

INTERROGATORY #1

Identify all persons who provided information to respond to these Interrogatories and specify what information each of them provided.

ANSWER: Gainesville Citizens Care, Inc., by Jo Lee Beaty, Director

INTERROGATORY #2

Identify all persons having knowledge regarding any of the facts and issues involved in this action, and for each such person, you are to explain, with specificity, the factual information that each listed person has.

ANSWER:

OBJECTION: Overly broad, unduly burdensome and not calculated to lead to discoverable evidence. Everyone that has ever read the Gainesville Sun, attended or watched public meetings, or informed themselves through the public record has knowledge regarding the facts and issues involved in this case.

INTERROGATORY #3

Identify all documents that contain information or evidence that substantiates, proves, discusses or pertains to the allegations contained in the First Amended Complaint Plaintiff has served in this action.

ANSWER:

OBJECTION: a request for "all documents and other objects and materials that support" an allegation of a pleading is improper. Trawick, Fla. Prac. & Proc. § 16:11 (2011 ed.), citing Surf Drugs, Inc. v. Vermette, 236 So.2d 108 (Fla. 1970), affg. and quashing 226 So.2d 871. (The requirement that adverse counsel decide what may support or defeat an allegation is not proper because it impinges on work product and obtains uncompensated service.)

INTERROGATORY #4

Separately identify and separately describe, with specificity, every act of the City or its agents or employees that Plaintiff contends constituted a violation of the Sunshine Law.

ANSWER:

OBJECTION: Calls for a legal opinion from a layperson. Further, there is no possible way Plaintiff can know every act of the City or its agents or employees that constituted a violation of the Sunshine Law.

INTERROGATORY #5

In paragraph 7 of its First Amended Complaint, Plaintiff alleges that "Hunzinger instead appointed an advisory committee, headed by GRU Assistant General Managers Ed Regan and John Stanton, and delegated to the committee the task of negotiating and recommending the agreement to Hunzinger". With respect to said allegation, identify all documents that substantiates, proves, discusses or pertains to that allegation.

ANSWER:

OBJECTION: a request for "all documents and other objects and materials that support" an allegation of a pleading is improper. Trawick, Fla. Prac. & Proc. § 16:11 (2011 ed.), citing Surf Drugs, Inc. v. Vermette, 236 So.2d 108 (Fla. 1970), affg. and quashing 226 So.2d 871. (The requirement that adverse counsel decide what may support or defeat an allegation is not proper because it impinges on work product and obtains uncompensated service.)

INTERROGATORY #6

Have you heard or do you know about any statement or remark made by or on behalf of any party to this lawsuit, other than yourself, concerning any issue in this lawsuit? If so, state the name and address of each person who made the statement or statements, the name and address of each person who heard it, and the date, time, place, and substance of each statement.

ANSWER: Mayor Craig Lowe referred to the lawsuit as "spurious." His comment was apparently made to reporter Chris Curry as it was printed in the Gainesville Sun. Plaintiff is unaware of who else heard it, or the date, time or place that the comment was made.

Josh Levine, project manager for the Gainesville Renewable Energy Center, LLC, was reported in the Gainesville Sun as having said the company wants to be a "full participant" in the case in order to protect its interests. His comment was apparently made to reporter Chris Curry as it was printed in the Gainesville Sun. Plaintiff is unaware of who else heard it, or the date, time or place that the comment was made.

Gainesville Citizens CARE, Inc, By: Jo Lee R. Beaty, Director
Gainesville Citizens Care, Inc. by Jo Lee R. Beaty

STATE OF FLORIDA
COUNTY OF ALACHUA

BEFORE ME, the undersigned authority, personally appeared Jo Lee R. Beatty, who was duly sworn and says that the foregoing answers to interrogatories are true.

Gainesville Citizens Care, Inc. by Jo Lee R. Beatty, Director

The foregoing instrument was sworn to and subscribed before me this 18 day of June, 2012, by Jo Lee R. Beatty, who is personally known to me or has produced Florida Driver's License as identification.

Lauren Macy
Notary Public
My Commission Expires:

