

Cause No. 296-04376-07

HEATHER DOBROTT	§	IN THE DISTRICT COURT
PLAINTIFF,	§	
	§	
VS.	§	296TH JUDICIAL DISTRICT
	§	
ADVANTAGE CONFERENCES, LLC,	§	
TIMOTHY S. DARNELL,	§	
INDIVIDUALLY,	§	
JACK M. WEINZIERL,	§	
INDIVIDUALLY, AND	§	
JAMES MCHUGH, INDIVIDUALLY	§	
DEFENDANTS.	§	COLLIN COUNTY, TEXAS

MOTION TO COMPEL

TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES Heather Dobrott, Plaintiff in the above entitled and numbered cause, who files this motion in order to compel discovery against Jack M. Weinzierl, and in support thereof, would show the Court as follows:

1. Plaintiff has brought this case against the Defendants based on fraud, conspiracy and violations of the Texas Deceptive Trade Practices Act. More specifically, Plaintiff alleges in her Petition that she and hundreds of other individuals were induced into purchasing interests in the Advantage Conferences “Christ-centered business opportunity” by false, misleading and deceptive representation made by Defendants to Plaintiff and the other hundreds of individuals were part of a common scheme and device used by Defendants in their conspiracy to induce Plaintiff and those other individuals to invest money into the Advantage Conferences “Christ-centered business

opportunity.” Plaintiff lost in excess of \$12,000.00 as a result of her being fraudulently induced into investing in that “business opportunity.”

2. On March 26, 2008 the Defendant served the following Defendants’ Objections and Responses to Plaintiff’s Request for Production to Defendants which is attached as Exhibit A.
3. On February 2, 2010 Defendant served the First Supplemental Responses of Jack Weinzierl to Plaintiff’s First Requests for Production which is attached as Exhibit B.
4. Defendant Weinzierl it appears did not respond to the Plaintiff’s Second Request for Production to Plaintiff served on December 8, 2009 which is attached as Exhibit C.
5. Defendant Weinzierl has produced only one item (the 1099’s from Advantage Conferences) in response to the two formal discovery requests made despite repeated requests by Plaintiff’s former counsel.
6. Defendant is apparently attempting to “stonewall” his way through this litigation by impeding Plaintiff’s efforts to conduct discovery and refusing to follow the rules for discovery.
7. Defendant’s objections to Plaintiff’s request for production are improper.

WHEREFORE, THE ABOVE PREMISES CONSIDERED, Plaintiff respectfully requests the Court to order as follows:

1. Defendant’s objections to request for production numbers 1-41 are overruled.

2. Defendant shall produce the documents requested within 14 days of the date of this hearing.
3. Defendant shall produce all the documents possible from the Second Request for Production to Plaintiff as well.

Respectfully submitted,

Heather D. Dobrott, pro se
2518 Suncrest Dr.
Garland, TX 75044
972 496-3649

VERIFICATION

BEFORE ME, the undersigned Notary Public, on this day personally appeared Heather Dobrott, who being duly sworn on her oath, deposed and said that she is the plaintiff in the above-entitled and numbered cause; that she has authored the above and foregoing Motion for Contempt and that every statement contained in it is within her personal knowledge true and correct.

SUBSCRIBED AND SWORN TO BEFORE ME on this _____ day of _____, 2010.

Notary Public in and for
The State of Texas

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JAMES MCHUGH, INDIVIDUALLY	§	
DEFENDANTS.	§	COLLIN COUNTY, TEXAS
		FIAT

Take notice that the Plaintiff's foregoing Motion is hereby set for hearing on the
_____ day of _____, 2010 at _____ in the
296th District Court of Collin County, Texas.

SIGNED this the _____ day of _____, 2010

JUDGE PRESIDING

CERTIFICATE OF SERVICE

The undersigned certifies that on July____, 2010, a true and correct copy of this
Motion has been served on defendant Timothy S. Darnell via certified mail, and on Jack
Weinzierl via facsimile to his counsel of record T. Randall Sandifer.

Heather D. Dobrott, pro se
2518 Suncrest Dr.
Garland, TX 75044
972 496-3649

