

IN THE STATE COURT OF BULLOCH COUNTY, STATE OF GEORGIA **MAY 03, 2023 08:16 PM**


Heather Banks McNeal, Clerk
Bulloch County, Georgia

MO FLO LLC) State Court: STCV2022000202
1267 NORTHSIDE DRIVE EAST) Magistrate Court : 2022-11739CS
STATESBORO, GA 30458)
DBA: FLOORS OUTLET) Certificate of Service Regarding
) Defendants' April 11, 2023 Discovery
BRIAN MCDONALD) Requests to Brian McDonald, Mo Flo
208 Spotted Fawn Rd) LLC, and Shannon Warren d/b/a S&T
Statesboro, GA 30461) Floor Covering, Inc.
)
)
Plaintiff(s))
VS)
WILHELMINA ALEXANDER EDWIN ALEXANDER
204 HIGHLAND RD 204 HIGHLAND RD
STATESBORO, GA 30458 STATESBORO, GA 30458
Defendants)
VS)
)
Shannon Warren d/b/a S&T Floor Covering, Inc)
330 Satilla Church Road)
Jesup, GA 31545)
Third Party Defendant)

CERTIFICATE OF SERVICE REGARDING DEFENDANTS' APRIL 11, 2023 DISCOVERY
REQUESTS TO BRIAN MCDONALD, MO FLO LLC, AND SHANNON WARREN D/B/A S&T
FLOOR COVERING, INC.

Pursuant to Uniform Superior Court Rule 5.2, Defendants give the court notice of discovery. On April 11, 2023, we mailed the attached discovery requests (1) DEFENDANTS' FIRST DISCOVERY REQUEST (ADMISSIONS, PRODUCTION OF DOCUMENTS, AND INTERROGATORIES) TO THIRD PARTY DEFENDANT S&T FLOOR COVERING INC. (SHANNON WARREN) (2) DEFENDANTS' FIRST REQUEST FOR PRODUCTION OF DOCUMENTS FROM BRIAN MCDONALD (3) DEFENDANTS' SECOND REQUEST FOR PRODUCTION OF DOCUMENTS FROM MO FLO, LLC. Each party signed for receipt of these discovery requests.

This day of May 3, 2023


Wilhelmina Randtke, Defendant
204 Highland Rd.
Statesboro, GA 30458


Edwin Alexander, Defendant
204 Highland Rd.
Statesboro, GA 30458

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 R. Matthew Shoemaker
 Jones Clark LLP
 435 Second Street
 5th Floor, SunTrust Bank Bldg
 P.O. Box 6437
 Macon, Georgia 31208-6437

9590 9402 8119 2349 3121 59

2. Article Number (Transfer from service label)
 9589 0710 5270 0457 2000 74

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (Printed Name)
 M. Lord

C. Date of Delivery
 APR 12 2022

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Adult Signature
 Adult Signature Restricted Delivery
 Certified Mail®
 Certified Mail Restricted Delivery
 Collect on Delivery
 Collect on Delivery Restricted Delivery
 Registered Mail™
 Registered Mail Restricted Delivery
 Signature Confirmation™
 Signature Confirmation Restricted Delivery
 Priority Mail Express®
 Registered Mail™
 Registered Mail Restricted Delivery
 Signature Confirmation™
 Signature Confirmation Restricted Delivery

Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 Chris Gohagan
 12 Seibold Street
 Post Office Box 327
 Statesboro, GA 30459

9590 9402 8119 2349 3121 42

2. Article Number (Transfer from service label)
 9589 0710 5270 0457 2000 04

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (Printed Name)
 Alison Rice

C. Date of Delivery
 APR 12 2022

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Adult Signature
 Adult Signature Restricted Delivery
 Certified Mail®
 Certified Mail Restricted Delivery
 Collect on Delivery
 Collect on Delivery Restricted Delivery
 Registered Mail™
 Registered Mail Restricted Delivery
 Signature Confirmation™
 Signature Confirmation Restricted Delivery
 Priority Mail Express®
 Registered Mail™
 Registered Mail Restricted Delivery
 Signature Confirmation™
 Signature Confirmation Restricted Delivery

Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 Brian McDonald
 208 Spated Farm Rd
 Statesboro, GA 30461

9590 9402 8119 2349 3121 35

2. Article Number (Transfer from service label)
 9589 0710 5270 0457 2000 04

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (Printed Name)
 Brian McDonald

C. Date of Delivery
 APR 12 2022

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Adult Signature
 Adult Signature Restricted Delivery
 Certified Mail®
 Certified Mail Restricted Delivery
 Collect on Delivery
 Collect on Delivery Restricted Delivery
 Registered Mail™
 Registered Mail Restricted Delivery
 Signature Confirmation™
 Signature Confirmation Restricted Delivery
 Priority Mail Express®
 Registered Mail™
 Registered Mail Restricted Delivery
 Signature Confirmation™
 Signature Confirmation Restricted Delivery

Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 Shannon Warren
 466 SBT Floor County
 330 South Church Rd
 Jesup, GA 31545

9590 9402 8119 2349 3121 28

2. Article Number (Transfer from service label)
 9589 0710 5270 0457 2000 98

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (Printed Name)
 Teisha Warren

C. Date of Delivery
 4-12-22

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Priority Mail Express®
 Registered Mail™
 Registered Mail Restricted Delivery
 Adult Signature
 Adult Signature Restricted Delivery
 Certified Mail®
 Certified Mail Restricted Delivery
 Collect on Delivery
 Collect on Delivery Restricted Delivery
 Registered Mail™
 Registered Mail Restricted Delivery
 Signature Confirmation™
 Signature Confirmation Restricted Delivery

Domestic Return Receipt

IN THE STATE COURT OF BULLOCH COUNTY, STATE OF GEORGIA

MO FLO LLC) State Court: STCV2022000202
1267 NORTHSIDE DRIVE EAST) Magistrate Court : 2022-11739CS
STATESBORO, GA 30458)
DBA: FLOORS OUTLET) Defendant's First Discovery Request
) (Admissions, Production of Documents
BRIAN MCDONALD) and Interrogatories) to Third Party
208 Spotted Fawn Rd) Defendant S&T Floor Covering, Inc.
Statesboro, GA 30461) (Shannon Warren)
)
Plaintiff(s))
VS)
WILHELMINA ALEXANDER EDWIN ALEXANDER
204 HIGHLAND RD 204 HIGHLAND RD
STATESBORO, GA 30458 STATESBORO, GA 30458
Defendants)
)
VS)
)
S&T Floor Covering, Inc. (Shannon Warren))
330 Satilla Church Road)
Jesup, GA 31545)
Third Party Defendant)

DEFENDANTS' FIRST DISCOVERY REQUEST (ADMISSIONS, PRODUCTION OF DOCUMENTS, AND INTERROGATORIES) TO THIRD PARTY DEFENDANT S&T FLOOR COVERING INC. (SHANNON WARREN)

DEFENDANT'S FIRST REQUEST FOR ADMISSIONS TO THIRD PARTY DEFENDANT S&T FLOOR COVERING INC. (SHANNON WARREN)

Pursuant to O.C.G.A. § 9-11-36 of the Georgia Civil Practice Act, defendant requests that Third Party Defendant respond in time and manner required by law to the following requests for admissions.

