

STATE OF RHODE ISLAND
PROVIDENCE, SC

SUPERIOR COURT

STATE OF RHODE ISLAND)
)
Plaintiff,)
)
v.)
)
AECOM TECHNICAL SERVICES, INC.,)
AETNA BRIDGE COMPANY,)
ARIES SUPPORT SERVICES INC.,)
BARLETTA HEAVY DIVISION, INC.,)
BARLETTA/AETNA I-195 WASHINGTON)
BRIDGE NORTH PHASE 2 JV,)
COLLINS ENGINEERS, INC.,)
COMMONWEALTH ENGINEERS &)
CONSULTANTS, INC.,)
JACOBS ENGINEERING GROUP, INC.,)
MICHAEL BAKER INTERNATIONAL, INC.,)
PRIME AE GROUP, INC.,)
STEERE ENGINEERING, INC.,)
TRANSYSTEMS CORPORATION, AND)
VANASSE HANGEN BRUSTLIN, INC.,)
)
Defendants.)

C.A. No. PC-2024-04526

PLAINTIFF STATE OF RHODE ISLAND'S SECOND SET OF REQUESTS FOR PRODUCTION TO DEFENDANT AECOM TECHNICAL SERVICES, INC.

Pursuant to Rhode Island Superior Court Rules of Civil Procedure 26 and 34, plaintiff the State of Rhode Island ("Plaintiff") requests that Defendant AECOM TECHNICAL SERVICES, INC. produce the following documents for inspection and copying, within forty-five (45) days of service, at the offices of Savage Law Partners, LLP, 564 South Water Street, Providence, RI 02903, or at such other location that the parties may mutually designate in writing.

DEFINITIONS AND INSTRUCTIONS

1. The definitions and rules of construction set forth in Superior Court Rules of Civil Procedure are hereby incorporated and shall apply to Plaintiff's Second Set of Requests for Production (hereinafter, the "Requests"). These definitions shall apply throughout the Requests without regard to capitalization.

2. As used in the Requests, the following terms are to be interpreted in accordance with the following definitions:

- (a) "RIDOT" refers to the Rhode Island Department of Transportation.
- (b) "Washington Bridge" references the I-195 westbound bridge as described in the Amended Complaint.
- (c) "Defendant" means AECOM TECHNICAL SERVICES, INC., and all of its parents, U.S. and non-U.S. subsidiaries, divisions, affiliates, predecessors, successors, officers, directors, employees, agents, partners, limited partners, and independent contractors, as well as aliases, trade names, or business names used by, or formerly used by, any of the foregoing.
- (d) "Electronically stored information" or "ESI" refers to any portion of data available on a computer or other device capable of storing electronic data. "Electronically stored information" includes, but is not limited to, email (whether conducted using company email addresses or conducted through an individual, non-company account (e.g., Gmail)), spreadsheets, databases, word processing documents, images, presentations, application files, executable files, log files, and all other files present on any type of device capable of storing electronic data. Devices capable of storing electronically stored information include, but are not limited to: servers, desktop computers, portable computers, handheld computers, flash memory devices, wireless communication devices, pagers, workstations, minicomputers, mainframes, and all other forms of online or offline storage, whether on or off company premises. ESI is meant to include instant messages, cell phone text messages, voicemail messages, and similar types of messages. ESI is also meant to include any records of such communications or messages, including phone records. For any document kept in electronic form, the term "document" includes any metadata associated with the document.
- (e) "Employee" means, without limitation, current and former officers, directors, executives, managers, analysts, supervisors, department heads, sales

personnel, secretaries, clerical staff, messengers, agents, attorneys, representatives, or any person acting or authorized to act on behalf of Defendant.

