

CASE NO. CC-10-07369-A

HEATHER DOBROTT,

Plaintiff

v.

TIMOTHY S. DARNELL,

Defendant

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COUNTY COURT AT LAW NO. 1

DALLAS COUNTY, TEXAS

MOTION TO COMPEL DISCOVERY AND INTERROGATORY RESPONSES

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW Plaintiff, Heather Dobrott, and files this Motion to Compel Discovery and Interrogatory responses, and in support thereof would show the Court as follows:

1. Plaintiff has brought this case against the Defendant based on intrusion on seclusion, public disclosure of private facts, appropriation of name or likeness, libel and slander.
2. In 2005 Defendant's now defunct limited-liability corporation, Advantage Conferences, was determined to be a pyramid scheme by the Better Business Bureau of Dallas. The Defendant's response was to file suit. The Better Business Bureau won said suit with a Summary Judgment Motion that was granted in all respects.
3. Plaintiff, a consumer advocate that has focused on blogging about pyramid schemes that are disguised as legitimate "multi-level marketing" businesses, followed that case and discussed it on various anti-scam forums. Defendant's response was again to file a groundless, frivolous suit which was dismissed on Summary Judgment.
4. Plaintiff's victory in court and continued blogging sharing the facts and my opinions on his business led Darnell to retaliate by purchasing the domain name www.heatherdobrott.com and creating "a website dedicated to the lying stalker from Garland, TX."

5. Plaintiff and Defendant were adversaries in a related case in Collin County as Plaintiff stepped in to substitute for an elderly victim of the Advantage Conference's pyramid scheme to help her recover her losses.
6. Exhibit A is Defendant's Responses to the Interrogatories.
7. Exhibit B is Defendant's Responses to the Discovery requests.
8. Exhibit C is copies of communications made in an effort to resolve this without the intervention of the court.
9. Defendant has consistently refused in all these cases to provide proper responses to requests for disclosure and discovery in a timely manner. Defendant sued me and never turned over any discovery whatsoever.
10. Defendant's objections to Plaintiff's request for production are improper and done in an effort to impede Plaintiff's efforts to conduct discovery.
11. Defendant is refusing to turn over information about his family members' employment when said information is needed to eliminate them as having posted on the sites in question.
12. Defendant is refusing to turn over information concerning litigation to which he or an entity controls has been a party when that information is germane to the issues of this lawsuit. That is not information that is equally available to me as I have no way of knowing where and under what entity names suits have been filed. Mr. Darnell claims on www.timdarnell.org he suffered "five full years of daily malignment by an unusually vicious internet blogger...litigated to no avail." So, just who he has been involved in litigation with is relevant.

13. Defendant is accusing Plaintiff of slandering and libeling him, but refuses to provide documentation that reflects the specific statements of fact Plaintiff has of such alleged libel.
14. Defendant is refusing to turn over any recent financial records for himself and his entities which could reflect payments for services related to www.heatherdobrott.com.
15. Defendant is refusing to turn over documents reflecting contact information for Advantage Conferences and Portfolio Marketing Group representatives even though I will need to place all those names on the witness list as the site www.heatherdobrott.com is centered around discussions related to the Advantage Conferences pyramid scheme. His continuous allegations of libel and slander against me center around my blogging about that adjudicated pyramid scheme. Those representatives may have knowledge necessary to definitively prove who is behind www.heatherdobrott.com.
16. Defendant is not turning over documents and payment records related to his dealings with Theplanet.com hosting service even though he admits he has used them for a number of years as a host provider for his various websites concurrent to the time www.heatherdobrott.com was hosted there.
17. Defendant is refusing to produce cell phone records even those may reflect postings made from his mobile devices.
18. Though Defendant claims I caused the loss of his successful multi-million dollar business on www.timdarnell.org, he refuses to turn over ownership, corporate filings

and tax records that substantiate the existence of this alleged multi-million dollar company.

19. Though Defendant has claimed on numerous occasions that Plaintiff has made death threats and stalked the Darnell and Weinzierl families and the www.heatherdobrott.com pages also reflect allegations that Plaintiff is stalking people, the Defendant is refusing to substantiate said allegations in any form.
20. Defendant has claimed that Plaintiff has threatened his church, Cottonwood Creek Baptist Church, with a lawsuit and shared information with the church that was not truthful, but is refusing to produce the correspondence he has had with his church to substantiate said allegations. He stole his church's name to set up a questionable charity and the church renounced any relationship with him, Advantage Conferences and Treasures for the Kingdom by Affidavit. He was removed from the prison ministry and teaching Sunday school due to information I and others shared with the church, but claims that no documents related to this exist. He proceeded from there to steal the name of yet another church, Central Christian Church of Frisco, to incorporate his bogus charity under.
21. Defendant is refusing to produce the Summary Judgment Motion and the Final Judgment for the case Advantage Conferences vs. the Better Business bureau of Metropolitan Dallas even though he is fully aware that the courthouse has lost said documents and his producing said documents would authenticate them.
22. Defendant is refusing to produce the Summary Judgment and Final Judgment in the frivolous case he filed against me and lost.

