn’t want her to come if Defendant didn’t “hang out” (i.e., have sex with

him) with him. Around the time of one show, Mr. Coleman propositioned Defendant with a threesome, which she declined. Mr. Coleman then became angry and told Defendant not to come to the show.

INTERROGATORY NO. 14:

Identify each and every performance opportunity that you allege Mr. Coleman withheld until you engaged in sexual activity with him.

RESPONSE TO INTERROGATORY NO. 14:

Defendant objects to Interrogatory No. 14 on the ground that seeking information about “each and every” performance opportunity is not proportional to the needs of the case, especially given the long-term nature of the parties’ personal and professional relationship. Defendant further objects to this Interrogatory on the basis that the information sought is equally known to Plaintiff. Defendant further objects that this Interrogatory seeks information that is duplicative or cumulative of the information sought by Interrogatory Nos. 13 and 15.

Subject to the foregoing objections, Defendant responds that the following are specific instances responsive to Interrogatory No. 13, but are not exhaustive of each such instance. Defendant responds that performance opportunities were a very important means for her to gain experience at the outset of her professional career. During a 2015 workshop with Mr. Coleman in Los Angeles, Mr. Coleman would mistreat Defendant if she did not engage in sexual activity with him. He would purposefully have the band leave the venue and/or hotel without her, would embarrass or verbally harass her in front of the band, would ignore her completely, and generally make it very difficult or impossible for her to gain this valuable experience without having sex with him. After their time together in Los Angeles, Mr. Coleman refused to book Defendant on any other residencies unless she had sex with him.

During a tour in August and September 2015, when Defendant refused to engage in sexual activity with Mr. Coleman, she was penalized for it. Mr. Coleman got angry with Defendant at sound check and took away all her solos, removing performance opportunities and leaving her with only a few notes to play. When Defendant rebuffed Mr. Coleman's advances during their Chicago residency in the summer of 2015, Mr. Coleman created and maintained a hostile work environment throughout the trip. During workshops, he would put Defendant on the spot, force her to demonstrate musical techniques he knew she was not capable of demonstrating, and purposefully make her feel very uncomfortable. Mr. Coleman also removed all her solo performance opportunities for this week-long workshop. When Defendant continued to refuse Mr. Coleman's sexual demands in 2016, he continued this behavior and refused her most or all possible solo opportunities.

INTERROGATORY NO. 15:

Identify each and every gig that you allege Mr. Coleman refused to book you on after you refused to engage in sexual activity with him.

RESPONSE TO INTERROGATORY NO. 15:

Defendant objects to Interrogatory No. 15 on the ground that seeking information about "each and every" gig is not proportional to the needs of the case given the parties' long-term personal and professional relationship. Defendant further objects to this Interrogatory on the basis that the information sought is equally known to Plaintiff. Defendant further objects that this Interrogatory seeks information that is duplicative or cumulative of the information sought by Interrogatory Nos. 13 and 14.

Subject to the foregoing objections, Defendant responds that her answers are encompassed in Responses to Interrogatories 13 and 14 above.

INTERROGATORY NO. 16:

Identify each and every gig that you allege Mr. Coleman removed you from after you refused to engage in sexual activity with him.

RESPONSE TO INTERROGATORY NO. 16:

Defendant objects to Interrogatory No. 16 on the ground that seeking information about “each and every” gig is not proportional to the needs of the case, especially given the parties’ long-term personal and professional relationship. Defendant further objects to this Interrogatory on the basis that the information sought is equally known to Plaintiff. Defendant further objects that this Interrogatory seeks information that is duplicative or cumulative of the information sought by Interrogatory Nos. 13-15.

Subject to the foregoing objections, Defendant provides the following instance in addition to those set forth in her responses to Interrogatories No. 13-15, but it is not exhaustive of each such instance. Defendant responds that in December 2016, Mr. Coleman told her not to come to their scheduled gig at The Stone when she refused to have sex with him.

INTERROGATORY NO. 17:

Identify each and every instance in which you allege Mr. Coleman did not pay you for your work. Additionally, state whether you believe the alleged non-payment was in retaliation for you refusing sex, and state your grounds for so believing.

RESPONSE TO INTERROGATORY NO. 17:

Defendant objects to Interrogatory No. 17 on the basis that seeking information about “each and every instance” is not proportional to the needs of the case.

Subject to the foregoing objection, Defendant responds that although Mr. Coleman never withheld all compensation altogether, he did pay Defendant less than she expected or agreed upon.

Some time after dismissing her from the residency at the Blue Whale in 2016, Mr. Coleman paid Defendant \$1,000 – an amount less than she expected to be paid. Defendant maintains that this discrepancy in payment was directly related to Mr. Coleman’s refusal to let her play this gig because she declined his request for a threesome during the trip.