FIRST REQUEST FOR ADMISSIONS

Answers should specifically deny the matter or set forth in detail and the reasons why Third Party Defendant cannot truthfully admit or deny the matter. A denial shall fairly meet the substance of the requested admission, and when good faith requires that Third Party Defendant qualify an answer or deny only a part of the matter of which an admission is requested, Third Party Defendant shall specify so much of it as is true and qualify or deny the remainder. Third Party Defendant may not give lack of information or knowledge as a reason for failure to admit or deny unless Third Party Defendant states that he has made reasonable inquiry and that the information known or readily obtainable is insufficient to enable the party to admit or deny.

“Floors Outlet” should be interpreted in the broadest sense possible to encompass the possibility that it is a sole proprietorship operated by Brian McDonald, to encompass the possibility that it is a partnership with many persons acting as partners, and to encompass its owners and principals.

Third Party Defendant is advised that if he fails to admit the truth of any matter as requested, and if defendant thereafter proves the truth of the matter, defendant will apply to the Court for an order requiring Third Party Defendant to pay the reasonable expenses incurred in making that proof, including reasonable attorneys fees.

REQUESTS TO ADMIT DIRECTED TO THIRD PARTY DEFENDANT:

1. Admit that Brian McDonald came to 204 Highland Rd., Statesboro, GA on May 23, 2022.
2. Admit that Brian McDonald came to 204 Highland Rd., Statesboro, GA on May 23, 2022 to view the slab with Kaleb Warren before tile installation.
3. Admit that Brian McDonald came to 204 Highland Rd., Statesboro, GA on May 23, 2022 to discuss tile installation at that residence.
4. Admit that Brian McDonald came to 204 Highland Rd., Statesboro, GA on May 27, 2022.
5. Admit that Brian McDonald came to 204 Highland Rd., Statesboro, GA on May 27, 2022 to view progress of the tile installation.
6. Admit that Shannon Warren came to 204 Highland Rd., Statesboro, GA on May 27, 2022 to view progress of the tile installation.
7. Admit that Brian McDonald and Shannon Warren came to 204 Highland Rd., Statesboro, GA on May 27, 2022 and met up to view progress of the tile installation.
8. Admit that Brian McDonald and Kaleb Warren phone called together on May 27, 2022.
9. Admit that Brian McDonald phone called with Jose Gonzalez on May 31, 2022.
10. Admit that S&T Floor Covering, LLC was never registered with the Georgia Corporations Division at the Georgia Secretary of State.
11. Admit that Shannon Warren is the owner of S&T Floor Covering, LLC.
12. Admit that S&T Floor Covering, LLC is a sole proprietorship.
13. Admit that S&T Floor Covering, LLC is a partnership owned by Shannon Warren and Teisha Warren.
14. Admit that S&T Floor Covering, LLC is a partnership owned by Shannon Warren and other partner(s).
15. Admit that S&T Floor Covering, LLC is a partnership owned by Shannon Warren, Teisha Warren, and other partner(s).

16. Admit that Shannon Warren and his company did not have any workers compensation policy effective May 23-31, 2022.
17. Admit that Shannon Warren's subcontractors and his company's subcontractors did not have any workers compensation policy effective May 23-31, 2022.
18. Admit that Brian McDonald represented himself to be a licensed general contractor during spring 2022.
19. Admit that Brian McDonald represented himself to be a licensed residential contractor during spring 2022.
20. Admit that Brian McDonald was an unlicensed contractor (not a licensed general contractor, not a licensed residential contractor, and not under the specialty contractor exemption) on April 9, 2022.
21. Admit that from April 9, 2022 to May 31, 2022, Floors Outlet had a location or office within the City of Statesboro.
22. Admit that labor performed at 204 Highland Rd to fulfill the April 9, 2022 contract was performed by Shannon Warren's company, S&T Floor Covering, LLC, or its subcontractors.
23. Admit that Shannon Warren, his company, or subcontractors were present at 204 Highland Rd., Statesboro, GA on May 23-28, May 31, June 3, and June 6, 2022.
24. Admit that Kaleb Reid Warren and one other worker were present at 204 Highland Rd., Statesboro, GA on May 23-26, and May 28, 2022.
25. Admit that Kaleb Reid Warren, Shannon Warren, and approximately 8 additional workers were present at 204 Highland Rd., Statesboro, GA on May 27, 2022.
26. Admit that Jesus, a subcontractor of Shannon Warren was present at 204 Highland Rd., Statesboro, GA on June 3, 2022.
27. Admit that Shannon Warren, Brian McDonald, and Prince Preston were present at 204 Highland Rd., Statesboro, GA on June 6, 2022.
28. Admit that on May 27, 2022, Brian McDonald wrote a single check to S&T Floor Covering, LLC for \$4,500 for all labor on the April 9, 2022 contract to install tile at 204 Highland Rd., Statesboro, GA.
29. Admit that tile installation at 204 Highland Rd was not completed in that quarterround was not completely installed. Large runs of quarterround were not caulked, while it is the practice of Floors Outlet's or its principal's subcontractors to caulk quarterround.
30. Admit that tile installation at 204 Highland Rd was not completed in that grout was not completely installed. Grout was installed but it had large gaps and holes.
31. Admit that grout installed at 204 Highland Rd was mixed to different consistencies such that color varies from location to location.
32. Admit that the color variation in grout installed at 204 Highland Rd is greater than the color variation between Hickory grout and Mocha grout from Mapei.
33. Admit that furniture which had been moved to the garage or covered porch at 204 Highland Rd., Statesboro, GA was not placed back in the house by S&T Floor Covering, Shannon Warren, his company, or subcontractors.
34. Admit that thinset smeared and dripped on the brick porch at 204 Highland Rd., Statesboro, GA was not cleaned by S&T Floor Covering, Shannon Warren, his company, or subcontractors.