23. Defendant has made numerous claims about me posting false information about his charity, Treasures for the Kingdom, but is refusing to produce any documents including those the State of Texas and IRS require be made publicly available.
24. Defendant is refusing to produce any type of documents that would reflect the “multi-million dollar business” that he claims I caused him to lose on www.timdarnell.org.
25. Defendant, a self-professed tax protestor, is refusing to turn over documents related to his paying taxes and properly accounting for personal expenses. I have blogged about those issues extensively. Defendant passes himself off as “financial professional ... who became aware of hundreds of financial facts and fictions about which the general public is not aware”...related to “financial products, markets, tax issues, and retirement possibilities.”
26. Defendant claims on his personal blog, www.timdarnell.org, that my blogging led him to contact congressmen, federal agencies and professional management companies as he litigated against me to no avail and needed help, but is refusing to turn over documents related to this.
27. Defendant calls me “neurotic” and “mentally challenged” on his page on www.mylinkingpowerforum.com. He is refusing to produce any documents that would reflect what led him to this conclusion and furthermore is asking me to reference documents from the case we were involved in in Collin County where I substituted in for the elderly destitute Plaintiff. The judge ordered all the discovery from that case returned last August. I abided by the judge’s order while Mr. Darnell in fact did not return the discovery as ordered.
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28. Defendant claims I damaged “hundreds of peoples’ businesses, lives and reputations,” on his page on www.mylinkingpwerforum.com, but is withholding the documents that reflect this.
29. Defendant claims I have stolen his company’s name, Advantage Conferences, but is refusing to turn over documents that reflect his acquiring and abandoning the service mark on that name.
30. The intervention of the court will be necessary in order to get this case on track and prevent the Defendant from stonewalling his way through this litigation.

WHEREFORE THE ABOVE PREMISES CONSIDERED, Plaintiff respectfully requests the court to overrule Defendants objections and to order complete discovery and interrogatory responses to be turned over to Plaintiff within 14 days of the date of the hearing on this motion.

Respectfully submitted,



Heather Dobrott
Plaintiff Pro se
2518 Suncrest Dr.
Garland, TX 75044-7032
(972) 496-3649

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of this document was served on Defendant in accordance with Texas Rule of Civil Procedure 21 on this 29th day of July, 2011.

CASE No. CC-10-07369-A

HEATHER DOBROTT,

Plaintiff

v.

TIMOTHY S. DARNELL,

Defendant

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COUNTY COURT AT LAW NO. 1

DALLAS COUNTY, TEXAS

FIAT

Take notice that the Motion to Compel Discovery and Interrogatory Responses is hereby set for hearing on the _____ day of _____, _____, at _____ a.m. / p.m. in _____

Signed this the _____ day of _____, _____

Honorable Judge Presiding

CASE No. CC-10-07369-A

HEATHER DOBROTT,

Plaintiff

v.

TIMOTHY S. DARNELL,

Defendant

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COUNTY COURT AT LAW NO. 1

DALLAS COUNTY, TEXAS

FIAT

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Signed this the _____ day of _____, _____

Honorable Judge Presiding

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HEATHER DOBROTT,

Plaintiff

v.

Timothy S. Darnell

Defendant

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IN THE DISTRICT COURT

COUNTY COURT AT LAW NO. 1

DALLAS COUNTY, TEXAS

DEFENDANT'S RESPONSE TO INTERROGATORIES

Defendant provides the attached response to the rule 197 of the Texas Rules of Civil Procedure, Request for Interrogatories.

By: _____

Tim Darnell – Pro Se



Certificate of Service

I certify that a true copy of the above was served on each attorney of record or party in accordance with the Texas Rules of Civil Procedure on June 10, 2011.

