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11  
12 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
13 **COUNTY OF LOS ANGELES, CENTRAL DISTRICT- STANLEY MOSK**

14 WILLIAM JAMES MITCHELL,  
15  
16 Plaintiff,  
17  
18 v.  
19 TWIN GALAXIES, LLC,  
20  
21 Defendants.

Case No. 19STCV12592  
[The Hon. WENDY CHANG - DEPT. 36]

**RESPONSE OF PLAINTIFF WILLIAM  
JAMES MITCHELL TO FIRST  
REQUEST FOR PRODUCTION OF  
DOCUMENTS PROPOUNDED BY  
DEFENDANT TWIN GALAXIES, LLC**

Action Filed: 4/11/2019

22 PROPOUNDING PARTY: Defendant Twin Galaxies, LLC  
23 RESPONDING PARTY: Plaintiff William James Mitchell  
24 SET NO.: One

25 Pursuant to Sections 2031.010, *et seq.*, of the California Code of Civil Procedure, Plaintiff  
26 William James Mitchell ("Responding Party") submits these responses and objections to the  
27 Request for Production of Documents, Set Number One, propounded by Defendant Twin  
28 Galaxies, LLC ("Propounding Party").

**PRELIMINARY STATEMENT**

Responding Party has not completed his investigation of the facts relating to this case, his  
discovery or his preparation for trial. All responses and objections contained herein are based only

1 upon information that is presently available to and specifically known by Responding Party. It is  
2 anticipated that further discovery, independent investigation, legal research and analysis will  
3 supply additional facts and add meaning to known facts, as well as establish entirely new factual  
4 conclusions and legal contentions, all of which may lead to substantial additions to, changes in and  
5 variations from the responses set forth herein.

6         These responses, while based on diligent inquiry and investigation by Responding Party,  
7 reflect only the current state of Responding Party's knowledge, understanding, and belief, based  
8 upon the information reasonably available to him at this time. As this action proceeds, and further  
9 investigation and discovery are conducted, additional or different facts and information could be  
10 revealed to Responding Party. Moreover, Responding Party anticipates that Propounding Party  
11 may make legal or factual contentions presently unknown to and unforeseen by Responding Party  
12 which may require Responding Party to adduce further facts in rebuttal to such contentions.  
13 Consequently, Responding Party may not yet have knowledge and may not fully understand the  
14 significance of information potentially pertinent to these responses. Accordingly, these responses  
15 are provided without prejudice to Responding Party's right to rely upon and use any information  
16 that he subsequently discovers, or that was omitted from these responses as a result of mistake,  
17 inadvertence, surprise, or excusable neglect. Without in any way obligating himself to do so,  
18 Responding Party reserves the right to modify, supplement, revise, or amend these responses, and  
19 to correct any inadvertent errors or omissions which may be contained herein, in light of the  
20 information that Responding Party may subsequently obtain or discover.

21         Nothing in this response should be construed as an admission by Responding Party with  
22 respect to the admissibility or relevance of any fact or document, or of the truth or accuracy of any  
23 characterization or statement of any kind contained in Propounding Party's Requests.

24         Each of the following responses is made solely for the purpose of this action. Each  
25 response is subject to all objections as to relevance, materiality, and admissibility, and to any and  
26 all objections on any ground that would require exclusion of any response if it were introduced in  
27 court. All objections and grounds are expressly reserved and may be interposed at the time of  
28 trial, hearing, or otherwise. Furthermore, each of the objections contained herein is incorporated

1 by reference as though fully set forth in each response.

2 The following objections and responses are made without prejudice to Responding Party's  
3 right to produce at trial, or otherwise, evidence regarding any subsequently discovered  
4 information. Responding Party accordingly reserves the right to modify and amend any and all  
5 responses herein as research is completed and contentions are made.

6 Nothing contained herein is to be construed as a waiver of any attorney-client privilege,  
7 work product doctrine, or any other applicable privilege or doctrine. To the extent any  
8 interrogatory may be construed as calling for disclosure of information protected from discovery  
9 by the attorney-client privilege, the work product doctrine, or any other privilege or protection, a  
10 continuing objection to each and every such interrogatory is hereby interposed.

11 **GENERAL OBJECTIONS TO REQUEST FOR PRODUCTION**

12 Responding Party generally objects to the Requests for Production as follows:

13 A. Responding Party objects generally to the Requests for Production to the extent that  
14 they seek to elicit information that is neither relevant to the subject matter of this action, nor  
15 reasonably calculated to lead to the discovery of admissible evidence;

16 B. Responding Party objects generally to the Requests for Production to the extent that  
17 they are unreasonably overbroad in scope, and thus burdensome and oppressive, in that each such  
18 request seeks information pertaining to items and matters that are not relevant to the subject matter  
19 of this action, or, if relevant, so remote therefrom as to make its disclosure of little or no practical  
20 benefit to Propounding Party, while placing a wholly unwarranted burden and expense on  
21 Responding Party in locating, reviewing and producing the requested information;

22 C. Responding Party objects generally to the Requests for Production to the extent that  
23 they are burdensome and oppressive, in that ascertaining the information necessary to respond to  
24 them, and to produce documents in accordance therewith, would require the review and  
25 compilation of information from multiple locations, and voluminous records and files, thereby  
26 involving substantial time of employees of Responding Party and great expense to Responding  
27 Party, whereas the information sought to be obtained by Propounding Party would be of little use  
28 or benefit to Propounding Party;

1 D. Responding Party objects generally to the Requests for Production to the extent that  
2 they are vague, uncertain, overbroad, and without limitation as to time or specific subject matter;

3 E. Responding Party objects generally to the Requests for Production to the extent that  
4 they seek information at least some of which is protected by the attorney-client privilege or the  
5 attorney work-product doctrine, or both;

6 F. Responding Party objects generally to the Requests for Production to the extent that  
7 they seek to have Plaintiff furnish information and identify documents that are a matter of the  
8 public record, and therefore are equally available to the Propounding Party as they are to  
9 Responding Party; and

10 G. Responding Party objects generally to the Requests for Production to the extent that  
11 they seek to have Responding Party furnish information and identify documents that are  
12 proprietary to Responding Party and contain confidential information.

13 Without waiver of the foregoing, Responding Party further responds as follows:

14 **RESPONSES TO DEMAND FOR PRODUCTION**

15 **DEMAND FOR PRODUCTION NO. 1:**

16 Produce for inspection all non-privileged DOCUMENTS that support the contention in  
17 Paragraph 2 of your June 22, 2020 Declaration that: "Twin Galaxies defamed me by issuing a  
18 press release claiming as a fact that I did not achieve my Donkey Kong records on "original  
19 unmodified" hardware."

20 **RESPONSE TO DEMAND FOR PRODUCTION NO. 1:**

21 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
22 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
23 identify the requested documents with sufficient particularity. Responding Party further objects to  
24 this Request to the extent that it seeks documents already in the possession of Responding Party  
25 and/or equally, if not more available to them. The Request improperly seeks information protected  
26 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
27 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

28 Subject to and without waiving the foregoing objections, Responding Party responds:

1 Responding Party will produce all non-privileged documents in its custody, possession, or control  
2 that it believes are responsive to this Request.

3 **DEMAND FOR PRODUCTION NO. 2:**

4 Produce for inspection all non-privileged DOCUMENTS that support the contention in  
5 Paragraph 2 of your June 22, 2020 Declaration that: "I am a professional videogame player,  
6 mostly known for achieving world records on Pac-Man and Donkey Kong."

7 **RESPONSE TO DEMAND FOR PRODUCTION NO. 2:**

8 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
9 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
10 identify the requested documents with sufficient particularity. Responding Party further objects to  
11 this Request to the extent that it seeks documents already in the possession of Responding Party  
12 and/or equally, if not more available to them.

13 **DEMAND FOR PRODUCTION NO. 3:**

14 Produce for inspection all non-privileged DOCUMENTS that support the contention in  
15 Paragraph 3 of your June 22, 2020 Declaration that: "Throughout the 1980's, I achieved other  
16 records on games such as Ms. Pac-Man, Donkey Kong Jr., Centipede, BurgerTime, and Pac- Man.  
17 I achieved these records in public venues under the observation of Twin Galaxies personnel,  
18 including the former owner of Twin Galaxies, Walter Day."

19 **RESPONSE TO DEMAND FOR PRODUCTION NO. 3:**

20 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
21 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
22 identify the requested documents with sufficient particularity. Responding Party further objects to  
23 this Request to the extent that it seeks documents already in the possession of Responding Party  
24 and/or equally, if not more available to them.

25 Subject to and without waiving the foregoing objections, Responding Party responds:  
26 Responding Party will produce all non-privileged documents in its custody, possession, or control  
27 that it believes are responsive to this Request.

28

1 **DEMAND FOR PRODUCTION NO. 4:**

2 Produce for inspection all non-privileged DOCUMENTS that support the contention in  
3 Paragraph 4 of your June 22, 2020 Declaration that: "In my time away from videogames, I  
4 undertook several business ventures. My most successful start-up occurred in my hot sauce  
5 company called 'Rickey's Hot Sauce.' I started the company in 1980, building it into a successful  
6 small business in the State of Florida. I continued to grow the company from 1980 to the present  
7 day."

8 **RESPONSE TO DEMAND FOR PRODUCTION NO. 4:**

9 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
10 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
11 identify the requested documents with sufficient particularity. Responding Party further objects to  
12 this Request to the extent that it seeks documents already in the possession of Responding Party  
13 and/or equally, if not more available to them. The Request improperly seeks information protected  
14 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
15 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

16 Subject to and without waiving the foregoing objections, Responding Party responds:  
17 Responding Party will produce all non-privileged documents in its custody, possession, or control  
18 that it believes are responsive to this Request.

19 **DEMAND FOR PRODUCTION NO. 5:**

20 Produce for inspection all non-privileged DOCUMENTS that support the contention in  
21 Paragraph 5 of your June 22, 2020 Declaration that: "On July 3, 1999, under the observation of  
22 Funspot staff and third-party witnesses, I achieved the first 'Perfect Pac-Man Game,' which  
23 became the new world-record, and it brought me significant attention and notoriety."

24 **RESPONSE TO DEMAND FOR PRODUCTION NO. 5:**

25 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
26 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
27 identify the requested documents with sufficient particularity. Responding Party further objects to  
28 this Request to the extent that it seeks documents already in the possession of Responding Party

1 and/or equally, if not more available to them. The Request improperly seeks information protected  
2 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
3 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

4 Subject to and without waiving the foregoing objections, Responding Party responds:  
5 Responding Party will produce all non-privileged documents in its custody, possession, or control  
6 that it believes are responsive to this Request.

7 **DEMAND FOR PRODUCTION NO. 6:**

8 Produce for inspection all non-privileged DOCUMENTS that support the contention in  
9 Paragraph 6 of your June 22, 2020 Declaration that: "Until 2014, Twin Galaxies adjudicated  
10 records through two methods: 1) on-site referee adjudication and 2) videotape adjudication."

11 **RESPONSE TO DEMAND FOR PRODUCTION NO. 6:**

12 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
13 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
14 identify the requested documents with sufficient particularity. Responding Party further objects to  
15 this Request to the extent that it seeks documents already in the possession of Responding Party  
16 and/or equally, if not more available to them. The Request improperly seeks information protected  
17 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
18 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

19 Subject to and without waiving the foregoing objections, Responding Party responds:  
20 Responding Party will produce all non-privileged documents in its custody, possession, or control  
21 that it believes are responsive to this Request.

22 **DEMAND FOR PRODUCTION NO. 7:**

23 Produce for inspection all non-privileged DOCUMENTS that support the contention in  
24 Paragraph 6 of your June 22, 2020 Declaration that: "Twin Galaxies verified my Pac-man record  
25 through on-site referee adjudication via the Funspot Arcade staff."

26 **RESPONSE TO DEMAND FOR PRODUCTION NO. 7:**

27 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
28 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to



1 identify the requested documents with sufficient particularity. Responding Party further objects to  
2 this Request to the extent that it seeks documents already in the possession of Responding Party  
3 and/or equally, if not more available to them. The Request improperly seeks information protected  
4 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
5 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

6 Subject to and without waiving the foregoing objections, Responding Party responds:  
7 Responding Party will produce all non-privileged documents in its custody, possession, or control  
8 that it believes are responsive to this Request.

9 **DEMAND FOR PRODUCTION NO. 8:**

10 Produce for inspection all non-privileged DOCUMENTS, including any actual physical  
11 awards or plaques, that support the contention in Paragraph 6 of your June 22, 2020 Declaration  
12 that: "Then, NAMCO, the Japanese company who created Pac-Man, adjudicated my record via  
13 videotape."

14 **RESPONSE TO DEMAND FOR PRODUCTION NO. 8:**

15 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
16 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
17 identify the requested documents with sufficient particularity. Responding Party further objects to  
18 this Request to the extent that it seeks documents already in the possession of Responding Party  
19 and/or equally, if not more available to them. The Request improperly seeks information protected  
20 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
21 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

22 Subject to and without waiving the foregoing objections, Responding Party responds:  
23 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
24 requested items no longer exist, or are no longer in your possession as Responding Party donated  
25 all actual physical awards or plaques obtained from his videogame career to the International  
26 Videogame Hall of Fame located in Ottumwa, Iowa.

27 **DEMAND FOR PRODUCTION NO. 9:**

28 Produce for inspection all non-privileged DOCUMENTS, including any actual physical



1 awards or plaques, that support the contention in Paragraph 7 of your June 22, 2020, Declaration  
2 that: "On September 17, 1999, on behalf of the Japanese Amusement Machine and Manufacturing  
3 Association, NAMCO proclaimed me as the "Video Game Player of the Century."

4 **RESPONSE TO DEMAND FOR PRODUCTION NO. 9:**

5 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
6 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
7 identify the requested documents with sufficient particularity. Responding Party further objects to  
8 this Request to the extent that it seeks documents already in the possession of Responding Party  
9 and/or equally, if not more available to them. The Request improperly seeks information protected  
10 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
11 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

12 Subject to and without waiving the foregoing objections, Responding Party responds:  
13 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
14 requested items no longer exist, or are no longer in your possession as Responding Party donated  
15 all actual physical awards or plaques obtained from his videogame career to the International  
16 Videogame Hall of Fame located in Ottumwa, Iowa.

17 **DEMAND FOR PRODUCTION NO. 10:**

18 Produce for inspection all non-privileged DOCUMENTS that support the contention in  
19 Paragraph 9 of your June 22, 2020 Declaration that: "On or about December 28, 2004, I achieved  
20 a Donkey Kong high-score of 1,047,200 points at Arcade Game Sales — an experienced vendor of  
21 arcade machines in Ft. Lauderdale, Florida."

22 **RESPONSE TO DEMAND FOR PRODUCTION NO. 10:**

23 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
24 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
25 identify the requested documents with sufficient particularity. Responding Party further objects to  
26 this Request to the extent that it seeks documents already in the possession of Responding Party  
27 and/or equally, if not more available to them. The Request improperly seeks information protected  
28 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*

1 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

2 Subject to and without waiving the foregoing objections, Responding Party responds:  
3 Responding Party will produce all non-privileged documents in its custody, possession, or control  
4 that it believes are responsive to this Request.