Defendant was also paid less than she believed was fair or reasonable for the work she did on various albums with Mr. Coleman. On their second album, for example, Mr. Coleman only paid Defendant \$1,500 despite the fact that she played in every song and did copy work as well. In comparison, Defendant was paid \$3,000 for doing substantially less work on the first album.

INTERROGATORY NO. 18:

Describe in detail each act, omission, communication, or other occurrence in which you allege that Plaintiff “mistreated” you after you published the November, 2017 Letter.

RESPONSE TO INTERROGATORY NO. 18:

Defendant objects to Interrogatory No. 18 on the basis that it seeks the disclosure of information that is not proportional to the needs of the case as articulated by Fed. R. Civ. P. 26(b). Defendant further objects to this Interrogatory on the grounds that the information sought is equally available to Plaintiff.

Subject to the foregoing objections, Defendant was mistreated by Mr. Coleman numerous times after publishing the November 2017 Letter. These instances include:

- In March 2018, when Mr. Coleman’s lawyer wrote a letter to Defendant intimidating her into mediation by purporting to offer the legal advice that she has no case and mediation was in her best interest;
- When Mr. Coleman employed mutual friends and colleagues, including Anthony Tidd, Vijay Iyer, and John Zorn, to pressure Defendant into mediation;

- When Mr. Coleman conspicuously attended Defendant's performances in the spring and summer of 2018, knowing it would make her uncomfortable and attempting to further intimidate her;
- When Mr. Coleman attended the We Have Voice panel in May 2018 and later posted publicly that his appearance must have been a "planned shutdown";
- When on May 5, 2018, Mr. Coleman sent an email to numerous mutual colleagues attacking Defendant and revealing his private communications with her;
- When in his June 2018 email, Mr. Coleman specifically attacked Defendant's status as a non-citizen, implying that she should not be allowed to make certain demands; and
- When on July 19, 2018, Mr. Coleman caused his manager, Sophia Wong, to call Defendant to pressure her into mediation.
- When in 2018, Mr. Coleman made public postings about his dispute with Defendant on social media, accusing her of "covertly spread[ing] misinformation," "deliberately" lying, and trying to ruin his reputation by "co-opting" the #MeToo movement, among other insults and falsehoods.
- When in 2018, Mr. Coleman sent an email to Ms. McKnight, cc'ing Sophia Wong, referring to Defendant as a "liar" and having "a tenuous relationship with the truth," among other statements.
- When on April 5, 2019, Mr. Coleman made over 150 pages of explicit electronic communications between himself and Defendant publicly available on the internet.
- When on April 5, 2019, Mr. Coleman made nude photos of Defendant publicly available on the internet.

INTERROGATORY NO. 19:

Identify each false statement that you allege Mr. Coleman has made about you, including the date and place such statement was allegedly published, and to whom.

RESPONSE TO INTERROGATORY NO. 19:

Defendant objects to Interrogatory No. 19 on the basis that it seeks information that is not proportional to the needs of the case. Asking for the identification of “each” false statement is burdensome and not proportional to the needs of the case as articulated by Fed. R. Civ. P. 26(b).

Subject to the foregoing objections, Mr. Coleman has made and continues to make numerous false statements about Defendant. Such statements include, but are not limited to the following:

- Mr. Coleman’s numerous, repeated accusations – whether outright or by implication – that Defendant is lying or somehow fabricating any part of her story;
- Mr. Coleman’s falsehood-riddled email of June 14, 2018 to numerous colleagues and musical professionals, where he stated that he never sexually harassed Defendant, that Defendant was refusing to mediate and was disinterested in “resolution,” and that Defendant was waging a “continued campaign” to “slander [his] reputation;”
- Mr. Coleman’s May 5, 2018 message to We Have Voice, wherein he made numerous false statements, including that his relationship with Defendant was always completely consensual, that Defendant “often” and “aggressively” pursued him, and that Defendant “offered sex to [him] as a birthday present”; and
- When in 2018, Mr. Coleman sent an email to Ms. McKnight, cc’ing Sophia Wong, referring to Defendant as a “liar” and having “a tenuous relationship with the truth,” among other statements.

- Mr. Coleman’s October 24, 2018 Facebook posting, and all subsequent comments and responses, where he stated his interactions with Defendant were all consensual, that Defendant was “covertly spread[ing] misinformation” about his character, and implying that Defendant refused mediation.
- Mr. Coleman’s 2018 postings on Instagram, Twitter, and Wikipedia referring to his October 24, 2018 Facebook posting and/or this lawsuit.

Mr. Coleman’s filings each contain numerous additional falsehoods, which have largely been rebutted in responsive filings. Defendant reserves the right to further identify false statements about her contained therein.

