

BEFORE THE TENNESSEE REGULATORY AUTHORITY

IN RE:)	
)	
ALLEGED VIOLATIONS OF)	DOCKET NO. 15-00118
THE STATUTES AND RULES)	
REGULATING WATER UTILITIES)	
BY MOYTOY, LLC)	

**MOY TOY, LLC's RESPONSE TO PARTY STAFF'S FIRST REQUEST
FOR DISCOVERY**

Comes Moy Toy, LLC, a Tennessee Limited Liability Company, by and through counsel, and responds to Party Staff's First Request for Discovery as follows.

1. State the ownership of Moy Toy, LLC as far as who owns what interest in the entity stating such ownership interest since January 1, 2000. If such interests in Moy Toy, LLC are owned by any entity such as an LLC or a corporation state the ownership in such LLC or corporation until individuals are named as owners of each successive LLC or corporation. Further, state the names of directors, managing members, members, and managers of each of these entities at all times since these LLCs were initially created, giving the dates and names of such directors, officers, managing members, members, and managers throughout the existence of the LLCs or corporations. For individuals, state their names, addresses, and ownership interests held.

ANSWER: Objection. The information sought by this interrogatory is not relevant or material to any issue in this case and is not reasonably calculated to lead to the discovery of admissible evidence. Ownership interests in LLC entities are protected under Tennessee privacy

laws and discovery rules. Without waiving these objections, records available to Moy Toy, LLC show its membership to be: Renegade Florida Ltd., a Florida Limited Partnership and Clematis Union, LLC, a Delaware limited liability company. Moy Toy has no further information that would be responsive to this interrogatory.

2. Identify all joint ownership interests between Laurel Hills Condominiums Property Owners Association and Moy Toy, LLC since January 1, 2000. For any ownership interest owned by any entity such as an LLC or a corporation state the ownership in such LLC or corporation until individuals are named as owners of each successive LLC or corporation. Further, state the names of directors, managing members, members, and managers of each of these entities at all times since these LLCs were initially created, giving the dates and names of such directors, officers, managing members, members, and managers throughout the existence of the LLCs or corporations. For individuals, state their names, addresses, and ownership interests held.

ANSWER: Objection. The information sought by this interrogatory is not relevant or material to any issue in this case and is not reasonably calculated to lead to the discovery of admissible evidence. Without waiving these objections, Moy Toy, LLC responds by stating it has no ownership interest in Laurel Hills Condominiums Property Owners Association. Moy Toy, LLC does not maintain nor control a list of time-share owners of the Laurel Hills condominiums. Public records equally accessible to each party should reflect the ownership of the time-share weeks. Moy Toy, LLC has no further information that would be responsive to this interrogatory.

3. Identify all joint ownership interests between Moy Toy, LLC and Old South Golf since January 1, 2000. For any ownership interest owned by any entity such as an LLC or a corporation state the ownership in such LLC or corporation until individuals are named as owners of each successive LLC or corporation. Further, state the names of directors, managing members, members, and managers of each of these entities at all times since these LLCs were initially created, giving the dates and names of such directors, officers, managing members, members, and managers throughout the existence of the LLCs or corporations. For individuals, state their names, addresses, and ownership interests held.

ANSWER: Objection. The information sought by this interrogatory is not relevant or material to any issue in this case and is not reasonably calculated to lead to the discovery of admissible evidence. Without waiving these objections, Moy Toy, LLC would state there were and are no known joint ownership interests between Moy Toy, LLC and Old South Golf. Moy Toy, LLC has no further information that would be responsive to this interrogatory.

4. Identify all joint ownership interests between Moy Toy, LLC and Terra Mountain Holdings, LLC, since January 1, 2000. For any ownership interest owned by any entity such as an LLC or a corporation state the ownership in such LLC or corporation until individuals are named as owners of each successive LLC or corporation. Further, state the names of directors, managing members, members, and managers of each of these entities at all times since these LLCs were initially created, giving the dates and names of such directors, officers, managing members, members, and managers throughout the existence of the LLCs or corporations. For individuals, state their names, addresses, and ownership interests held.

ANSWER: Objection. The information sought by this interrogatory is not relevant or material to any issue in this case and is not reasonably calculated to lead to the discovery of

admissible evidence. Without waiving these objections, Moy Toy, LLC states it does not maintain nor control a list of the ownership interests of Terra Mountain Holdings, LLC, and would further state there were and are no known joint ownership interests between Moy Toy, LLC and Terra Mountain Holdings, LLC. Moy Toy has no further information that would be responsive to this interrogatory.