5 **DEMAND FOR PRODUCTION NO. 11:**

6 Produce for inspection all non-privileged DOCUMENTS that support the contention in  
7 Paragraph 9 of your June 22, 2020 Declaration that: "I achieved this score inside the company  
8 showroom on a legitimate Donkey Kong arcade machine which contained an original unmodified  
9 PCB, and Arcade Game Sales publicly acknowledged this fact to Twin Galaxies before the  
10 defamatory statements."

11 **RESPONSE TO DEMAND FOR PRODUCTION NO. 11:**

12 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
13 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
14 identify the requested documents with sufficient particularity. Responding Party further objects to  
15 this Request to the extent that it seeks documents already in the possession of Responding Party  
16 and/or equally, if not more available to them. The Request improperly seeks information protected  
17 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
18 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

19 Subject to and without waiving the foregoing objections, Responding Party responds:  
20 Responding Party will produce all non-privileged documents in its custody, possession, or control  
21 that it believes are responsive to this Request.

22 **DEMAND FOR PRODUCTION NO. 12:**

23 Produce for inspection all non-privileged DOCUMENTS that support the contention in  
24 Paragraph 12 of your June 22, 2020 Declaration that: "In January, 2007, I wanted to retake the  
25 Donkey Kong world record in preparation for the release of *The King of Kong: A Fistful of*  
26 *Quarters*. As a result, I notified Twin Galaxies of my goal."

27 **RESPONSE TO DEMAND FOR PRODUCTION NO. 12:**

28 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,

1 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
2 identify the requested documents with sufficient particularity. Responding Party further objects to  
3 this Request to the extent that it seeks documents already in the possession of Responding Party  
4 and/or equally, if not more available to them. The Request improperly seeks information protected  
5 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
6 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

7 Subject to and without waiving the foregoing objections, Responding Party responds:  
8 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
9 requested document or thing has never existed.

10 **DEMAND FOR PRODUCTION NO. 13:**

11 Produce for inspection all non-privileged DOCUMENTS that support the contention in  
12 Paragraph 12 of your June 22, 2020 Declaration that you, William James Mitchell, accepted an  
13 invitation to a 1980's themed convention hosted by the Florida Association of Mortgage Brokers  
14 scheduled for July 2007.

15 **RESPONSE TO DEMAND FOR PRODUCTION NO. 13:**

16 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
17 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
18 identify the requested documents with sufficient particularity. Responding Party further objects to  
19 this Request to the extent that it seeks documents already in the possession of Responding Party  
20 and/or equally, if not more available to them. The Request improperly seeks information protected  
21 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
22 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

23 Subject to and without waiving the foregoing objections, Responding Party responds:  
24 Responding Party will produce all non-privileged documents in its custody, possession, or control  
25 that it believes are responsive to this Request.

26 **DEMAND FOR PRODUCTION NO. 14:**

27 Produce for inspection all non-privileged DOCUMENTS that support the contention in  
28 Paragraph 13 of your June 22, 2020 Declaration that: "Twin Galaxies strictly outlined the

1 adjudication process for my record attempt. It outlined that the attempt required 1) on-site referee  
2 adjudication and 2) hardware verified by the Senior Engineer at Nintendo (the creators of Donkey  
3 Kong)."

4 **RESPONSE TO DEMAND FOR PRODUCTION NO. 14:**

5 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
6 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
7 identify the requested documents with sufficient particularity. Responding Party further objects to  
8 this Request to the extent that it seeks documents already in the possession of Responding Party  
9 and/or equally, if not more available to them. The Request improperly seeks information protected  
10 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
11 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

12 Subject to and without waiving the foregoing objections, Responding Party responds:  
13 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
14 requested document or thing has never existed.

15 **DEMAND FOR PRODUCTION NO. 15:**

16 Produce for inspection all non-privileged DOCUMENTS that support the contention in  
17 Paragraph 13 of your June 22, 2020 Declaration that: "[I]n June 2007, Twin Galaxies facilitated  
18 the hardware verification with the Senior Engineer at Nintendo, Mr. Wayne Shirk. Twin Galaxies  
19 personally coordinated the verification, ensuring that I never gained access to the hardware in  
20 order to indisputably secure the veracity of the attempt."

21 **RESPONSE TO DEMAND FOR PRODUCTION NO. 15:**

22 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
23 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
24 identify the requested documents with sufficient particularity. Responding Party further objects to  
25 this Request to the extent that it seeks documents already in the possession of Responding Party  
26 and/or equally, if not more available to them. The Request improperly seeks information protected  
27 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
28 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

1 Subject to and without waiving the foregoing objections, Responding Party responds:  
2 Responding Party will produce all non-privileged documents in its custody, possession, or control  
3 that it believes are responsive to this Request.

4 **DEMAND FOR PRODUCTION NO. 16:**

5 Produce for inspection all non-privileged DOCUMENTS that support the contention in  
6 Paragraph 13 of your June 22, 2020 Declaration that: "After verification, Shirk mailed the  
7 hardware directly to the Mortgage Brokers, who input it into the Donkey Kong machine before  
8 locking the machine entirely. At no point did I gain access to the hardware."

9 **RESPONSE TO DEMAND FOR PRODUCTION NO. 16:**

10 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
11 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
12 identify the requested documents with sufficient particularity. Responding Party further objects to  
13 this Request to the extent that it seeks documents already in the possession of Responding Party  
14 and/or equally, if not more available to them. The Request improperly seeks information protected  
15 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
16 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

17 Subject to and without waiving the foregoing objections, Responding Party responds:  
18 Responding Party will produce all non-privileged documents in its custody, possession, or control  
19 that it believes are responsive to this Request.

20 **DEMAND FOR PRODUCTION NO. 17:**

21 Produce for inspection all non-privileged DOCUMENTS that support the contention in  
22 Paragraph 14 of your June 22, 2020 Declaration that: "I arrived at the Mortgage Brokers  
23 Convention on Thursday, July 12, 2007. I failed in my first day of attempts on Friday, July  
24 13. Then, on Saturday, July 14, I achieved the new Donkey Kong record of 1,050,200 points. Todd  
25 Rogers and Kimberly Mahoney immediately documented the record and confirmed it."

26 **RESPONSE TO DEMAND FOR PRODUCTION NO. 17:**

27 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
28 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to

1 identify the requested documents with sufficient particularity. Responding Party further objects to  
2 this Request to the extent that it seeks documents already in the possession of Responding Party  
3 and/or equally, if not more available to them. The Request improperly seeks information protected  
4 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
5 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

6 Subject to and without waiving the foregoing objections, Responding Party responds:  
7 Responding Party will produce all non-privileged documents in its custody, possession, or control  
8 that it believes are responsive to this Request.

9 **DEMAND FOR PRODUCTION NO. 18:**

10 Produce for inspection all non-privileged DOCUMENTS that support the contention in  
11 Paragraph 16 of your June 22, 2020 Declaration that: "Following my record, the Mortgage  
12 Brokers returned the hardware to Shirk for reverification, and Shirk confirmed that the hardware  
13 remained legitimate throughout the performance. Following this re-verification, Shirk mailed me  
14 the hardware through UPS, and to this day, I retain the box of this final shipment with the  
15 associated shipping label and tracking number.

16 **RESPONSE TO DEMAND FOR PRODUCTION NO. 18:**

17 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
18 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
19 identify the requested documents with sufficient particularity. Responding Party further objects to  
20 this Request to the extent that it seeks documents already in the possession of Responding Party  
21 and/or equally, if not more available to them. The Request improperly seeks information protected  
22 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
23 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

24 Subject to and without waiving the foregoing objections, Responding Party responds:  
25 Responding Party will produce all non-privileged documents in its custody, possession, or control  
26 that it believes are responsive to this Request.

27 **DEMAND FOR PRODUCTION NO. 19:**

28 Produce for inspection the box and associated shipping label and tracking number for the

1 UPS shipment of hardware to you by Wayne Shirk as referenced in Paragraph 16 of your June 22,  
2 2020, a photo of which is attached to the declaration as Exhibit 14.

3 **RESPONSE TO DEMAND FOR PRODUCTION NO. 19:**

4 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
5 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
6 identify the requested documents with sufficient particularity. Responding Party further objects to  
7 this Request to the extent that it seeks documents already in the possession of Responding Party  
8 and/or equally, if not more available to them. The Request improperly seeks information protected  
9 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
10 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

11 Subject to and without waiving the foregoing objections, Responding Party responds:  
12 Responding Party will produce a photocopy of the box with the associated shipping label and  
13 tracking number that it believes are responsive to this Request.

14 **DEMAND FOR PRODUCTION NO. 20:**

15 Produce for inspection all non-privileged DOCUMENTS, including but not limited to  
16 phone & text message records, that support the contention in Paragraph 33 of your June 22, 2020  
17 Declaration that: "Sometime between February 3 and February 6, I called Jason Hall, and I denied  
18 the allegations to him directly, clearly stating that I achieved my records on legitimate hardware."

19 **RESPONSE TO DEMAND FOR PRODUCTION NO. 20:**

20 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
21 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
22 identify the requested documents with sufficient particularity. Responding Party further objects to  
23 this Request to the extent that it seeks documents already in the possession of Responding Party  
24 and/or equally, if not more available to them. The Request improperly seeks information protected  
25 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
26 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

27 Subject to and without waiving the foregoing objections, Responding Party responds:  
28 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the



1 requested document or thing has never existed.

2 **DEMAND FOR PRODUCTION NO. 21:**

3 Produce for inspection all non-privileged DOCUMENTS, including but not limited to  
4 phone & text message records, that support the contention in Paragraph 33 of your June 22, 2020  
5 Declaration that: "On or about February 24, 2018, I engaged in my first significant contact with  
6 Twin Galaxies. I spoke in a phone conversation with Jason Hall."

7 **RESPONSE TO DEMAND FOR PRODUCTION NO. 21:**

8 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
9 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
10 identify the requested documents with sufficient particularity. Responding Party further objects to  
11 this Request to the extent that it seeks documents already in the possession of Responding Party  
12 and/or equally, if not more available to them. The Request improperly seeks information protected  
13 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
14 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

15 Subject to and without waiving the foregoing objections, Responding Party responds:  
16 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
17 requested document or thing has never existed.

18 **DEMAND FOR PRODUCTION NO. 22:**

19 Produce for inspection all non-privileged DOCUMENTS that support the contention in  
20 Paragraph 49 of your June 22, 2020 Declaration that: "Hall, Young, and the Dispute Thread  
21 alleged that I utilized "MAME" emulation in my records. However, the specific version of MAME  
22 was not created until AFTER I achieved my 1,047,200 record."

23 **RESPONSE TO DEMAND FOR PRODUCTION NO. 22:**

24 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
25 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
26 identify the requested documents with sufficient particularity. Responding Party further objects to  
27 this Request to the extent that it seeks documents already in the possession of Responding Party  
28 and/or equally, if not more available to them. The Request improperly seeks information protected

1 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
2 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

3 Subject to and without waiving the foregoing objections, Responding Party responds:  
4 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
5 requested document or thing was never in the possession, custody, or control of Responding Party  
6 as all responsive documents are published on <https://www.mamedev.org/oldrel.html>.

7 **DEMAND FOR PRODUCTION NO. 23:**

8 Produce for inspection all non-privileged DOCUMENTS, including but not limited to  
9 phone & text message records, that support the contention in Paragraph 50 of your June 22, 2020  
10 Declaration that: "On or about March 19, 2018, I received a phone call from Walter Day — the  
11 former owner of Twin Galaxies."

12 **RESPONSE TO DEMAND FOR PRODUCTION NO. 23:**

13 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
14 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
15 identify the requested documents with sufficient particularity. Responding Party further objects to  
16 this Request to the extent that it seeks documents already in the possession of Responding Party  
17 and/or equally, if not more available to them. The Request improperly seeks information protected  
18 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
19 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

20 Subject to and without waiving the foregoing objections, Responding Party responds:  
21 Responding Party will produce all non-privileged documents in its custody, possession, or control  
22 that it believes are responsive to this Request.

23 **DEMAND FOR PRODUCTION NO. 24:**

24 Produce for inspection all non-privileged DOCUMENTS, including but not limited to  
25 phone & text message records, that support the contention in Paragraph 51 of your June 22, 2020  
26 Declaration that: "In July 2019, I received a phone call from Mr. Dean Wenzel."

27 **RESPONSE TO DEMAND FOR PRODUCTION NO. 24:**

28 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,

1 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
2 identify the requested documents with sufficient particularity. Responding Party further objects to  
3 this Request to the extent that it seeks documents already in the possession of Responding Party  
4 and/or equally, if not more available to them. The Request improperly seeks information protected  
5 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
6 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

7 Subject to and without waiving the foregoing objections, Responding Party responds:  
8 Responding Party will produce all non-privileged documents in its custody, possession, or control  
9 that it believes are responsive to this Request.

10 **DEMAND FOR PRODUCTION NO. 25:**

11 Produce for inspection all non-privileged DOCUMENTS, including but not limited to  
12 phone & text message records, that support the contention in Paragraph 60 of your June 22, 2020  
13 Declaration that: "On March 31, 2018, I had my second phone call with Jason Hall."

14 **RESPONSE TO DEMAND FOR PRODUCTION NO. 25:**

15 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
16 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
17 identify the requested documents with sufficient particularity. Responding Party further objects to  
18 this Request to the extent that it seeks documents already in the possession of Responding Party  
19 and/or equally, if not more available to them. The Request improperly seeks information protected  
20 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
21 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

22 Subject to and without waiving the foregoing objections, Responding Party responds:  
23 Responding Party will produce all non-privileged documents in its custody, possession, or control  
24 that it believes are responsive to this Request.

25 **DEMAND FOR PRODUCTION NO. 26:**

26 Produce for inspection all non-privileged DOCUMENTS, including but not limited to  
27 phone & text message records, that support the contention in Paragraph 60 of your June 22, 2020  
28 Declaration that: "Hall and I spoke on the phone on April 3, April 8, and April 11, 2018."

1 **RESPONSE TO DEMAND FOR PRODUCTION NO. 26:**

2 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
3 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
4 identify the requested documents with sufficient particularity. Responding Party further objects to  
5 this Request to the extent that it seeks documents already in the possession of Responding Party  
6 and/or equally, if not more available to them. The Request improperly seeks information protected  
7 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
8 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

9 Subject to and without waiving the foregoing objections, Responding Party responds:  
10 Responding Party will produce all non-privileged documents in its custody, possession, or control  
11 that it believes are responsive to this Request.

12 **DEMAND FOR PRODUCTION NO. 27:**

13 Produce for inspection all non-privileged DOCUMENTS collected pursuant to you in  
14 Paragraph 73 of your June 22, 2020 Declaration that: "Therefore, I spent my time, away from  
15 work, traveling to collect all available evidence. It became a financially exhaustive and time-  
16 consuming process, which took about 16 months."