INTERROGATORY NO. 20:

State whether your income *from musical engagements* increased or decreased from 2017 to 2018. This question is not concerned with whether your overall income increased or decreased.

RESPONSE TO INTERROGATORY NO. 20:

Defendant responds that her musical income increased marginally from 2017 to 2018, which is proportional to Defendant’s growing musical experience and level of expertise.

INTERROGATORY NO. 21:

Identify every “gig,” job, performance, or other event currently scheduled for 2019 for which you anticipate earning compensation, and the amount of compensation anticipated.

RESPONSE TO INTERROGATORY NO. 21:

Defendant objects to Interrogatory No. 21 on the ground that identifying “every” gig, job, or performance is not proportional to the needs of the case.

Subject to the foregoing objection, Defendant currently has gigs scheduled in May and June of 2019. She also has a European tour with her band, a tour in Portugal with a colleague's band, and gigs in New York City and Miami. She also has an October tour with a colleague, another European tour with her group in November, and a few shows and a recording session in December.

INTERROGATORY NO. 22:

Identify each employment opportunity you have allegedly lost due to Plaintiff's allegedly false statements.

RESPONSE TO INTERROGATORY NO. 22:

Defendant objects to Interrogatory No. 22 on the ground that identifying "each" employment opportunity is not proportional to the needs of the case, because the burden of ascertaining this information outweighs its likely benefit.

Subject to the foregoing objection, Defendant responds that it is difficult for her to assess how many people are purposefully *not* hiring her for employment. She notes, however, that almost everyone hiring her at present are women. Defendant has also been told that some individuals in the jazz community view her very negatively, which has undoubtedly affected her employment prospects.

INTERROGATORY NO. 23:

Describe in detail your role in founding the We Have Voice Collective. State its purpose, identify its members, and state whether its membership encouraged you to publish the letter you wrote about the Plaintiff.

RESPONSE TO INTERROGATORY NO. 23:

Defendant objects to Interrogatory No. 23 on the basis that it seeks information that is not relevant to either party's claims or defenses and therefore is outside the scope of permissible discovery.

Subject to the foregoing objection, Defendant responds that the We Have Voice Collective was founded after she drafted the November 2017 Letter, and the individuals who eventually became members of it were encouraged to found it because of the November 2017 Letter. Thus, its membership could not have encouraged Defendant to write the letter. Defendant further responds that she was involved in drafting We Have Voice's code of conduct, which was published in December of 2017. The purpose of the We Have Voice Collective is to encourage all members of the performing arts community to adopt a zero-tolerance policy to harassment, bullying, and discrimination of all kinds.

INTERROGATORY NO. 24:

Identify any member of the We Have Voice Collective, as of October, 2018, who is, or who identifies as, male.

RESPONSE TO INTERROGATORY NO. 24:

Defendant objects to Interrogatory No. 24 on the basis that it seeks information that is not relevant to either party's claims or defenses and therefore is outside the scope of permissible discovery.

Subject to the foregoing objection, Defendant responds that the We Have Voice Collective membership consists of those who identify as female or non-binary gender.

INTERROGATORY NO. 25:

Identify each and every action or communication by Mr. Coleman that you intend to use as a defense to the claims made against you by Mr. Coleman.

RESPONSE TO INTERROGATORY NO. 25:

Defendant objects to Interrogatory No. 25 on the basis that it seeks a legal conclusion. Defendant further objects to this Interrogatory on the basis that it is premature.

Subject to the foregoing objections, Defendant will respond to this Interrogatory in accordance with the applicable Rules, case management orders, and orders of this Court.

REQUESTS FOR PRODUCTION OF DOCUMENTS

REQUEST NO. 1

Produce copies of all communications between you and Mr. Coleman from May 01, 2009 to present, regardless of form.

RESPONSE TO REQUEST NO. 1:

Defendant objects to Request No. 1 on the basis that it is overbroad and seeks documents that are not relevant to the claims or defenses of either party. Defendant further objects to this Request on the basis that production of “all communications” between the parties for a period of nearly ten years is not proportional to the needs of the case. The burden and expense of producing the documents sought outweighs the likely benefit of the discovery. Defendant further objects to this Request as not proportional to the needs of the case given that Plaintiff has equal access to the documents sought, as they are already in his possession. Lastly, Defendant objects to this Request on the basis that the majority of documents responsive to this Request are not

important to resolving the issues in the case and are therefore not proportional to the needs of the case.

Subject to the foregoing objections, Defendant will produce non-privileged documents that are responsive to this Request on a rolling basis, beginning on April 22, 2019 and concluding by June 3, 2019.

REQUEST NO. 2:

Produce all audio and video recordings of you and Mr. Coleman from May 01, 2009 to present, regardless of form.

