



IN THE DISTRICT COURT IN AND FOR TULSA COUNTY
STATE OF OKLAHOMA

2016 MAY -3 PM 3:50

IN RE THE MARRIAGE OF

[REDACTED]

PETITIONER,

vs.

[REDACTED]

RESPONDENT.

DISTRICT COURT
FILED
MAY 03 2016
SALLY HOWE SMITH, COURT CLERK
STATE OF OKLA. TULSA COUNTY

SALLY HOWE SMITH
COURT CLERK

CASE NO. [REDACTED]

MOTION TO COMPEL PRODUCTION OF DISCOVERY RESPONSES

Respondent, [REDACTED] ("Wife"), pursuant to 12 O.S. §§ 3233, 3234 and 3237, hereby requests that this Court enter an Order compelling Petitioner, [REDACTED] ("Husband"), to provide complete and accurate responses, and all documents in Husband's possession, custody or control responsive to Respondent's First Set of Interrogatories and Requests for Production of Documents to Petitioner (hereinafter, the "Discovery Requests"). In support of this Motion, Wife alleges and states as follows:

1. Husband, through his counsel at the time, was served with the Discovery Requests via certified mail on January 21, 2016. *See* Discovery Requests attached hereto as Exhibit A.
2. Pursuant to 12 O.S. §§ 3233 and 3234, 1. Husband had thirty days, or until February 23, 2016, in which to file an objection or other response to the Discovery Requests.
3. Shortly prior to the February 23, 2016 due date, Husband's then-counsel, James McAuliff, contacted the undersigned counsel and requested an extension for Responding Party's responses to February 26, 2016. Mr. McAuliff requested a second extension to March 1, 2016.

The undersigned counsel agreed to both requests for extension. However, Husband did not provide any response to the discovery requests by the extended deadlines.

4. On March 11, 2016, Mr. McAuliff filed his Motion to Withdraw as counsel for Husband. Mr. McAuliff's Motion to Withdraw was granted on April 5, 2016. As far as the undersigned counsel is aware, Husband has not retained new counsel.

5. To date, Husband has submitted no response to any of the Discovery Requests, nor has any objection been proffered thereto. As a result, any objection which may have been made is now waived. 12 O.S. § 3233. *See also Pham v. Hartford Fire Ins. Co.*, 193 F.R.D. 659, 661 (D. Colo. 2000).

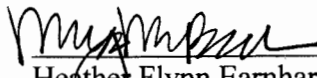
6. Wife's counsel has conferred in good faith with Husband personally regarding his discovery noncompliance. On April 10, 2016, after the original setting of the temporary order hearing in this matter, Wife's counsel and Husband met at the courthouse and specifically addressed Wife's need of Husband's discovery responses. Husband agreed to provide his responses by May 1, 2016. As a follow up to the in-person conference, Wife's counsel sent Husband an email memorializing their agreement that he produce his discovery responses by May 2, 2016 (since May 1st ended up falling on a Sunday), and re-transmitting the actual requests in the event he did not retain a copy of them from his prior counsel. The April 11, 2016 email correspondence to Husband is attached as Exhibit B.

WHEREFORE, above premises considered, Respondent, [REDACTED] requests that this Court:

- a. Enter an Order compelling complete and accurate responses to the Discovery Requests by Petitioner including production of all responsive documents in the

Petitioner's possession, custody or control as such terms have been construed as pertaining to document requests (i.e., "'Control' with respect to the production of documents is defined 'not only as possession, but as the legal right to obtain the documents requested upon demand.'" *Cochran Consulting, Inc. v. UWATEC USA, Inc.*, 102 F.3d 1224, 1229-30 (Fed. Cir. 1996). *See also* *Searock v. Stripling*, 736 F.2d 650, 653 (11th Cir. 1984); *United States v. Tynan*, 776 F.2d 250, 252 (10th Cir. 1985); *Soto v. City of Concord*, 162 F.R.D. 603, 619-20 (N.D. Cal. 1995). *See also*, *Hotels, Inc. v. Kampar Corp.*, 964 P.2d 933, 935 (Okla. Ct. App. 1998) ("Because Oklahoma's Discovery Code was adopted from the Federal Discovery Rules, the decisions of the federal courts interpreting the discovery rules are persuasive authority for Oklahoma's courts."));

- b. that Respondent be awarded all attorneys' fees and costs associated with this Motion;
- c. and that Respondent be awarded such other and further relief as this Court deems just and equitable.