17 **RESPONSE TO DEMAND FOR PRODUCTION NO. 27:**

18 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
19 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
20 identify the requested documents with sufficient particularity. Responding Party further objects to  
21 this Request to the extent that it seeks documents already in the possession of Responding Party  
22 and/or equally, if not more available to them. The Request improperly seeks information protected  
23 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
24 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

25 Subject to and without waiving the foregoing objections, Responding Party responds:  
26 Responding Party will produce all non-privileged documents in its custody, possession, or control  
27 that it believes are responsive to this Request.

28

1 **DEMAND FOR PRODUCTION NO. 28:**

2 Produce for inspection all non-privileged DOCUMENTS referenced in Paragraph 84 of  
3 your June 22, 2020 Declaration that: "When I achieved my Donkey Kong records, Twin Galaxies  
4 sent its own referees to adjudicate my records on the spot. These referees were Ms. Kimberly  
5 Mahoney and Mr. Todd Rogers."

6 **RESPONSE TO DEMAND FOR PRODUCTION NO. 28:**

7 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
8 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
9 identify the requested documents with sufficient particularity. Responding Party further objects to  
10 this Request to the extent that it seeks documents already in the possession of Responding Party  
11 and/or equally, if not more available to them. The Request improperly seeks information protected  
12 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
13 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

14 Subject to and without waiving the foregoing objections, Responding Party responds:  
15 Responding Party will produce all non-privileged documents in its custody, possession, or control  
16 that it believes are responsive to this Request.

17 **DEMAND FOR PRODUCTION NO. 29:**

18 Produce for inspection all non-privileged DOCUMENTS, including but not limited to  
19 phone & text message records, that support the contention in Paragraph 100 of your June 22, 2020  
20 Declaration that: "As reviewed in Paragraph 51, in July 2019, I received a text message  
21 conversation from Mr. Dean Wenzel..."

22 **RESPONSE TO DEMAND FOR PRODUCTION NO. 29:**

23 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
24 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
25 identify the requested documents with sufficient particularity. Responding Party further objects to  
26 this Request to the extent that it seeks documents already in the possession of Responding Party  
27 and/or equally, if not more available to them. The Request improperly seeks information protected  
28 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*

1 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

2 Subject to and without waiving the foregoing objections, Responding Party responds:  
3 Responding Party will produce all non-privileged documents in its custody, possession, or control  
4 that it believes are responsive to this Request.

5 **DEMAND FOR PRODUCTION NO. 30:**

6 Produce for inspection all non-privileged DOCUMENTS, including but not limited to  
7 phone & text message records, payment records, and draft reports, relating to your hiring of  
8 Robert Lakeman as you contend in Paragraph 107 of your June 22, 2020 Declaration.

9 **RESPONSE TO DEMAND FOR PRODUCTION NO. 30:**

10 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
11 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
12 identify the requested documents with sufficient particularity. Responding Party further objects to  
13 this Request to the extent that it seeks documents already in the possession of Responding Party  
14 and/or equally, if not more available to them. The Request improperly seeks information protected  
15 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
16 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

17 Subject to and without waiving the foregoing objections, Responding Party responds:  
18 Responding Party will produce all non-privileged documents in its custody, possession, or control  
19 that it believes are responsive to this Request.

20 **DEMAND FOR PRODUCTION NO. 31:**

21 Produce for inspection all non-privileged DOCUMENTS that support the contention in  
22 Paragraph 124 of your June 22, 2020 Declaration that: "My business as a professional videogame  
23 player involves movie appearances and public appearances at videogame festivals."

24 **RESPONSE TO DEMAND FOR PRODUCTION NO. 31:**

25 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
26 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
27 identify the requested documents with sufficient particularity. Responding Party further objects to  
28 this Request to the extent that it seeks documents already in the possession of Responding Party

1 and/or equally, if not more available to them. The Request improperly seeks information protected  
2 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
3 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

4 Subject to and without waiving the foregoing objections, Responding Party responds:  
5 Responding Party will produce all non-privileged documents in its custody, possession, or control  
6 that it believes are responsive to this Request.

7 **DEMAND FOR PRODUCTION NO. 32:**

8 Produce for inspection all non-privileged DOCUMENTS that support the contention in  
9 Paragraph 124 of your June 22, 2020 Declaration that: "Upon the release of the Twin Galaxies  
10 press release on April 12, 2018, my manager immediately received a cancellation from the Long  
11 Island Retro Game Festival; this immediately resulted in \$5,000 in special damages."

12 **RESPONSE TO DEMAND FOR PRODUCTION NO. 32:**

13 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
14 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
15 identify the requested documents with sufficient particularity. Responding Party further objects to  
16 this Request to the extent that it seeks documents already in the possession of Responding Party  
17 and/or equally, if not more available to them. The Request improperly seeks information protected  
18 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
19 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

20 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply  
21 because the requested document or thing was never in the possession, custody, or control of  
22 Responding Party.

23 **DEMAND FOR PRODUCTION NO. 33:**

24 Produce for inspection all non-privileged DOCUMENTS that support the contention in  
25 Paragraph 124 of your June 22, 2020 Declaration that: "Other videogame festivals who annually  
26 invited me to their festivals ceased contact, such as Classic Game Fest and Chicago Pinball Expo."

27 **RESPONSE TO DEMAND FOR PRODUCTION NO. 33:**

28 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,



1 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
2 identify the requested documents with sufficient particularity. Responding Party further objects to  
3 this Request to the extent that it seeks documents already in the possession of Responding Party  
4 and/or equally, if not more available to them. The Request improperly seeks information protected  
5 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
6 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

7 Subject to and without waiving the foregoing objections, Responding Party responds:  
8 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
9 requested items never existed, or are no longer in his possession because Responding Party lost his  
10 relationship with these videogame festivals as a result of Propounding Party's defamatory  
11 statements.

12 **DEMAND FOR PRODUCTION NO. 34:**

13 Produce for inspection all non-privileged DOCUMENTS that support the contention in  
14 Paragraph 124 of your June 22, 2020 Declaration that: "I lost television deals as a result of the  
15 Twin Galaxies statements. I lost a television deal for a series called "Chasing Games," which  
16 would have amounted to \$30,000."

17 **RESPONSE TO DEMAND FOR PRODUCTION NO. 34:**

18 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
19 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
20 identify the requested documents with sufficient particularity. Responding Party further objects to  
21 this Request to the extent that it seeks documents already in the possession of Responding Party  
22 and/or equally, if not more available to them. The Request improperly seeks information protected  
23 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
24 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

25 Subject to and without waiving the foregoing objections, Responding Party responds:  
26 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
27 requested document or thing was never in the possession, custody, or control of Responding Party.

28

1 **DEMAND FOR PRODUCTION NO. 35:**

2 Produce for inspection all non-privileged DOCUMENTS that support the contention in  
3 Paragraph 124 of your June 22, 2020 Declaration that: "With all events considered, I lost \$133,000  
4 in 2018. The damages continued in 2019, where I lost \$68,000. In total, the Twin Galaxies  
5 Statements cost me \$201,000 to my career as a professional videogame player and actor."

6 **RESPONSE TO DEMAND FOR PRODUCTION NO. 35:**

7 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
8 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
9 identify the requested documents with sufficient particularity. Responding Party further objects to  
10 this Request to the extent that it seeks documents already in the possession of Responding Party  
11 and/or equally, if not more available to them. The Request improperly seeks information protected  
12 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
13 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

14 Subject to and without waiving the foregoing objections, Responding Party responds:  
15 Responding Party will produce all non-privileged documents in its custody, possession, or control  
16 that it believes are responsive to this Request.

17 **DEMAND FOR PRODUCTION NO. 36:**

18 Produce for inspection all non-privileged DOCUMENTS relating to the text message  
19 conversation provided to you by Todd Rogers as you contend in Paragraph 132 of your June 22,  
20 2020 Declaration.

21 **RESPONSE TO DEMAND FOR PRODUCTION NO. 36:**

22 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
23 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
24 identify the requested documents with sufficient particularity. Responding Party further objects to  
25 this Request to the extent that it seeks documents already in the possession of Responding Party  
26 and/or equally, if not more available to them. The Request improperly seeks information protected  
27 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
28 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

1 Subject to and without waiving the foregoing objections, Responding Party responds:  
2 Responding Party will produce all non-privileged documents in its custody, possession, or control  
3 that it believes are responsive to this Request.

4 **DEMAND FOR PRODUCTION NO. 37:**

5 Produce for inspection all non-privileged DOCUMENTS, including all draft declarations  
6 & COMMUNICATIONS with the witness, relating to the preparation of Thomas Fisher's April  
7 22, 2019 declaration, a copy of which is attached to your June 22, 2020 Declaration as Exhibit 2.

8 **RESPONSE TO DEMAND FOR PRODUCTION NO. 37:**

9 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
10 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
11 identify the requested documents with sufficient particularity. Responding Party further objects to  
12 this Request to the extent that it seeks documents already in the possession of Responding Party  
13 and/or equally, if not more available to them. The Request improperly seeks information protected  
14 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
15 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

16 Subject to and without waiving the foregoing objections, Responding Party responds:  
17 Responding Party will produce all non-privileged documents in its custody, possession, or control  
18 that it believes are responsive to this Request.

19 **DEMAND FOR PRODUCTION NO. 38:**

20 Produce for inspection all non-privileged DOCUMENTS, including all draft declarations  
21 & COMMUNICATIONS with the witness, relating to the preparation of Corey Sawyers' undated  
22 declaration, a copy of which is attached to your June 22, 2020 Declaration as Exhibit 3.

23 **RESPONSE TO DEMAND FOR PRODUCTION NO. 38:**

24 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
25 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
26 identify the requested documents with sufficient particularity. Responding Party further objects to  
27 this Request to the extent that it seeks documents already in the possession of Responding Party  
28 and/or equally, if not more available to them. The Request improperly seeks information protected

1 by Responding Party’s constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
2 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

3 Subject to and without waiving the foregoing objections, Responding Party responds:  
4 Responding Party will produce all non-privileged documents in its custody, possession, or control  
5 that it believes are responsive to this Request.

6 **DEMAND FOR PRODUCTION NO. 39:**

7 Produce for inspection all non-privileged DOCUMENTS, including all draft declarations  
8 & COMMUNICATIONS with the witness, relating to the preparation of Ken Sweet's April 12,  
9 2019 declaration, a copy of which is attached to your June 22, 2020 Declaration as Exhibit 4.

10 **RESPONSE TO DEMAND FOR PRODUCTION NO. 39:**

11 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
12 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
13 identify the requested documents with sufficient particularity. Responding Party further objects to  
14 this Request to the extent that it seeks documents already in the possession of Responding Party  
15 and/or equally, if not more available to them. The Request improperly seeks information protected  
16 by Responding Party’s constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
17 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

18 Subject to and without waiving the foregoing objections, Responding Party responds:  
19 Responding Party will produce all non-privileged documents in its custody, possession, or control  
20 that it believes are responsive to this Request.

21 **DEMAND FOR PRODUCTION NO. 40:**

22 Produce for inspection all non-privileged DOCUMENTS, including all draft declarations  
23 & COMMUNICATIONS with the witness, relating to the preparation of Randy Lawton's April 22,  
24 2019 declaration, a copy of which is attached to your June 22, 2020 Declaration as Exhibit 5.

25 **RESPONSE TO DEMAND FOR PRODUCTION NO. 40:**

26 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
27 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
28 identify the requested documents with sufficient particularity. Responding Party further objects to

1 this Request to the extent that it seeks documents already in the possession of Responding Party  
2 and/or equally, if not more available to them. The Request improperly seeks information protected  
3 by Responding Party’s constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
4 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

5 Subject to and without waiving the foregoing objections, Responding Party responds:  
6 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
7 requested items never existed, or are no longer in his possession as Responding Party obtained the  
8 declaration of Randy Lawton in physical format in person at Funspot in Laconia, New Hampshire.

9 **DEMAND FOR PRODUCTION NO. 41:**

10 Produce for inspection all non-privileged DOCUMENTS, including all draft declarations  
11 & COMMUNICATIONS with the witness, relating to the preparation of Todd Rogers' October 20,  
12 2019 declaration, a copy of which is attached to your June 22, 2020 Declaration as Exhibit 9.

13 **RESPONSE TO DEMAND FOR PRODUCTION NO. 41:**

14 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
15 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
16 identify the requested documents with sufficient particularity. Responding Party further objects to  
17 this Request to the extent that it seeks documents already in the possession of Responding Party  
18 and/or equally, if not more available to them. The Request improperly seeks information protected  
19 by Responding Party’s constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
20 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

21 Subject to and without waiving the foregoing objections, Responding Party responds:  
22 Responding Party will produce all non-privileged documents in its custody, possession, or control  
23 that it believes are responsive to this Request.

24 **DEMAND FOR PRODUCTION NO. 42:**

25 Produce for inspection all non-privileged DOCUMENTS, including all draft declarations  
26 & COMMUNICATIONS with the witness, relating to the preparation of Kimberly Mahoney's  
27 September 30, 2019 declaration, a copy of which is attached to your June 22, 2020 Declaration as  
28 Exhibit 10.

1 **RESPONSE TO DEMAND FOR PRODUCTION NO. 42:**

2 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
3 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
4 identify the requested documents with sufficient particularity. Responding Party further objects to  
5 this Request to the extent that it seeks documents already in the possession of Responding Party  
6 and/or equally, if not more available to them. The Request improperly seeks information protected  
7 by Responding Party’s constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
8 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

9 Subject to and without waiving the foregoing objections, Responding Party responds:  
10 Responding Party will produce all non-privileged documents in its custody, possession, or control  
11 that it believes are responsive to this Request.

12 **DEMAND FOR PRODUCTION NO. 43:**

13 Produce for inspection all non-privileged DOCUMENTS, including all draft declarations  
14 & COMMUNICATIONS with the witness, relating to the preparation of Valerie Saunders'  
15 October 16, 2019 declaration, a copy of which is attached to your June 22, 2020 Declaration as  
16 Exhibit 11.

17 **RESPONSE TO DEMAND FOR PRODUCTION NO. 43:**

18 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
19 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
20 identify the requested documents with sufficient particularity. Responding Party further objects to  
21 this Request to the extent that it seeks documents already in the possession of Responding Party  
22 and/or equally, if not more available to them. The Request improperly seeks information protected  
23 by Responding Party’s constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
24 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

25 Subject to and without waiving the foregoing objections, Responding Party responds:  
26 Responding Party will produce all non-privileged documents in its custody, possession, or control  
27 that it believes are responsive to this Request.

1 **DEMAND FOR PRODUCTION NO. 44:**

2 Produce for inspection all non-privileged DOCUMENTS, including all draft declarations  
3 & COMMUNICATIONS with the witness, relating to the preparation of Sheila Kiniry's April 4,  
4 2019 declaration, a copy of which is attached to your June 22, 2020 Declaration as Exhibit 12.

