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September 26, 2011

BY U.S. MAIL

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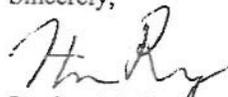
Re: Subpoenas to Accor

Dear Shawn:

Please find enclosed a response set of objections to the subpoenas issued to Accor Worldwide and Accor North America. Also enclosed is the first production of records and materials under this subpoena. We will produce the remaining responsive documents on a rolling basis, and hope to complete our production, including a privilege log, by October 6, 2011.

This production includes documents with Bates numbers ACCR00001-ACCR000560. It contains records and information responsive to Requests No. 1, 2, 3, 4, 5a, 5c, 5d, 5i, 7, 9, 11a, 11b, 14, and potentially overlapping with other Requests. After conducting a search for records, Accor has found no records responsive to Requests No. 5h, the second part of Request No. 8, and Request No. 16.

Sincerely,



Stephen M. Ryan

cc: Alan Rabinowitz, Esq.

Cecilia Showalter, Esq.

U.S. practice conducted through McDermott Will & Emery LLP.

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SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF BRONX

-----	X
NAFISSATOU DIALLO,	:
	:
Plaintiff,	:
v.	:
DOMINIQUE STRAUSS-KAHN,	Index No. 307065/2011
	:
Defendant.	:
	:
	:
	:
-----	X

**OBJECTIONS OF ACCOR NORTH AMERICA TO
DEFENDANT'S SUBPOENAS DUCES TECUM**

Accor North America and Accor Worldwide ("Accor"), non-parties, each received a copy of the same subpoenas *duces tecum*, ("Subpoenas") on September 6, 2011, by service on its registered agent in New York. In response to the subpoenas, Accor hereby objects as follows:

GENERAL OBJECTIONS

1. Accor objects to the subpoena served on Accor Worldwide D/B/A Sofitel New York. No legal entity by that name exists.
2. Accor objects to the Subpoenas to the extent they attempt to impose obligations beyond those imposed by the laws of New York.
3. Accor objects to the Subpoenas to the extent they call for the disclosure of information subject to the attorney-client privilege, as privileged pursuant to the attorney work product doctrine, and/or as being otherwise legally protected from discovery.
4. Accor objects to the Subpoena requests to the extent they are vague and ambiguous.

5. Accor objects to the Subpoenas to the extent they seek information that is not relevant to the issues in this civil proceeding or are not reasonably calculated to lead to the discovery of relevant and admissible information.

6. Accor objects to the Subpoenas to the extent they seek information or documents not in the possession, custody or control of Accor.

7. Accor objects to the Subpoenas to the extent they call for information or documents already in Defendant's possession, custody, or control, or are readily accessible to Defendant.

8. Accor objects to Definitions No. 7, which states that "If no record ever existed with respect to a particular request, please have a custodian of records memorialize the absence of such records in a sworn statement." There is no requirement for such a sworn statement under the New York State CPLR, or any other provision of New York law. Accor is under an obligation only to conduct a thorough search for responsive records.

9. Accor objects to the return date imposed by the subpoena as unreasonable. NY CPLR 3120(d) states that "The notice or subpoena shall specify the time, *which shall not be less than twenty days after the service of the notice or subpoena*, and the place and manner of making the inspection, copy test or photograph..." CPLR 3120(2)(emphasis added). The defense has provided a deadline of only 20 days. Accor has not been able to complete its collection and production within the time provided, but expects to complete a majority of its production on the return date, and will produce the remaining records within 30 days of the date of service.

SPECIFIC OBJECTIONS

Request No. 1: All records concerning Nafissatou Diallo's shifts of employment and housekeeping floor assignments from January 1, 2011, to March 31, 2011, including any prior assignments on the 28th Floor of the Hotel.

Response to Request No. 1: Accor objects to this request as overly broad in scope, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence. Accor objects to the time period stated in the request, "from January 1, 2011 to March 31, 2011," because they are dates that are months prior to the dates at issue in this case. Accor has produced, in the criminal case, 30 days of housekeeping schedules of Nafissatou Diallo prior to the date of the incident at issue, along with the schedules of all staff scheduled to work during Mr. Strauss-Kahn's stay at the Hotel dating back several years, and will reproduce these records. Subject to the foregoing General Objections, Accor will produce the described relevant, non-privileged records, if any, responsive to this request.

Request No. 2: All records concerning the decision or determination by the Hotel to assign Nafissatou Diallo to perform housekeeping duties on the 28th Floor of the Hotel.

Response to Request No. 2: Subject to the foregoing General Objections, Accor will produce all relevant, non-privileged records, if any, responsive to this request related to the Defendant's stay at the hotel.

Request No. 3: All "Housekeeping: Maids' Reports" concerning Nafissatou Diallo from May 7, 2011 through May 13, 2011. An example of such a report appears at the document bearing Bates number ACC000139, produced previously by Accor North America D/B/A Sofitel New York in the action captioned People of the State of New York v. Dominique Strauss-Kahn, Indictment No. 2526/2011.