35. Admit that thinset splattered on the brick siding at 204 Highland Rd., Statesboro, GA was not cleaned by S&T Floor Covering, Shannon Warren, his company, or subcontractors.
36. Admit that grout and thinset smeared on interior walls at 204 Highland Rd., Statesboro, GA was not cleaned by S&T Floor Covering, Shannon Warren, his company, or subcontractors.
37. Admit that grout and thinset smeared on interior doors at 204 Highland Rd., Statesboro, GA was not cleaned by S&T Floor Covering, Shannon Warren, his company, or subcontractors.
38. Admit that grout and thinset smeared on kitchen cabinets at 204 Highland Rd., Statesboro, GA was not cleaned by S&T Floor Covering, Shannon Warren, his company, or subcontractors.
39. Admit that S&T Floor Covering, Shannon Warren, his company, or subcontractors put a doorknob through the drywall in the dining room resulting in a hole in the drywall at 204 Highland Rd., Statesboro, GA.
40. Admit that the hole in the dry wall in the dining room at 204 Highland Rd was not patched, nor repaired, nor painting done by S&T Floor Covering, Shannon Warren, his company, or subcontractors.
41. Admit that breaking the hole in the dry wall in the dining room at 204 Highland Rd and not patching the hole and matching paint violated the duty to perform a construction contract in a workmanlike manner.
42. Admit that S&T Floor Covering, Shannon Warren, his company, or subcontractors broke a piece off a kitchen cabinet door at 204 Highland Rd., Statesboro, GA.
43. Admit that breaking a piece off the kitchen cabinet at 204 Highland Rd and not repairing and matching paint violated the duty to perform a construction contract in a workmanlike manner.
44. Admit that S&T Floor Covering, Shannon Warren, his company, or subcontractors broke tiles into pieces while cutting and installed broken pieces of tile next to one another pieced together to recreate the tile at 204 Highland Rd., Statesboro, GA.
45. Admit that S&T Floor Covering, Shannon Warren, his company, or subcontractors installed cracked tiles at 204 Highland Rd., Statesboro, GA.
46. Admit that installing cracked tile at 204 Highland Rd., Statesboro, GA violated the duty to perform a construction contract in a workmanlike manner.
47. Admit that S&T Floor Covering, Shannon Warren, his company, or subcontractors made all cuts to tile with tools other than a wet saw regarding tile installed at 204 Highland Rd., Statesboro, GA. (For purposes of this Request for Admission, using a garden hose to drip water onto the blade of an angle grinder while cutting should not be considered to be using a wet saw.)
48. Admit that dry cut tiles represent approximately 28% of tiles installed at 204 Highland Rd., Statesboro, GA.
49. Admit that dry cut tiles represent more than 20% of tiles installed at 204 Highland Rd., Statesboro, GA.
50. Admit that instructions on the boxes in which the tile installed at 204 Highland Rd., Statesboro, GA came indicate to wet cut and not to dry cut tile.

51. Admit that tiles installed at 204 Highland Rd. Statesboro, GA which were cut, were cut with jagged, flaked, or wavy edges rather than smooth cut edges.
52. Admit that cutting tile with flaked, jagged, or wavy edges violated the duty to perform a construction contract in a workmanlike manner.
53. Admit that replacement of tiles along walls, such as tiles which were cut to size in order to fit along a wall, requires removal and reinstallation of quarterround.
54. Admit that workers S&T Floor Covering, Shannon Warren, his company, or subcontractors made 25% or fewer of cuts to tile with an angle grinder or dry saw rather than a wet saw at 204 Highland Rd., Statesboro, GA. (For purposes of this Request for Admission, using a garden hose to drip water onto the blade of an angle grinder while cutting should not be considered to be using a wet saw.)
55. Admit that workers S&T Floor Covering, Shannon Warren, his company, or subcontractors made 25% to 50% of cuts to tile with an angle grinder or dry saw rather than a wet saw at 204 Highland Rd., Statesboro, GA. (For purposes of this Request for Admission, using a garden hose to drip water onto the blade of an angle grinder while cutting should not be considered to be using a wet saw.)
56. Admit that workers S&T Floor Covering, Shannon Warren, his company, or subcontractors made 51% to 75% of cuts to tile with an angle grinder or dry saw rather than a wet saw at 204 Highland Rd., Statesboro, GA. (For purposes of this Request for Admission, using a garden hose to drip water onto the blade of an angle grinder while cutting should not be considered to be using a wet saw.)
57. Admit that workers S&T Floor Covering, Shannon Warren, his company, or subcontractors made 76% or greater of cuts to tile with an angle grinder or dry saw rather than a wet saw at 204 Highland Rd., Statesboro, GA. (For purposes of this Request for Admission, using a garden hose to drip water onto the blade of an angle grinder while cutting should not be considered to be using a wet saw.)
58. Admit that workers S&T Floor Covering, Shannon Warren, his company, or subcontractors made all cuts to tile with an angle grinder or dry saw rather than a wet saw at 204 Highland Rd., Statesboro, GA. (For purposes of this Request for Admission, using a garden hose to drip water onto the blade of an angle grinder while cutting should not be considered to be using a wet saw.)
59. Admit that while disconnecting or reconnecting the washing machine at 204 Highland Rd., Statesboro, GA S&T Floor Covering, Shannon Warren, his company, or subcontractors damaged the washing machine hookup.
60. Admit that labor under the contract between Floors Outlet and S&T Floor Covering, Shannon Warren, his company, or subcontractors to install tile at 204 Highland Rd., Statesboro, GA was performed under a subcontract with labor charges in excess of \$2,500.
61. Admit that the tile flooring installed at 204 Highland Rd., Statesboro, GA is installed below industry standards.
62. Admit that the tile flooring installed at 204 Highland Rd., Statesboro, GA is installed 10% below industry standards.
63. Admit that the tile flooring installed at 204 Highland Rd., Statesboro, GA is installed more than 10% below industry standards (11% to 100% below industry standards).

64. Admit that the tile flooring installed at 204 Highland Rd., Statesboro, GA is installed 1% to 9% below industry standards.
65. Admit that the tile flooring installed at 204 Highland Rd., Statesboro, GA is installed meeting industry standards.
66. Admit that installing tile below industry standards at 204 Highland Rd., Statesboro, GA violated the duty to perform a construction contract in a workmanlike manner.
67. Admit that a United States penny is 1.52mm thick.
68. Admit that a United States penny is approximately 1/16 inch thick (the thickness of a penny rounds to 0.06 inches and 1/16 inch rounds to 0.06 inches).
69. Admit that the spec sheet included as Exhibit Z to Defendants' Answer filed on August 9, 2022 in this case is a true and accurate spec sheet for the tile installed at 204 Highland Rd., Statesboro, GA.
70. Admit that lippage of more than 1/32 inch is unacceptable for the tile installed at 204 Highland Rd., Statesboro, GA.
71. Admit that lippage of more than 1/16 inch is unacceptable for the tile installed at 204 Highland Rd., Statesboro, GA.
72. Admit that lippage of more than 3/32 inch is unacceptable for the tile installed at 204 Highland Rd., Statesboro, GA.
73. Admit that lippage of more than 1/8 inch is unacceptable for the tile installed at 204 Highland Rd., Statesboro, GA.
74. Admit that lippage in at least some areas of 204 Highland Rd., Statesboro, GA is more than 1/32 of an inch.
75. Admit that lippage in at least some areas of 204 Highland Rd., Statesboro, GA is more than 1/16 of an inch.
76. Admit that lippage in at least some areas of 204 Highland Rd., Statesboro, GA is more than 3/32 of an inch.
77. Admit that lippage in at least some areas of 204 Highland Rd., Statesboro, GA is more than 1/8 of an inch.
78. Admit that in May and June 2022, S&T Floor Covering, Shannon Warren, his company, or subcontractors told Brian McDonald that the walls at 204 Highland Rd., Statesboro, GA were crooked.
79. Admit that on June 6, 2022, Brian McDonald met with Wilhelmina Randtke at 204 Highland Rd, held a laser level to the walls, and told Wilhelmina Randtke that the walls at 204 Highland Rd were crooked.
80. Admit that on June 6, 2022, Prince Preston told Wilhelmina Randtke that the walls at 204 Highland Rd. were crooked.
81. Admit that on June 6, 2022, Prince Preston met with Wilhelmina Randtke at 204 Highland Rd, held a laser level to the walls, and told Wilhelmina Randtke that the walls at 204 Highland Rd were crooked.
82. Admit that on June 6, 2022, Shannon Warren told Wilhelmina Randtke that he could fix the jagged tile edges (jagged edges sticking out beyond the quarterround to leave visible holes in the floor) by putting grout into holes in the floor left where jagged tile edges were so jagged that holes appear along the quarterround.