Heather Flynn Earnhart, OBA No. 19456

Megan M. Beck, OBA No. 30962

HALL, ESTILL, HARDWICK, GABLE,

GOLDEN & NELSON, PC

320 South Boston Avenue, Suite 200

Tulsa, Oklahoma 74103

Telephone: (918) 594-0400

Facsimile: (918) 594-0505

ATTORNEY FOR RESPONDENT,

[REDACTED]

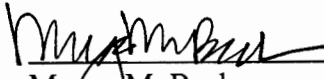
CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 3^d day of May, 2016, a true and correct copy of the above and foregoing instrument was:

X mailed with postage prepaid thereon;
_____ mailed by certified mail, Return Receipt requested;
_____ transmitted via facsimile;
_____ hand-delivered; or
_____ issued for personal service

to:

c/o _____
7899 S. Union Ave., #205
Tulsa, OK 74132



Megan M. Beck

2688293.1:000685:00001

IN THE DISTRICT COURT OF TULSA COUNTY
STATE OF OKLAHOMA

IN RE THE MARRIAGE OF:

██████████

PETITIONER

v.

████████████████████

RESPONDENT

CASE NO. ██████████
██████████

**RESPONDENT'S FIRST INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS
TO PETITIONER**

TO:

██████████
c/o James A. McAuliff
1515 South Denver Avenue
Tulsa, Oklahoma 74119

Pursuant to 12 O.S. § 3233, ██████████ ("Movant"), submits the following interrogatories to ██████████, ("Opposing Party"), to be answered in writing, under oath, within thirty (30) days from the date of service of these interrogatories.

I.
INSTRUCTIONS

1. These interrogatories are intended to ascertain information not only in the possession of the Opposing Party individually and the other persons named above, but also contained in records and documents in their custody and control or available to them.

2. These interrogatories shall be deemed continuing pursuant to the provisions of 12 O.S. 2001, § 3226 and require the supplementation of answers if additional information is acquired but not later than thirty (30) days after such additional information is acquired.

EXHIBIT

A

II. DEFINITIONS

1. "You," "your" and/or "Opposing Party" shall refer to the above-named Opposing Party, and/or the Opposing Party's respective servants, employees, private investigators, agents, and representatives and all other persons acting on behalf of or purporting to act on behalf of the Opposing Party.

2. To "identify" a document, means give the type of document (e.g., letter, memorandum, telegraph, report, etc.), date, addressee, file number and or identifying symbol, and name and address of its custodian.

3. "Person" shall refer to any individual, corporation, firm, partnership, association, joint venture, or organization or entity of any type.

4. "Writing" or "Document" shall refer to any written, recorded, or graphic material or matter whether typed, handwritten or printed, whether a photograph, Photostat, microfilm, or produced, reproduced or stored on papers, cards, tapes, belts, or computer devices or any other medium in your possession, custody or control or known by you to exist, and includes without limitation all original, copies of originals, and prior drafts of each letter, correspondence, memorandum (inter- or intra-office as well as any other type), note, telegram, message, report (such as reports of telephone conversations), circular, release, article, analysis, summary, diary, record, brochure, contract, agreement, computer printout, table, chart, graph, schedule, book, journal, ledger, check, and other similar instrument, minute, purchase order and/or sale confirmation, invoice, monthly statement, account, photograph, negative, film (whether developed or undeveloped), film strip, magnetic or other recorded tape, and transcription.

5. "Communicate" and "Communication" shall mean every manner or means of disclosure or transfer or exchange of information whether orally, by document or otherwise.

6. The terms "relate to" or "relating to" are used in their broadest sense and shall mean to refer to, discuss, involve, reflect, deal with, consist of, represent, constitute, emanate from, be directed at, or in any way pertain, in whole or in part, to the subject.

7. The term "Business Entity" shall refer to any corporation, partnership, joint venture, company, firm or other business entity in which you own or control an interest other than corporations whose shares are traded on a national stock exchange.

8. The term "Date of Separation" shall be defined as November 1, 2015 without prejudice to your right to claim another date as the date on which the parties ceased cohabitation or when joint industry between the parties concluded.

