

Exhibit 1

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 11 **IN THE UNITED STATES DISTRICT COURT**
 12 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

)	
)	
14 UNITED STATES POSTAL SERVICE,)	Case No. 16-cv-4815-WHA
)	
15 Plaintiff,)	
)	
17 v.)	
)	
18 CITY OF BERKELEY)	
)	
19 Defendant.)	REVISED EXHIBIT 1 TO
)	PLAINTIFF'S NOTICE TO TAKE
)	DEPOSITION PURSUANT TO
)	FEDERAL RULE OF CIVIL
)	PROCEDURE 30(b)(6)
)	

23 **DEFINITIONS**

- 24 1. The term "USPS" means the U.S. Postal Service, including its current and former
 25 officials, managers, employees, contractors, and subcontractors.
- 26 2. The term "City" means the Defendant in this action, the City of Berkeley, and all
 27 of its current and former councilmembers, commissioners, officers, directors, officials,
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1 managers, employees, staff, contractors, and subcontractors, including the staff and members of
2 the Planning Commission.

3 3. The term “Zoning Ordinance” means Berkeley Municipal Code Chapter 23E.98,
4 Civic Center District Overlay, as well as proposals, such as Measure R, that would have imposed
5 substantially similar restrictions on the use of the Property that the City or the voters of the City
6 of Berkeley considered prior to the enactment of Berkeley Municipal Code Chapter 23E.98.

7 4. The terms “Berkeley Main Post Office” and “the Property” mean the Berkeley
8 Main Post Office parcel, located at 2000 Allston Way, Berkeley, California.

9 **DEPOSITION TOPICS**

10 1. The City’s drafting of the Zoning Ordinance.

11 2. The purpose or purposes of the Zoning Ordinance.

12 3. The practical effects of the Zoning Ordinance on the properties subject to the
13 Zoning Ordinance.

14 4. The City’s negotiations or agreements with its own tenants, renters or lessees in
15 properties subject to the Zoning Ordinance.

16 5. The City’s communications with Hudson McDonald or other developers
17 regarding the Property or the Zoning Ordinance.

18 6. The City’s communications with the owners or occupants of properties subject to
19 the Zoning Ordinance regarding the Zoning Ordinance.

20 7. The City’s communications with the owners or occupants of properties adjacent
21 to the area subject to the Zoning Ordinance regarding the Zoning Ordinance.

22 8. The City’s communications regarding the Property or the Zoning Ordinance with
23 Save The Berkeley Post Office, the Downtown Berkeley Association, or the National Post Office
24 Collaborate.

25 9. The City’s communications regarding the Property or the Zoning Ordinance with
26 any other state department, elected official, commissioner of any state, city or county.

27 10. The City’s communications with real estate brokers or consultants regarding the
28 Property.