

STATE OF INDIANA)	IN THE KOSCIUSKO CIRCUIT COURT
)SS:	
COUNTY OF KOSCIUSKO)	CAUSE NO. 43C01-1511-MI-270
ROBERT H. STINE and,)	
MOLLY MCGINNIS STINE,)	
Plaintiffs,)	
)	
EPWORTH FOREST ADMINISTRATION)	
COMMITTEE, INC.,)	
Defendant.)	

DEFENDANT'S RESPONSES TO PLAINTIFFS'
FIRST REQUEST FOR PRODUCTION OF DOCUMENTS

Comes now Defendant, Epworth Forest Administration Committee Inc., and pursuant to Trial Rule 34, hereby responds to Plaintiffs, Robert H. Stine and Molly McGinnis Stine, Requests' for Production as follows:

PREFATORY STATEMENT, GENERAL OBJECTIONS AND RESERVATIONS

1. Defendant objects to Plaintiffs' requests for production to the extent they are not limited to the claims of the Defendant or the defenses of the Plaintiffs. Such requests for production are overly broad, unduly burdensome, and neither relevant nor reasonably calculated to lead to the discovery of admissible evidence.

2. Defendant objects to Plaintiffs' requests for production to the extent they call for disclosure of information and documents that would violate: the privacy of third parties; the confidentiality of financial records; and all applicable state and federal statutes and regulations that protect records, reports or information from disclosure.

3. Defendant objects to Plaintiffs' requests for production to the extent they call for information and documents protected from disclosure by the attorney work product doctrine, the attorney-client privilege and any other applicable doctrines or privileges.

4. Defendant's responses are made solely for purposes of this action. They are subject to all objections as to competence, relevance, materiality, and admissibility, and to any and all other objections on any grounds that would require the exclusion of evidence in court, all of which objections and grounds are expressly reserved so that these may be made at trial.

5. Defendant objects to these requests for production of documents to the extent they purport to require Defendant to conduct an investigation to obtain information beyond those records currently in his possession, as unduly burdensome and oppressive.

6. Defendant objects to these requests for production to the extent they purport to require Defendant to produce materials which are equally accessible to Plaintiff or are in Plaintiffs' possession.

7. The following request for production responses are given without prejudice to Defendant's right to produce information or documents which Defendant may later recall or subsequently discover. Defendant accordingly reserves the right to change his responses as additional facts are ascertained, analyses are made, legal research is completed and contentions are formulated. Defendant's responses are made in a good faith effort to supply information presently known, and should in no way be to the prejudice of Defendant in relation to further discovery, research or analysis, and are made without prejudice to Defendant using or relying on at the trial any subsequently discovered documents or information, any evidence or documents not currently existing, or any documents or information omitted from this response as a result of good faith oversight or error.

8. These general objections apply to and are deemed incorporated into each and every response below to Plaintiffs' requests for production of documents. To the extent that any of the

above objections are cited specifically in response to a request for production, those citations are provided because they are believed to be particularly applicable to that request for production and are not to be construed as a waiver of any of the other general or specific objections.

II. DOCUMENTS TO BE PRODUCED

1. Please produce any and all documents used by you in making the determination that Plaintiffs' pier, Block B in the Plat of Epworth Forest, must be relocated.

RESPONSE: See attached.

2. Please produce all documents considered by you in denial of the appeal of the required pier relocation.

RESPONSE: See attached.

3. Please produce any and all exhibits you may present at trial of this matter.

RESPONSE: See attached.

AS TO OBJECTIONS:

BLOOM GATES & WHITELEATHER



Matthew R. Shipman (Atty. No. 20664-49)
Attorneys for Defendant

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the above and foregoing has been served upon Plaintiff, by first class mail, on the 9 th day of March, 2016 at the address of record as follows:

Stephen Snyder
200 W Main St
Syracuse, IN 46567



Matthew R. Shipman