83. Admit that on June 6, 2022, Prince Preston cornered Wilhelmina Randtke in the master bedroom at 204 Highland Rd., Statesboro, GA accompanied by Brian McDonald and Shannon Warren , and Prince Preston yelled at her that he wouldn't complete the install, wouldn't fix problems with the install and ordered her to get a checkbook and write the check for the balance of the contract.
84. Admit that on June 6, 2022, Prince Preston cornered Wilhelmina Randtke in the master bedroom at 204 Highland Rd accompanied by Brian McDonald and Shannon Warren who assisting in keeping her in the corner, and Prince Preston yelled at her that he wouldn't complete the install, wouldn't fix problems with the install and ordered her to get a checkbook and write the check for the balance of the contract.
85. Admit that on June 6, 2022, Prince Preston told Wilhelmina Randtke to get a checkbook and write a check for the balance of the contract.
86. Admit that on June 6, 2022, Prince Preston told Wilhelmina Randtke that he would sue for the balance of the contract in small claims court, and would not finish the work nor fix any problems.
87. Admit that 204 Highland Rd., Statesboro, GA is concrete slab construction.
88. Admit that all tile installed at 204 Highland Rd., Statesboro, GA was installed directly onto the concrete slab.
89. Admit that removal of tile flooring from a concrete slab destroys all installed materials such as tile, grout, and thinset, such that they cannot be reused nor reinstalled.
90. Admit that to remove the tile flooring at 204 Highland Rd., Statesboro, GA, and complete the job with the same supplies and with the same install contracted for S&T Floor Covering, Shannon Warren, his company, or subcontractors would charge \$4,500 for labor.
91. Admit that to remove the tile flooring at 204 Highland Rd., Statesboro, GA, and complete the job with the same supplies and with the same install contracted for S&T Floor Covering, Shannon Warren, his company, or subcontractors would charge more than \$4,500 for labor.
92. Admit that the tile installed at 204 Highland Rd., Statesboro, GA is a PEI 5 tile.
93. Admit that the tile installed at 204 Highland Rd., Statesboro, GA is a PEI 5 tile with an ADA rating for slip resistance.
94. Admit that a total cost of \$22,261.94 is a reasonable cost from a general contractor to a home owner to remove tile, prepare the floor, install PEI 5 tile with an ADA rating for slip resistance, and complete finishing work such as quarterround in Bulloch County.
95. Admit that a total cost of \$26,327.21 is a reasonable cost from a general contractor to a home owner to remove tile, prepare the floor, install PEI 5 tile with an ADA rating for slip resistance, and complete finishing work such as quarterround in Bulloch County.
96. Admit that a total cost of \$800 is a reasonable cost to clean thinset off a 7 foot by 13 foot brick porch in Bulloch County.
97. Admit that a total cost of \$705 is a reasonable cost to paint kitchen cabinets in Bulloch County.
98. Admit that 11 days is a reasonable time to perform the following work: remove all tile installed at 204 Highland Rd., Statesboro, GA, prepare the floor, properly install tile, and do finishing work such as quarterround install.

99. Admit that staying in a hotel during tile removal is reasonable, because dust produced during tile removal is a health hazard.
100. Admit that staying in a hotel during tile installation is reasonable, because walking on recently installed tile before the thinset is cured can damage the installation resulting in an installation below industry standards.
101. Admit that a total cost of \$2,594.48 is a reasonable cost for a hotel stay for six people for 11 days in Bulloch County.
102. Admit that a total cost of \$2,307.72 is a reasonable cost for rental of storage unit space to store furniture from 1335 square feet of a residential house for one month in Bulloch County.
103. Admit that one month of storage unit space is reasonable to store furniture during a 2 week tile installation, because storage units in Bulloch County and storage rentals such as PODS have a minimum rental duration of one month.

This day of April 10, 2022



Wilhelmina Randtke, Defendant
204 Highland Rd.
Statesboro, GA 30458



Edwin Alexander, Defendant
204 Highland Rd.
Statesboro, GA 30458

DEFENDANTS' FIRST REQUEST FOR PRODUCTION OF DOCUMENTS FROM THIRD
PARTY DEFENDANT S&T FLOOR COVERING INC. (SHANNON WARREN)

Pursuant to O.C.G.A. §§ 9-11-26 and 9-11-34, defendants request that Third Party Defendant respond separately, in writing and under oath, to the following request for production of documents within thirty (30) days from the date of service as provided by law, with a copy of the responses being served upon the defendants at 204 Highland Rd. Statesboro, GA 30458. In lieu of being provided with a copy, Third Party Defendant may produce a copy or permit defendant to inspect and copy the described documents at 204 Highland Rd. until said inspection, copying and related activities are completed.

Plaintiff(s) for purposes of this request for production includes any client of R. Matthew Shoemaker in STCV2022000202, whether "Mo Flo LLC", or "Mo Flo, LLC", or other party to the case represented by R. Matthew Shoemaker as of his September 2, 2022 notice of appearance even if not accurately named in the notice of appearance. Plaintiff(s) also includes Brian McDonald.

DEFINITIONS AND INSTRUCTIONS

(A) This request for production of documents shall be deemed continuing to the extent permitted by O.C.G.A. § 9-11-26(e), so as to require Third Party Defendant to serve upon defendant supplemental answers if Third Party Defendant or his/her/its attorneys obtain further information between the time the answers are served and the time of trial.

