

LYNN TILLOTSON & PINKER, L.L.P.

ATTORNEYS AND COUNSELORS

Scott M. Garelick
Direct Dial (214) 981-3803
sgarelick@lynnllp.com

750 NORTH ST. PAUL STREET
SUITE 1400
DALLAS, TEXAS 75201

Telephone: (214) 981-3800
Telecopier: (214) 981-3839

December 3, 2001

Via CMRRR # 7000 0600 0025 8466 1533

First Class Mail, Facsimile, and E-Mail

Mr. Evan Brown

P.O. Box 31

Cranfills Gap, TX 76637

Telephone: (254) 796-2416

Facsimile: (254) 796-2687

E-Mail: evan@unixguru.com

Re: **Defendant's Second Request for Production**
DSC Communications Corporation n/k/a Alcatel Marketing USA, Inc. v. Evan Brown; Cause No. 199-00596-97 in the 219th Judicial District of Collin County, Texas.

Dear Evan:

Enclosed are Plaintiff's Rule 194 Disclosures. If you have any questions, please call me.

Sincerely,



Scott M. Garelick

SMG/sd
Enclosure

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CAUSE NO. 199 596 97

DSC COMMUNICATIONS
CORPORATION n/k/a
ALCATEL USA, INC.,

Plaintiff,

v.

EVAN BROWN,

Defendant.

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IN THE DISTRICT COURT OF

COLLIN COUNTY, TEXAS

219TH JUDICIAL DISTRICT

PLAINTIFF'S RULE 194 DISCLOSURES

TO: Evan Brown, Defendant *Pro Se*, P.O. Box 31, Cranfills Gap, Texas 76637;
Telephone: (254) 796-2416; Facsimile: (254) 796-2687.

Plaintiff DSC Communications Corporation n/k/a Alcatel USA, Inc. ("Alcatel") files its
Rule 194 Disclosures as follows:

RULE 194.2(a): The correct names of the parties to the lawsuit.

RESPONSE: The correct name of the Plaintiff is DSC Communications Corporation
n/k/a Alcatel USA, Inc. The name of the Defendant is believed to be
correct.

RULE 194.2(b): The name, address, and telephone number of any potential parties.

RESPONSE: Alcatel is unaware of any potential parties at this time.

RULE 194.2(c): The legal theories and, in general, the factual bases of the responding
party's claims or defenses (the responding party need not marshal all
evidence that may be offered at trial).

RESPONSE: Alcatel incorporates by reference the legal theories and factual bases outlined in its Original Petition and any subsequent amendments thereto. Alcatel also incorporates by reference the legal theories and factual bases outlined in its Motion for Summary Judgment and exhibits and Supplemental Evidence in support thereof.

RULE 194.2 (d): The amount and method of calculating economic damages.

RESPONSE: Alcatel has not made any calculation of its economic damages to date. As discovery continues, Alcatel will provide Defendant with a full estimate of its damages due to Defendant's unlawful conduct.

RULE 194.2(e): The name, address, and telephone number of persons having knowledge of relevant facts, and a brief statement of each identified person's connection with the case.

RESPONSE:

- 1) Evan Brown
P.O. Box 31
Cranfills Gap, Texas 76637
(254) 796-2416
Mr. Brown is the Defendant in this case and has knowledge of numerous relevant facts in this case.

- 2) Rick Billings
Alcatel USA
c/o Eric Pinker
Lynn, Tillotson & Pinker
750 N. St. Paul, Suite 1400
Dallas, Texas 75201
(214) 981-3800
Mr. Billings is manager of the Software Tools Group for the Switching Products Division and is currently responsible for all software development tools.

- 3) Dan Allman
Alcatel USA
c/o Eric Pinker
Lynn, Tillotson & Pinker
750 N. St. Paul, Suite 1400
Dallas, Texas 75201
(214) 981-3800
Mr. Allman is Director of Human Resources. He was present when Mr. Brown was terminated and conducted his exit interview. He also has knowledge regarding Alcatel's employment policies.
- 4) Chris Cole
Alcatel USA
c/o Eric Pinker
Lynn, Tillotson & Pinker
750 N. St. Paul, Suite 1400
Dallas, Texas 75201
(214) 981-3800
Mr. Cole has general knowledge regarding Mr. Brown's dealings with Alcatel's Legal Department.
- 5) Larry Sewell
Alcatel USA
c/o Eric Pinker
Lynn, Tillotson & Pinker
750 N. St. Paul, Suite 1400
Dallas, Texas 75201
(214) 981-3800
Mr. Sewell has general knowledge regarding Mr. Brown's dealings with Alcatel's Legal Department.
- 6) Teresa Purcell
Kay Gregory
Alcatel USA
c/o Eric Pinker
Lynn, Tillotson & Pinker
750 N. St. Paul, Suite 1400
Dallas, Texas 75201
(214) 981-3800
Responsive to Defendant's Request for Production Number 2. These persons were assigned to monitor Defendant for part of the time during his disclosure during Summer 2000 at Alcatel's PB-6 facilities in Plano, Texas.

