

Get and use and cite what they said to get discovery

In his memo Smith says there wer exhaustive searches. But he stated earlier that the searches were inadequate. This was in a decision about six months before the discovery business began. Get his words and cite and quite them. His decision was about October or November of the year before. There were no subsequent searches.

It is inequitable for anyone who without denial p̄ocures a judgement based on perjury and fraud and misrepresentation to be awarded ~~costs~~ fees. attorney's.

Begin with summary of argument which then follows/ ststatement of the case. Get and use facts on discovery, dates, etc.

Forget that earlier Smith made no findings of fact. Stick to procurement of judgement by misrepresentation, etc.