5 **RESPONSE TO DEMAND FOR PRODUCTION NO. 44:**

6 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
7 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
8 identify the requested documents with sufficient particularity. Responding Party further objects to  
9 this Request to the extent that it seeks documents already in the possession of Responding Party  
10 and/or equally, if not more available to them. The Request improperly seeks information protected  
11 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
12 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

13 Subject to and without waiving the foregoing objections, Responding Party responds:  
14 Responding Party will produce all non-privileged documents in its custody, possession, or control  
15 that it believes are responsive to this Request.

16 **DEMAND FOR PRODUCTION NO. 45:**

17 Produce for inspection all non-privileged DOCUMENTS, including all draft declarations  
18 & COMMUNICATIONS with the witness, relating to the preparation of Richard Mallion's  
19 September 12, 2019 declaration, a copy of which is attached to your June 22, 2020 Declaration as  
20 Exhibit 13.

21 **RESPONSE TO DEMAND FOR PRODUCTION NO. 45:**

22 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
23 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
24 identify the requested documents with sufficient particularity. Responding Party further objects to  
25 this Request to the extent that it seeks documents already in the possession of Responding Party  
26 and/or equally, if not more available to them. The Request improperly seeks information protected  
27 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
28 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.



1 Subject to and without waiving the foregoing objections, Responding Party responds:  
2 Responding Party will produce all non-privileged documents in its custody, possession, or control  
3 that it believes are responsive to this Request.

4 **DEMAND FOR PRODUCTION NO. 46:**

5 Produce for inspection all non-privileged DOCUMENTS, including all draft declarations  
6 & COMMUNICATIONS with the witness, relating to the preparation of Enzo Celani's April 5,  
7 2019 declaration, a copy of which is attached to your June 22, 2020 Declaration as Exhibit 15.

8 **RESPONSE TO DEMAND FOR PRODUCTION NO. 46:**

9 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
10 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
11 identify the requested documents with sufficient particularity. Responding Party further objects to  
12 this Request to the extent that it seeks documents already in the possession of Responding Party  
13 and/or equally, if not more available to them. The Request improperly seeks information protected  
14 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
15 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

16 Subject to and without waiving the foregoing objections, Responding Party responds:  
17 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
18 requested items never existed, or are no longer in his possession as Responding Party obtained  
19 only a physical copy of Enzo Celani's executed April 5, 2019 declaration.

20 **DEMAND FOR PRODUCTION NO. 47:**

21 Produce for inspection all non-privileged DOCUMENTS, including all draft declarations  
22 & COMMUNICATIONS with the witness, relating to the preparation of Matt Furgal's April 3,  
23 2019 declaration, a copy of which is attached to your June 22, 2020 Declaration as Exhibit 16.

24 **RESPONSE TO DEMAND FOR PRODUCTION NO. 47:**

25 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
26 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
27 identify the requested documents with sufficient particularity. Responding Party further objects to  
28 this Request to the extent that it seeks documents already in the possession of Responding Party

1 and/or equally, if not more available to them. The Request improperly seeks information protected  
2 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
3 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

4 Subject to and without waiving the foregoing objections, Responding Party responds:  
5 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
6 requested items never existed, or are no longer in his possession as Responding Party obtained  
7 only a physical copy of Matt Furgal's executed April 3, 2019 declaration.

8 **DEMAND FOR PRODUCTION NO. 48:**

9 Produce for inspection all non-privileged DOCUMENTS, including all draft declarations  
10 & COMMUNICATIONS with the witness, relating to the preparation of Joe Tortorella's April 9,  
11 2019 declaration, a copy of which is attached to your June 22, 2020 Declaration as Exhibit 17.

12 **RESPONSE TO DEMAND FOR PRODUCTION NO. 48:**

13 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
14 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
15 identify the requested documents with sufficient particularity. Responding Party further objects to  
16 this Request to the extent that it seeks documents already in the possession of Responding Party  
17 and/or equally, if not more available to them. The Request improperly seeks information protected  
18 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
19 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

20 Subject to and without waiving the foregoing objections, Responding Party responds:  
21 Responding Party will produce all non-privileged documents in its custody, possession, or control  
22 that it believes are responsive to this Request.

23 **DEMAND FOR PRODUCTION NO. 49:**

24 Produce for inspection all non-privileged DOCUMENTS, including all draft declarations  
25 & COMMUNICATIONS with the witness, relating to the preparation of Neil Hernandez's January  
26 1, 2020 declaration, a copy of which is attached to your June 22, 2020 Declaration as Exhibit 42.

27 **RESPONSE TO DEMAND FOR PRODUCTION NO. 49:**

28 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,

1 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
2 identify the requested documents with sufficient particularity. Responding Party further objects to  
3 this Request to the extent that it seeks documents already in the possession of Responding Party  
4 and/or equally, if not more available to them. The Request improperly seeks information protected  
5 by Responding Party’s constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
6 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

7 Subject to and without waiving the foregoing objections, Responding Party responds:  
8 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
9 requested items never existed, or are no longer in his possession as Responding Party received the  
10 Declaration of Neil Hernandez on January 1, 2020, when Hernandez physically brought the  
11 executed declaration to Responding Party.

12 **DEMAND FOR PRODUCTION NO. 50:**

13 Produce for inspection all non-privileged DOCUMENTS, including all draft declarations  
14 & COMMUNICATIONS with the witness, relating to the preparation of Shawn Jones' September  
15 25, 2019 declaration, a copy of which is attached to your June 22, 2020 Declaration as Exhibit 49.

16 **RESPONSE TO DEMAND FOR PRODUCTION NO. 50:**

17 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
18 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
19 identify the requested documents with sufficient particularity. Responding Party further objects to  
20 this Request to the extent that it seeks documents already in the possession of Responding Party  
21 and/or equally, if not more available to them. The Request improperly seeks information protected  
22 by Responding Party’s constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
23 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

24 Subject to and without waiving the foregoing objections, Responding Party responds:  
25 Responding Party will produce all non-privileged documents in its custody, possession, or control  
26 that it believes are responsive to this Request.

27 **DEMAND FOR PRODUCTION NO. 51:**

28 Produce for inspection all non-privileged DOCUMENTS supporting your claim for special

1 damages as reflected in the schedule attached to your June 22, 2020 Declaration as Exhibit 50.

2 **RESPONSE TO DEMAND FOR PRODUCTION NO. 51:**

3 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
4 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
5 identify the requested documents with sufficient particularity. Responding Party further objects to  
6 this Request to the extent that it seeks documents already in the possession of Responding Party  
7 and/or equally, if not more available to them. The Request improperly seeks information protected  
8 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
9 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

10 Subject to and without waiving the foregoing objections, Responding Party responds:  
11 Responding Party will produce all non-privileged documents in its custody, possession, or control  
12 that it believes are responsive to this Request.

13 **DEMAND FOR PRODUCTION NO. 52:**

14 Produce for inspection all non-privileged purchase orders and corresponding invoices by  
15 year from January 1, 2015 to the present for each of the customers of Rickey's Hot Sauce as those  
16 customers are reflected in the Rickey's Sales by Customer Summary Report attached to your June  
17 22, 2020 Declaration as Exhibit 55.

18 **RESPONSE TO DEMAND FOR PRODUCTION NO. 52:**

19 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
20 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
21 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
22 identify the requested documents with sufficient particularity. Responding Party further objects to  
23 this Request to the extent that it seeks documents already in the possession of Responding Party  
24 and/or equally, if not more available to them. The Request improperly seeks information protected  
25 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
26 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

27 **DEMAND FOR PRODUCTION NO. 53:**

28 Produce for inspection all non-privileged purchase orders and corresponding invoices by

1 year from January 1, 2015 to the present for each of the customers of Rickey's Hot Sauce as those  
2 customers are reflected in the Rickey's Sales by Customer Summary Report attached to your June  
3 22, 2020 Declaration as Exhibit 56.

4 **RESPONSE TO DEMAND FOR PRODUCTION NO. 53:**

5 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
6 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
7 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
8 identify the requested documents with sufficient particularity. Responding Party further objects to  
9 this Request to the extent that it seeks documents already in the possession of Responding Party  
10 and/or equally, if not more available to them. The Request improperly seeks information protected  
11 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
12 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

13 **DEMAND FOR PRODUCTION NO. 54:**

14 Produce for inspection all non-privileged purchase orders and corresponding invoices by  
15 year from January 1, 2015 to the present for each of the customers of Rickey's Hot Sauce as those  
16 customers are reflected in the Rickey's Sales by Customer Summary Report attached to your June  
17 22, 2020 Declaration as Exhibit 57.

18 **RESPONSE TO DEMAND FOR PRODUCTION NO. 54:**

19 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
20 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
21 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
22 identify the requested documents with sufficient particularity. Responding Party further objects to  
23 this Request to the extent that it seeks documents already in the possession of Responding Party  
24 and/or equally, if not more available to them. The Request improperly seeks information protected  
25 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
26 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

27 **DEMAND FOR PRODUCTION NO. 55:**

28 Produce for inspection the electronic Quickbooks file, or the electronic file from an

1 equivalent or other bookkeeping software, for Rickey's Hot Sauce for every year from January 1,  
2 2015 through the present.

3 **RESPONSE TO DEMAND FOR PRODUCTION NO. 55:**

4 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
5 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
6 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
7 identify the requested documents with sufficient particularity. Responding Party further objects to  
8 this Request to the extent that it seeks documents already in the possession of Responding Party  
9 and/or equally, if not more available to them. The Request improperly seeks information protected  
10 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
11 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

12 **DEMAND FOR PRODUCTION NO. 56:**

13 Produce for inspection the general ledger for Rickey's Hot Sauce for every year from  
14 January 1, 2015 through the present.

15 **RESPONSE TO DEMAND FOR PRODUCTION NO. 56:**

16 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
17 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
18 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
19 identify the requested documents with sufficient particularity. Responding Party further objects to  
20 this Request to the extent that it seeks documents already in the possession of Responding Party  
21 and/or equally, if not more available to them. The Request improperly seeks information protected  
22 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
23 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

24 Subject to and without waiving the foregoing objections, Responding Party responds:  
25 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
26 requested document or thing has never existed.

27 **DEMAND FOR PRODUCTION NO. 57:**

28 Produce for inspection a profit and loss statement on a cash basis for Rickey's Hot Sauce



1 for every year from January 1, 2015 through the present.

2 **RESPONSE TO DEMAND FOR PRODUCTION NO. 57:**

3 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
4 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
5 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
6 identify the requested documents with sufficient particularity. Responding Party further objects to  
7 this Request to the extent that it seeks documents already in the possession of Responding Party  
8 and/or equally, if not more available to them. The Request improperly seeks information protected  
9 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
10 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

11 Subject to and without waiving the foregoing objections, Responding Party responds:  
12 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
13 requested document or thing has never existed.

14 **DEMAND FOR PRODUCTION NO. 58:**

15 Produce for inspection the balance sheet of Rickey's Hot Sauce for every year from  
16 January 1, 2015 through the present.

17 **RESPONSE TO DEMAND FOR PRODUCTION NO. 58:**

18 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
19 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
20 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
21 identify the requested documents with sufficient particularity. Responding Party further objects to  
22 this Request to the extent that it seeks documents already in the possession of Responding Party  
23 and/or equally, if not more available to them. The Request improperly seeks information protected  
24 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
25 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

26 Subject to and without waiving the foregoing objections, Responding Party responds:  
27 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
28 requested document or thing has never existed.



1 **DEMAND FOR PRODUCTION NO. 59:**

2 Produce for inspection all non-privileged bank account statements for Rickey's Hot Sauce  
3 for every year from January 1, 2015 through the present.

4 **RESPONSE TO DEMAND FOR PRODUCTION NO. 59:**

5 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
6 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
7 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
8 identify the requested documents with sufficient particularity. Responding Party further objects to  
9 this Request to the extent that it seeks documents already in the possession of Responding Party  
10 and/or equally, if not more available to them. The Request improperly seeks information protected  
11 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
12 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

13 **DEMAND FOR PRODUCTION NO. 60:**

14 Produce for inspection all non-privileged DOCUMENTS, including but not limited to  
15 phone & text message records, that support the contention in Paragraph 24 of your September 24,  
16 2020 you called Jace Hall on April 5, 2018.

17 **RESPONSE TO DEMAND FOR PRODUCTION NO. 60:**

18 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
19 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
20 identify the requested documents with sufficient particularity. Responding Party further objects to  
21 this Request to the extent that it seeks documents already in the possession of Responding Party  
22 and/or equally, if not more available to them. The Request improperly seeks information protected  
23 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
24 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

25 Subject to and without waiving the foregoing objections, Responding Party responds:  
26 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
27 requested document or thing has never existed.

28

1 **DEMAND FOR PRODUCTION NO. 61:**

2 Produce for inspection all non-privileged DOCUMENTS relating to any  
3 COMMUNICATION from January 1, 2017 through December 31, 2020 between you and Jeremy  
4 Young.

5 **RESPONSE TO DEMAND FOR PRODUCTION NO. 61:**

6 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
7 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
8 identify the requested documents with sufficient particularity. Responding Party further objects to  
9 this Request to the extent that it seeks documents already in the possession of Responding Party  
10 and/or equally, if not more available to them. The Request improperly seeks information of  
11 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
12 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

13 Subject to and without waiving the foregoing objections, Responding Party responds:  
14 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
15 requested document or thing has never existed.

16 **DEMAND FOR PRODUCTION NO. 62:**

17 Produce for inspection all non-privileged DOCUMENTS relating to any  
18 COMMUNICATION from January 1, 2017 through December 31, 2020 between you and Steve  
19 Wiebe

20 **RESPONSE TO DEMAND FOR PRODUCTION NO. 62:**

21 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
22 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
23 identify the requested documents with sufficient particularity. Responding Party further objects to  
24 this Request to the extent that it seeks documents already in the possession of Responding Party  
25 and/or equally, if not more available to them. The Request improperly seeks information of  
26 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
27 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

28 Subject to and without waiving the foregoing objections, Responding Party responds:

1 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
2 requested document or thing has never existed.

3 **DEMAND FOR PRODUCTION NO. 63:**

4 Produce for inspection all non-privileged DOCUMENTS relating to any  
5 COMMUNICATION from January 1, 2017 through December 31, 2020 between you and Brian  
6 Kuh.

7 **RESPONSE TO DEMAND FOR PRODUCTION NO. 63:**

8 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
9 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
10 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
11 identify the requested documents with sufficient particularity. Responding Party further objects to  
12 this Request to the extent that it seeks documents already in the possession of Responding Party  
13 and/or equally, if not more available to them. The Request improperly seeks information of  
14 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
15 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

16 **DEMAND FOR PRODUCTION NO. 64:**

17 Produce for inspection all non-privileged DOCUMENTS relating to any  
18 COMMUNICATION from January 1, 2017 through December 31, 2020 between you and Robert  
19 Mruzcek.

20 **RESPONSE TO DEMAND FOR PRODUCTION NO. 64:**

21 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
22 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
23 identify the requested documents with sufficient particularity. Responding Party further objects to  
24 this Request to the extent that it seeks documents already in the possession of Responding Party  
25 and/or equally, if not more available to them. The Request improperly seeks information of  
26 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
27 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

28 Subject to and without waiving the foregoing objections, Responding Party responds:

1 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
2 requested document or thing has never existed.