Tim Darnell



**DEFENDANT RESPONSE TO PLAINTIFF
REQUEST FOR INTERROGATORIES**

I. General Objections:

1. Darnell objects to Plaintiff's Interrogatories to the extent they seek the disclosure of privileged attorney-client communications. To the extent that Plaintiff's interrogatories can be construed to seek privileged information or documents, Darnell objects and will provide only non-privileged information responses and documents.
2. Darnell objects to Plaintiff's Interrogatories to the extent they seek information, documents, or responses relating to matters that are not raised in the pleadings on the grounds that they are not relevant to this action and not reasonably calculated to lead to the discovery of admissible evidence.
3. By responding to any interrogatory or providing any information herewith, Darnell does not waive and expressly preserves the objections set forth herein and does not concede the relevancy or admissibility of the response.
4. Darnell objects to the "Instructions" contained in Plaintiff's Interrogatories to the extent they seek to expand or modify the breadth and scope of the Texas Rules of Civil Procedure or to seek to increase Darnell duties under those Rules.
5. Darnell incorporates each general objection in its response to each individual interrogatory and Darnell will respond specifically to the interrogatories, as Darnell understands the terms used therein.

II. Interrogatories:

- (1)
 - a. *Defendant's full name* - Timothy Spencer Darnell
 - b. *Any aliases or other names Defendant uses or has used.* N/A
 - c. *Any title Defendant uses or has used (e.g., Reverend, Pastor, Doctor, etc.)*
President, Director, Manager, Owner,
 - d. *Defendant's present address:* 1513 Home Park Dr., Allen, TX 75002
 - e. *Defendant's date of birth:* 07.15.1954
 - f. *Defendant's Social Security number;* Objection. A party's social security number is "clearly irrelevant to the subject matter of the action."
 - g. *Defendant's Texas driver's license number:* ~~XXXXXXXXXX~~
- (2) *All business entities (including – but not limited to sole proprietorships, general partnerships, limited partnerships, limited liability partnerships, limited liability corporations, corporations and opportunities) in which Defendant serves or has served as an owner, partner, director, manager, other officer, representative, employee, etc. as well as the specific title that Defendant holds or held therein.*

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of

admissible evidence. This suit names and pertains to “Tim Darnell” as Defendant, and is not relevant to other entities, persons, or businesses.

Subject to and without waiving the foregoing objections, Defendant responds as follows:

- a. Portfolio Marketing Group, LLC – President, Owner, Partner
- b. All-Star Entrepreneur, LLC – President, Partner
- c. Advantage Conferences, LLC – President, Owner
- d. Rhino Nation Publishing, LLC – President, Owner
- e. Treasures for the Kingdom Foundation – Manager, Director

(3) All business entities (including but not limited to sole proprietorships, general partnerships, limited partnerships, limited liability partnerships, limited liability corporations, corporations and opportunities) in which Defendant owns a controlling interest.

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. This suit names and pertains to “Tim Darnell” as Defendant, and is not relevant to other entities, persons, or businesses.

Subject to and without waiving the foregoing objections, Defendant responds as follows:

- a. Portfolio Marketing Group, LLC – President, Owner, Partner
- b. Advantage Conferences, LLC – President, Owner
- c. Rhino Nation Publishing, LLC – President, Owner

(4) All business entities (including but not limited to sole proprietorships, general partnerships, limited partnerships, limited liability partnerships, limited liability corporations, corporations and opportunities) in which the controlling interest is owned by a business entity identified as a response to Interrogatory No. 2.

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. This suit names and pertains to “Tim Darnell” as Defendant, and is not relevant to other entities, persons, or businesses.

Subject to and without waiving the foregoing objections, Defendant responds as follows:

None

(5) All employers (including self-employment, independent business ownership, representative status and all other opportunities) (sic) that Defendant has had in the past 15 years including the following:

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. Information or material responsive to the request has been withheld.

(6) A complete list with addresses, telephone numbers and e-mail addresses of anyone that you deem could be responsible for this site its contents as clearly you and Jack Weinzierl are either posting on this site or feeding information to someone who is doing so.

Objection 1: request is vague, ambiguous, unintelligible, and non-specific, referring only to "this site."

Objection 2, this discovery request as phrased is argumentative. It requires the adoption of an assumption, which is improper.

Subject to and without waiving the foregoing objections, Defendant responds as follows: Objection 2 refers specifically to the Plaintiff's statement in #6: "clearly you and Jack Weinzierl are either posting on this site or feeding information to someone who is doing so."

Subject to and without waiving the foregoing objections, Defendant responds as follows: I have no idea who is responsible for this site; but, as stated multiple times, including under oath, **I did not publish, create, requisition, or pay for the website, heatherdobrott.com.**

(7) Contact information for the employer(s) of Catherine Starnater Darnell, including name of the company, her supervisor, her manager, the owner and registered agent as well as the address, telephone numbers and e-mail addresses of said.

