

1
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

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

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

14 Defendants
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 were in a romantic relationship with Plaintiff from
27 approximately 2014 to approximately 2016.
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 “romantic.”
6

7 **REQUEST NO. 3:** The last time you were in the same place as Plaintiff was
8 July 17, 2018 at the wedding of Chris Lipe and Randi Goldberg in Aruba.
9

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

12 **REQUEST NO. 4:** At the July 17, 2018 wedding, you initiated a brief
13 conversation with Plaintiff, approaching him at the bar area and asking how he was
14 doing.
15

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

18 **REQUEST NO. 5:** At the July 17, 2018 wedding, there was no further
19 interaction between yourself and Plaintiff following that brief conversation.
20

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

23 **REQUEST NO. 6:** Since January 6, 2017, plaintiff has only sent a direct
24 communication to you one time, apart from e-mails sent to multiple recipients, and
25 that was on September 17, 2018 in response to your email of September 13, 2018.
26

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. 7:** Since March 26, 2019, plaintiff has never communicated
5 with you at all, not even by copying you on a group email.
6

7 **RESPONSE:** Objections: form, undefined terms. Notwithstanding the
8 objections, reasonable inquiry has been made and the information known or readily
9 obtainable by defendant is insufficient to enable defendant to admit or deny, so far
10 as defendant understands the request.
11

12 **REQUEST NO. 8:** You have never sought a restraining order against
13 Plaintiff.
14

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

21 **REQUEST NO. 9:** Prior to 2022, you had never contacted law enforcement in
22 any way regarding Plaintiff.
23

24 **RESPONSE:** Objections: form, undefined terms. Notwithstanding the
25 objections, reasonable inquiry has been made and the information known or readily
26 obtainable by defendant is insufficient to enable defendant to admit or deny without
27 knowing the definition of the vague term “law enforcement.”
28

1
2 **REQUEST NO. 8:** You are the co-founder of the Scrabble tournament
3 organization The Collins Coalition (“CoCo”).

4 **RESPONSE:** Admit, so far as defendant understands the request.
5

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

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

11 **REQUEST NO. 10:** You said that it was your husband Evans Clinchy who
12 held a grudge against Plaintiff, and not yourself.

13 **RESPONSE:** Objections: form, undefined terms. Notwithstanding the
14 objections, reasonable inquiry has been made and the information known or readily
15 obtainable by defendant is insufficient to enable defendant to admit or deny the use
16 of the exact phrase and wording in the request, so far as defendant understands the
17 request.
18

19 **REQUEST NO. 11:** Prior to April 2022, you never made a complaint to any
20 of the three leading Scrabble tournament organizations regarding Plaintiff.
21

22 **RESPONSE:** Objections: form, undefined terms. Notwithstanding the
23 objections, reasonable inquiry has been made and the information known or readily
24 obtainable by defendant is insufficient to enable defendant to admit or deny without
25 knowing the definitions of the undefined terms used in the request.
26

27 **REQUEST NO. 12:** In the September 9, 2022 statement that you submitted
28

1
2 to NASPA, you included a letter to Jason Idalski with two sentences highlighted.
3 The first highlighted sentence is, “Like so many women, I have been sexually
4 assaulted in the past.” This sentence does not refer to Plaintiff.
5

6 **RESPONSE:** Objections: form, undefined terms. Notwithstanding the
7 objections, reasonable inquiry has been made and the information known or readily
8 obtainable by defendant is insufficient to enable defendant to admit or deny without
9 knowing the definition of the vague term “refer.”
10

11 **REQUEST NO. 13:** In the same letter, the second highlighted sentence is, “I
12 forfeited the game because I would find it intensely distressful to relive that trauma
13 by playing against a man who has harassed and behaved disrespectfully towards
14 women.” This sentence refers to Sam Kantimathi, NOT to the Plaintiff.
15

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

19 **REQUEST NO. 14:** Did you state, while employed the White House Office
20 of Technology and Policy, that it would be smarter to assassinate a Supreme Court
21 Justice than to assassinate a President?
22
23
24
25
26
27
28

1
2 **RESPONSE:** Defendant respectfully objects for the reasons stated in the pending
3 motion for protective order.

4 June 8, 2023

5
6 **RESPECTFULLY FILED,**

7 /s/ Michael Fuller

8 **Michael Fuller, OSB No. 09357**

9 Lead Trial Attorney for Defendant

OlsenDaines

10 US Bancorp Tower

11 111 SW 5th Ave., Suite 3150

12 Portland, Oregon 97204

13 michael@underdoglawyer.com

14 Direct 503-222-2000

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

PROOF OF SERVICE

I certify that I caused this document to be served on:

Plaintiff David Koenig
c/o attorney Marc Mohan
1525 SE 22nd Avenue
Portland, Oregon 97214
veritelawcompany@gmail.com

Defendant BriAnna McKissen
Ashley L. Vaughn
3835 NE Hancock St., Ste. GL-B
Portland, Oregon 97212
ashley@dumasandvaughn.com

June 8, 2023

/s/ Michael Fuller
Michael Fuller, OSB No. 09357
Lead Trial Attorney for Defendant
OlsenDaines
US Bancorp Tower
111 SW 5th Ave., Suite 3150
Portland, Oregon 97204
michael@underdoglawyer.com
Direct 503-222-2000