RESPONSE TO REQUEST NO. 2:

Defendant objects to Request No. 2 on the basis that it seeks documents that are not relevant to the claims or defenses of either party. Defendant further objects to this Request on the basis that production of “all audio and video recordings” is not proportional to the needs of the case, particularly considering that both parties are musicians and frequently recorded their practice sessions and performances. Defendant further objects to this Request that Plaintiff likely has equal access to these recordings. Lastly, Defendant objects to this Request on the basis that the burden or expense related to producing the requested recordings outweighs the likely benefit of the discovery.

Based on the foregoing objections, Defendant will not search for or produce documents responsive to Request No. 2.

REQUEST NO. 3:

Produce copies of all communications between you and third parties that discuss or relate to Mr. Coleman, regardless of whether said communications specifically mention him by name.

RESPONSE TO REQUEST NO. 3:

Defendant objects to Request No. 3 on the basis that it seeks documents that are not relevant to the claims or defenses of either party. Defendant further objects to this Request on the basis that it seeks information that is protected by the attorney-client privilege or the work product protection. Defendant further objects to this Request on the basis that production of “all communications between you and third parties” is not proportional to the needs of the case, particularly considering that the burden or expense outweighs the likely benefit of the discovery. Defendant further objects to this Request on the basis that it lacks any specified time period. Lastly, Defendant objects to this Request on the basis that the burden or expense related to producing the requested documents outweighs the likely benefit of the discovery.

Subject to the foregoing objections, Defendant will produce non-privileged documents that are responsive to this Request on a rolling basis, beginning on April 22, 2019 and concluding by June 3, 2019.

REQUEST NO. 4:

Produce copies of all communications between you, your attorneys, your publicist, or anyone communicating on your behalf, and Angie McAllister, between May 01, 2009 and the present.

RESPONSE TO REQUEST NO. 4:

Defendant objects to Request No. 4 on the basis that it, on its face, seeks documents that are likely protected by the attorney-client privilege and/or the work product protection. Defendant further objects to this Request on the basis that seeking “all communications” between multiple parties is not proportional to the needs of the case. Defendant further objects to this Request on the basis that the documents sought are not important to resolving the issues in

the case and the burden or expense related to producing the requested documents outweighs the likely benefit of the discovery.

Subject to the foregoing objections, Defendant will produce non-privileged documents that are responsive to this Request on a rolling basis, beginning on April 22, 2019 and concluding by June 3, 2019.

REQUEST NO. 5:

Produce copies of all communications between you, your attorneys, your publicist, or anyone communicating on your behalf, and anyone associated with the Newport Jazz Festival between January 01, 2018 and the present.

RESPONSE TO REQUEST NO. 5:

Defendant objects to Request No. 5 on the basis that it seeks documents that may be subject to protection by the attorney-client privilege or the work product protection. Defendant further objects to this Request on the basis that seeking “all communications” between multiple parties is not proportional to the needs of the case. Defendant further objects to this Request on the basis that the documents sought are not proportional to the needs of the case given that the burden and expense related to producing the requested documents outweighs the likely benefit of the discovery.

Subject to the foregoing objections, Defendant will produce non-privileged documents that are responsive to this Request on a rolling basis, beginning on April 22, 2019 and concluding by June 3, 2019.

REQUEST NO. 6:

Produce copies of all documents or other evidence that you intend to rely on to support your responses to each interrogatory.

RESPONSE TO REQUEST NO. 6:

Defendant objects to Request No. 6 on the basis that it is overbroad and unduly burdensome. The production of “all documents” responsive to this Request is not proportional to the needs of the case, particularly considering that the burden and expense of responding to this Discovery Request outweighs the likely benefit of the discovery sought. Further, this Request is premature, given the early stage of discovery of this case.

Based on the foregoing objections, Defendant will not produce documents responsive to Request No. 6 at this time.

Dated: April 22, 2019

BAKER & HOSTETLER LLP

/s/ A. Mackenna White

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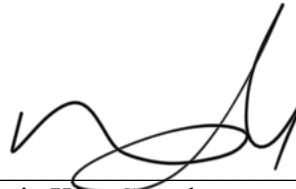
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Attorneys for Defendant

VERIFICATION

I, Maria Kim Grand, verify under penalty of perjury that the foregoing Responses and Objections to the Plaintiff's First Set of Interrogatories are true and correct to the best of my knowledge, information, and belief.

Dated: April 22, 2019

A handwritten signature in black ink, appearing to read 'Maria Kim Grand', is written over a horizontal line.

Maria Kim Grand

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing was served this 22nd day of April, 2019 by electronic mail upon the following:

Joyce Cooper
Agee Owens & Cooper
110 N. Spring St. STE 100
McMinnville, TN 37111

/s/ Cara McGourty