III. INTERROGATORIES

INTERROGATORY NO. 1.: Identify all assets owned by you, your spouse, or the two of you together at any time during the last 36 months, whether the assets were real, personal, tangible, intangible, or mixed, and state as to each asset the following:

- a. Description of the asset;
- b. Location of the asset;
- c. Fair market value of the asset as of the Date of Separation, as defined above;
- d. Fair market value as of the date of your response to these interrogatories;
- e. Formula or criteria by which you established the fair market value of the asset;
- f. The date the asset was acquired;
- g. The acquisition cost of the asset;
- h. Whether the same is your "separate" property or "jointly acquired" property as those terms have been construed by Oklahoma matrimonial law. If any such assets are

your separate property, state the basis for your consideration of the item as such (e.g., inheritance or gift to you and you alone, or a premarital purchase, etc.); and

i. If you have sold or disposed of any of the above assets, then state:

1. its description;
2. to whom it was sold or transferred;
3. the date of such sale or transfer;
4. the consideration received, if any; and
5. what was done with the proceeds.

NOTE: The values of household furniture, appliances, and goods may be combined and listed as one asset.

INTERROGATORY NO. 2.: For each pension or retirement plan, stock ownership plan (e.g., stock option or stock grant plan), profit-sharing plan, 401(k) account, individual retirement account ("IRA"), defined benefit plan, defined contribution plan or other deferred income plan, award program or account of which you were a participant during your marriage, regardless of whether your rights therein have yet "vested" or remain contingent, identify the following:

- a. the formal name or title of the plan, program, or account;
- b. your account or employee number;
- c. the name, address and telephone number of the administrator for the plan, program or account;
- d. The account's balance as of your response to this interrogatory. If you contend that any part of the balance of such account is your separate property, then provide the balance of such plan, program or account as of the date of your marriage as well;

- e. Identify all documents, including plan booklets and account statements, which could provide the information requested in parts (a)-(e), above.

INTERROGATORY NO. 3.: As to each debt currently owed by you, your spouse, or the two of you jointly, and each debt on which you are a co-obligor, please state the following:

- a. The date it was incurred;
- b. The name of the creditor and account number;
- c. The original principal balance and the current balance owed;
- d. The balance owed as of the Date of Separation, as defined above;
- e. The monthly or other periodic payment required, stating what period of payment;
and
- f. The security for the debt, if any.

INTERROGATORY NO. 4.: Identify all banks, savings and loan associations, stock brokerage firms, investment houses or other financial institutions with which you, your spouse, or the two of you together have had an account during the last 36 months, identifying in each instance:

- a. The name and address of the office or branch;
- b. All account numbers and name(s) under which each account was held

INTERROGATORY NO. 5.: For each person or entity which holds any asset on your behalf, identify:

- a. The asset;
- b. The name of the person or entity and its address; and
- c. The value and location of the asset.

INTERROGATORY NO. 6.:

For each asset of which you hold title in any

name other than your given name, identify:

- a. The asset;
- b. The name by which you hold title; and
- c. The value and location of the asset.

INTERROGATORY NO. 7.:

Identify all fringe benefits received by you

during the last 36 months from any corporation or other entity in which you own an interest, or by which you were employed on any basis, stating the amounts paid for the same (e.g., payment or reimbursement of travel expenses, entertainment expenses, automobile expense, free use of automobile, mileage expense, etc.).

INTERROGATORY NO. 8.:

Identify the amount, source, and nature of all

income received by you from all sources during the last 36 months (e.g., wages, salary, fees, referral fees, dividends, interest income, payments pursuant to a division order, royalties, distributions, advances, etc.).

INTERROGATORY NO. 9.:

Provide the following information for each

employer for which you have provided services during the last 24 months, including self-employment:

- a. Name and address of employer;
- b. The dates on which the employment relationship began and terminated, respectively;
- c. Identify all documents evidencing any bonus, commission or other compensation plan including expense accounts or reimbursements whether guaranteed or contingent; and
- d. Your job title(s) and description(s).

INTERROGATORY NO. 10.: State your average monthly living expenses over the last 6 months in accordance with the form attached hereto as Exhibit "A."

INTERROGATORY NO. 11.: For each Request for Production of Documents appearing hereafter, identify each responsive document which is *not* in your possession, custody or control by describing the name or title of the document, the nature of the document's contents, the name of the person(s) (as "Person" is defined in Section II of these Discovery Requests) presently in possession of the document, such person's address and telephone number, and why, if upon request by you, that person has refused or will refuse to turn that document over to you so that you might obtain all documents responsive to each of the Requests for Production of Documents appearing hereafter.

INTERROGATORY NO. 12.: Describe all post office boxes you have rented within the last 36 months under your name or an alias, or on behalf of another person by providing the following information:

- a. Address of the P.O. box;
- b. Date it was rented;
- c. Purpose for which P.O. box was rented;
- d. Name under which P.O. box was rented.

