# Jesse Magaña prejudiced by Hyundai's willful discovery violations

**02/15/97 Magaña Injury Seat back Failure 1996 Accent**

**02/08/00 Magaña Lawsuit Filed**

**06/10/02 Magaña Trial**

**07/20/05 Case Remanded to Trial Court**

**11/18/05 Order to compel OSIs**

**12/12/05 Discovery cut off**

**01/17/06 New Magaña Trial**

1987–1999 | 2000 | 2001 | 2002 | 2003 | 2004 | 2005 | Sept | Oct | Nov | Dec | Jan '06

1987
- 12/87 Contini

1988
- 04/88 Hogle
- 05/88 Mak
- 12/88 Reed

1992
- 06/92 McElligatt
- 08/92 Gowanny

1993
- 10/93 Harris

1994
- 04/94 Stewart
- 04/94 Zhang Ni
- 04/94 Guy
- 05/94 Vincent

1995
- 10/95 Schiller
- 11/95 Enriquez
- 11/95 Nunez
- 11/95 Miller
- 12/95 DeJesus

1996
- 06/96 Chittick
- 10/96 Holcomb
- 12/96 Cain

1997
- 07/97 Randall
- 09/97 Salizar

1998
- 02/98 Martinez
- 03/98 McQuary

1999
- 05/99 Trudeau

**04/00 Plaintiff's Requests for Production (RFP)**

RFP 20 OSIs seat back failures 1980 to present

RFP 12 Other Hyundai cars with similar seat back design

RFP 21 Seeks airbag information

**04/01 O'Neil Requests** full disclosure of all seat back OSIs

*Plaintiff deprived of presenting OSI evidence*

**09/05 Letter Requests**
- Update OSIs
- Update similar seat design

**10/05 Motion to Compel**

**12/22/05 Motion for Sanctions**

PLAINTIFF

**Appeal**
07/19/02 – 07/20/05

**05/00 HMA Response to RFP**

RFP 20 "No claims for Hyundai Accent (1995 - present)"

RFP 12 "No other Hyundais have similar seat back design"

**11/00 HMC Response**

RFP 20 "No OSIs where airbag knocked a person back"

**No Response by Hyundai**

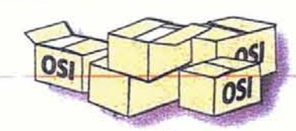
**01/02**

Hyundai claims that archived complaints irretrievable...but later produces some

**10/05 Hyundai Response to Ltr**
- Disclose only 2 OSIs
- "Elantra similar recliner mechanism to Accent"

**11/21/05 First OSI documents**

**12/01/05 Three boxes of OSIs**




**12/12/05 Two more boxes of OSIs**

**01/06/06 Disclose** 3 Accent 1995 - 1999 seat back OSIs

DEFENDANT

**Other Simliar Incidents**
- Accent
- Elantra
- Other Models

**Failure to Supplement** (5/00 - 11/05)

04/00 Urice | 08/01 Lautt | 02/02 Powell
07/00 Dowling | 08/01 Bobbitt | 07/02 Whittiker | 04/03 McDaniel | 01/04 Sanchez
09/00 Wagner | 12/01 Pockrus | 12/02 McKinney | 09/03 Ironside | 06/04 Harper

*Magana vs. Hyundai, et. al.*