Objection: This request is an invasion of Defendant's right to privacy and seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. Information or material responsive to the request has been withheld.

(8) Contact information for the employer(s) of Hannah Darnell, including name of the company, her supervisor, her manager, the owner and registered agent as well as the address, telephone numbers and e-mail addresses of said.

Objection: This request is an invasion of Defendant's right to privacy and seeks information which is beyond the scope of discovery, is not relevant, and is not

reasonably calculated to lead to the discovery of admissible evidence. Information or material responsive to the request has been withheld.

- (9) *Contact information for the employer(s) of Lindy Darnell, including name of the company, her supervisor, her manager, the owner and registered agent as well as the address, telephone numbers and e-mail addresses of said.*

Objection: This request is an invasion of Defendant's right to privacy and seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. Information or material responsive to the request has been withheld.

- (10) *All e-mail addresses used by members of the Darnell household since 2005.*

Objection: This request is an invasion of Defendant's right to privacy and seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence.

Subject to and without waiving the foregoing objections, Defendant responds as follows:

TimD@advantageconferences.com; timdarnellac@gmail.com,
tim_darnell@yahoo.com; "Lindy Darnell" <[REDACTED]@sbcbglobal.net>,
<[REDACTED]>, "Hannah Darnell"
<[REDACTED]>, "Cathy Darnell"
<CDarnell15@sbcbglobal.net>,

- (11) *All telephone and cell phone numbers used by anyone that resides or has resided in the Darnell household in Allen.*

Objection: This request is an invasion of Defendant's right to privacy and seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence.

Subject to and without waiving the foregoing objections, Defendant responds as follows:

469-667-3444; 469-[REDACTED]; 469-[REDACTED]; 469-[REDACTED]

- (12) *A complete list of all domain registration services used and the domain names registered by any member of the household or by any entity controlled or influenced by you since 2005.*

- AdvantageConferences.com hosted Theplanet.com, URL registered GoDaddy.com
- AdvantageMentoring.com hosted by; URL registered at GoDaddy.com

- TimDarnell.org registered at GoDaddy.com and hosted Hostgator.com
- Diabetes-bloodsugar-health.com registered at GoDaddy.com and hosted Hostgator.com

(13) *A complete list of all hosting companies used by any member of the household or any entity controlled or influenced by a member of the Darnell household since 2005.*

GoDaddy.com
HostGator.com
ThisWebHost.com
Theplanet.com

(14) *A complete list of all usernames you have used to post anywhere online and the corresponding sites you have posted on since 2005.*

Defendant did not publish the site, <http://HeatherDobrott.com>. Defendant did not request that aforementioned site be published. Defendant has never posted on this site. Defendant has never requested that anyone else post on this site. This fact has been declared to Plaintiff in person, by e-mail correspondence to Plaintiff, and in court under oath. Defendant reaffirms this same fact in this legal document.

Defendant has never commented on any Internet blog, forum, or site using any name other than his own name, his e-mail address with his name contained therein, or a derivative form of his proper name: TimDarnell, Tim Darnell, Timothy Darnell, TimD, TimD0715, timdarnellac@gmail.com, timd@advantageconferences.com.

Website	Username
http://www.tumblr.com/tumblelog/timdarnell	TimDarnell
http://www.facebook.com/tim.darnell	timdarnellac
amazon.com	timdarnellac@gmail.com
Twitter	timdarnellac
ebay.com	timothydarnell
iTunes	Timdarnellac@gmail.com
scam.com	TimDarnell
http://technorati.com	TimDarnell
timdarnell.org	timd0715
Linkedin	timdarnellac@gmail.com
http://timdarnellac.wordpress.com	timdarnellac
foursquare.com	timdarnellac@gmail.com
Diabetes-BloodSugar-Health.com (DBSH)	admin
http://members.WorshipTraining.com	TimDarnell
http://mylinkingpowerforum.com	timdarnellac@gmail.com
http://www.imfaceplate.com/TimDarnell	timdarnellac@gmail.com
http://myspace.com/darnelltim	timd@advantageconferences.com

(15) *Provide the name, address and phone numbers of all persons who are expected to be called to testify by you at the trial of this case per Tex. R. Civ. P. 192.3(d)*

Catherine S. Darnell
Timothy S. Darnell
Heather Dobrott

(16) *All lawsuits Defendant or an entity you control have been a party to during the past fifteen years, specifying the nature of the suit, cause number, date and county/city of filing, name of defendant or plaintiff, and result (settlement/judgment).*

Objection. Defendant objects on the ground that the burden of deriving or ascertaining the answer to this interrogatory is substantially the same for Plaintiff as for Defendant.