- (f) "Person" is defined as any natural person or any business, legal, or governmental entity or association.
- (g) "You" or "your" means Defendant.
- (h) "Complaint" shall refer to the complaint filed in the above-captioned action, as well as any subsequent amendments hereto.
- (i) "Closure of the Washington Bridge" shall mean and refer to the emergency closure of the Washington Bridge on December 11, 2023.
- (j) "Lawsuit" shall mean and refer to the above-captioned lawsuit pending in the State of Rhode Island, Providence County Superior Court, docketed as C.A. No. PC-2024-04526.
- (k) "Subconsultant(s)" or "Subcontractor(s)" means any person, firm, corporation, or other entity that performed work on behalf of, at the direction of, or under contract with You in connection with the Washington Bridge, including but not limited to Steere Engineering, Inc., Prime AE Group, Inc. (formerly Prime Engineering, Inc.), Aries Support Services, Inc., and Commonwealth Engineers & Consultants, Inc.
- (l) "Tie-Down Rods" means the post-tensioned anchor rods or prestressing rods located at the beam seats on Piers 6 and 7 and Abutment 1 of the Washington Bridge, including those embedded in diaphragms and those exposed at the exterior corners of beam lines A and F.
- (m) "2019 Change Order" means the Notice of Change/Contract Addendum (ROC No. 13) to the 2014 AECOM Contract, approved on or about December 18, 2019, pursuant to which AECOM agreed to prepare a Design-Build RFP package and provide construction phase services as RIDOT's Owner's Representative.
- (n) Capitalized terms not defined herein have the meanings given to them in the Complaint including but not limited to the names of the other defendants.

3. All documents produced for inspection shall be produced as they are kept in the usual course of business or shall be organized and labeled to correspond to the categories in the particular document requests, as required by Rhode Island Superior

Court Rules of Civil Procedure. Documents attached to one another shall not be separated for production, the sequence of the documents shall not be disturbed from the condition in which they are normally kept, and all folders and containers for the documents shall be produced as well as the documents in the folders and containers.

4. In producing documents and ESI, you are requested to furnish all documents, ESI, or things in your possession, custody or control, regardless of the physical location of the documents or ESI, or whether such documents or ESI or other materials are possessed directly by you or your current and former directors, officers, agents, employees, representatives, subsidiaries, managing agents, affiliates, investigators, or by your current and former attorneys or their agents, employees, representatives, or investigators.

5. All ESI shall be produced in a format to be agreed upon by the parties.

6. Any alteration of a requested document, including any marginal notes, handwritten notes, underlining, date stamps, received stamps, endorsed or filed stamps, drafts, revisions, modifications and other versions of a final document, is a separate and distinct document and should be produced.

7. If you object to any of these Requests, state your specific objection and clearly indicate whether you are complying with the request notwithstanding your objection, pursuant to the requirements of the Rhode Island Superior Court Rules of Civil Procedure. If your objection goes to only part of the request, produce all documents that do not fall within the scope of your objection and respond to the remainder of the request to which you do not object. If you object to any request on the ground of overbreadth, you

shall respond to the request as narrowed to conform to your objection within the time period allowed for a response.

8. If no documents responsive to a request exist, please state that no responsive documents exist.

9. Regardless of any verb tense used in the document requests, these Requests are intended to cover all documents in existence or effect at any time during the Relevant Time Period. That is, in the event that the documents responsive to a request have changed over the time period for which the request has been made, produce all responsive documents even if they reflect policies that are no longer in effect.

10. If any documents or parts of documents called for by these Requests have been destroyed, discarded, or otherwise disposed of, you should produce a copy of your document retention policy applicable during the Relevant Time Period and provide a list setting forth as to each such document the following information: (a) The nature of the document (*e.g.*, email, memorandum, etc.); (b) The name, address, occupation, title, and business affiliation of each person who prepared, received, viewed, has knowledge of the contents of, or had possession, custody, or control of the document; (c) The date of the document; (d) The identification number of the document, if any; (e) A description of the subject matter of the document; (f) The date of destruction or other disposition; (g) A statement of the reasons for destruction or other disposition; (h) The name, address, occupation, title, and business affiliation of each person who authorized destruction or other disposition; (i) The name, address, occupation, title, and business affiliation of each person who destroyed or disposed of the document; and (j) The request or requests to which the document is responsive.

11. You are specifically instructed to search all document management systems, computer archives, and/or backup tapes or disks for documents responsive to the following requests, and production of such documents should be made regardless of whether such documents exist in tangible or “hard” copy form. Production is also sought regardless of whether the user purported to “delete” the document, if such document is capable of being retrieved from archives and/or backup tapes or disks.