3 **DEMAND FOR PRODUCTION NO. 65:**

4 Produce for inspection all non-privileged DOCUMENTS relating to any  
5 COMMUNICATION from January 1, 2017 through December 31, 2020 between you and Isaiah  
6 Triforce Johnson.

7 **RESPONSE TO DEMAND FOR PRODUCTION NO. 65:**

8 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
9 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
10 identify the requested documents with sufficient particularity. Responding Party further objects to  
11 this Request to the extent that it seeks documents already in the possession of Responding Party  
12 and/or equally, if not more available to them. The Request improperly seeks information of  
13 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
14 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

15 Subject to and without waiving the foregoing objections, Responding Party responds:  
16 Responding Party will produce all non-privileged documents in its custody, possession, or control  
17 that it believes are responsive to this Request.

18 **DEMAND FOR PRODUCTION NO. 66:**

19 Produce for inspection all non-privileged DOCUMENTS relating to any  
20 COMMUNICATION from January 1, 2017 through December 31, 2020 between you and Robert  
21 Childs.

22 **RESPONSE TO DEMAND FOR PRODUCTION NO. 66:**

23 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
24 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
25 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
26 identify the requested documents with sufficient particularity. Responding Party further objects to  
27 this Request to the extent that it seeks documents already in the possession of Responding Party  
28 and/or equally, if not more available to them. The Request improperly seeks information of

1 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
2 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

3 **DEMAND FOR PRODUCTION NO. 67:**

4 Produce for inspection all non-privileged DOCUMENTS relating to any  
5 COMMUNICATION from January 1, 2017 through December 31, 2020 between you and David  
6 Race.

7 **RESPONSE TO DEMAND FOR PRODUCTION NO. 67:**

8 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
9 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
10 identify the requested documents with sufficient particularity. Responding Party further objects to  
11 this Request to the extent that it seeks documents already in the possession of Responding Party  
12 and/or equally, if not more available to them. The Request improperly seeks information of  
13 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
14 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

15 Subject to and without waiving the foregoing objections, Responding Party responds:  
16 Responding Party will produce all non-privileged documents in its custody, possession, or control  
17 that it believes are responsive to this Request.

18 **DEMAND FOR PRODUCTION NO. 68:**

19 Produce for inspection all non-privileged DOCUMENTS relating to any  
20 COMMUNICATION from January 1, 2017 through December 31, 2020 between you and Carlos  
21 Pineiro.

22 **RESPONSE TO DEMAND FOR PRODUCTION NO. 68:**

23 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
24 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
25 identify the requested documents with sufficient particularity. Responding Party further objects to  
26 this Request to the extent that it seeks documents already in the possession of Responding Party  
27 and/or equally, if not more available to them. The Request improperly seeks information of  
28 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,

1 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

2 Subject to and without waiving the foregoing objections, Responding Party responds:  
3 Responding Party will produce all non-privileged documents in its custody, possession, or control  
4 that it believes are responsive to this Request.

5 **DEMAND FOR PRODUCTION NO. 69:**

6 Produce for inspection all non-privileged DOCUMENTS relating to any  
7 COMMUNICATION from January 1, 2014 through December 31, 2020 between you and Steven  
8 Kleisath.

9 **RESPONSE TO DEMAND FOR PRODUCTION NO. 69:**

10 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
11 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
12 identify the requested documents with sufficient particularity. Responding Party further objects to  
13 this Request to the extent that it seeks documents already in the possession of Responding Party  
14 and/or equally, if not more available to them. The Request improperly seeks information of  
15 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
16 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

17 Subject to and without waiving the foregoing objections, Responding Party responds:  
18 Responding Party will produce all non-privileged documents in its custody, possession, or control  
19 that it believes are responsive to this Request.

20 **DEMAND FOR PRODUCTION NO. 70:**

21 Produce for inspection all non-privileged DOCUMENTS relating to any  
22 COMMUNICATION from January 1, 2010 and December 31, 2020 between you and Catherine  
23 Despira.

24 **RESPONSE TO DEMAND FOR PRODUCTION NO. 70:**

25 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
26 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
27 identify the requested documents with sufficient particularity. Responding Party further objects to  
28 this Request to the extent that it seeks documents already in the possession of Responding Party

1 and/or equally, if not more available to them. The Request improperly seeks information protected  
2 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
3 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

4 Subject to and without waiving the foregoing objections, Responding Party responds:  
5 Responding Party will produce all non-privileged documents in its custody, possession, or control  
6 that it believes are responsive to this Request.

7 **DEMAND FOR PRODUCTION NO. 71:**

8 Produce for inspection all non-privileged DOCUMENTS relating to any  
9 COMMUNICATION from January 1, 2004 through December 31, 2020 between you and Seth  
10 Gordon.

11 **RESPONSE TO DEMAND FOR PRODUCTION NO. 71:**

12 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
13 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
14 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
15 identify the requested documents with sufficient particularity. Responding Party further objects to  
16 this Request to the extent that it seeks documents already in the possession of Responding Party  
17 and/or equally, if not more available to them. The Request improperly seeks information of  
18 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
19 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

20 Subject to and without waiving the foregoing objections, Responding Party responds:  
21 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
22 requested document or thing has never existed.

23 **DEMAND FOR PRODUCTION NO. 72:**

24 Produce for inspection all non-privileged DOCUMENTS relating to any  
25 COMMUNICATION from January 1, 2004 through December 31, 2020 between you and Ed  
26 Cunningham.

27 **RESPONSE TO DEMAND FOR PRODUCTION NO. 72:**

28 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,



1 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
2 identify the requested documents with sufficient particularity. Responding Party further objects to  
3 this Request to the extent that it seeks documents already in the possession of Responding Party  
4 and/or equally, if not more available to them. The Request improperly seeks information of  
5 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
6 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

7 Subject to and without waiving the foregoing objections, Responding Party responds:  
8 Responding Party will produce all non-privileged documents in its custody, possession, or control  
9 that it believes are responsive to this Request.

10 **DEMAND FOR PRODUCTION NO. 73:**

11 Produce for inspection all non-privileged DOCUMENTS relating to any  
12 COMMUNICATION from January 1, 2017 through December 31, 2020 between you and Mark  
13 Alpiger.

14 **RESPONSE TO DEMAND FOR PRODUCTION NO. 73:**

15 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
16 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
17 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
18 identify the requested documents with sufficient particularity. Responding Party further objects to  
19 this Request to the extent that it seeks documents already in the possession of Responding Party  
20 and/or equally, if not more available to them. The Request improperly seeks information of  
21 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
22 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

23 Subject to and without waiving the foregoing objections, Responding Party responds:  
24 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
25 requested document or thing has never existed.

26 **DEMAND FOR PRODUCTION NO. 74:**

27 Produce for inspection all non-privileged DOCUMENTS relating to any  
28 COMMUNICATION from January 1, 2017 through December 31, 2020 between you and Todd

1 Rogers.

2 **RESPONSE TO DEMAND FOR PRODUCTION NO. 74:**

3 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
4 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
5 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
6 identify the requested documents with sufficient particularity. Responding Party further objects to  
7 this Request to the extent that it seeks documents already in the possession of Responding Party  
8 and/or equally, if not more available to them. The Request improperly seeks information of  
9 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
10 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

11 **DEMAND FOR PRODUCTION NO. 75:**

12 Produce for inspection all non-privileged DOCUMENTS relating to any  
13 COMMUNICATION from January 1, 2017 through December 31, 2020 between you and  
14 Morningdove Mahoney.

15 **RESPONSE TO DEMAND FOR PRODUCTION NO. 75:**

16 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
17 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
18 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
19 identify the requested documents with sufficient particularity. Responding Party further objects to  
20 this Request to the extent that it seeks documents already in the possession of Responding Party  
21 and/or equally, if not more available to them. The Request improperly seeks information of  
22 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
23 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

24 **DEMAND FOR PRODUCTION NO. 76:**

25 Produce for inspection all non-privileged DOCUMENTS relating to any  
26 COMMUNICATION from 1999 through the present between you and Greg Erway.

27 **RESPONSE TO DEMAND FOR PRODUCTION NO. 76:**

28 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,

1 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
2 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
3 identify the requested documents with sufficient particularity. Responding Party further objects to  
4 this Request to the extent that it seeks documents already in the possession of Responding Party  
5 and/or equally, if not more available to them. The Request improperly seeks information of  
6 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
7 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

8 **DEMAND FOR PRODUCTION NO. 77:**

9 Produce for inspection all non-privileged DOCUMENTS relating to any  
10 COMMUNICATION from January 1, 2017 through December 31, 2020 between you and Richie  
11 Knucklez.

12 **RESPONSE TO DEMAND FOR PRODUCTION NO. 77:**

13 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
14 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
15 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
16 identify the requested documents with sufficient particularity. Responding Party further objects to  
17 this Request to the extent that it seeks documents already in the possession of Responding Party  
18 and/or equally, if not more available to them. The Request improperly seeks information of  
19 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
20 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656. Further, the Request is  
21 not reasonably calculated to lead to the discovery of relevant, admissible evidence.

22 **DEMAND FOR PRODUCTION NO. 78:**

23 Produce for inspection all non-privileged DOCUMENTS relating to any  
24 COMMUNICATION from January 1, 2017 through December 31, 2020 between you and Sheila  
25 Kiniry.

26 **RESPONSE TO DEMAND FOR PRODUCTION NO. 78:**

27 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
28 oppressive and harassing. Responding Party also objects on the grounds that the Request is

1 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
2 identify the requested documents with sufficient particularity. Responding Party further objects to  
3 this Request to the extent that it seeks documents already in the possession of Responding Party  
4 and/or equally, if not more available to them. The Request improperly seeks information of  
5 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
6 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

7 **DEMAND FOR PRODUCTION NO. 79:**

8 Produce for inspection all non-privileged DOCUMENTS relating to any  
9 COMMUNICATION from January 1, 1999 through the present between you and Walter Day.

10 **RESPONSE TO DEMAND FOR PRODUCTION NO. 79:**

11 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
12 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
13 identify the requested documents with sufficient particularity. Responding Party further objects to  
14 this Request to the extent that it seeks documents already in the possession of Responding Party  
15 and/or equally, if not more available to them. The Request improperly seeks information of  
16 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
17 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

18 Subject to and without waiving the foregoing objections, Responding Party responds:  
19 Responding Party will produce all non-privileged documents in its custody, possession, or control  
20 that it believes are responsive to this Request.

21 **DEMAND FOR PRODUCTION NO. 80:**

22 Produce for inspection all non-privileged DOCUMENTS relating to any  
23 COMMUNICATION from January 1, 2017 through the present between you and Robbie  
24 Lakeman.

25 **RESPONSE TO DEMAND FOR PRODUCTION NO. 80:**

26 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
27 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
28 identify the requested documents with sufficient particularity. Responding Party further objects to

1 this Request to the extent that it seeks documents already in the possession of Responding Party  
2 and/or equally, if not more available to them. The Request improperly seeks information of  
3 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
4 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

5 **DEMAND FOR PRODUCTION NO. 81:**

6 Produce for inspection all non-privileged DOCUMENTS relating to any  
7 COMMUNICATION from January 1, 2017 through December 31, 2020 between you and Joel  
8 West.

9 **RESPONSE TO DEMAND FOR PRODUCTION NO. 81:**

10 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
11 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
12 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
13 identify the requested documents with sufficient particularity. Responding Party further objects to  
14 this Request to the extent that it seeks documents already in the possession of Responding Party  
15 and/or equally, if not more available to them. The Request improperly seeks information of  
16 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
17 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656. Further, the Request is  
18 not reasonably calculated to lead to the discovery of relevant, admissible evidence.

19 **DEMAND FOR PRODUCTION NO. 82:**

20 Produce for inspection all non-privileged DOCUMENTS relating to any  
21 COMMUNICATION from January 1, 2017 through December 31, 2020 between you and William  
22 Mitchell Jr.  
23  
24  
25  
26  
27  
28

1 **RESPONSE TO DEMAND FOR PRODUCTION NO. 82:**

2 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
3 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
4 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
5 identify the requested documents with sufficient particularity. Responding Party objects to this  
6 Request on the grounds that it seeks to invade the attorney-client privilege and work-product  
7 doctrine. Responding Party further objects to this Request to the extent that it seeks documents  
8 already in the possession of Responding Party and/or equally, if not more available to them. The  
9 Request improperly seeks information of Responding Party and a third-party protected by  
10 constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of Nevada v. Superior Court*  
11 (1975) 15 Cal. 3d 652, 656. Further, the Request is not reasonably calculated to lead to the  
12 discovery of relevant, admissible evidence.

13 **DEMAND FOR PRODUCTION NO. 83:**

14 Produce for inspection all non-privileged DOCUMENTS relating to any  
15 COMMUNICATION from January 1, 2017 through December 31, 2020 between you and Steve  
16 Sanders.

17 **RESPONSE TO DEMAND FOR PRODUCTION NO. 83:**

18 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
19 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
20 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
21 identify the requested documents with sufficient particularity. Responding Party further objects to  
22 this Request to the extent that it seeks documents already in the possession of Responding Party  
23 and/or equally, if not more available to them. The Request improperly seeks information of  
24 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
25 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656. Further, the Request is  
26 not reasonably calculated to lead to the discovery of relevant, admissible evidence.

27 **DEMAND FOR PRODUCTION NO. 83:**

28 Produce for inspection all non-privileged DOCUMENTS relating to any

1 COMMUNICATION from January 1, 2017 through December 31, 2020 between you and Neil  
2 Hernandez.

3 **RESPONSE TO DEMAND FOR PRODUCTION NO. 83:**

4 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
5 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
6 identify the requested documents with sufficient particularity. Responding Party further objects to  
7 this Request to the extent that it seeks documents already in the possession of Responding Party  
8 and/or equally, if not more available to them. The Request improperly seeks information of  
9 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
10 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

11 Subject to and without waiving the foregoing objections, Responding Party responds:  
12 Responding Party will produce all non-privileged documents in its custody, possession, or control  
13 that it believes are responsive to this Request.

14 **DEMAND FOR PRODUCTION NO. 84:**

15 Produce for inspection all non-privileged DOCUMENTS, relating to any  
16 COMMUNICATION from January 1, 2017 through December 31, 2020 between you and Craig  
17 Glenday.

18 **RESPONSE TO DEMAND FOR PRODUCTION NO. 84:**

19 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
20 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
21 identify the requested documents with sufficient particularity. Responding Party further objects to  
22 this Request to the extent that it seeks documents already in the possession of Responding Party  
23 and/or equally, if not more available to them. The Request improperly seeks information of  
24 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
25 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

26 Subject to and without waiving the foregoing objections, Responding Party responds:  
27 Responding Party will produce all non-privileged documents in its custody, possession, or control  
28 that it believes are responsive to this Request.