INTERROGATORY NO. 13.: Identify all individuals from whom you have obtained an opinion, estimate or appraisal during the last 24 months regarding the value of any real or personal property owned by you, your spouse, or the two of you jointly, by stating as follows:

- a. Name, address and telephone number of each individual from whom an opinion, estimate or appraisal was obtained;

- b. A description of the parcel or item of property which was the subject of the opinion, estimate or appraisal;
- c. The approximate date on which the opinion, estimate or appraisal was obtained.
- d. The value suggested by the opinion, estimate or appraisal.

INTERROGATORY NO. 14.: Do you believe that Respondent is a fit and proper person to have custody of your minor children?

INTERROGATORY NO. 15.: If your answer to Interrogatory No. 14 is no, state with particular detail each reason you believe Respondent is not a fit and proper person to have custody of your minor children.

INTERROGATORY NO. 16.: Have you, at any time since November 1, 2015, formed an opinion that Respondent has acted contrary to the best interests of your minor children?

INTERROGATORY NO. 17.: If your answer to Interrogatory No. 16 is yes, state with particular detail the following:

- a. the event(s) or occurrence(s) that caused you to believe Respondent acted contrary to the best interests of your minor children; and,
- b. the date the event(s) occurred.

INTERROGATORY NO. 18.: State with detail the physical custody schedule you are asking the Court to award you with the minor children.

INTERROGATORY NO. 19.: Have you sought treatment or counseling from any psychiatrist, psychologist, licensed professional counselor, social worker or other mental health professional since January 1, 2014?

INTERROGATORY NO. 20.: If your answer to Interrogatory No. 19 is yes, state the following:

- a. the name, address and telephone number of the mental health professional;
- b. the reason you sought treatment or counseling; and,
- c. the outcome of the treatment or counseling.

INTERROGATORY NO. 21.: Have you sought treatment or counseling from any medical doctors or physicians since January 1, 2014?

INTERROGATORY NO. 22.: If your answer to Interrogatory No. 22 is yes, state the following:

- a. the name, address and telephone number of the medical doctors or physicians;
- b. the reason you sought treatment; and,
- c. the outcome of the treatment.

INTERROGATORY NO. 23.: Describe your strengths and weaknesses as a parent for the minor children subjects of this action.

INTERROGATORY NO. 24.: Describe the strengths and weaknesses of the Respondent as a parent for the minor children subjects of this action.

INTERROGATORY NO. 25.: Have you ever created and/or maintained a profile on an online dating web site?

INTERROGATORY NO. 26.: If your answer to Interrogatory No. 25 is yes, state the following

- a. the name of the online dating web site;
- b. the time period in which you maintained the profile on the dating web site;
- c. whether you contacted any individuals through the web site(s), either in

person, via phone, or electronically;

- d. the names of the individuals you contacted;
- e. whether you continue to maintain a relationship with any of the individuals you have contacted via the web site(s).

REQUEST FOR PRODUCTION OF DOCUMENTS

Pursuant to 12 O.S. 2001, § 3234, Movant submits the following requests for production of documents to Opposing Party to be answered in writing, under oath, within thirty (30) days from the date of service of these requests for production of documents.

IV.

INSTRUCTIONS

1. In the event that you object to any request made the herein or decline to produce certain documents required by any request on the basis of any privilege, or that such documents constitute trial preparation materials subject to the work-product doctrine you shall respond to the request in accordance with 12 O.S. 2002, § 3226 (B)(4).

2. The response to this document request shall include such information and documents as are within the possession, custody or control of the Opposing Party. "Control" with respect to the production of documents is defined 'not only as possession, but as the legal right to obtain the documents requested upon demand.'" *Cochran Consulting, Inc. v. UWATEC USA, Inc.*, 102 F.3d 1224, 1229-30 (Fed. Cir. 1996). *See also Searock v. Stripling*, 736 F.2d 650, 653 (11th Cir. 1984); *United States v. Tynan*, 776 F.2d 250, 252 (10th Cir. 1985); *Soto v. City of Concord*, 162 F.R.D. 603, 619-20 (N.D. Cal. 1995). *See also, Hotels, Inc. v. Kampar Corp.*, 964 P.2d 933, 935 (Okla. Ct. App. 1998) ("Because Oklahoma's Discovery Code was adopted from the Federal Discovery Rules, the decisions of the federal courts interpreting the discovery rules are persuasive authority for Oklahoma's courts.")