12. If you contend or believe that a privilege or other protection enables you to withhold any document sought by a request, you must produce a log containing the following information: (a) The nature of the privilege or protection claimed; (b) The nature and identity of the attorney (or other appropriate party) with respect to whom the privilege or protection is claimed; (c) The basis for claiming the privilege or protection as to the specific information or document involved in a manner that, without revealing information itself privileged or protected, will enable the non-producing party, to assess the claim; (d) Each person who has knowledge of such information or to whom such information has been communicated in any way at any time; and (e) The following information about the purportedly privileged document: (i) The author, primary addressee, and secondary addressee or persons copied, including the relationship of those persons to any party in this litigation and/or author of the document; (ii) A brief description sufficient to identify the type, subject matter, and purpose of the document; (iii) All persons to whom its contents have been disclosed; (iv) The date the document was prepared, the date the document was sent, and the date the document was received; and (v) Other information sufficient to enable a full assessment of the applicability of the privilege or protection claims, as required by the Rhode Island Superior Court Rules of Civil Procedure.

13. If a portion of any document responsive to these Requests is withheld under a claim of privilege pursuant to the preceding instruction, any non-privileged portion of such document must be produced with the portion claimed to be privileged redacted. For each such document, please provide a redaction log identifying: (a) The nature of the privilege or protection claimed; (b) The nature and identity of the attorney (or other appropriate party) with respect to whom the privilege or protection is claimed; (c) A brief description sufficient to identify the type, subject matter, and purpose of the redacted information; (d) The basis for claiming the privilege or protection as to the specific information involved in a manner that, without revealing information itself privileged or protected, will enable the non-producing party to assess the claim; (e) Each person who has knowledge of such information or to whom such information has been communicated in any way at any time; and (f) Other information sufficient to enable a full assessment of the applicability of the privilege or protection claims, as required by the Rhode Island Superior Court Rules of Civil Procedure.

14. These Requests are continuing in nature and you are required to supplement your responses to these Requests in a continuing and timely manner. Accordingly, if you obtain or become aware of additional information or responsive documents at any time after serving a response, you are required to promptly serve a further response supplementing or revising your initial response and provide such additional responsive documents.

REQUESTS FOR PRODUCTION OF DOCUMENTS

1. All documents relating to the Closure of the Washington Bridge including but not limited to the discovery of failed Tie-Down Rods and the decision to demolish the bridge.
2. All documents or communications You received from or provided to any other party to this Lawsuit since the Closure of the Washington Bridge.
3. All documents relating to any communications between You and any publication, public medium (including news agencies, wire services, or other media persons), governmental agency, or any representative thereof relating to the Washington Bridge, the Complaint, or the Lawsuit.
4. All documents relating to the Washington Bridge that You have responded or provided to any federal or state regulatory, governmental, or investigative agency.
5. All working group lists, organization charts, directories, or other documents sufficient to identify individuals and entities with knowledge of the facts which serve as the basis for the Complaint.
6. All documents that reflect, evidence, constitute, or otherwise depict Your organization chart from 2013 through the present.
7. All insurance policies, including professional liability, errors and omissions, and general liability policies, that may provide coverage for claims arising from Your work on the Washington Bridge.
8. All documents and communications relating to any invoices, requests for payments, change orders, or requests for change relating to the Washington Bridge that You (a) prepared and/or (b) submitted to the State.
9. All documents relating to any other claims, lawsuits, administrative proceedings, or disputes involving Your inspection or design services for bridges with post-tensioned structural systems within the last ten (10) years.
10. All documents in Your possession relating to prior inspections, evaluations, or reports on the Washington Bridge performed by other entities prior to Your involvement, including but not limited to the Lichtenstein Report, MBI inspection reports, and reports from the 1996-1998 rehabilitation project.
11. All documents reflecting payments made by You to Your Subconsultants or Subcontractors for work performed on the Washington Bridge.
12. All documents relating to Your quality assurance and quality control procedures for inspection and design services, including but not limited to procedures applied to work performed on the Washington Bridge.