(B) The following definitions shall apply to this request:

(1) The term "document," whether singular or plural, shall mean documents and other tangible things defined in the broadest sense permitted by the Georgia Civil Practice Act and shall include without limitation originals or, if such are not available, true copies of all emails, text messages, memoranda, reports, evaluations, correspondence, interoffice communications or memoranda, agreements, contracts, invoices, checks, journals, ledgers, telegraphs, telexes, handwritten notes, periodicals, pamphlets, computer files (irrespective of the storage media), computer or business machine printouts, accountant's work papers, accountant's statements and writing, notations or records of meetings, books, papers, diaries, promissory notes, evidences of indebtedness, security agreements, loan applications, leases, documents creating or reflecting security interests, loan agreements, financing statements, deposit slips, advertising, office manuals, employee manuals, rules and regulations, reports of experts, drafts and copies of any of the foregoing, or such documents as are not an identical copy of an original or where such copy contains any commentary or notation whatsoever that does not appear on the original, tape recordings or other sound or visual production materials and any other written matter, tangible or physical objects, however produced or reproduced, upon which words or phrases are affixed and from which by appropriate transfixion such matter or tangible thing may be produced in the possession, custody or control of either Third Party Defendant or its agents, attorneys, or employees.

(2). The term "persons" shall mean all individuals and entities, including without limiting the generality of the foregoing, all individuals, governmental bodies, sole proprietorships, associations, companies, partnerships, joint ventures, corporations, trusts, and estates.

(3). The term "and" shall mean and/or.

(4). In these requests, the singular includes the plural; the plural includes the singular; the masculine includes the feminine; the feminine includes the masculine.

(5). "Floors Outlet" should be interpreted in the broadest sense possible to encompass the possibility that it is a sole proprietorship operated by Brian McDonald, to encompass the possibility that it is a partnership with many persons acting as partners, and to encompass its owners and principals.

(C) Whenever production is requested of a document which is no longer in your possession, custody or control, your response should identify the document by name, number, form or description, and by date made, and the date which the document was most recently in your possession, custody or control, the disposition made of the document, and the identity of the person or persons now in possession, custody or control of such document. If the document has been destroyed, the response should state the reason for its destruction and the identity of the person or persons who destroyed the document and who directed that document be destroyed.

(D) If you object to part of a request and refuse to answer that part, state your objections and answer the remaining portion of that request. If you object to the scope or time period of the request and refuse to answer for that scope or time period, state your objection and answer the request for the scope or time period you believe is appropriate.

If any of the following requests cannot be responded to in full after exercising due diligence to secure the information, please so state and answer to the extent possible, specifying your inability to answer the remainder, and stating whatever information you have concerning the unanswered portions. If your response is qualified in any particular, please set forth the details of such qualifications.

(E) In the event you wish to assert attorney/client privilege or work-product exclusion, or both, as to any document requested by any of the following specific requests, then as to each document subject to such assertion, you are requested to provide defendant with identification of such document in writing, such identification to include the nature of the document, the sender, the author, the recipient, the recipient of each copy, the date, the name of each person to whom the original of any copy was circulated, the names appearing on any circulation list of the department associated with such document, a summary statement of the subject matter of such document in sufficient detail to permit the Court to reach a determination in the event of a motion to compel, and an indication of the basis for assertion of the privilege or the like.

REQUEST FOR PRODUCTION

1. Copies of any discovery response(s) provided to MoFlo, LLC, Brian McDonald, or other Plaintiff(s) in this case.
2. Copies of any documents relating to establishing and registering with the Georgia Corporations Division an LLC called "S&T Floor Covering, LLC" or any other LLCs owned or operated by Shannon Warren, including variations on the name S&T Floor Cover and variations on the name Kind Floor Covering.
3. Proof that "S&T Floor Covering, LLC" or any other LLCs owned or operated by Shannon Warren, including variations on the name S&T Floor Cover and variations on the name Kind Floor Covering was registered with the Georgia Corporations Division.
4. Copies of any documents showing contracts or subcontracts related to 204 Highland Rd., Statesboro, GA.
5. Any documents or records showing proof of payment for labor for the install at 204 Highland Rd., Statesboro, GA.
6. Any documents showing communications from subcontractor(s) or employees or owners of Floors Outlet regarding 204 Highland Rd., Statesboro, GA.
7. Any documents in your possession regarding 204 Highland Rd., Statesboro, GA.
8. Any documents showing supplies purchased or showing proof of payment for the supplies used in the install at 204 Highland Rd. This should include any canceled orders and the cancellation as well as purchased and received supplies.
9. Copies of any insurance policies applicable to the work performed and/or supplies consumed regarding tile installation at 204 Highland Rd., Statesboro, GA. (For purposes of determining what policies were in place, the contract between Plaintiff(s) and Defendants was signed April 9, 2022 and workers associated with the tile installation were at 204 Highland Rd., Statesboro, GA between May 23 and May 31 inclusive, so policies in place on those dates should be provided.)
10. Copies of any text messages, emails, or other documents showing communications between Brian McDonald and subcontractors or anyone who worked at 204 Highland Rd., Statesboro, GA and which text messages, emails, or other documents showing communications were sent or received between February 7, 2022 and July 12, 2022.
11. Copies of any text messages, emails, or other documents between any employee or representative of MoFlo, LLC dba Floors Outlet and its subcontractors who worked at 204 Highland Rd., Statesboro, GA and which text messages were sent or received between April 9, 2022 and July 12, 2022.
12. Copies of any text messages, emails, or other documents between Shannon Warren and subcontractors who worked at 204 Highland Rd., Statesboro, GA and which text messages were sent or received between April 9, 2022 and July 12, 2022.
13. Copies of the front and back of any checks from Brian McDonald (including endorsed by Brian McDonald on accounts of Mo Flo LLC or variations of that name, Floors Outlet, or other business names used by Brian McDonald) written to Shannon Warren, written to S&T Floor Covering, LLC, or written to any companies owned or controlled by Shannon Warren or any aliases used by Shannon Warren.

14. Any photographs in your possession of 204 Highland Rd., Statesboro, GA taken between February 7, 2022, and June 8, 2022.
15. A copy of any document showing a Federal Employer Identification Number (FEIN) for S&T Floor Covering, LLC.

This day of April 10, 2022



Wilhelmina Randtke, Defendant
204 Highland Rd.
Statesboro, GA 30458



Edwin Alexander, Defendant
204 Highland Rd.
Statesboro, GA 30458

DEFENDANTS' FIRST INTERROGATORIES TO THIRD PARTY DEFENDANT S&T FLOOR
COVERING INC. (SHANNON WARREN)

Pursuant to O.C.G.A. §§ 9-11-26 and 9-11-33, defendants request that Third Party Defendant respond separately, in writing and under oath, to the following interrogatories within thirty (30) days from the date of service as provided by law, with a copy of the responses being served upon the undersigned defendants. If multiple Third Party Defendants are covered within the scope of representation, each should respond separately. If only a single Third Party Defendant is covered, then that Third Party Defendant should respond.

DEFINITIONS AND INSTRUCTIONS

(A) These interrogatories shall be deemed continuing, to the extent permitted by O.C.G.A. § 9-11-26(e), so as to require Third Party Defendant to serve upon defendants supplemental answers if Third Party Defendant or its/their attorneys obtain further information between the time the answers are served and the time of trial.