Plaintiff has previously referenced each of these cases on her website, and in recent litigation instigated by the Plaintiff, rehashing the same allegations time and time again, even after issues have been decided.

Moreover, the information sought in this discovery request is equally available to the propounding party. A party has an obligation to make a reasonable and good faith effort to obtain requested information, "except where the information is equally available to the propounding party." (Code of Civ. Proc., § 2030.220 subd. (c).) Information or material responsive to the request has been withheld.

(17) *The basis for your general denial expressed in Defendant's Original Answer.*

Defendant has first-hand, personal, factual knowledge that the Plaintiff's allegation is completely and totally false. Defendant has testified under oath that he has no connection or responsibility for the site in question. **Plaintiff has failed to produce any evidence whatsoever** to support her allegation, all the while maintaining ***fabricated conjecture, with NO supporting forensic or documentary evidence. The allegation and entire cause is unequivocally groundless.***

Evidence of any sort that Darnell constructed and/or purchased or published this site does not exist, because Darnell has absolutely nothing to do with the site in question - <http://heatherdobrott.com>.

(18) *Enumerate and quote the lies, slanderous statements, libelous statements and false statements referenced on www.heatherdobrott.com, www.mylinkingpowerforum.com, www.timdarnell.org, and www.scam.com.*

Objection. Request is overly broad and not relevant to this cause. Question is vague and ambiguous.

(19) *Enumerate, identify and substantiate the claims of Heather Dobrott having multiple usernames.*

Plaintiff has used several pseudonyms and aliases on the Internet. Defendant never learned the real name of the anonymous attacker (Plaintiff) for the first two years of attacks and intrusions against Darnell. She hid behind the name, “Soapboxmom,” and also, “Elizabeth Templin” prior to the revelation of her true identity. The real name, Heather Dobrott, was not learned until after more than two years of incessant personal attacks against Darnell had occurred.

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HEATHER DOBROTT,

Plaintiff

v.

Timothy S. Darnell

Defendant

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IN THE DISTRICT COURT

COUNTY COURT AT LAW NO. 1

DALLAS COUNTY, TEXAS

DEFENDANT'S RESPONSE TO REQUEST FOR PRODUCTION

Defendant provides the attached response to the rule 196 of the Texas Rules of Civil Procedure, Request for Production.

By: _____

Tim Darnell – Pro Se

Certificate of Service

I certify that a true copy of the above was served on each attorney of record or party in accordance with the Texas Rules of Civil Procedure on June 10, 2011.

Tim Darnell

Defendant's Reply to Request for Production from Plaintiff

1. General Objections

General objection is made to the production request to the extent that virtually all of the proposed discovery is of no relevance to the subject matter of this cause/suit and will not lead to the discovery of admissible evidence. Tex. R. Civ. P. 192.3(a) Plaintiff is basing this groundless lawsuit on ***no existing documentary or forensic evidence whatsoever***, and is filing this suit, according to her own words, to “subpoena service providers here.” The suit is a waste of the defendant’s time and resources, as well as the court’s. Plaintiff is using Defendant Darnell to discover who the real publisher of heatherdobrott.com is.

2. Request for Production

- (1) *All financial records for Timothy S. Darnell from January 1, 2009 to the present including but not limited to personal checking, personal savings, joint checking, joint savings, investment accounts etc. from which payments can be made or withdrawn.*

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. Information or material responsive to the request has been withheld.

- (2) *All records for credit cards, debit cards, money orders obtained and the like in your name or that of a family member in your household from January 2009 to the present.*

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. Information or material responsive to the request has been withheld.

- (3) *All records from any paypal or similar type accounts in your name, the name of a family member in your household, Portfolio Marketing Group, Advantage Conferences or any other name or entity of which you have control or influence over from January 2009 to the present.*

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of

admissible evidence. Information or material responsive to the request has been withheld.

- (4) *All correspondence and evidence exchanged between you and Jack Weinzierl concerning Heather Dobrott or "Soapboxmom."*

One document enclosed. See the documents and things previously produced in the Collin County Cause No. 296-04376-07.

- (5) *Documents reflecting contact information for representatives of Advantage Conferences / Portfolio Marketing Group.*

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. Information or material responsive to the request has been withheld.

- (6) *All correspondence between you and Jerry Weinzierl.*

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. No documents exist.