- 7) Catherine Loury
Alcatel Business Systems (Columbes, France)
c/o Eric Pinker
Lynn, Tillotson & Pinker
750 N. St. Paul, Suite 1400
Dallas, Texas 75201
(214) 981-3800
Responsive to Defendant's Request for Production Number 2. This person was assigned to monitor Defendant for part of the time during his disclosure during Summer 2000 at Alcatel's PB-6 facilities in Plano, Texas.
- 8) Michelle Scopellite
c/o Eric Pinker
Lynn Tillotson & Pinker
750 N. St. Paul, Suite 1400
Dallas, Texas 75201
(214) 981-3800
Responsive to Defendant's Request for Production Number 2. This person was assigned to monitor Defendant for part of the time during his disclosure during Summer 2000 at Alcatel's PB-6 facilities in Plano, Texas.
- 9) Mike McCarty
Alcatel USA
c/o Eric Pinker
Lynn Tillotson & Pinker
750 N. St. Paul, Suite 1400
Dallas, Texas 75201
(214) 981-3800
Mr. McCarty is an employee of Alcatel USA and has general knowledge about Defendant's disclosure.
- 10) Dan McMurray
Alcatel USA
c/o Eric Pinker
Lynn Tillotson & Pinker
750 N. St. Paul, Suite 1400
Dallas, Texas 75201
(214) 981-3800
Mr. McCarty is an employee of Alcatel USA and has general knowledge about Defendant's disclosure.

- 11) Wayne A. Jones, Esq.
VP & General Counsel
SAP Markets, Inc.
3475 Deer Creek Road, Bldg. A
Palo Alto, CA 94304
650-320-4463
Mr. Jones was a patent attorney with Alcatel and has general knowledge regarding Mr. Brown's dealings with Alcatel's Legal Department, and also has general knowledge regarding Alcatel's business.
- 12) David Hinshaw
c/o Eric Pinker
Lynn, Tillotson & Pinker
750 N. St. Paul, Suite 1400
Dallas, Texas 75201
(214) 981-3800
Mr. Hinshaw was Vice President of the Switching Division at DSC and has general knowledge regarding the negotiations between Alcatel and Mr. Brown.
- 13) Jim Donald
c/o Eric Pinker
Lynn, Tillotson & Pinker
750 N. St. Paul, Suite 1400
Dallas, Texas 75201
(214) 981-3800
Mr. Donald was Chief Executive Officer of DSC and has knowledge of a discussion he had with Mr. Brown.
- 14) Fredrick Ross
10234 Matoca Way
Austin, Texas 78726
(512) 257-7326
Mr. Ross was Senior Director of IN/Wireless Products for Alcatel and has knowledge of Alcatel's meetings with Cyber Automations.
- 15) Brian Scudder
14525 Southern Pines
Farmers Branch, Texas 75234
(972) 484-3040
Mr. Scudder was Senior Supervisor of Testing Tools and was Evan Brown's supervisor. Mr. Scudder was also a manager and/or supervisor of Defendant at times during Defendant's employment at DSC.

- 16) Matt Bilbo
P.O. Box 161552
Austin, Texas 78716
(512) 263-0801
Mr. Bilbo was a manager of the Software Tools Group for the Switching Products Division and was responsible for all software development tools. Mr. Bilbo was also a manager and/or supervisor of Defendant at times during Defendant's employment at DSC.
- 17) Alexandra Markhasina
Curette Moreland
Legal Network
600 N. Pearl, Suite 2100
Dallas, Texas 75201
(214) 777-6400
Responsive to Defendant's Request for Production Number 2. These persons were assigned to monitor Defendant for part of the time during his disclosure during Summer 2000 at Alcatel's PB-6 facilities in Plano, Texas.
- 18) Joe Riggs
Heidi Lee
Christina Taylor
Ruth Dunn
Terri Worley
Shante Beloit
Robert Salinas
c/o Adecco Employment Service
2301 N. Central Expressway
Plano, Texas 75075
(972) 991-2342
Responsive to Defendant's Request for Production Number 2. These persons were assigned to monitor Defendant for part of the time during his disclosure during Summer 2000 at Alcatel's PB-6 facilities in Plano, Texas.
- 19) Scott M. Yagel
Alcatel USA
c/o Eric Pinker
Lynn Tillotson & Pinker
750 N. St. Paul, Suite 1400
Dallas, Texas 75201
(214) 981-3800
Mr. Yagel was a manager and/or supervisor of Defendant at times during Defendant's employment at DSC.