(B) The following definitions shall apply to these requests:

- (1). The term "persons" shall mean all individuals and entities, including without limiting the generality of the foregoing, all individuals, governmental bodies, sole proprietorships, associations, companies, partnerships, joint ventures, corporations, trusts, and estates.
- (2). "Floors Outlet" should be interpreted in the broadest sense possible to encompass the possibility that it is a sole proprietorship operated by Brian McDonald, to encompass the possibility that it is a partnership with many persons acting as partners, and to encompass its owners and principals.
- (3). The term "and" shall mean and/or.
- (4). In these requests, the singular includes the plural; the plural includes the singular; the masculine includes the feminine; the feminine includes the masculine.
- (5). The term "identify" when used with reference to a person means such person's name, present home and business addresses, present home and business telephone numbers, and present position of employment.

INTERROGATORIES

1. Describe each time you communicated or were in contact with Floors Outlet (including owners Prince Preston, Brian McDonald, and Randy Childs, and including any employees of Floors Outlet) regarding 204 Highland Rd., Statesboro, GA between April 9, 2022 and July 12, 2022. Say who you communicated with, approximately when you communicated, and how you communicated (ie. texting, phone call, email, in person conversation, or any other way of communicating).
2. List any other lawsuits (including magistrate court), insurance claims, or criminal investigations you have been involved in related to workmanship, contracting, flooring or handyman jobs you have done, and similar activities.
3. Describe any representations made by Brian McDonald or other employees or owners of Floors Outlet regarding Brian McDonald's or Floors Outlet's ability to operate legally,

including any representations made about licenses held by or applicable to Floors Outlet's contracting.

4. Describe any terms of payment or payments between you and Floors Outlet regarding 204 Highland Rd., Statesboro, GA including when payment was to be made, including agreed total payment that was to be made, including payments Floors Outlet actually made to you, and including whether any checks bounced or were dishonored (bad checks).
5. In your Answer in this lawsuit, you alleged that the Plaintiff(s) did not pay you. Please state any reasons Plaintiff(s) gave for not paying you, describe attempts you made to collect payment and Plaintiff(s) response, and describe any documents or written communication created regarding the payment or lack of payment.
6. In your Third Party Defendant Answer and Counterclaim that you filed November 15, 2022 in this lawsuit, you said in paragraph 8 of the Counterclaim section that, "The Third-Party Plaintiff failed to disclose certain details of the the job performed prior to the same." Describe what details were not disclosed.
7. Describe what labor you were contracted to perform or provide regarding 204 Highland Rd., Statesboro, GA, and what supplies you were to provide.
8. Please identify each person who worked at 204 Highland Rd., Statesboro, GA regarding the tile installation (including associated tasks such as quarter round installation, floor prep, measuring, and similar tasks normally bundled with tile installation), including but not limited to employees or owners of Floors Outlet, employees or owners of Mo Flo LLC (or variations of that name), employees of Shannon Warren, employees any subcontractors of yours or of Floors Outlet's, and state the date(s) each person was at 204 Highland Rd., Statesboro, GA.
9. For each person who worked at 204 Highland Rd., Statesboro, GA, provide information about workers compensation insurance coverage which was in place for that person on each date the person worked. This workers compensation insurance information should include for each person a list of every policy providing coverage to that person on any date the person worked at 204 Highland Rd., Statesboro, GA, which might be multiple policies for the same person due to OCGA 34-9-8. For each applicable policy for each worker, information should include the name of the workers compensation insurance company that issued the policy, the employer the policy was issued through, dates the policy was in place between April 9, 2022 to May 31, 2022 inclusive, the workers compensation classification code that was reported for that person regarding that policy on each date worked, and whether that policy or coverage was through the person's immediate employer or through "A principal, intermediate, or subcontractor shall be liable for compensation to any employee injured while in the employ of any of his subcontractors engaged upon the subject matter of the contract to the same extent as the immediate employer." as provided by OCGA 34-9-8. It may be the case that for employees of subcontractors, multiple policies will apply to the same person due to cascading coverage under OCGA 34-9-8, and when that is the case or when multiple policies apply for any other reason all applicable policies should be given for that person.
10. Please identify each person whom you expect to call as an expert witness at trial or in connection with a motion for summary judgment, state the subject matter upon which the

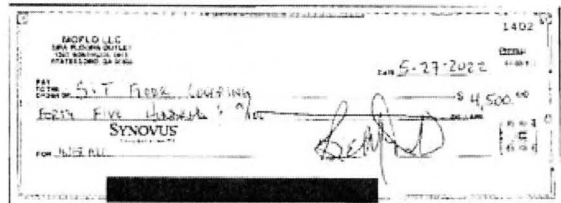
- expert is expected to testify, state the qualifications of the expert (including resume or other summary of other qualifications), and state the substance of the facts and opinions to which the expert is expected to testify and a summary of the grounds for each opinion.
11. Please identify each person whom you expect to call as a witness at trial or in connection with a motion for summary judgment, and state the matters upon which the witness is expected to testify.
 12. State what is the name on the account that the April 2022 check for \$4,500 from MoFlo, LLC dba Floors Outlet was deposited into. (A picture of the front side of the check is below to help you locate this transaction in your records.)

MAY 31
2022 → ECP INCLEARING CHECK - 1402

(\$4,500.00) :

[Redacted]

Statement Description:
ECP INCLEARING CHECK
Date:
5/31/2022
Type:
Debit - Check 1402



13. Please identify each person who provided information or assisted in preparing your responses to these interrogatories, and state in particular what each person did in that respect. Also state the specific interrogatories with respect to which each person provided information or assistance. Individuals performing only clerical duties need not be identified.

This day of April 10, 2022

[Signature of Wilhelmina Randtke]

Wilhelmina Randtke, Defendant
204 Highland Rd.
Statesboro, GA 30458

[Signature of Edwin Alexander]

Edwin Alexander, Defendant
204 Highland Rd.
Statesboro, GA 30458

CERTIFICATE OF SERVICE

I certify that I sent a copy of this DEFENDANTS' FIRST DISCOVERY REQUEST (ADMISSIONS, PRODUCTION OF DOCUMENTS, AND INTERROGATORIES) TO THIRD PARTY DEFENDANT S&T FLOOR COVERING INC. (SHANNON WARREN), which includes the following DEFENDANT'S FIRST REQUEST FOR ADMISSIONS TO THIRD PARTY DEFENDANT S&T FLOOR COVERING INC. (SHANNON WARREN), plus DEFENDANTS' FIRST REQUEST FOR PRODUCTION OF DOCUMENTS FROM THIRD PARTY DEFENDANT S&T FLOOR COVERING INC. (SHANNON WARREN), plus DEFENDANTS' FIRST INTERROGATORIES TO THIRD PARTY DEFENDANT S&T FLOOR COVERING INC. (SHANNON WARREN) by certified mail to:

R. Matthew Shoemaker
Jones Cork LLP
435 Second Street
Fifth Floor, SunTrust Bank Building
P.O. Box 6437
Macon, Georgia 31208-6437

