

IN THE CIRCUIT COURT OF MARYLAND FOR MONTGOMERY COUNTY

TANIE A. GUIRAND et al.,

Plaintiffs/Counter-Defendants,

v.

BEL PRE RECREATIONAL
ASSOCIATION, INC.,

Defendant/Counter-Plaintiff.

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Case No. 383580V

DEFENDANT/COUNTER-PLAINTIFF'S FIRST INTERROGATORIES

TO: Pierre Guirand
c/o Michael S. Woll
Woll & Woll, P.A.
4405 East-West Hwy, Suite 201
Bethesda, Maryland 20814

FROM: Bel Pre Recreational Association, Inc.
c/o Thomas C. Schild
Thomas Schild Law Group, LLC
401 North Washington Street, Suite 500
Rockville, Maryland 20850

PLEASE TAKE NOTICE that, pursuant to Maryland Rule 2-421, you are hereby requested to separately answer in writing and under oath the following Interrogatories within 30 days of the receipt hereof.

(a) These Interrogatories are continuing in character, so as to require you to file supplementary answers if you obtain further or different information before trial.

(b) Where the name or identity of a person is requested, please state full name, home address, business address and business title, as appropriate.

(c) Unless otherwise indicated these Interrogatories refer to the time, place and circumstances of the occurrence mentioned or complained of in the pleadings.

(d) Where knowledge or information in possession of a party is requested, such request includes knowledge of the party's agents, representatives, employees and, unless privileged, its

attorneys. When answer is based upon information supplied by others, state the name, address and title of the persons supplying the information, and the source of his/her information.

(e) The pronoun "you" refers to the party to whom these Interrogatories are addressed, and the persons mentioned in clause (d).

(f) "Document" means any handwritten, typewritten, printed, electronically stored information, recorded or graphic matter however produced or reproduced, whether or not in your possession, custody or control, and whether or not claimed to be privileged against discovery on any ground, including but not limited to, reports, records, lists, memoranda, correspondence, telegrams, schedules, photographs, sound recordings, ledgers, books of account, catalogues, checks, check stubs, brochures, plans, diagrams and written statements of witnesses or other persons having knowledge of the pertinent facts.

If you consider any document called for in these Interrogatories to be privileged from production, then include in your Answers a list of the privileged documents, identifying each document by date, addressee(s), author, title and subject matter. In addition, you should identify those persons who have seen the document or who were sent copies. Finally, you should state the ground(s) upon which each such document is considered privileged.

(g) "Describe" (i) when used in reference to persons or members of a class means to identify each individual person or member of a class, and (ii) when used in reference to a document means to state as to each document: (1) the nature and contents; (2) the date; (3) the date the document was executed if different from the date it bears; (4) the name, address and position of the author or signer; (5) the name, address and position of the addressee, if any; (6) the present location and the name, present address and position of the person or persons having present custody of it; and (7) whether the document has been destroyed and, if so, with regard to such destruction, the date thereof, the reason therefor, and the identify of the person or persons who destroyed the document.

(h) "Identify or "identify" or "identification":

(i) When used with respect to a natural person, requests that person's full name, present or last known address, present or last known position or business affiliation, position or business affiliation at the time in question, and a general description of the business in which that person is engaged;

(ii) When used with respect to any other entity, requests its full name, the address of its principal place of business, and the name of its chief executive officers;

(iii) When used with respect to a document, requests the name or title of the document, the type of document (e.g. letter, memorandum, telegram, chart, etc.), its date, the person(s) who authorized it and/or signed it, the person(s) to whom it was addressed, the person(s) to whom it was sent, and the document's present location and custodian; if any such

document was, but is no longer, in your possession or subject to your control, state what disposition was made of it, and explain the circumstances surrounding and the authorization for such disposition, and state the date or approximate date of such disposition; documents prepared prior to or subsequent to the period covered by these Interrogatories, but which relate or refer thereto, are to be included;

(iv) When used with respect to any non-written communication, requests the identity or identification of the natural persons' making and receiving the communication, such person(s) respective principals or employers at the time of the communication, the date, manner, and place of the communication, and the substance of the communication; and

(v) When used with respect to a meeting, requests the nature of the meeting (formal gathering, telephone call, etc.), all persons participating in such meeting, and the date, duration, location(s), and the substance of the discussion which took place.

(i) As used herein, the "Guirands" refer to the Plaintiffs/Counter-Defendants Tanie and Pierre Guirand.

(j) As used herein, "BPRA" refers to the Defendant/Counter-Plaintiff Bel Pre Recreational Association, Inc.