Response to Request No. 3: Subject to the foregoing General Objections, Accor will produce all relevant, non-privileged records, if any, responsive to this request.

Request No. 4: Records sufficient to identify the person whose handwriting appears on the document bearing Bates number ACC000139, produced previously by Accor North America D/B/A Sofitel New York in the action captioned People of the State of New York v. Dominique Strauss-Kahn, Indictment No. 2526/2011.

Response to Request No. 4: To the best of Accor's knowledge, the individuals whose handwriting appear on the document are Nafissatou Diallo and Jessica Hollingsworth. Records are not applicable to this determination which is more in the nature of an interrogatory.

Request No. 5: All records related to the alleged sexual assault that occurred on May 14, 2011, at approximately 12:00 p.m. in Room 2806 of the Hotel, including but not limited to the following:

Response to Request No. 5: Accor objects to this request as unreasonably vague and ambiguous as to "All records relating to the alleged sexual assault that occurred on May 14, 2011, at approximately 12:00 p.m. in Room 2806, including but not limited to...." Accor objects to this request as overly broad in scope, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence. Accor objects to this request to the extent it seeks information subject to the attorney-client privilege, as privileged pursuant to the attorney work product doctrine, or as being otherwise legally protected from discovery. Accor objects to this request to the extent it seeks communications between counsel for Accor and the Office of the District Attorney. Accor objects to this request to the extent that it calls for information or documents already in Defendant's possession, custody, or control, or is as readily accessible to

Defendant as to Accor. Subject to the foregoing General Objections, Accor will produce all relevant, non-privileged records, if any, responsive to this request.

Request No. 5a: any records that contains any reference to the sexual assault that Nafissatou Diallo alleged occurred on May 14, 2011 at approximately 12:00 p.m. in Room 2806.

Response to Request No. 5a: Accor objects to this request as unreasonably vague and ambiguous as to "Any records that contains any reference to the sexual assault." Accor objects to this request as overly broad in scope, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence. Accor objects to this request to the extent it seeks information subject to the attorney-client privilege, as privileged pursuant to the attorney work product doctrine, or as being otherwise legally protected from discovery. Accor objects to this request to the extent it seeks communications between counsel for Accor and the Office of the District Attorney. Accor objects to this request to the extent that it calls for information or documents already in Defendant's possession, custody, or control, or is as readily accessible to Defendant as to Accor. Subject to the foregoing Specific and General Objections which apply to all the answers in request 5 as if restated in each sub answer, Accor will produce all relevant, non-privileged records, if any, responsive to this request.

Request No. 5b: Any record, including but not limited to handwritten notes and memoranda, prepared by Rene George Querry concerning the alleged assault

Response to Request No. 5b: Accor objects to this request. Mr. Querry is not an employee of Accor North America, and was not involved in the events surrounding the alleged sexual assault that took place in New York.

Request No. 5c: Any record reflecting any oral or written report by Nafissatou Diallo of the alleged assault.

Response to Request No. 5c: Subject to the foregoing General Objections, Accor will produce all relevant, non-privileged records, if any, responsive to this request.

Request No. 5d: Any record reflecting any interview of or statement by Nafissatou Diallo concerning the alleged sexual assault.

Response to Request No. 5d: Subject to the foregoing General Objections, Accor will produce all relevant, non-privileged records, if any, responsive to this request.

Request No. 5e: Any record reflecting any interview or statement by any Hotel employee, guest or any other person concerning the alleged assault.

Response to Request No. 5e: Subject to the foregoing General Objections, Accor will produce all relevant, non-privileged records, if any, responsive to this request.

Request No. 5f: Any record reflecting any interview or statement by any Hotel employee, guest, or any other person concerning Mr. Strauss-Kahn or any communication with Mr. Strauss-Kahn on May 13 or 14, 2011.

Response to Request No. 5f: Subject to the foregoing General Objections, Accor will produce all relevant, non-privileged records, if any, responsive to this request.

Request No. 5g: Any record relating to any investigation done by or on behalf of the Hotel concerning the alleged assault.

Response to Request No. 5g: Subject to the foregoing General Objections, Accor will produce all relevant, non-privileged records, if any, responsive to this request.

Request No. 5h: Any record reflecting the Hotel's securing of Room 2806 or the collection of any evidence from Room 2806 or anywhere else inside or outside the Hotel; and

Response to Request No. 5h: Subject to the foregoing General Objections, Accor will produce all relevant, non-privileged records, if any, responsive to this request.

Request No. 5j: Any record reflecting the hotel's cooperation with the investigation of the New York Police Department or the Manhattan District Attorney's Office.

Response to Request No. 5j: Accor objects to this request as vague and ambiguous. Accor objects to this request as overly broad in scope, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence. Accor objects to the breadth of the request to the extent it seeks "Any record reflecting the hotel's cooperation with the investigation of the New York Police Department or the Manhattan District Attorney's office." Accor objects to this request to the extent it seeks information subject to the attorney-client privilege, as constituting attorney work product, or as being otherwise legally protected from discovery. Accor objects to this request to the extent it seeks records provided to the grand jury, which are legally protected from disclosure. Accor objects to the request to the extent it seeks communications between counsel for Accor and the New York Police Department, the Manhattan District Attorney's Office, or the grand jury. Subject to the foregoing General and Specific Objections, Accor will produce all relevant, non-privileged records, if any, responsive to this request. Accor does not intend to log privileged documents responsive to this request.