Chris Gohagan
12 Siebald Street
Post Office Box 327
Statesboro, Georgia 30459

Shannon Warren d/b/a S&T Floor Covering, Inc.
330 Satilla Church Road
Jesup, GA 31545

Brian McDonald
208 Spotted Fawn Rd
Statesboro, GA 30461

Signed April 11, 2022



Wilhelmina Randtke
204 Highland Rd
Statesboro, GA 30458
850-345-6123

IN THE STATE COURT OF BULLOCH COUNTY, STATE OF GEORGIA

MO FLO LLC	) State Court: STCV2022000202
1267 NORTHSIDE DRIVE EAST	) Magistrate Court : 2022-11739CS
STATESBORO, GA 30458)
DBA: FLOORS OUTLET	) Defendant's First Request for
	) Production of Documents from
BRIAN MCDONALD	) Brian McDonald
208 Spotted Fawn Rd)
Statesboro, GA 30461)
)
Plaintiff(s))
VS)
WILHELMINA ALEXANDER	EDWIN ALEXANDER
204 HIGHLAND RD	204 HIGHLAND RD
STATESBORO, GA 30458	STATESBORO, GA 30458
Defendants)
)
VS)
)
Shannon Warren d/b/a S&T Floor Covering, Inc)
330 Satilla Church Road)
Jesup, GA 31545)
Third Party Defendant)

DEFENDANTS' FIRST REQUEST FOR PRODUCTION OF DOCUMENTS FROM BRIAN MCDONALD

Pursuant to O.C.G.A. §§ 9-11-26 and 9-11-34, defendants request that plaintiff(s) respond separately, in writing and under oath, to the following request for production of documents within thirty (30) days from the date of service as provided by law, with a copy of the responses being served upon the defendants at 204 Highland Rd. Statesboro, GA 30458. In lieu of being provided with a copy, plaintiff(s) may produce a copy or permit defendant to inspect and copy the described documents at 204 Highland Rd. until said inspection, copying and related activities are completed.

Plaintiff(s) for purposes of this request for production means any client of R. Matthew Shoemaker in STCV2022000202, whether "Mo Flo LLC", or "Mo Flo, LLC", or other party to the case represented by R. Matthew Shoemaker as of his September 2, 2022 notice of appearance even if not accurately named in the notice of appearance. Plaintiff(s) also includes Brian McDonald.

DEFINITIONS AND INSTRUCTIONS

(A) This request for production of documents shall be deemed continuing to the extent permitted by O.C.G.A. § 9-11-26(e), so as to require plaintiff to serve upon defendant supplemental answers if plaintiff or his/her/its attorneys obtain further information between the time the answers are served and the time of trial.

(B) The following definitions shall apply to this request:

(1). The term "document," whether singular or plural, shall mean documents and other tangible things defined in the broadest sense permitted by the Georgia Civil Practice Act and shall include without limitation originals or, if such are not available, true copies of all emails, text messages, memoranda, reports, evaluations, correspondence, interoffice communications or memoranda, agreements, contracts, invoices, checks, journals, ledgers, telegraphs, telexes, handwritten notes, periodicals, pamphlets, computer files (irrespective of the storage media), computer or business machine printouts, accountant's work papers, accountant's statements and writing, notations or records of meetings, books, papers, diaries, promissory notes, evidences of indebtedness, security agreements, loan applications, leases, documents creating or reflecting security interests, loan agreements, financing statements, deposit slips, advertising, office manuals, employee manuals, rules and regulations, reports of experts, drafts and copies of any of the foregoing, or such documents as are not an identical copy of an original or where such copy contains any commentary or notation whatsoever that does not appear on the original, tape recordings or other sound or visual production materials and any other written matter, tangible or physical objects, however produced or reproduced, upon which words or phrases are affixed and from which by appropriate transfixion such matter or tangible thing may be produced in the possession, custody or control of either plaintiff(s) or their agents, attorneys, or employees.

(2). The term "persons" shall mean all individuals and entities, including without limiting the generality of the foregoing, all individuals, governmental bodies, sole proprietorships, associations, companies, partnerships, joint ventures, corporations, trusts, and estates.

(3). The term "and" shall mean and/or.

(4). In these requests, the singular includes the plural; the plural includes the singular; the masculine includes the feminine; the feminine includes the masculine.

(5). "Floors Outlet" should be interpreted in the broadest sense possible to encompass the possibility that it is a sole proprietorship operated by Brian McDonald, to encompass the possibility that it is a partnership with many persons acting as partners, and to encompass its owners and principals.

(C) Whenever production is requested of a document which is no longer in your possession, custody or control, your response should identify the document by name, number, form or description, and by date made, and the date which the document was most recently in your possession, custody or control, the disposition made of the document, and the identity of the person or persons now in possession, custody or control of such document. If the document has been destroyed, the response should state the reason for its destruction and the identity of the person or persons who destroyed the document and who directed that document be destroyed.

(D) If you object to part of a request and refuse to answer that part, state your objections and answer the remaining portion of that request. If you object to the scope or time period of the

request and refuse to answer for that scope or time period, state your objection and answer the request for the scope or time period you believe is appropriate.

If any of the following requests cannot be responded to in full after exercising due diligence to secure the information, please so state and answer to the extent possible, specifying your inability to answer the remainder, and stating whatever information you have concerning the unanswered portions. If your response is qualified in any particular, please set forth the details of such qualifications.

(E) In the event you wish to assert attorney/client privilege or work-product exclusion, or both, as to any document requested by any of the following specific requests, then as to each document subject to such assertion, you are requested to provide defendant with identification of such document in writing, such identification to include the nature of the document, the sender, the author, the recipient, the recipient of each copy, the date, the name of each person to whom the original of any copy was circulated, the names appearing on any circulation list of the department associated with such document, a summary statement of the subject matter of such document in sufficient detail to permit the Court to reach a determination in the event of a motion to compel, and an indication of the basis for assertion of the privilege or the like.

REQUEST FOR PRODUCTION

1. Copies of any discovery response(s) provided by the Third Party Defendant in this case.
2. Any photographs, diagrams, videos, or other documents showing 204 Highland Rd., Statesboro, GA 30458. This is including, but not limited to diagrams of the property prepared before tile installation with any accompanying notes or documents, photographs taken before tile installation, and photographs taken by Brian McDonald on June 1 and 2, 2022.