3. The documents produced shall be produced as they are kept in the usual course of business, or each document produced shall be specifically identified with the specific request to which it is responsive. The documents shall be produced in a form which renders them susceptible to copying.

V.
DEFINITIONS

See DEFINITIONS appearing in Section II. of these Discovery Requests.

VI.
REQUESTS FOR PRODUCTION OF DOCUMENTS

REQUEST FOR PRODUCTION NO. 1.: All documents evidencing title to assets owned by you, your spouse, or the two of you together at any time during the last 36 months including, but not limited to the following:

- a. deeds;
- b. certificates of deposits;
- c. bank account statements;
- d. stock certificates;
- e. shareholder/partnership agreements;
- f. retirement account/pension/IRA/401(k) statements;
- g. trust documents.

REQUEST FOR PRODUCTION NO. 2.: All notes or other evidence of all indebtedness currently owed by you, your spouse, or the two of you together, together with all security agreements and mortgages or other security instruments taken as security for such indebtedness.

REQUEST FOR PRODUCTION NO. 3.: All documents evidencing the balance of each indebtedness owed by you, your spouse, or the two of you together as of the Date of

Separation, as defined in Section II. of these Discovery Requests, or the closest date prior thereto for which such information is available (e.g., credit card statements, mortgage statements reflecting outstanding principal balance information, etc.).

REQUEST FOR PRODUCTION NO. 4.: All documents or other tangible items you intend to place into the evidentiary record at the trial of this action.

REQUEST FOR PRODUCTION NO. 5.: Each of your personal financial statements and credit or loan applications which have been prepared for any bank, lender or other individual or entity at any time within the last 36 months regardless of whether such statement was ever submitted to any bank, lender or other individual or entity.

REQUEST FOR PRODUCTION NO. 6.: All documents reflecting the current "cash" or "surrender" value of each life insurance policy owned by you or your spouse.

REQUEST FOR PRODUCTION NO. 7.: All bank statements, cancelled checks (if copies provided, then copies of the front *and* back of the checks), deposit slips and check registers, for all accounts on which you were a signatory during the last 36 months.

REQUEST FOR PRODUCTION NO. 8.: All documents evidencing the value of each asset in which you, your spouse, or the two of you together owned an interest as of the Date of Separation, as defined in Section II of these Discovery Requests, or the closest date prior thereto for which such information is available (e.g. appraisals, account statements from banks or other financial institutions, etc.).

REQUEST FOR PRODUCTION NO. 9.: All credit card statements, (e.g., MasterCard, VISA, Diner's Club, American Express, department store cards, etc.) reflecting any charge incurred by you during the last 24 months.

REQUEST FOR PRODUCTION NO. 10.: All documents which reflect income received by you since January 1, 2013 including tax returns and all documents upon which such returns are based (e.g., Form W-2's, Form 1099's, Form K-1's, etc.).

REQUEST FOR PRODUCTION NO. 11.: All documents identified in response to the interrogatories set forth above.

REQUEST FOR PRODUCTION NO. 12.: Copies of all documents upon which you relied in supplying, or which support, the information you provided pursuant to the Interrogatory requesting identification of your *current* average monthly living expenses, and the Interrogatory requesting identification of your average monthly living expenses for the 12 calendar months immediately preceding the Date of Separation (e.g., check registers, credit card statements, bills, invoices, printouts produced by Quicken™, Microsoft Money™ or other computer program capable of generating a printout reflecting sources and uses of funds).

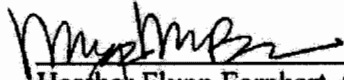

REQUEST FOR PRODUCTION NO. 13.: All documents by which your answers to the interrogatories herein can be proven as accurate and truthful.

REQUEST FOR PRODUCTION NO. 14.: All documents in your possession, custody or control (including, but not limited to, emails, text messages, voice messages, call logs, letters, notes, calendars, diaries and other documents, including any documents maintained or located within any computer, phone, personal electronic devices, cloud, social media platform, etc.) which have been created since January 1, 2015 which relate to your minor children.

REQUEST FOR PRODUCTION NO. 15.: A copy of all executed account signature cards for each financial account on which you have, or have had, signature authority.

REQUEST FOR PRODUCTION NO. 16.: All documents in your possession, custody or control (including, but not limited to, emails, text messages, voice messages, call logs, letters,

notes, calendars, diaries and other documents, including any documents maintained or located within any computer, phone, personal electronic devices, cloud, social media platform, etc.) which have been created since January 1, 2015 which relate to your two minor children.