1 **DEMAND FOR PRODUCTION NO. 85:**

2 Produce for inspection all non-privileged DOCUMENTS relating to any  
3 COMMUNICATION from January 1, 2017 through December 31, 2020 between your lawyers  
4 and Guinness World Records.

5 **RESPONSE TO DEMAND FOR PRODUCTION NO. 85:**

6 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
7 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
8 identify the requested documents with sufficient particularity. Responding Party further objects to  
9 this Request to the extent that it seeks documents already in the possession of Responding Party  
10 and/or equally, if not more available to them. The Request improperly seeks information of  
11 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
12 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

13 Subject to and without waiving the foregoing objections, Responding Party responds:  
14 Responding Party will produce all non-privileged documents in its custody, possession, or control  
15 that it believes are responsive to this Request.

16 **DEMAND FOR PRODUCTION NO. 86:**

17 Produce for inspection all non-privileged DOCUMENTS relating to any  
18 COMMUNICATION from January 1, 2012 through December 31, 2015 between you and Jourdan  
19 Adler.

20 **RESPONSE TO DEMAND FOR PRODUCTION NO. 86:**

21 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
22 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
23 identify the requested documents with sufficient particularity. Responding Party further objects to  
24 this Request to the extent that it seeks documents already in the possession of Responding Party  
25 and/or equally, if not more available to them. The Request improperly seeks information protected  
26 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
27 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

28 Subject to and without waiving the foregoing objections, Responding Party responds:

1 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
2 requested items no longer exist, or are no longer in your possession due to the length of time that  
3 has passed since these communications were allegedly exchanged.

4 **DEMAND FOR PRODUCTION NO. 87:**

5 Produce for inspection all non-privileged DOCUMENTS relating to any  
6 COMMUNICATION from January 1, 2006 through December 31, 2015 between you and Pete  
7 Bouvier.

8 **RESPONSE TO DEMAND FOR PRODUCTION NO. 87:**

9 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
10 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
11 identify the requested documents with sufficient particularity. Responding Party further objects to  
12 this Request to the extent that it seeks documents already in the possession of Responding Party  
13 and/or equally, if not more available to them. The Request improperly seeks information protected  
14 by Responding Party’s constitutional right of privacy. Cal. Const. Art. I, § 1; Valley Bank of  
15 Nevada v. Superior Court (1975) 15 Cal. 3d 652, 656.

16 Subject to and without waiving the foregoing objections, Responding Party responds:  
17 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
18 requested items no longer exist, or are no longer in your possession due to the length of time that  
19 has passed since these communications were allegedly exchanged.

20 **DEMAND FOR PRODUCTION NO. 88:**

21 Produce for inspection all non-privileged DOCUMENTS relating to any  
22 COMMUNICATION from January 1, 2017 through December 31, 2020 between you and Thomas  
23 Fisher.

24 **RESPONSE TO DEMAND FOR PRODUCTION NO. 88:**

25 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
26 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
27 identify the requested documents with sufficient particularity. Responding Party further objects to  
28 this Request to the extent that it seeks documents already in the possession of Responding Party

1 and/or equally, if not more available to them. The Request improperly seeks information of  
2 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
3 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

4 Subject to and without waiving the foregoing objections, Responding Party responds:  
5 Responding Party will produce all non-privileged documents in its custody, possession, or control  
6 that it believes are responsive to this Request.

7 **DEMAND FOR PRODUCTION NO. 89:**

8 Produce for inspection all non-privileged DOCUMENTS relating to any  
9 COMMUNICATION from January 1, 2017 through December 31, 2020 between you and Shiela  
10 Kinry.

11 **RESPONSE TO DEMAND FOR PRODUCTION NO. 89:**

12 Responding Party objects to this Request as this Request has been asked and answered in  
13 Request for Production No. 78. Responding Party objects to this Request on the grounds that it is  
14 overbroad, burdensome, oppressive and harassing. Responding Party also objects on the grounds  
15 that the Request is overbroad as to time. Responding Party objects to this Request on the grounds  
16 that it fails to identify the requested documents with sufficient particularity. Responding Party  
17 further objects to this Request to the extent that it seeks documents already in the possession of  
18 Responding Party and/or equally, if not more available to them. The Request improperly seeks  
19 information of Responding Party and a third-party protected by constitutional right of privacy.  
20 Cal. Const. Art. I, § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

21 **DEMAND FOR PRODUCTION NO. 90:**

22 Produce for inspection all non-privileged DOCUMENTS relating to any  
23 COMMUNICATION from January 1, 2017 through December 31, 2020 between you and Valerie  
24 Saunders.

25 **RESPONSE TO DEMAND FOR PRODUCTION NO. 90:**

26 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
27 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
28 identify the requested documents with sufficient particularity. Responding Party further objects to

1 this Request to the extent that it seeks documents already in the possession of Responding Party  
2 and/or equally, if not more available to them. The Request improperly seeks information of  
3 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
4 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

5 Subject to and without waiving the foregoing objections, Responding Party responds:  
6 Responding Party will produce all non-privileged documents in its custody, possession, or control  
7 that it believes are responsive to this Request.

8 **DEMAND FOR PRODUCTION NO. 91:**

9 Produce for inspection all DOCUMENTS and things from Senior Nintendo Engineer  
10 Wayne Shirk that confirms or verifies the Arcade Donkey Kong board used by you to achieve the  
11 1,050,200 Donkey Kong score at the Florida Association of Mortgage Brokers Annual Trade  
12 Show on Friday, July 13, 2007 is original and unmodified.

13 **RESPONSE TO DEMAND FOR PRODUCTION NO. 91:**

14 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
15 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
16 identify the requested documents with sufficient particularity. Responding Party further objects to  
17 this Request to the extent that it seeks documents already in the possession of Responding Party  
18 and/or equally, if not more available to them. The Request improperly seeks information of  
19 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
20 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

21 Subject to and without waiving the foregoing objections, Responding Party responds:  
22 Responding Party will produce all non-privileged documents in its custody, possession, or control  
23 that it believes are responsive to this Request.

24 **DEMAND FOR PRODUCTION NO. 92:**

25 Produce for inspection all DOCUMENTS and COMMUNICATIONS between you and  
26 Jace Hall that relate to you asking Hall to specifically interview Sheila Kiniry, Joe Tortorella, Matt  
27 Furgal, or Enzo Celani at any point prior to April 12, 2018.

28

1 **RESPONSE TO DEMAND FOR PRODUCTION NO. 92:**

2 Responding Party objects to this Request as this Request has been asked an answered in  
3 Request for Production No. 78. Responding Party objects to this Request on the grounds that it is  
4 overbroad, burdensome, oppressive and harassing. Responding Party also objects on the grounds  
5 that the Request is overbroad as to time. Responding Party objects to this Request on the grounds  
6 that it fails to identify the requested documents with sufficient particularity. Responding Party  
7 further objects to this Request to the extent that it seeks documents already in the possession of  
8 Responding Party and/or equally, if not more available to them. The Request improperly seeks  
9 information of Responding Party and a third-party protected by constitutional right of privacy.  
10 Cal. Const. Art. I, § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

11 Subject to and without waiving the foregoing objections, Responding Party responds:  
12 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
13 requested document or thing has never existed.

14 **DEMAND FOR PRODUCTION NO. 93:**

15 Produce for inspection all DOCUMENTS and COMMUNICATIONS that demonstrate  
16 you provided Jace Hall with contact information for Sheila Kiniry, Joe Tortorella, Matt Furgal, or  
17 Enzo Celani at any point prior to April 12, 2018.

18 **RESPONSE TO DEMAND FOR PRODUCTION NO. 93:**

19 Responding Party objects to this Request as this Request has been asked an answered in  
20 Request for Production No. 78. Responding Party objects to this Request on the grounds that it is  
21 overbroad, burdensome, oppressive and harassing. Responding Party also objects on the grounds  
22 that the Request is overbroad as to time. Responding Party objects to this Request on the grounds  
23 that it fails to identify the requested documents with sufficient particularity. Responding Party  
24 further objects to this Request to the extent that it seeks documents already in the possession of  
25 Responding Party and/or equally, if not more available to them. The Request improperly seeks  
26 information of Responding Party and a third-party protected by constitutional right of privacy.  
27 Cal. Const. Art. I, § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

28 Subject to and without waiving the foregoing objections, Responding Party responds:

1 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
2 requested document or thing has never existed.

3 **DEMAND FOR PRODUCTION NO. 94:**

4 Produce for inspection all non-privileged DOCUMENTS relating to any  
5 COMMUNICATION from January 1, 2017 through December 31, 2020 evidencing any of the  
6 emotional distress you claim you suffered as result of the acts set forth in your First Amended  
7 Complaint.

8 **RESPONSE TO DEMAND FOR PRODUCTION NO. 94:**

9 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
10 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
11 identify the requested documents with sufficient particularity. Responding Party further objects to  
12 this Request to the extent that it seeks documents already in the possession of Responding Party  
13 and/or equally, if not more available to them. The Request improperly seeks information of  
14 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
15 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

16 Subject to and without waiving the foregoing objections, Responding Party responds:  
17 Responding Party will produce all non-privileged documents in its custody, possession, or control  
18 that it believes are responsive to this Request.

19 **DEMAND FOR PRODUCTION NO. 95:**

20 Produce for inspection all telephone records evidencing any COMMUNICATION from  
21 January 1, 2017 through December 31, 2020 between you and Mark Alpiger.

22 **RESPONSE TO DEMAND FOR PRODUCTION NO. 95:**

23 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
24 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
25 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
26 identify the requested documents with sufficient particularity. Responding Party further objects to  
27 this Request to the extent that it seeks documents already in the possession of Responding Party  
28 and/or equally, if not more available to them. The Request improperly seeks information of

1 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
2 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

3 Subject to and without waiving the foregoing objections, Responding Party responds:  
4 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
5 requested document or thing has never existed.

6 **DEMAND FOR PRODUCTION NO. 96:**

7 Produce for inspection all telephone records evidencing any COMMUNICATION from  
8 January 1, 2017 through December 31, 2020 between you and Todd Rogers.

9 **RESPONSE TO DEMAND FOR PRODUCTION NO. 96:**

10 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
11 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
12 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
13 identify the requested documents with sufficient particularity. Responding Party further objects to  
14 this Request to the extent that it seeks documents already in the possession of Responding Party  
15 and/or equally, if not more available to them. The Request improperly seeks information of  
16 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
17 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

18 **DEMAND FOR PRODUCTION NO. 97:**

19 Produce for inspection all telephone records evidencing any COMMUNICATION from  
20 January 1, 2017 through December 31, 2020 between you and Morningdove Mahoney.

21 **RESPONSE TO DEMAND FOR PRODUCTION NO. 97:**

22 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
23 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
24 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
25 identify the requested documents with sufficient particularity. Responding Party further objects to  
26 this Request to the extent that it seeks documents already in the possession of Responding Party  
27 and/or equally, if not more available to them. The Request improperly seeks information of  
28 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,



1 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

2 **DEMAND FOR PRODUCTION NO. 98:**

3 Produce for inspection all telephone records evidencing any COMMUNICATION from  
4 1999 through the present between you and Greg Erway.

5 **RESPONSE TO DEMAND FOR PRODUCTION NO. 98:**

6 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
7 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
8 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
9 identify the requested documents with sufficient particularity. Responding Party further objects to  
10 this Request to the extent that it seeks documents already in the possession of Responding Party  
11 and/or equally, if not more available to them. The Request improperly seeks information of  
12 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
13 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

14 **DEMAND FOR PRODUCTION NO. 99:**

15 Produce for inspection all telephone records evidencing any COMMUNICATION from  
16 January 1, 2017 through December 31, 2020 between you and Richie Knucklez.

17 **RESPONSE TO DEMAND FOR PRODUCTION NO. 99:**

18 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
19 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
20 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
21 identify the requested documents with sufficient particularity. Responding Party further objects to  
22 this Request to the extent that it seeks documents already in the possession of Responding Party  
23 and/or equally, if not more available to them. The Request improperly seeks information of  
24 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
25 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

26 **DEMAND FOR PRODUCTION NO. 100:**

27 Produce for inspection all telephone records evidencing any COMMUNICATION from  
28 January 1, 2017 through December 31, 2020 between you and Sheila Kinry.

1 **RESPONSE TO DEMAND FOR PRODUCTION NO. 100:**

2 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
3 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
4 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
5 identify the requested documents with sufficient particularity. Responding Party further objects to  
6 this Request to the extent that it seeks documents already in the possession of Responding Party  
7 and/or equally, if not more available to them. The Request improperly seeks information of  
8 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
9 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

10 **DEMAND FOR PRODUCTION NO. 101:**

11 Produce for inspection all telephone records evidencing any COMMUNICATION from  
12 January 1, 1999 through the present between you and Walter Day.

13 **RESPONSE TO DEMAND FOR PRODUCTION NO. 101:**

14 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
15 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
16 identify the requested documents with sufficient particularity. Responding Party further objects to  
17 this Request to the extent that it seeks documents already in the possession of Responding Party  
18 and/or equally, if not more available to them. The Request improperly seeks information of  
19 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
20 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

21 Subject to and without waiving the foregoing objections, Responding Party responds:  
22 Responding Party will produce all non-privileged documents in its custody, possession, or control  
23 that it believes are responsive to this Request.

24 **DEMAND FOR PRODUCTION NO. 102:**

25 Produce for inspection all telephone records evidencing any COMMUNICATION from  
26 January 1, 2017 through the present between you and Robbie Lakeman.

27 **RESPONSE TO DEMAND FOR PRODUCTION NO. 102:**

28 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,

1 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
2 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
3 identify the requested documents with sufficient particularity. Responding Party further objects to  
4 this Request to the extent that it seeks documents already in the possession of Responding Party  
5 and/or equally, if not more available to them. The Request improperly seeks information of  
6 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
7 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

8 **DEMAND FOR PRODUCTION NO. 103:**

9 Produce for inspection all telephone records evidencing any COMMUNICATION from  
10 January 1, 2017 through December 31, 2020 between you and Joel West.

11 **RESPONSE TO DEMAND FOR PRODUCTION NO. 103:**

12 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
13 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
14 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
15 identify the requested documents with sufficient particularity. Responding Party further objects to  
16 this Request to the extent that it seeks documents already in the possession of Responding Party  
17 and/or equally, if not more available to them. The Request improperly seeks information of  
18 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
19 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

20 **DEMAND FOR PRODUCTION NO. 104:**

21 Produce for inspection all telephone records evidencing any COMMUNICATION from  
22 January 1, 2017 through December 31, 2020 between you and William Mitchell Jr.

23 **RESPONSE TO DEMAND FOR PRODUCTION NO. 104:**

24 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
25 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
26 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
27 identify the requested documents with sufficient particularity. Responding Party further objects to  
28 this Request to the extent that it seeks documents already in the possession of Responding Party

1 and/or equally, if not more available to them. The Request improperly seeks information of  
2 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
3 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656. Further, the Request is  
4 not reasonably calculated to lead to the discovery of relevant, admissible evidence.