This day of April 10, 2022



Wilhelmina Randtke, Defendant
204 Highland Rd.
Statesboro, GA 30458



Edwin Alexander, Defendant
204 Highland Rd.
Statesboro, GA 30458

CERTIFICATE OF SERVICE

I certify that I sent a copy of this DEFENDANTS' FIRST REQUEST FOR PRODUCTION OF DOCUMENTS FROM BRIAN MCDONALD by certified mail to:

R. Matthew Shoemaker
Jones Cork LLP
435 Second Street
Fifth Floor, SunTrust Bank Building
P.O. Box 6437
Macon, Georgia 31208-6437

Chris Gohagan
12 Siebald Street
Post Office Box 327
Statesboro, Georgia 30459

Shannon Warren d/b/a S&T Floor Covering, Inc.
330 Satilla Church Road
Jesup, GA 31545

Brian McDonald
208 Spotted Fawn Rd
Statesboro, GA 30461

Signed April 11, 2022



Wilhelmina Randtke
204 Highland Rd
Statesboro, GA 30458
850-345-6123

IN THE STATE COURT OF BULLOCH COUNTY, STATE OF GEORGIA

MO FLO LLC	) State Court: STCV2022000202
1267 NORTHSIDE DRIVE EAST	) Magistrate Court : 2022-11739CS
STATESBORO, GA 30458)
DBA: FLOORS OUTLET	) Defendant's Second Request for
	) Production of Documents from
BRIAN MCDONALD	) Mo Flo, LLC
208 Spotted Fawn Rd)
Statesboro, GA 30461)
)
Plaintiff(s))
VS)
WILHELMINA ALEXANDER	EDWIN ALEXANDER
204 HIGHLAND RD	204 HIGHLAND RD
STATESBORO, GA 30458	STATESBORO, GA 30458
Defendants)
)
VS)
)
Shannon Warren d/b/a S&T Floor Covering, Inc)
330 Satilla Church Road)
Jesup, GA 31545)
Third Party Defendant)

DEFENDANTS' SECOND REQUEST FOR PRODUCTION OF DOCUMENTS FROM MO FLO, LLC.

Pursuant to O.C.G.A. §§ 9-11-26 and 9-11-34, defendants request that plaintiff(s) respond separately, in writing and under oath, to the following request for production of documents within thirty (30) days from the date of service as provided by law, with a copy of the responses being served upon the defendants at 204 Highland Rd. Statesboro, GA 30458. In lieu of being provided with a copy, plaintiff(s) may produce a copy or permit defendant to inspect and copy the described documents at 204 Highland Rd. until said inspection, copying and related activities are completed.

Plaintiff(s) for purposes of this request for production means any client of R. Matthew Shoemaker in STCV2022000202, whether "Mo Flo LLC", or "Mo Flo, LLC", or other party to the case represented by R. Matthew Shoemaker as of his September 2, 2022 notice of appearance even if not accurately named in the notice of appearance. Plaintiff(s) also includes Brian McDonald.

DEFINITIONS AND INSTRUCTIONS

(A) This request for production of documents shall be deemed continuing to the extent permitted by O.C.G.A. § 9-11-26(e), so as to require plaintiff to serve upon defendant supplemental answers if plaintiff or his/her/its attorneys obtain further information between the time the answers are served and the time of trial.

(B) The following definitions shall apply to this request:

(1). The term "document," whether singular or plural, shall mean documents and other tangible things defined in the broadest sense permitted by the Georgia Civil Practice Act and shall include without limitation originals or, if such are not available, true copies of all emails, text messages, memoranda, reports, evaluations, correspondence, interoffice communications or memoranda, agreements, contracts, invoices, checks, journals, ledgers, telegraphs, telexes, handwritten notes, periodicals, pamphlets, computer files (irrespective of the storage media), computer or business machine printouts, accountant's work papers, accountant's statements and writing, notations or records of meetings, books, papers, diaries, promissory notes, evidences of indebtedness, security agreements, loan applications, leases, documents creating or reflecting security interests, loan agreements, financing statements, deposit slips, advertising, office manuals, employee manuals, rules and regulations, reports of experts, drafts and copies of any of the foregoing, or such documents as are not an identical copy of an original or where such copy contains any commentary or notation whatsoever that does not appear on the original, tape recordings or other sound or visual production materials and any other written matter, tangible or physical objects, however produced or reproduced, upon which words or phrases are affixed and from which by appropriate transfixion such matter or tangible thing may be produced in the possession, custody or control of either plaintiff(s) or their agents, attorneys, or employees.

(2). The term "persons" shall mean all individuals and entities, including without limiting the generality of the foregoing, all individuals, governmental bodies, sole proprietorships, associations, companies, partnerships, joint ventures, corporations, trusts, and estates.

(3). The term "and" shall mean and/or.

(4). In these requests, the singular includes the plural; the plural includes the singular; the masculine includes the feminine; the feminine includes the masculine.

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(C) Whenever production is requested of a document which is no longer in your possession, custody or control, your response should identify the document by name, number, form or description, and by date made, and the date which the document was most recently in your possession, custody or control, the disposition made of the document, and the identity of the person or persons now in possession, custody or control of such document. If the document has been destroyed, the response should state the reason for its destruction and the identity of the person or persons who destroyed the document and who directed that document be destroyed.

(D) If you object to part of a request and refuse to answer that part, state your objections and answer the remaining portion of that request. If you object to the scope or time period of the

request and refuse to answer for that scope or time period, state your objection and answer the request for the scope or time period you believe is appropriate.

If any of the following requests cannot be responded to in full after exercising due diligence to secure the information, please so state and answer to the extent possible, specifying your inability to answer the remainder, and stating whatever information you have concerning the unanswered portions. If your response is qualified in any particular, please set forth the details of such qualifications.

(E) In the event you wish to assert attorney/client privilege or work-product exclusion, or both, as to any document requested by any of the following specific requests, then as to each document subject to such assertion, you are requested to provide defendant with identification of such document in writing, such identification to include the nature of the document, the sender, the author, the recipient, the recipient of each copy, the date, the name of each person to whom the original of any copy was circulated, the names appearing on any circulation list of the department associated with such document, a summary statement of the subject matter of such document in sufficient detail to permit the Court to reach a determination in the event of a motion to compel, and an indication of the basis for assertion of the privilege or the like.

REQUEST FOR PRODUCTION

1. Copies of any discovery response(s) provided by the Third Party Defendant to MoFlo, LLC or to other Plaintiff(s) in this case.
2. Any photographs, diagrams, videos, or other documents showing 204 Highland Rd., Statesboro, GA 30458. This is including, but not limited to diagrams of the property prepared before tile installation with any accompanying notes or documents, photographs taken before tile installation, and photographs taken by Brian McDonald on June 1 and 2, 2022.

This day of April 10, 2022



Wilhelmina Randtke, Defendant
204 Highland Rd.
Statesboro, GA 30458



Edwin Alexander, Defendant
204 Highland Rd.
Statesboro, GA 30458

CERTIFICATE OF SERVICE

I certify that I sent a copy of this DEFENDANTS' SECOND REQUEST FOR PRODUCTION OF DOCUMENTS FROM MO FLO, LLC. by certified mail to:

R. Matthew Shoemaker
Jones Cork LLP
435 Second Street
Fifth Floor, SunTrust Bank Building
P.O. Box 6437
Macon, Georgia 31208-6437

Chris Gohagan
12 Siebald Street
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Shannon Warren d/b/a S&T Floor Covering, Inc.
330 Satilla Church Road
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Wilhelmina Randtke
204 Highland Rd
Statesboro, GA 30458
850-345-6123