- (7) *All correspondence between you and Aaron Weinzierl.*

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. No documents exist.

- (8) *All correspondence between you and Theplanet.com Internet Services Inc. and its employees and representatives since 2005.*

No correspondence or documents regarding Theplanet.com Internet Services Inc exist.

- (9) *Records of all payments to Theplanet.com Internet Services Inc. by you or an entity you control using any method of payment since 2005.*

No correspondence or documents regarding Theplanet.com Internet Services Inc exist.

- (10) *All correspondence between you and Rackco.net / Axxa Commerce LLC and any of its employees or representatives since 2005.*

No correspondence exists

- (11) *Records of all payments made to Racko.net / Axxa Commerce LLC by you or an entity you control using any method of payment since 2005.*

No payments occurred. I have never heard of Racko.net / Axxa Commerce LLC.

- (12) *All correspondence between you and Twitter.com and its employees and representatives since January 2009.*

Defendant has a Twitter account, but has not corresponded with Twitter, its employees and representatives.

- (13) *Detailed bills showing records for all cell phone / mobile communications devices that could be used to post to Twitter and / or www.heatherdobrott.com that you, or anyone else in your immediate family had access to for August 2009 to present.*

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. Information or material responsive to the request has been withheld.

- (14) *All correspondence between you and www.namecheap.com and its employees and representatives since 2005.*

No correspondence exists. I have never heard of namecheap.com.

- (15) *Records of all payments made to www.namecheap.com by you or an entity you control using any method of payment since 2005.*

No correspondence exists, and no payments were ever made to www.namecheap.com I have never heard of namecheap.com.

- (16) *All correspondence and documents related to the removal of threads and posts from Scam.com and Scribd.com.*

All correspondence related to the removal of threads and posts on scam.com were previously deleted. There is no correspondence with scribd.com.

- (17) ----- (sic)

No Request in Plaintiff's Request for Discovery exists for a number 17.

- (18) *All correspondence, documents and evidence exchanged between you and any other party or entity concerning Heather Dobrott or "Soapboxmom."*

Pages enclosed. See the documents and things previously produced in the Collin County Cause No. 296-04376-07.

- (19) *All records that reflect the ownership and corporate filings for Advantage Conferences and its parent company Portfolio Marketing Group.*

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. Information or material responsive to the request has been withheld.

- (20) *All tax records for Advantage Conferences and its parent company Portfolio Marketing Group.*

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. Information or material responsive to the request has been withheld.

- (21) *All documents related to the alleged stalking of and the alleged death threats received by the Darnell and Weinzierl families.*

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. Information or material responsive to the request has been withheld.

- (22) *All correspondence and documents exchanged between you and Cottonwood Creek Baptist Church including any member of its leadership, staff or your fellow members concerning Heather Dobrott or "Soapboxman."*

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. No documents exist.

- (23) *Copies of the "FLOOD of emails and messages about all the lies and misinformation Heather Dobrott aka Soapboxmom is spreading over at scam.com."*

Objection no. 1: Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. I do not have any documents.

Objection no. 2: This discovery request as phrased is argumentative. It requires the adoption of an assumption, which is improper.

- (24) *The Summary Judgment Motion and Final signed Judgment for Advantage Conferences vs. The Better Business Bureau of Metropolitan Dallas.*

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. Information or material responsive to the request has been withheld.

- (25) *All records for Treasures for the Kingdom that were filed with the IRS, those that document its claimed 501(c)3 status, all those reflecting the board members and their participation in meetings including, but not limited to minutes from board members.*

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. Information or material responsive to the request has been withheld.

- (26) *All records for Treasures for the Kingdom that were filed with the IRS, those that document its claimed 501(c)3 status, all those reflecting the board members and their participation in meetings including, but not limited to minutes from board meetings.*

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. Information or material responsive to the request has been withheld.

- (27) *All documents and correspondence that reflect Treasures for the Kingdom is affiliated with Central Christian Church of Frisco including, but not limited to those that show the church gave permission for Treasures for the Kingdom to Affiliate under them and those that show they are financially supporting the charity as an integrated auxiliary of a church is defined by the IRS.*

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. Information or material responsive to the request has been withheld.

- (28) *All financial records, tax returns and K-1s for Portfolio Marketing Group, Advantage Conferences, Treasures for the Kingdom and any other "multi-million dollar business" that Defendant lost.*

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of

admissible evidence. Information or material responsive to the request has been withheld.