5 **DEMAND FOR PRODUCTION NO. 105:**

6 Produce for inspection all telephone records evidencing any COMMUNICATION from  
7 January 1, 2017 through December 31, 2020 between you and Steve Sanders.

8 **RESPONSE TO DEMAND FOR PRODUCTION NO. 105:**

9 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
10 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
11 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
12 identify the requested documents with sufficient particularity. Responding Party further objects to  
13 this Request to the extent that it seeks documents already in the possession of Responding Party  
14 and/or equally, if not more available to them. The Request improperly seeks information of  
15 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
16 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656. Further, the Request is  
17 not reasonably calculated to lead to the discovery of relevant, admissible evidence.

18 **DEMAND FOR PRODUCTION NO. 106:**

19 Produce for inspection all telephone records evidencing any COMMUNICATION from  
20 January 1, 2017 through December 31, 2020 between you and Neil Hernandez.

21 **RESPONSE TO DEMAND FOR PRODUCTION NO. 106:**

22 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
23 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
24 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
25 identify the requested documents with sufficient particularity. Responding Party further objects to  
26 this Request to the extent that it seeks documents already in the possession of Responding Party  
27 and/or equally, if not more available to them. The Request improperly seeks information of  
28 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,

1 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656. Further, the Request is  
2 not reasonably calculated to lead to the discovery of relevant, admissible evidence.

3 **DEMAND FOR PRODUCTION NO. 107:**

4 Produce for inspection all telephone records evidencing any COMMUNICATION from  
5 January 1, 2017 through December 31, 2020 between you and Craig Glenday.

6 **RESPONSE TO DEMAND FOR PRODUCTION NO. 107:**

7 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
8 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
9 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
10 identify the requested documents with sufficient particularity. Responding Party further objects to  
11 this Request to the extent that it seeks documents already in the possession of Responding Party  
12 and/or equally, if not more available to them. The Request improperly seeks information of  
13 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
14 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

15 Subject to and without waiving the foregoing objections, Responding Party responds:  
16 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
17 requested document or thing has never existed.

18 **DEMAND FOR PRODUCTION NO. 108:**

19 Produce for inspection all video recordings of you and Benjamin Smith, also known as  
20 Apollo Legend, together from January 1, 2017 through December 31, 2020.

21 **RESPONSE TO DEMAND FOR PRODUCTION NO. 108:**

22 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
23 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
24 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
25 identify the requested documents with sufficient particularity. Responding Party further objects to  
26 this Request to the extent that it seeks documents already in the possession of Responding Party  
27 and/or equally, if not more available to them. The Request improperly seeks information of  
28 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,

1 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

2 Subject to and without waiving the foregoing objections, Responding Party responds:  
3 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
4 requested document or thing has never existed.

5 **DEMAND FOR PRODUCTION NO. 109:**

6 Produce for inspection all video recordings of you and Carlos Pineiro together from  
7 January 1, 2017 through December 31, 2020.

8 **RESPONSE TO DEMAND FOR PRODUCTION NO. 109:**

9 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
10 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
11 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
12 identify the requested documents with sufficient particularity. Responding Party further objects to  
13 this Request to the extent that it seeks documents already in the possession of Responding Party  
14 and/or equally, if not more available to them. The Request improperly seeks information of  
15 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
16 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

17 Subject to and without waiving the foregoing objections, Responding Party responds:  
18 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
19 requested document or thing has never existed.

20 **DEMAND FOR PRODUCTION NO. 110:**

21 Produce for inspection all video recordings of you and Steven Kleisath together from  
22 January 1, 2017 through December 31, 2020.

23 **RESPONSE TO DEMAND FOR PRODUCTION NO. 110:**

24 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
25 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
26 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
27 identify the requested documents with sufficient particularity. Responding Party further objects to  
28 this Request to the extent that it seeks documents already in the possession of Responding Party



1 and/or equally, if not more available to them. The Request improperly seeks information of  
2 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
3 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

4 Subject to and without waiving the foregoing objections, Responding Party responds:  
5 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
6 requested document or thing has never existed.

7 **DEMAND FOR PRODUCTION NO. 111:**

8 Produce for inspection all photographs of you achieving your 1,047,200 (the King of Kong  
9 "tape") Donkey Kong score performance.

10 **RESPONSE TO DEMAND FOR PRODUCTION NO. 111:**

11 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
12 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
13 identify the requested documents with sufficient particularity. Responding Party further objects to  
14 this Request to the extent that it seeks documents already in the possession of Responding Party  
15 and/or equally, if not more available to them. The Request improperly seeks information protected  
16 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
17 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

18 Subject to and without waiving the foregoing objections, Responding Party responds:  
19 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
20 requested items no longer exist, or are no longer in your possession due to the length of time that  
21 has passed since these photographs may have been taken.

22 **DEMAND FOR PRODUCTION NO. 112:**

23 Produce for inspection all photographs of you achieving your 1,050,200 (the Mortgage  
24 Brokers score) score performance.

25 **RESPONSE TO DEMAND FOR PRODUCTION NO. 112:**

26 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
27 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
28 identify the requested documents with sufficient particularity. Responding Party further objects to



1 this Request to the extent that it seeks documents already in the possession of Responding Party  
2 and/or equally, if not more available to them. The Request improperly seeks information protected  
3 by Responding Party’s constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
4 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

5 Subject to and without waiving the foregoing objections, Responding Party responds:  
6 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
7 requested items no longer exist, or are no longer in your possession due to the length of time that  
8 has passed since these photographs may have been taken.

9 **DEMAND FOR PRODUCTION NO. 113:**

10 Produce for inspection all photographs of you achieving your 1,062,800 (the Boomers  
11 score) score performance.

12 **RESPONSE TO DEMAND FOR PRODUCTION NO. 113:**

13 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
14 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
15 identify the requested documents with sufficient particularity. Responding Party further objects to  
16 this Request to the extent that it seeks documents already in the possession of Responding Party  
17 and/or equally, if not more available to them. The Request improperly seeks information protected  
18 by Responding Party’s constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
19 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

20 Subject to and without waiving the foregoing objections, Responding Party responds:  
21 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
22 requested items no longer exist, or are no longer in your possession due to the length of time that  
23 has passed since these photographs may have been taken.

24 **DEMAND FOR PRODUCTION NO. 114:**

25 Produce for inspection all photographs of you at the convention where you achieved the  
26 1,050,200 (the Mortgage Brokers score) score performance

27 **RESPONSE TO DEMAND FOR PRODUCTION NO. 114:**

28 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,

1 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
2 identify the requested documents with sufficient particularity. Responding Party further objects to  
3 this Request to the extent that it seeks documents already in the possession of Responding Party  
4 and/or equally, if not more available to them. The Request improperly seeks information protected  
5 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
6 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

7           Subject to and without waiving the foregoing objections, Responding Party responds:  
8 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
9 requested items no longer exist, or are no longer in your possession due to the length of time that  
10 has passed since these photographs may have been taken.

11 **DEMAND FOR PRODUCTION NO. 115:**

12           Produce for inspection all photographs of you on the day you achieved the 1,062,800 (the  
13 Boomers score) score performance.

14 **RESPONSE TO DEMAND FOR PRODUCTION NO. 115:**

15           Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
16 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
17 identify the requested documents with sufficient particularity. Responding Party further objects to  
18 this Request to the extent that it seeks documents already in the possession of Responding Party  
19 and/or equally, if not more available to them. The Request improperly seeks information protected  
20 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
21 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

22           Subject to and without waiving the foregoing objections, Responding Party responds:  
23 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
24 requested items no longer exist, or are no longer in your possession due to the length of time that  
25 has passed since these photographs may have been taken.

26 **DEMAND FOR PRODUCTION NO. 116:**

27           Produce for inspection all video recordings of you achieving your 1,047,200 (the King of  
28 Kong "tape") Donkey Kong score performance.

1 **RESPONSE TO DEMAND FOR PRODUCTION NO. 116:**

2 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
3 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
4 identify the requested documents with sufficient particularity. Responding Party further objects to  
5 this Request to the extent that it seeks documents already in the possession of Responding Party  
6 and/or equally, if not more available to them. The Request improperly seeks information protected  
7 by Responding Party’s constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
8 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

9 Subject to and without waiving the foregoing objections, Responding Party responds:  
10 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
11 requested items no longer exist, or are no longer in your possession as the original videotape was  
12 lost by Propounding Party.

13 **DEMAND FOR PRODUCTION NO. 117:**

14 Produce for inspection all video recordings of you achieving your 1,050,200 (the Mortgage  
15 Brokers score) score performance.

16 **RESPONSE TO DEMAND FOR PRODUCTION NO. 117:**

17 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
18 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
19 identify the requested documents with sufficient particularity. Responding Party further objects to  
20 this Request to the extent that it seeks documents already in the possession of Responding Party  
21 and/or equally, if not more available to them. The Request improperly seeks information protected  
22 by Responding Party’s constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
23 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

24 Subject to and without waiving the foregoing objections, Responding Party responds:  
25 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
26 requested items no longer exist, or are no longer in your possession as the original videotape was  
27 lost by Propounding Party.

28

1 **DEMAND FOR PRODUCTION NO. 118:**

2 Produce for inspection all video recordings of you achieving your 1,062,800 (the Boomers  
3 score) score performance.

4 **RESPONSE TO DEMAND FOR PRODUCTION NO. 118:**

5 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
6 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
7 identify the requested documents with sufficient particularity. Responding Party further objects to  
8 this Request to the extent that it seeks documents already in the possession of Responding Party  
9 and/or equally, if not more available to them. The Request improperly seeks information protected  
10 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
11 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

12 Subject to and without waiving the foregoing objections, Responding Party responds:  
13 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
14 requested items no longer exist, or are no longer in your possession as the original videotape was  
15 lost by Propounding Party.

16 **DEMAND FOR PRODUCTION NO. 119:**

17 Produce for inspection all video recordings of you at the convention where you achieved  
18 the 1,050,200 (the Mortgage Brokers score) score performance

19 **RESPONSE TO DEMAND FOR PRODUCTION NO. 119:**

20 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
21 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
22 identify the requested documents with sufficient particularity. Responding Party further objects to  
23 this Request to the extent that it seeks documents already in the possession of Responding Party  
24 and/or equally, if not more available to them. The Request improperly seeks information protected  
25 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
26 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

27 Subject to and without waiving the foregoing objections, Responding Party responds:  
28 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the

1 requested items no longer exist, or are no longer in your possession due to the length of time that  
2 has passed since these video recordings may have been taken.

3 **DEMAND FOR PRODUCTION NO. 120:**

4 Produce for inspection all video recordings of you on the day you achieved the 1,062,800  
5 (the Boomers score) score performance.

6 **RESPONSE TO DEMAND FOR PRODUCTION NO. 120:**

7 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
8 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
9 identify the requested documents with sufficient particularity. Responding Party further objects to  
10 this Request to the extent that it seeks documents already in the possession of Responding Party  
11 and/or equally, if not more available to them. The Request improperly seeks information protected  
12 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
13 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

14 Subject to and without waiving the foregoing objections, Responding Party responds:  
15 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
16 requested items no longer exist, or are no longer in your possession due to the length of time that  
17 has passed since these video recordings may have been taken.

18 **DEMAND FOR PRODUCTION NO. 121:**

19 Produce for inspection all video recordings of you at Arcade Game Sales from January  
20 2018 through April 2018.

21 **RESPONSE TO DEMAND FOR PRODUCTION NO. 121:**

22 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
23 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
24 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
25 identify the requested documents with sufficient particularity. Responding Party further objects to  
26 this Request to the extent that it seeks documents already in the possession of Responding Party  
27 and/or equally, if not more available to them. The Request improperly seeks information of  
28 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,

1 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

2 Subject to and without waiving the foregoing objections, Responding Party responds:  
3 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
4 requested document or thing has never existed.

5 **DEMAND FOR PRODUCTION NO. 122:**

6 Produce for inspection all DOCUMENTS related to your appearance in any film released  
7 in the last 20 years.

8 **RESPONSE TO DEMAND FOR PRODUCTION NO. 122:**

9 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
10 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
11 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
12 identify the requested documents with sufficient particularity. Responding Party further objects to  
13 this Request to the extent that it seeks documents already in the possession of Responding Party  
14 and/or equally, if not more available to them. The Request improperly seeks information of  
15 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
16 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

17 **DEMAND FOR PRODUCTION NO. 123:**

18 Produce for inspection all photographs with you and Walter Day from 1982 to the present.

19 **RESPONSE TO DEMAND FOR PRODUCTION NO. 123:**

20 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
21 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
22 identify the requested documents with sufficient particularity. Responding Party further objects to  
23 this Request to the extent that it seeks documents already in the possession of Responding Party  
24 and/or equally, if not more available to them. The Request improperly seeks information protected  
25 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
26 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

27 Subject to and without waiving the foregoing objections, Responding Party responds:  
28 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the

1 requested items no longer exist, or are no longer in your possession due to the length of time that  
2 has passed since these video recordings may have been taken.

3 **DEMAND FOR PRODUCTION NO. 124:**

4 Produce for inspection all photographs with you and Todd Rogers from 1982 to April  
5 2018.

6 **RESPONSE TO DEMAND FOR PRODUCTION NO. 124:**

7 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
8 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
9 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
10 identify the requested documents with sufficient particularity. Responding Party further objects to  
11 this Request to the extent that it seeks documents already in the possession of Responding Party  
12 and/or equally, if not more available to them. The Request improperly seeks information of  
13 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
14 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

15 Subject to and without waiving the foregoing objections, Responding Party responds:  
16 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
17 requested document or thing has never existed.

18 **DEMAND FOR PRODUCTION NO. 125:**

19 Produce for inspection all photographs with you and Kimberly Mahony from 1999 to April  
20 2018.

21 **RESPONSE TO DEMAND FOR PRODUCTION NO. 125:**

22 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
23 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
24 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
25 identify the requested documents with sufficient particularity. Responding Party further objects to  
26 this Request to the extent that it seeks documents already in the possession of Responding Party  
27 and/or equally, if not more available to them. The Request improperly seeks information of  
28 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,



1 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

2 Subject to and without waiving the foregoing objections, Responding Party responds:  
3 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
4 requested document or thing has never existed.

5 **DEMAND FOR PRODUCTION NO. 126:**

6 Produce for inspection all video recordings with you and Walter Day from 1982 to the  
7 present.

8 **RESPONSE TO DEMAND FOR PRODUCTION NO. 126:**

9 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
10 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
11 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
12 identify the requested documents with sufficient particularity. Responding Party further objects to  
13 this Request to the extent that it seeks documents already in the possession of Responding Party  
14 and/or equally, if not more available to them. The Request improperly seeks information of  
15 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
16 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

17 Subject to and without waiving the foregoing objections, Responding Party responds:  
18 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
19 requested document or thing has never existed.