- 20) Jack Barrineau
Alcatel USA
c/o Eric Pinker
Lynn Tillotson & Pinker
750 N. St. Paul, Suite 1400
Dallas, Texas 75201
(214) 981-3800
Mr. Barrineau was a manager and/or supervisor of Defendant at times during Defendant's employment at DSC.
- 21) Frederick Richter
336 Squaw Creek Road
Willow Park, Texas 76086
(817) 441-7545
Mr. Richter was a manager and/or supervisor of Defendant at times during Defendant's employment at DSC.
- 22) Gerald W. Krause
1332 Bold Forbes Drive
Grand Prairie, Texas 75052
(972) 264-2925
Mr. Krause was a manager and/or supervisor of Defendant at times during Defendant's employment at DSC.
- 23) Mark Cromwell
4545 Southgate Drive
Plano, Texas 75024
(972) 898-0995
Mr. Cromwell was a manager and/or supervisor of Defendant at times during Defendant's employment at DSC.
- 24) Caluperuma Desoyza
4664 Thanksgiving Lane
Plano, Texas 75024
(972) 618-8273
Ms. Desoyza was a manager and/or supervisor of Defendant at times during Defendant's employment at DSC.
- 25) Mr. Lance Flores
6514 Ridgecrest #204
Dallas, Texas 75231
(214) 369-8689
Mr. Flores was the owner of Cyber Automation Sciences. He has general knowledge of Defendant's solution.

RULE 194.2(f):

For any testifying expert:

- (1) the expert's name, address, and telephone number;
- (2) the subject matter on which the expert will testify;
- (3) the general substance of the expert's mental impressions and opinions and a brief summary of the basis for them, or if the expert is not retained by, employed by, or otherwise subject to the control of the responding party, documents reflecting such information; and
- (4) if the expert is retained by, employed by, or otherwise subject to the control of the responding party:
 - (a) all documents, tangible things, reports, models, or data compilations that have been provided to, reviewed by, or prepared by or for the expert in anticipation of the expert's testimony; and
 - (b) the expert's current resume and bibliography.

RESPONSE:

Alcatel has not designated any expert witnesses at this time. At such time as Alcatel designates expert witnesses, it will supplement this answer in accordance with the Texas Rules of Civil Procedure.

RULE 194.2(g):

Any indemnity and insuring agreements described in Rule 192.3(f).

RESPONSE:

Alcatel is unaware of any applicable indemnity and/or insuring agreements.

RULE 194.2(h):

Any settlement agreements described in Rule 192.3(g).

RESPONSE:

Alcatel is unaware of any settlement agreements.

RULE 194.2(i): Any witness statements described in Rule 192.3(h).

RESPONSE: Mr. Dan Allman testified on May 2, 1997, during the temporary injunction hearing. Mr. Matt Bilbo testified on May 2, 1997, during the temporary injunction hearing. Mr. Evan Garland Brown testified on May 2, 1997, during the temporary injunction hearing. Mr. Wayne Jones testified on May 2, 1997, during the temporary injunction hearing. Mr. Lance Flores gave deposition testimony on January 9, 1998. Mr. Evan Brown gave deposition testimony on May 1, 1997.

RULE 194.2(j): In a suit alleging physical or mental injury and damages from the occurrence that is the subject of the case, all medical records and bills that are reasonably related to the injuries or damages asserted or, in lieu thereof, an authorization permitting the disclosure of such medical records and bills.

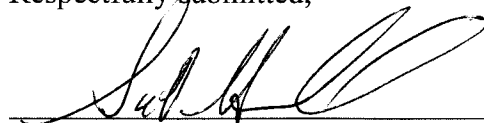
RESPONSE: N/A.

RULE 194.2(k): In a suit alleging physical or mental injury and damages from the occurrence that is the subject of the case, all medical records and bills obtained by the responding party by virtue of an authorization furnished by the requesting party.

RESPONSE: N/A.

Respectfully submitted,

By:



Eric W. Pinker, P.C.
State Bar No. 16016550
Scott M. Garelick
State Bar No. 24029053

LYNN TILLOTSON & PINKER, L.L.P.
750 North St. Paul Street, Suite 1400
Dallas, Texas 75201
Telephone: (214) 981-3800
Facsimile: (214) 981-3839


ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing document has been served upon Defendant Evan Brown, as identified below, on this the 3rd day of December, 2001:

Via CMRRR # 7000 0600 0025 8466 1533

Mr. Evan Brown
P.O. Box 31
Cranfills Gap, TX 76637



Scott M. Garelick