- (29) *All documents that reflect personal expenses including, but not limited to, jewelry, home repairs, dental work, graduation gifts, country club memberships, paid out of the Advantage Conferences business account were reimbursed with personal account money or reported as income on tax returns.*

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. Information or material responsive to the request has been withheld.

- (30) *The Summary Judgment Motion and Final signed Judgment for Darnell vs. Dobrott.*

Objection. Request is overly broad and not relevant to this cause. Defendant objects on the ground that the burden of obtaining this Request for Discovery is substantially the same for the Plaintiff as for the Defendant. She is already in possession of these documents. Information or material responsive to the request has been withheld.

- (31) *All correspondence with Congressmen concerning Plaintiff's internet (sic) blogging.*

Objection. Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. Information or material responsive to the request has been withheld.

- (32) *All correspondence with state and federal agencies concerning Plaintiff's internet (sic) blogging.*

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. Information or material responsive to the request has been withheld.

- (33) *All correspondence with professional reputation management companies concerning Plaintiff's blogging.*

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. No documents exist.

- (34) *All documents that reflect the multi-million dollar status of the company(ies).*

Objection, this request seeks information which is vague, ambiguous, and beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. Information or material responsive to the request has been withheld.

- (35) *All documents that reflect Plaintiff's causing the loss of the "multi-million dollar business."*

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. See the documents and things previously produced in the Collin County Cause No. 296-04376-07.

- (36) *All documents (sic) reflect and substantiate that Plaintiff is "neurotic" and "mentally challenged."*

Objection 1: Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. See the documents and things previously produced in the Collin County Cause No. 296-04376-07.

Objection 2: This discovery request as phrased is argumentative. It requires the adoption of an assumption, which is improper.

- (37) *All documents that reflect Plaintiff's damaging "hundreds of peoples' businesses, lives and reputations."*

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. Information or material responsive to the request has been withheld.

- (38) *All documents that reflect your company name, Advantage Conferences, being trademarked and subsequent abandonment of said mark.*

Objection, this request seeks information which is beyond the scope of discovery, is not relevant, and is not reasonably calculated to lead to the discovery of admissible evidence. Information or material responsive to the request has been withheld.

- (39) *All documents that reflect that the allegations in this lawsuit constitute double jeopardy.*

Document enclosed. Collateral Estoppel is the more accurate legal term for the closely related concept of double jeopardy.

C

From: Heather Dobrott [mailto:hdobrott@gmail.com]
Sent: Wednesday, July 13, 2011 6:16 PM
To: Tim Darnell (timdarnellac@gmail.com)
Subject: Motion for Continuance

Mr. Darnell,

Please find attached a Motion for Continuance. I feel mediation would be much more effective after the discovery process is complete and clearly this case will not be ready for trial on the current date set. Please sign and return this motion. If you object I will file it and allow the judge to rule.

Sincerely,
Heather Dobrott
972 496-3649

From: Heather Dobrott [mailto:hdobrott@gmail.com]
Sent: Thursday, July 14, 2011 10:12 PM
To: Tim Darnell (timdarnellac@gmail.com)
Subject: Motion to Compel Discovery and Interrogatory Repsonses

Mr. Darnell,

Your responses to discovery need to be amended and the requested documents turned over. I would hate to go to the judge again.

As you are claiming that you have no involvement with www.heatherdobrott.com, I take it you are as anxious as I am to get this case settled as quickly as possible. I assume you want to see the party responsible for these posts behind bars as there are three felony charges related to that site and you are suffering the great misfortune of being under the cloud of suspicion in that case.

Since you are claiming under oath that you are not involved I expect that you will want to make arrangements to get the rest of the discovery together quickly. I also expect you will want to supplement your list of people that could be responsible so that they can be investigated.

Your prompt attention would be appreciated.

Heather Dobrott
972 496-3649

From: Tim Darnell [mailto:timdarnellac@gmail.com]
Sent: Friday, July 15, 2011 10:03 AM
To: Heather Dobrott
Subject: Re: Motion to Compel Discovery and Interrogatory Repsonses

I am in NY - will review next week.

Blessings,

Tim

On Thu, Jul 14, 2011 at 10:12 PM, Heather Dobrott <hdobrott@gmail.com> wrote:

Mr. Darnell,

Your responses to discovery need to be amended and the requested documents turned over. I would hate to go to the judge again.

As you are claiming that you have no involvement with www.heatherdobrott.com, I take it you are as anxious as I am to get this case settled as quickly as possible. I assume you want to see the party responsible for these posts behind bars as there are three felony charges related to that site and you are suffering the great misfortune of being under the cloud of suspicion in that case.

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Your prompt attention would be appreciated.