Heather Flynn Earnhart, OBA No. 19456
Megan M. Beck, OBA No. 30962
Hall, Estill, Hardwick, Gable,
Golden & Nelson, PC
320 South Boston Avenue, Suite 200
Tulsa, Oklahoma 74103
Telephone: (918) 594-0400
Facsimile: (918) 594-0505
ATTORNEY FOR RESPONDENT,


CERTIFICATE OF SERVICE

I, the undersigned, do hereby certify that on this 21st day of January, 2016, a true and correct copy of the above and foregoing instrument was:

☐ mailed with postage prepaid thereon;

☒ mailed by certified mail, Return Receipt No. 7014 0150 0001 3046
4938

☐ transmitted via facsimile;

☐ hand-delivered; or

☐ emailed.

to:

James A. McAuliff
1515 South Denver Avenue
Tulsa, Oklahoma 74119

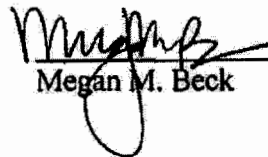

Megan M. Beck

EXHIBIT "A"

Description of Expenses	Current Monthly Average of Your Expenses	Notes
1. Rent or Mortgage Payment	\$	
2. Home Repairs or Maintenance		
3. Home Security System		
4. Homeowner's or Renter's Insurance Premiums Not Included in Rent or Mortgage Payment		
5. <i>Ad Valorem</i> Property Taxes Not Included in Mortgage Payment		
6. Cellular Telephone or Pager Bill		
7. Residential Telephone Bill		
8. Water Bill		
9. Natural Gas Bill		
10. Electric Bill		
11. Trash & Sewer Service		
12. Cable or Satellite TV Bill		
13. Internet Access		
14. Housekeeping Service		
15. Yard or Lawn Care		
16. Swimming Pool Service		

17. Clothing, Shoes and Accessories		
18. Household Cleaning Supplies		
19. Personal Cleaning Supplies		
20. Laundry or Dry Cleaning		
21. Cosmetics		
22. Haircuts or Styling		
23. Automobile Payment		
24. Other Vehicle Payment		
25. Other Vehicle Payment		
26. Automobile Insurance		
27. Tax for Annual Automobile Tag		
28. Gasoline and Motor Oil, Fluids, etc.		
29. Automobile Repairs and Cleaning		
30. Dentist or Orthodontist Bills Not Reimbursed by Insurance		
31. Doctors' Bills Not Reimbursed by Insurance		
32. Counselors' Bills Not Reimbursed by Insurance (e.g. psychologist or psychotherapist)		
33. Hospital Bills Not Reimbursed by Insurance		
34. Medical Insurance Premium		

35. Dental Insurance Premium		
36. Payments for Drugs and Medications Not Reimbursed by Insurance		
37. Other Medically Related Therapy Bills Not Reimbursed by Insurance		
38. School Tuition		
39. School Lunches		
40. School Supplies (e.g. books, uniforms and other supplies)		
41. Other Lessons (e.g. dance, music, art, etc.)		
42. Transportation (e.g. airfare, bus fare, etc.)		
43. Life Insurance Premiums		
44. Entertainment		
45. Total of Minimum Monthly Payments on All Presently Outstanding Credit Card Balances		
46. Child-Related Extracurricular Activities (e.g. uniforms, equipment, fees, traveling expenses, etc.)		
47. Food and Groceries:		
48. Other:		
TOTAL	\$	

Megan Beck

From: Megan Beck
Sent: Wednesday, April 13, 2016 4:50 PM
To: [REDACTED]
Cc: Heather F. Earnhart; Kevin Gassaway
Subject: [REDACTED]
Attachments: Omstead Resp 1st Interrog & RFP to Pet.PDF

Mr. [REDACTED]

As a follow-up to our conversation after court yesterday, attached are the discovery requests which were originally sent to your prior counsel, Tony McAuliff, on January 21, 2016. The statutory deadline for responding to the discovery requests was February 23, 2016, which we extended by request of Mr. McAuliff to February 26, 2016 and again to March 1, 2016. This email shall confirm our agreement after court yesterday that you will provide all responsive documents and answer the interrogatories no later than May 2, 2016 (May 1st ended up being a Sunday).

The temporary order hearing is scheduled for May 10, 2016 at 1:30 p.m.



Megan M. Beck | Attorney
320 S. Boston Ave., Suite 200
Tulsa, OK 74103
T: 918-594-0809 | F: 918-594-0505
www.hallestill.com | [my bio](#)

EXHIBIT

B