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2  
3 IN THE CIRCUIT COURT FOR THE STATE OF OREGON  
4 FOR MULTNOMAH COUNTY  
5

6  
7 Case No. 23CV15424

8 **DAVID KOENIG**

9 Plaintiff

10 vs

11 **EVANS CLINCHY**  
12 **JENNIFER CLINCHY and**  
13 **BRIANNA (LOLA) McKISSEN**

14 Defendants

**DEFENDANT EVANS CLINCHY'S  
RESPONSES TO PLAINTIFF'S  
REQUESTS FOR ADMISSION**

15  
16 **RESPONSES TO SPECIFIC REQUESTS**

17 **REQUEST NO. 1:** You have never witnessed Plaintiff use physical violence  
18 against another human being.  
19

20 **RESPONSE:** Objections: form, undefined terms. Notwithstanding the  
21 objections, reasonable inquiry has been made and the information known or readily  
22 obtainable by defendant is insufficient to enable defendant to admit or deny without  
23 knowing the definition of the vague term “physical violence against another human  
24 being.”  
25

26 **REQUEST NO. 2:** You have never witnessed Plaintiff engage in sexual  
27 harassment.  
28

1  
2           **RESPONSE:** Objections: form, undefined terms. Notwithstanding the  
3 objections, reasonable inquiry has been made and the information known or readily  
4 obtainable by defendant is insufficient to enable defendant to admit or deny without  
5 knowing the definition of the vague term “harassment.”  
6

7           **REQUEST NO. 3:** You have never witnessed Plaintiff engage in sexual  
8 coercion.  
9

10           **RESPONSE:** Objections: form, undefined terms. Notwithstanding the  
11 objections, admit, so far as defendant understands the request.

12           **REQUEST NO. 4:** You have never witnessed Plaintiff engage in sexual  
13 assault.  
14

15           **RESPONSE:** Objections: form, undefined terms. Notwithstanding the  
16 objections, admit, so far as defendant understands the request.

17           **REQUEST NO. 5:** You have disliked Plaintiff since at least 2013.

18           **RESPONSE:** Objections: form, undefined terms. Notwithstanding the  
19 objections, admit, so far as defendant understands the request.  
20

21           **REQUEST NO. 6:** You have attempted to exclude Plaintiff from Scrabble  
22 tournaments by circumventing the typical registration process.  
23

24           **RESPONSE:** Objections: form, undefined terms. Notwithstanding the  
25 objections, deny, so far as defendant understands the request.

26           **REQUEST NO. 7:** You have called Plaintiff “an awful, awful human being.”

27           **RESPONSE:** Objections: form, undefined terms. Notwithstanding the  
28 objections, reasonable inquiry has been made and the information known or readily

1  
2 obtainable by defendant is insufficient to enable defendant to admit or deny, so far  
3 as defendant understands the request.

4       **REQUEST NO. 8:** You are a co-founder of the Scrabble tournament  
5 organization The Collins Coalition (“CoCo”).  
6

7       **RESPONSE:** Admit, so far as defendant understands the request.

8       **REQUEST NO. 9:** One of the motivations for the founding of CoCo was to  
9 exclude plaintiff from participating in its tournaments.  
10

11       **RESPONSE:** Objections: form, undefined terms. Notwithstanding the  
12 objections, deny, so far as defendant understands the request.

13       **REQUEST NO. 10:** Prior to April 2022, you never made a complaint to either  
14 the Word Game Players Organization or the National Scrabble Players Association  
15 regarding Plaintiff.  
16

17       **RESPONSE:** Objections: form, undefined terms. Notwithstanding the  
18 objections, reasonable inquiry has been made and the information known or readily  
19 obtainable by defendant is insufficient to enable defendant to admit or deny without  
20 knowing the definition of the term “National Scrabble Players Association”, which  
21 appears to be a nonexistent organization.  
22

23       **REQUEST NO. 11:** You have never seen Plaintiff behave disruptively or  
24 aggressively at a Scrabble tournament.  
25

26       **RESPONSE:** Objections: form, undefined terms. Notwithstanding the  
27 objections, admit, so far as defendant understands the request.  
28

1  
2           **REQUEST NO. 12:** At a Scrabble tournament in New Orleans in January  
3 2017, you jumped up and down, pumped your fist, and yelled loudly after an  
4 adjudication in your favor during a game against Plaintiff.

5  
6           **RESPONSE:** Objections: form, undefined terms, relevance. Notwithstanding  
7 the objections, deny, so far as defendant understands the request.

8           **REQUEST NO. 13:** You threatened to break another Scrabble player’s  
9 kneecaps, so that they would have to crawl to the challenge computer.

10  
11           **RESPONSE:** Objections: form, undefined terms, relevance. Notwithstanding  
12 the objections, deny, so far as defendant understands the request.

13           **REQUEST NO. 14:** You frequently employed, within the Scrabble  
14 community, in person and online, the catch phrase “Fuck you, you fucking fuck!”

15  
16           **RESPONSE:** Objections: form, undefined terms, relevance. Notwithstanding  
17 the objections, reasonable inquiry has been made and the information known or  
18 readily obtainable by defendant is insufficient to enable defendant to admit or deny  
19 without knowing the definitions of the vague terms “employed” or “frequently.”  
20

21 June 8, 2023

22   **RESPECTFULLY FILED,**

23   /s/ Michael Fuller  
24   **Michael Fuller, OSB No. 09357**  
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2 **PROOF OF SERVICE**

3 I certify that I caused this document to be served on:  
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15 **June 8, 2023**

16 /s/ Michael Fuller  
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