Heather Dobrott

972 496-3649

--

Tim Darnell
Independent Financial Practitioners
Marketing Consultants

972-727-4995 (office)

469-667-3444 (cell)

From: Heather Dobrott [<mailto:hdobrott@gmail.com>]
Sent: Monday, July 18, 2011 11:45 AM
To: Tim Darnell (timdarnellac@gmail.com)
Subject: FW: Motion for Continuance

Mr. Darnell,

The Motion for Continuance needs your immediate attention, please.

Please look over the Motion to Compel and let me know how we can get that discovery completed quickly so this case can be resolved.

As you claim no involvement with the site please do inform me of other parties you feel could be responsible as I am sure you are wanting the pornographic material off of the site as well. As a Christian I would think you would find the content of the site and your name being associated with it very troubling. So, I take it you will do everything possible to get this taken care of.

Sincerely,

Heather Dobrott
972 496-36469

From: Heather Dobrott [<mailto:hdobrott@gmail.com>]
Sent: Wednesday, July 13, 2011 6:16 PM
To: Tim Darnell (timdarnellac@gmail.com)
Subject: Motion for Continuance

Mr. Darnell,

Please find attached a Motion for Continuance. I feel mediation would be much more effective after the discovery process is complete and clearly this case will not be ready for trial on the current date set. Please sign and return this motion. If you object I will file it and allow the judge to rule.

Sincerely,
Heather Dobrott
972 496-3649

From: Heather Dobrott [<mailto:hdobrott@gmail.com>]
Sent: Wednesday, July 20, 2011 8:05 AM
To: Tim Darnell (timdarnellac@gmail.com)
Subject: FW: Motion for Continuance

This will be my last reminder. If you choose not to sign and return the Motion for Continuance I will file it Friday nonetheless.

From: Heather Dobrott [<mailto:hdobrott@gmail.com>]
Sent: Monday, July 18, 2011 11:45 AM
To: Tim Darnell (timdarnellac@gmail.com)
Subject: FW: Motion for Continuance

Mr. Darnell,

The Motion for Continuance needs your immediate attention, please.

Please look over the Motion to Compel and let me know how we can get that discovery completed quickly so this case can be resolved.

As you claim no involvement with the site please do inform me of other parties you feel could be responsible as I am sure you are wanting the pornographic material off of the site as well. As a Christian I would think you would find the content of the site and your name being associated with it very troubling. So, I take it you will do everything possible to get this taken care of.

Sincerely,

Heather Dobrott
972 496-36469

From: Heather Dobrott [<mailto:hdobrott@gmail.com>]
Sent: Wednesday, July 13, 2011 6:16 PM
To: Tim Darnell (timdarnellac@gmail.com)
Subject: Motion for Continuance

Mr. Darnell,

Please find attached a Motion for Continuance. I feel mediation would be much more effective after the discovery process is complete and clearly this case will not be ready for trial on the current date set. Please sign and return this motion. If you object I will file it and allow the judge to rule.

Sincerely,
Heather Dobrott
972 496-3649

From: Heather Dobrott [<mailto:hdobrott@gmail.com>]
Sent: Monday, July 25, 2011 5:38 PM
To: Tim Darnell (timdarnellac@gmail.com)
Subject: FW: Motion to Compel Discovery and Interrogatory Repsonses

Mr. Darnell,

Another reminder. We need to get the discovery responses amended and get the materials turned over. I do not want to go to the judge, but your unwillingness to respond is going to leave me with no alternative. If you have not responded by the end of the week and gotten this equitably resolved I will file the attached motion on Friday morning.

Heather Dobrott
972 496-3649

From: Heather Dobrott [<mailto:hdobrott@gmail.com>]
Sent: Thursday, July 14, 2011 10:12 PM
To: Tim Darnell (timdarnellac@gmail.com)
Subject: Motion to Compel Discovery and Interrogatory Responses

Mr. Darnell,

Your responses to discovery need to be amended and the requested documents turned over. I would hate to go to the judge again.

As you are claiming that you have no involvement with www.heatherdobrott.com, I take it you are as anxious as I am to get this case settled as quickly as possible. I assume you want to see the party responsible for these posts behind bars as there are three felony charges related to that site and you are suffering the great misfortune of being under the cloud of suspicion in that case.

Since you are claiming under oath that you are not involved I expect that you will want to make arrangements to get the rest of the discovery together quickly. I also expect you will want to supplement your list of people that could be responsible so that they can be investigated.

Your prompt attention would be appreciated.

Heather Dobrott
972 496-3649