20 **DEMAND FOR PRODUCTION NO. 127:**

21 Produce for inspection all video recordings with you and Todd Rogers from 1982 to April  
22 2018.

23 **RESPONSE TO DEMAND FOR PRODUCTION NO. 127:**

24 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
25 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
26 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
27 identify the requested documents with sufficient particularity. Responding Party further objects to  
28 this Request to the extent that it seeks documents already in the possession of Responding Party

1 and/or equally, if not more available to them. The Request improperly seeks information of  
2 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
3 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

4 Subject to and without waiving the foregoing objections, Responding Party responds:  
5 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
6 requested document or thing has never existed.

7 **DEMAND FOR PRODUCTION NO. 128:**

8 Produce for inspection all video recordings with you and Kimberly Mahony from 1999 to  
9 April 2018.

10 **RESPONSE TO DEMAND FOR PRODUCTION NO. 128:**

11 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
12 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
13 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
14 identify the requested documents with sufficient particularity. Responding Party further objects to  
15 this Request to the extent that it seeks documents already in the possession of Responding Party  
16 and/or equally, if not more available to them. The Request improperly seeks information of  
17 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
18 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

19 Subject to and without waiving the foregoing objections, Responding Party responds:  
20 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
21 requested document or thing has never existed.

22 **DEMAND FOR PRODUCTION NO. 129:**

23 Produce for inspection all video recordings with you and Robert Childs from 1982 to the  
24 present.

25 **RESPONSE TO DEMAND FOR PRODUCTION NO. 129:**

26 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
27 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
28 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to

1 identify the requested documents with sufficient particularity. Responding Party further objects to  
2 this Request to the extent that it seeks documents already in the possession of Responding Party  
3 and/or equally, if not more available to them. The Request improperly seeks information of  
4 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
5 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

6 Subject to and without waiving the foregoing objections, Responding Party responds:  
7 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
8 requested document or thing has never existed.

9 **DEMAND FOR PRODUCTION NO. 130:**

10 Produce for inspection all photographs with you and Robert Childs from 1982 to April  
11 2018.

12 **RESPONSE TO DEMAND FOR PRODUCTION NO. 130:**

13 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
14 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
15 identify the requested documents with sufficient particularity. Responding Party further objects to  
16 this Request to the extent that it seeks documents already in the possession of Responding Party  
17 and/or equally, if not more available to them. The Request improperly seeks information protected  
18 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
19 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

20 Subject to and without waiving the foregoing objections, Responding Party responds:  
21 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
22 requested items no longer exist, or are no longer in his possession due to the length of time that  
23 has passed since these photographs may have been taken.

24 **DEMAND FOR PRODUCTION NO. 131:**

25 Produce for inspection all video recordings of you at any convention where you mention or  
26 talk about the dispute over your Donkey Kong score performances.

27 **RESPONSE TO DEMAND FOR PRODUCTION NO. 131:**

28 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,

1 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
2 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
3 identify the requested documents with sufficient particularity. Responding Party further objects to  
4 this Request to the extent that it seeks documents already in the possession of Responding Party  
5 and/or equally, if not more available to them. The Request improperly seeks information of  
6 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
7 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

8 **DEMAND FOR PRODUCTION NO. 132:**

9 Produce for inspection all DOCUMENTS relating to the payment to you for your  
10 appearance at any show or convention from January 1, 2015, through the present.

11 **RESPONSE TO DEMAND FOR PRODUCTION NO. 132:**

12 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
13 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
14 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
15 identify the requested documents with sufficient particularity. Responding Party further objects to  
16 this Request to the extent that it seeks documents already in the possession of Responding Party  
17 and/or equally, if not more available to them. The Request improperly seeks information of  
18 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
19 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

20 **DEMAND FOR PRODUCTION NO. 133:**

21 Produce for inspection all medical records dated January 1, 2015, to the present.

22 **RESPONSE TO DEMAND FOR PRODUCTION NO. 133:**

23 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
24 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
25 identify the requested documents with sufficient particularity. Responding Party further objects to  
26 this Request to the extent that it seeks documents already in the possession of Responding Party  
27 and/or equally, if not more available to them. The Request improperly seeks information of  
28 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,

1 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

2 Subject to and without waiving the foregoing objections, Responding Party responds:  
3 Responding Party will produce all non-privileged documents in its custody, possession, or control  
4 that it believes are responsive to this Request.

5 **DEMAND FOR PRODUCTION NO. 134:**

6 Produce for inspection all DOCUMENTS related to any litigation against any person you  
7 sued for defamation from January 1, 2018 through the present.

8 **RESPONSE TO DEMAND FOR PRODUCTION NO. 134:**

9 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
10 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
11 identify the requested documents with sufficient particularity. Responding Party further objects to  
12 this Request to the extent that it seeks documents already in the possession of Responding Party  
13 and/or equally, if not more available to them. The Request improperly seeks information of  
14 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
15 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656. Further, the Request is  
16 not reasonably calculated to lead to the discovery of relevant, admissible evidence.

17 **DEMAND FOR PRODUCTION NO. 135:**

18 Produce all DOCUMENTS identified in your response to Special Interrogatory No. 7.

19 **RESPONSE TO DEMAND FOR PRODUCTION NO. 135:**

20 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
21 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
22 identify the requested documents with sufficient particularity. Responding Party further objects to  
23 this Request to the extent that it seeks documents already in the possession of Responding Party  
24 and/or equally, if not more available to them. The Request improperly seeks information of  
25 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
26 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

27 Subject to and without waiving the foregoing objections, Responding Party responds:  
28 Responding Party will produce all non-privileged documents in its custody, possession, or control

1 that it believes are responsive to this Request.

2 **DEMAND FOR PRODUCTION NO. 136:**

3 Produce all DOCUMENTS identified in your response to Special Interrogatory No. 8.

4 **RESPONSE TO DEMAND FOR PRODUCTION NO. 136:**

5 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
6 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
7 identify the requested documents with sufficient particularity. Responding Party further objects to  
8 this Request to the extent that it seeks documents already in the possession of Responding Party  
9 and/or equally, if not more available to them. The Request improperly seeks information of  
10 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
11 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

12 Subject to and without waiving the foregoing objections, Responding Party responds:  
13 Responding Party will produce all non-privileged documents in its custody, possession, or control  
14 that it believes are responsive to this Request.

15 **DEMAND FOR PRODUCTION NO. 137:**

16 Produce all DOCUMENTS identified in your response to Special Interrogatory No. 9.

17 **RESPONSE TO DEMAND FOR PRODUCTION NO. 137:**

18 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
19 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
20 identify the requested documents with sufficient particularity. Responding Party further objects to  
21 this Request to the extent that it seeks documents already in the possession of Responding Party  
22 and/or equally, if not more available to them. The Request improperly seeks information of  
23 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
24 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

25 Subject to and without waiving the foregoing objections, Responding Party responds:  
26 Responding Party will produce all non-privileged documents in its custody, possession, or control  
27 that it believes are responsive to this Request, except for the two referee testimonials by Todd  
28 Rogers and Kimberly Mahoney and the videotape of the 1,062,800 point Donkey Kong Arcade

1 world record as they are not within his custody, possession, or control.

2 **DEMAND FOR PRODUCTION NO. 138:**

3 Produce all DOCUMENTS identified in your response to Special Interrogatory No. 10.

4 **RESPONSE TO DEMAND FOR PRODUCTION NO. 138:**

5 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
6 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
7 identify the requested documents with sufficient particularity. Responding Party further objects to  
8 this Request to the extent that it seeks documents already in the possession of Responding Party  
9 and/or equally, if not more available to them. The Request improperly seeks information of  
10 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
11 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

12 Subject to and without waiving the foregoing objections, Responding Party responds: Responding  
13 Party will produce all non-privileged documents in its custody, possession, or control that it  
14 believes are responsive to this Request.

15 **DEMAND FOR PRODUCTION NO. 139:**

16 Produce all DOCUMENTS identified in your response to Special Interrogatory No. 11.

17 **RESPONSE TO DEMAND FOR PRODUCTION NO. 139:**

18 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
19 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
20 identify the requested documents with sufficient particularity. Responding Party further objects to  
21 this Request to the extent that it seeks documents already in the possession of Responding Party  
22 and/or equally, if not more available to them. The Request improperly seeks information protected  
23 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
24 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

25 Subject to and without waiving the foregoing objections, Responding Party responds:  
26 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
27 requested items no longer exist, or are no longer in your possession as Responding Party donated  
28 all actual physical awards or plaques obtained from his videogame career to the International



1 Videogame Hall of Fame located in Ottumwa, Iowa.

2 **DEMAND FOR PRODUCTION NO. 140:**

3 Produce all DOCUMENTS identified in your response to Special Interrogatory No. 12.

4 **RESPONSE TO DEMAND FOR PRODUCTION NO. 140:**

5 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
6 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
7 identify the requested documents with sufficient particularity. Responding Party further objects to  
8 this Request to the extent that it seeks documents already in the possession of Responding Party  
9 and/or equally, if not more available to them. The Request improperly seeks information protected  
10 by Responding Party's constitutional right of privacy. Cal. Const. Art. I, § 1; *Valley Bank of*  
11 *Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

12 Subject to and without waiving the foregoing objections, Responding Party responds:  
13 Upon a diligent search and reasonable inquiry, Responding Party is unable to comply because the  
14 requested items no longer exist, or are no longer in your possession as Responding Party donated  
15 all actual physical awards or plaques obtained from his videogame career to the International  
16 Videogame Hall of Fame located in Ottumwa, Iowa.

17 **DEMAND FOR PRODUCTION NO. 141:**

18 Produce all DOCUMENTS identified in your response to Special Interrogatory No. 26.

19 **RESPONSE TO DEMAND FOR PRODUCTION NO. 141:**

20 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
21 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
22 identify the requested documents with sufficient particularity. Responding Party further objects to  
23 this Request to the extent that it seeks documents already in the possession of Responding Party  
24 and/or equally, if not more available to them. The Request improperly seeks information of  
25 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
26 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

27 Subject to and without waiving the foregoing objections, Responding Party responds:  
28 Responding Party will produce all non-privileged documents in its custody, possession, or control

1 that it believes are responsive to this Request.

2 **DEMAND FOR PRODUCTION NO. 142:**

3 Produce all DOCUMENTS identified in your response to Special Interrogatory No. 27.

4 **RESPONSE TO DEMAND FOR PRODUCTION NO. 142:**

5 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
6 oppressive and harassing. Responding Party objects to this Request on the grounds that it fails to  
7 identify the requested documents with sufficient particularity. Responding Party further objects to  
8 this Request to the extent that it seeks documents already in the possession of Responding Party  
9 and/or equally, if not more available to them. The Request improperly seeks information of  
10 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
11 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656.

12 Subject to and without waiving the foregoing objections, Responding Party responds:  
13 Responding Party will produce all non-privileged documents in its custody, possession, or control  
14 that it believes are responsive to this Request.

15 **DEMAND FOR PRODUCTION NO. 143:**

16 Produce all DOCUMENTS identified in your response to Special Interrogatory No. 67.

17 **RESPONSE TO DEMAND FOR PRODUCTION NO. 143:**

18 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
19 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
20 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
21 identify the requested documents with sufficient particularity. Responding Party further objects to  
22 this Request to the extent that it seeks documents already in the possession of Responding Party  
23 and/or equally, if not more available to them. The Request improperly seeks information of  
24 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
25 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656. Further, the Request is  
26 not reasonably calculated to lead to the discovery of relevant, admissible evidence.

27 **DEMAND FOR PRODUCTION NO. 144:**

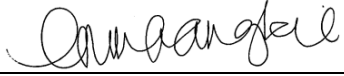
28 Produce all DOCUMENTS identified in your response to Special Interrogatory No. 70.

1 **RESPONSE TO DEMAND FOR PRODUCTION NO. 144:**

2 Responding Party objects to this Request on the grounds that it is overbroad, burdensome,  
3 oppressive and harassing. Responding Party also objects on the grounds that the Request is  
4 overbroad as to time. Responding Party objects to this Request on the grounds that it fails to  
5 identify the requested documents with sufficient particularity. Responding Party further objects to  
6 this Request to the extent that it seeks documents already in the possession of Responding Party  
7 and/or equally, if not more available to them. The Request improperly seeks information of  
8 Responding Party and a third-party protected by constitutional right of privacy. Cal. Const. Art. I,  
9 § 1; *Valley Bank of Nevada v. Superior Court* (1975) 15 Cal. 3d 652, 656. Further, the Request is  
10 not reasonably calculated to lead to the discovery of relevant, admissible evidence.

11  
12 DATED: August 24, 2022

**MANNING & KASS  
ELLROD, RAMIREZ, TRESTER LLP**

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15 By:   
16 Anthony J. Ellrod  
17 Linna T. Loangkote  
18 Attorneys for Plaintiff WILLIAM JAMES  
19 MITCHELL  
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**VERIFICATION**

**STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

I have read the foregoing **RESPONSE OF PLAINTIFF WILLIAM JAMES MITCHELL TO FIRST REQUEST FOR PRODUCTION OF DOCUMENTS PROPOUNDED BY DEFENDANT TWIN GALAXIES, LLC** and know its contents.

I am a party to this action. The matters stated in the foregoing document are true of my own knowledge except as to those matters which are stated on information and belief, and as to those matters I believe them to be true.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on August 23, 2022, at Hollywood, Florida.

WILLIAM JAMES MITCHELL  
Print Name of Signatory

*William J. Mitchell*  
Signature

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**PROOF OF SERVICE**

**STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

At the time of service, I was over 18 years of age and not a party to this action. I am employed in the County of Los Angeles, State of California. My business address is 801 S. Figueroa St, 15th Floor, Los Angeles, CA 90017-3012.

On August 24, 2022, I served true copies of the following document(s) described as **RESPONSE OF PLAINTIFF WILLIAM JAMES MITCHELL TO FIRST REQUEST FOR PRODUCTION OF DOCUMENTS PROPOUNDED BY DEFENDANT TWIN GALAXIES, LLC** on the interested parties in this action as follows:

David Tashroudian, Esq. Mona Tashroudian, Esq. TASHROUDIAN LAW GROUP, APC 12400 Ventura Blvd. Suite 300 Studio City, CA 91604 Telephone: (818) 561-7381 Facsimile: (818) 561-7381 Email: <a href="mailto:david@tashlawgroup.com">david@tashlawgroup.com</a> Email: <a href="mailto:mona@tashlawgroup.com">mona@tashlawgroup.com</a>	Attorney for Defendants Twin Galaxies
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**BY MAIL:** I enclosed the document(s) in a sealed envelope or package addressed to the persons at the addresses listed in the Service List and placed the envelope for collection and mailing, following our ordinary business practices. I am readily familiar with the practice of Manning & Kass, Ellrod, Ramirez, Trester LLP for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid. I am a resident or employed in the county where the mailing occurred. The envelope was placed in the mail at Los Angeles, California.

**BY E-MAIL OR ELECTRONIC TRANSMISSION:** I caused a copy of the document(s) to be sent from e-mail address [shc@manningllp.com](mailto:shc@manningllp.com) to the persons at the e-mail addresses listed in the Service List. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on August 24, 2022, at Los Angeles, California.

  
\_\_\_\_\_  
Steve Chang