5. Identify all joint ownership interests between Moy Toy, LLC and J. L. Wucher Co. LLC, since January 1, 2000. For any ownership interest owned by any entity such as an LLC or a corporation state the ownership in such LLC or corporation until individuals are named as owners of each successive LLC or corporation. Further, state the names of directors, managing members, members, and managers of each of these entities at all times since these LLCs were initially created, giving the dates and names of such directors, officers, managing members, members, and managers throughout the existence of the LLCs or corporations. For individuals, state their names, addresses, and ownership interests held.

ANSWER: Objection. The information sought by this interrogatory is not relevant or material to any issue in this case and is not reasonably calculated to lead to the discovery of admissible evidence. Without waiving these objections, Moy Toy, LLC would state there were and are no known joint ownership interests between these entities.

6. Identify all joint ownership interests between Moy Toy, LLC and LKM Group, LLC, since January 1, 2000. For any ownership interest owned by any entity such as an LLC or a corporation state the ownership in such LLC or corporation until individuals are named as owners of each successive LLC or corporation. Further, state the names of directors, managing members, members, and managers of each of these entities at all times since these LLCs were initially created, giving the dates and names of such directors, officers, managing members,

members, and managers throughout the existence of the LLCs or corporations. For individuals, state their names, addresses, and ownership interests held.

ANSWER: Objection. The information sought by this interrogatory is not relevant or material to any issue in this case and is not reasonably calculated to lead to the discovery of admissible evidence. Without waiving these objections, Moy Toy, LLC would state there were and are no known joint ownership interests between these entities.

7. Identify all joint management interests between Laurel Hills Condominiums Property Owners Association and Moy Toy, LLC, since January 1, 2000. Management interests include directors, managing members, members, managers, and anyone listed on a secretary of state filing or anyone else exercising control or oversight over either entity. Further, state the names, addresses, and position or management interest held.

ANSWER: Objection. The information sought by this interrogatory is not relevant or material to any issue in this case and is not reasonably calculated to lead to the discovery of admissible evidence. Without waiving these objections, Moy Toy, LLC does not maintain a list or information concerning the management interests of Laurel Hills Condominiums Property Owners Association. Moy Toy, LLC has no further information that would be responsive to this interrogatory.

8. Identify all joint management interests Moy Toy, LLC and Old South Golf since January 1, 2000. Management interests include directors, managing members, members, managers, and anyone listed on a secretary of state filing or anyone else exercising control or oversight over either entity. Further, state the names, addresses, and position or management interest held.

ANSWER: Objection. The information sought by this interrogatory is not relevant or material to any issue in this case and is not reasonably calculated to lead to the discovery of admissible evidence. Without waiving these objections, Moy Toy, LLC does not maintain nor control a list of management of this separate entity. Moy Toy, LLC has no further information that would be responsive to this interrogatory.

9. Identify all joint management interests between Moy Toy, LLC and Terra Mountain Holdings, LLC, since January 1, 2000. Management interests include directors, managing members, members, managers, and anyone listed on a secretary of state filing or anyone else exercising control or oversight over either entity. Further, state the names, addresses, and position or management interest held.

ANSWER: Objection. The information sought by this interrogatory is not relevant or material to any issue in this case and is not reasonably calculated to lead to the discovery of admissible evidence. Without waiving these objections, Moy Toy, LLC does not maintain nor control a list of management of this separate entity. Moy Toy, LLC has no further information that would be responsive to this interrogatory.

10. Identify all joint management interests between Moy Toy, LLC and J. L. Wucher Co. LLC, since January 1, 2000. Management interests include directors, managing members, members, managers, and anyone listed on a secretary of state filing or anyone else exercising control or oversight over either entity. Further, state the names, addresses, and position or management interest held.

ANSWER: Objection. The information sought by this interrogatory is not relevant or material to any issue in this case and is not reasonably calculated to lead to the discovery of admissible evidence. Without waiving these objections, Moy Toy, LLC does not maintain nor

control a list of management of this separate entity. Moy Toy, LLC has no further information that would be responsive to this interrogatory.