(k) As used herein, "Property" refers to 3200 Bustleton Lane, Silver Spring, Maryland 20906.

(l) As used herein, the "Fence" refers to the fence described in the Counterclaim located at the Guirands Property.

INTERROGATORIES

1. Identify yourself fully by giving your full name, date of birth, residence address, and if your answers are not based on personal knowledge please identify with specificity the source of information used to prepare your answers.

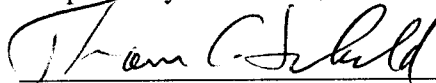
2. Identify each person, other than a person intended to be called as an expert witness at trial, having discoverable information that tends to support a position that you have taken or intend to take in this action, including any claim for damages, and state the subject matter of the information possessed by that person.

3. Identify each person whom you expect to call as an expert witness at trial, state the subject matter on which the expert is expected to testify, state the substance of the findings and opinions to which the expert is expected to testify and a summary of the grounds for each opinion; with respect to an expert where findings and opinions were acquired in anticipation of litigation or trial, summarize the qualifications of the expert, state the terms of the expert's conversation and attach to your answers, any list of publications written by the expert and any written report made by the expert concerning those findings and opinions.

4. If you intend to rely upon any documents, electronically stored information, or other tangible things to support a position that you have taken or intend to take in the action with respect to both the Complaint and counterclaim, including any claim for damages, identify such documents, electronically stored information, and other tangible things, and identify all persons having possession, custody or control of them.
5. Describe all facts which support your denial of every allegation of the Counterclaim that you did not admit.
6. Identify all persons who have conducted any investigation as to whether BPRA's covenants would allow the Fence, provide a summary of the findings and/or results of any such investigation, and identify all reports or other documents related thereto.
7. Identify the date when you informed BPRA that you were constructing the Fence and the individual who you informed.
8. Identify the date(s) which (a) the Fence permits were submitted to Montgomery County and were approved by Montgomery County; (b) the Fence construction began; (c) the Fence was inspected by Montgomery County; and (d) the Fence construction was completed.
9. Identify the name(s) of the persons who (a) prepared the Fence permit; (b) submitted the Fence permit; (c) constructed the Fence.
10. If any report was made by anyone, including you, a contractor, or an employee of Montgomery County, in the ordinary course of business with respect to building the Fence, state the name and address of the persons who made the report, the date thereof, identify the custodian thereof and provide such report.
11. Identify the exact location of the Fence on the Property, including the distance from the dwelling structure and any adjoining street.
12. Identify all lots containing a "comparable fence" on a corner lot to the Guirands' Fence, as stated in Paragraph 16 of the Guirands' Complaint accompanied with an explanation as to how each other fence is a "comparable fence."
13. Identify the date(s) that the Guirands (a) acquired the proper licenses to operate the business at the Property; and (b) the business at the Property actually began operations.
14. Identify the name and purpose of the business which operates the group home at the Property.
15. Identify any and all laws and/or regulations that require the group home at the Property to have a fenced in yard and require that the fence be located where the Fence was installed.

- 16 Identify any and all government employees/persons who told you (a) a fence was required to operate the group home on the Property; and (b) the Fence was required to operate the group home on the Property.
17. Identify, describe and provide all communications from, to and between the Guirands and BPRA regarding the Fence and/or the group home on the Property.
18. Identify, describe and provide all communications from, to and between the Guirands and BPRA regarding any requests for an accommodation to BRPA's fence covenant pursuant to the fair housing laws.
19. Identify all dates when the Guirands contacted BPRA to discuss a mutually agreeable compromise, following BPRA's September 26, 2013 letter, from September 26, 2013 to present.
20. Describe all facts which support each affirmative defense raised by you in your Answer to the Counterclaim.

Respectfully submitted,



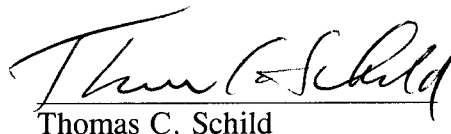
Thomas C. Schild
THOMAS SCHILD LAW GROUP, LLC
401 North Washington Street, Suite 500
Rockville, Maryland 20850
Phone: 301-251-1414

Attorney for Bel Pre Recreational
Association, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 29th day of July, 2014, a copy of the foregoing Interrogatories and accompanying Notice of Service of Discovery was mailed, first class, postage prepaid, to:

Michael S. Woll
Woll & Woll, P.A.
4405 East-West Hwy, Suite 201
Bethesda, Maryland 20814



Thomas C. Schild