Request No. 6: Unredacted copies of the documents bearing Bates nos. ACC000451-490, produced previously by Accor North America D/B/A Sofitel New York in the action captioned People of the State of New York v. Dominique Strauss-Kahn, Indictment No. 2526/2011.

Response to Request No. 6: Accor objects to this request as it seeks disclosure of personal and confidential information of a hotel employee, including home address and social security number in violation of Accor's policies. Moreover, Accor believes such information is

otherwise available to the defendant from other sources that do not violate public policy, as would Accor's response to this request.

Request No. 7: All records reflecting Nafissatou Diallo's usage of the key card assigned to her to enter Hotel rooms assigned to her for cleaning from May 7, 2011 through May 12, 2011.

Response to Request N. 7: Accor objects to this request as overly broad and unduly burdensome to the extent it seeks records of locks for every guest room throughout the hotel. Accor has informed defense counsel that key usage records are captured by individual lock and not by key. Accordingly, Accor will produce all relevant, non-privileged records, if any, responsive to this request, limited to the guest rooms to which Ms. Diallo was assigned to clean on those dates.

Request No. 8: All records reflecting usage of the key card assigned to Ahateshamul Chowdhury on May 13, 2011 and May 14, 2011, including log book entries reflecting the person who signed out the key card assigned to Mr. Chowdhury on May 13 and 14, 2011.

Response to Request No. 8: Accor objects to the first part of this request as overly broad and unduly burdensome to the extent it seeks records of locks for every guest room throughout the hotel. Accor has informed defense counsel that key usage records are captured by individual lock and not by key. Accor will produce lock records for May 13 and 14, 2011 of a specific and reasonable number of rooms provided by Defendant.

As to the second part of the request, Subject to the foregoing General Objections, Accor will produce all relevant, non-privileged records, if any, responsive to this request.

Request No. 9: All records reflecting entry into room 2806 from May 11, 2011 until the time on which a Hotel guest was assigned to stay in room 2806, including all card-key access

records. This request includes all records that identify the person to whom a card-key was assigned that was used to enter Room 2806 of the Hotel during the relevant time.

Response to Request No. 9: Accor objects to this request as overly broad in scope, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence. Accor objects to the breadth of the request to the extent it seeks dates "from May 11, 2011 until the time on which a Hotel guest was assigned to stay in room 2806, including all card-key access records," because these dates are unrelated to the dates at issue in this case and violate the privacy of Sofitel guests. Subject to the foregoing General Objections, Accor will produce all relevant, non-privileged records, if any, associated with the dates relevant in this case that do not relate to hotel guests.

Request No. 10: All records reflecting any communications between any Hotel employee and any officer, director, or employee of Sofitel Worldwide in Paris, France, between May 12, 2011 and May 17, 2011, concerning the alleged sexual assault reported by Nafissatou Diallo on May 14, 2011.

Response to Request No. 10: Accor objects to this request as vague and ambiguous. Accor objects to this request as overly broad in scope, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence. Accor objects to the breadth of the request to the extent it seeks "All records reflecting any communications." Accor objects to this request to the extent it seeks information subject to the attorney-client privilege, as constituting attorney work product, or as being otherwise legally protected from discovery.

Request No. 11: All records concerning the stay of the guest in Room 2820 of the Hotel between May 11 and May 14, 2011, including but not limited to all documents reflecting:

Response to Request No. 11: Accor objects to this request as overly broad in scope, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence. Accor objects to the breadth of the request to the extent it seeks information concerning the stay of a Sofitel guest in Room 2820 "between May 11 and May 14, 2011" because these dates include dates that are unrelated to the dates at issue in this case and violate the privacy of Sofitel guests.

Request No. 11a: The check-in times and check-out times;

Response to Request No. 11a: Accor objects to this request as overly broad in scope, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence. Accor objects to the breadth of the request to the extent it seeks information concerning the stay of a Sofitel guest in Room 2820 "between May 11 and May 14, 2011" because these dates include dates that are unrelated to the dates at issue in this case and violate the privacy of Sofitel guests. Subject to the foregoing General Objections, Accor will produce all relevant, non-privileged records, if any, associated with the dates relevant in this case.

Request No. 11b: Any telephone calls made to or from Room 2820; and

Response to Request No. 11b: Accor objects to this request as overly broad in scope, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence. Accor objects to the breadth of the request to the extent it seeks information concerning the stay of a Sofitel guest in Room 2820 "between May 11 and May 14, 2011" because these dates include dates that are unrelated to the dates at issue in this case and violate the privacy of Sofitel guests. Subject to the foregoing General Objections, Accor will produce all relevant, non-privileged records, if any, associated with the dates relevant to this case and related to the defendant.