11. Identify all joint management interests between Moy Toy, LLC and LKM Group LLC, since January 1, 2000. Management interests include directors, managing members, members, managers, and anyone listed on a secretary of state filing or anyone else exercising control or oversight over either entity. Further, state the names, addresses, and position or management interest held.

ANSWER: Objection. The information sought by this interrogatory is not relevant or material to any issue in this case and is not reasonably calculated to lead to the discovery of admissible evidence. Without waiving these objections, Moy Toy, LLC does not maintain nor control a list of management of this separate entity. Moy Toy, LLC has no further information that would be responsive to this interrogatory.

12. State the date upon which Moy Toy, LLC purchased the Renegade Mountain water system including the land upon which the water system operated. Provide all documentary evidence to support this assertion.

ANSWER: Objection. This interrogatory is vague, ambiguous and assumes facts not established by admissible evidence. Without waiving these objections, Moy Toy, LLC states it did not purchase any water system on Renegade Mountain. Moy Toy, LLC purchased all lands then owned by the previous developer of Renegade Mountain, the date of which and a copy of the applicable deed is equally available to both parties as it is filed in the Office of the Register of Deeds for Cumberland County, Tennessee.

13. Identify the date upon which Old South Golf began operation of the water system. Provide all documentary evidence to support this assertion.

ANSWER: Unknown. Moy Toy, LLC is without knowledge or records sufficient to respond to this interrogatory save public records which may be available to all parties.

14. Provide a copy of the contract or other authorization between Moy Toy, LLC and Old South Golf for Old South Golf to operate the water system on Renegade Mountain.

ANSWER: No such document is believed to exist. Moy Toy, LLC never operated a water system on Renegade Mountain.

15. Provide a copy of all bank records or other information that demonstrates that Laurel Hills Condominiums Property Owners Association made any payments on the note for the sale of the Renegade Mountain water system from Moy Toy, LLC.

ANSWER: Moy Toy, LLC does not have any records responsive to this interrogatory because Laurel Hills Condominium Property Owners Association did not make payments under the note to Moy Toy, LLC. The note went into default and resulted in that certain Warranty Deed In Lieu of Foreclosure, of Record at Book 1427, Page 58 in the Office of the Register of Deeds for Cumberland County, Tennessee.

16. Provide a copy of all paperwork including court filings that demonstrate that Moy Toy, LLC foreclosed upon or otherwise seized control of the Renegade Mountain water tower and parcel of land from Laurel Hills Condominium Property Owners Association.

ANSWER: Please see the Warranty Deed In Lieu of Foreclosure identified in the preceding Interrogatory 15.

17. Provide all information and documentation that was used to value the Renegade Mountain water system when it was sold to Laurel Hills Condominiums Property Owners Association.

ANSWER: Objection. The information sought by this interrogatory is not relevant or material to any issue in this case and is not reasonably calculated to lead to the discovery of admissible evidence. Without waiving these objections, Moy Toy, LLC further states this interrogatory is vague, ambiguous, and would require expert or specialized knowledge and information that is no longer available to nor maintained by Moy Toy, LLC, nor within its custody or control. Moy Toy, LLC has no further information that would be responsive to this interrogatory.

18. Provide all insurance records for any property owned upon Renegade Mountain since January 1, 2000. Insurance records include: policies, copies of policies, billing statements, proof of insurance, etc.

ANSWER: Objection. This information sought by this interrogatory is not relevant or material to any issue in this case and is not reasonably calculated to lead to the discovery of admissible evidence. This interrogatory is also vague, ambiguous, and seeks information the production of which would result in an undue burden and hardship to Moy Toy, LLC to obtain, especially records pertaining to "ANY and ALL property," whether real, personal, or otherwise, which Moy Toy, LLC may have presumably owned on Renegade Mountain since January 1, 2000, a period of time which spans in excess of 16 years.

Submitted this the 11th day of July, 2016.

/s/ Scott D. Hall

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Certificate of Service

The undersigned hereby certifies that a true and exact copy of the foregoing **Moy Toy, LLC's Response to Party Staff's First Request for Discovery** has been served upon the following counsel or party in interest herein by delivering same to the address of said counsel or party via electronic mail, or by mailing same to the offices of said counsel or address of the party by United States Mail with sufficient postage thereon to carry it to its destination.

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This 11th day of July, 2016.

/s/ Scott D. Hall

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