13. All documents relating to Your policies and procedures for inspecting post-tensioned bridge structures, including but not limited to procedures for inspecting post-tensioned cables, ducts, anchorage systems, and tie-down rods.
14. All policies, procedures, manuals, guidelines, checklists, and standards used by You in performing bridge inspections, including but not limited to inspections of the Washington Bridge.
15. All documents identifying the Subconsultant personnel who performed inspections of or work on the Washington Bridge on Your behalf, including their names, roles, qualifications, and the entity for which they worked.
16. All documents relating to the supervision, oversight, or quality assurance/quality control of inspection or design work performed by You or Your Subconsultants on the Washington Bridge.
17. All documents relating to the qualifications, certifications, and training of Your personnel who performed inspections or design services for the Washington Bridge, including but not limited to Professional Engineer licenses, bridge inspection certifications, and training on inspection of post-tensioned structures.
18. All documents and communications relating to concerns, warnings, or recommendations about the structural condition, safety, or integrity of the Washington Bridge made by or to You from January 1, 2010 to the present.
19. All communications between You and any other defendant in this Lawsuit relating to the Washington Bridge, including but not limited to communications with the Joint Venture, VHB, MBI, Collins Engineers, TranSystems, and Jacobs Engineering.
20. All documents relating to Your review or oversight of the rehabilitation plans issued by the Joint Venture for the Washington Bridge, including but not limited to reviews of VHB's designs and any concerns or comments raised by You.
21. All documents relating to Your role as Owner's Representative or construction phase services provider under the 2019 Change Order, including but not limited to meeting minutes, progress reports, site visit reports, RFI responses, shop drawing reviews, and communications with the Joint Venture or RIDOT.
22. All documents relating to the Base Technical Concept (BTC) prepared by You for the Design-Build procurement for the Washington Bridge, including all drafts, revisions, and supporting analyses.
23. All documents relating to Your scope of work, deliverables, and fee proposal for the 2019 Change Order, including all internal communications and analyses.

24. All structural analyses, calculations, models, and engineering evaluations performed by or on behalf of You relating to the Washington Bridge, including but not limited to load rating analyses, capacity analyses, and seismic evaluations.
25. All documents relating to Your joint elimination study for the Washington Bridge, including but not limited to analyses of structural modeling and assessments of the impact of joint elimination on bridge components, including the Tie-Down Rods.
26. All photographs taken by You or on Your behalf during any inspection or evaluation of the Washington Bridge from January 1, 2010 to the present, including metadata indicating the date, time, and location of each photograph.
27. All documents relating to each and every response that You prepared and/or submitted in response to, or in connection with, any request(s) for proposal relating to the Washington Bridge.
28. All communications relating to each and every response that You prepared and/or submitted in response to, or in connection with, any request(s) for proposal relating to the Washington Bridge.

Plaintiff,
State of Rhode Island,
By its Attorneys,

/s/ Sarah W. Rice

Sarah W. Rice, Esq. (#10588)
Megan Rok, Esq. (#11098)¹
Rhode Island Office of the Attorney General
150 S. Main Street
Providence, RI 02903
Tel: (401) 274-4400
srice@riag.ri.gov
mrok@riag.ri.gov

/s/ Theodore J. Lepold

Theodore J. Lepold (admitted *pro hac vice*)
Leslie M. Kroeger (admitted *pro hac vice*)
Diana L. Martin (admitted *pro hac vice*)
Poorad Razavi (admitted *pro hac vice*)
Takisha Richardson (admitted *pro hac vice*)
Adnan Toric (admitted *pro hac vice*)
Cohen Milstein
11780 U.S. Highway One, Suite N500

¹ Practicing under Article II, Rule 2(f) of the R.I. Supreme Court Rules Pending Admission to the Rhode Island Bar.

Palm Beach Gardens, FL 33408
tleopold@cohenmilstein.com
lkroeger@cohenmilstein.com
dmartin@cohenmilstein.com
prazavi@cohenmilstein.com
trichardson@cohenmilstein.com
atoric@cohenmilstein.com

/s/ Jonathan N. Savage

Jonathan N. Savage, Esq. (#3081)

Michael P. Robinson, Esq. (#6306)

Edward D. Pare III, Esq. (#9698)

Savage Law Partners, LLP

564 South Water Street

Providence, RI 02903

Tel: (401) 238-8500

Fax: (401) 648-6748

js@savagelawpartners.com

mrobinson@savagelawpartners.com

epare@savagelawpartners.com

CERTIFICATE OF SERVICE

I hereby certify that on the 6th day of March 2026, I electronically served this document through the electronic filing system on counsel of record. The document electronically served is available for viewing and/or downloading from the Rhode Island Judiciary's Electronic Filing System.

/s/ Edward D. Pare III