

IN THE CIRCUIT COURT OF THE FIRST
JUDICIAL CIRCUIT, IN AND FOR
SANTA ROSA COUNTY, FLORIDA

LEONARD J. ACCARDO and
LYNN M. ACCARDO, et al.,

Plaintiffs

CASE NO.: 06-1064 CA

v.

GREGORY S. BROWN, Property Appraiser
of Santa Rosa County, Florida; and
ROBERT J. McCLURE, Tax Collector
for Santa Rosa County, Florida,

Defendants.

DEFENDANTS' FIRST SET OF INTERROGATORIES
TO INDIVIDUAL PLAINTIFFS IDENTIFIED IN THE COMPLAINT

TO: Danny L. Kepner, Esq.
Thomas J. Gilliam, Jr., Esq.
Shell, Fleming, Davis & Menge, P.A.
226 South Palafox Street, 9th Floor
Pensacola, FL 32502

Pursuant to Rule 1.340, Florida Rules of Civil Procedure, Defendant, GREGORY S. BROWN, by and through his undersigned attorneys, propounds the following Interrogatories upon each Plaintiff identified in Schedule A of the Complaint and Amended Complaint. According to Rule 1.340, these Interrogatories must be answered in writing, signed under oath, and returned to Defendant's counsel, Elliott Messer or Thomas Findley at Messer, Caparello & Self, P.A., Post Office Box 15579, Tallahassee, Florida 32317, within thirty (30) days after service.

INSTRUCTIONS AND DEFINITIONS

1. "Defendant" refers to GREGORY S. BROWN, Property Appraiser of Santa Rosa County, Florida, and all agents, representatives and other persons acting or purporting to act on Defendant's behalf.
2. Unless otherwise specified, "Plaintiff" or "you" or "your" refers to each individual identified in Schedule A of the Complaint and Amended Complaint.
3. As used in these interrogatories, the terms "identify" or "identity" have the following meanings:
 - a. With regard to natural persons, "identify" means to state the person's name, last known employment, home address, business address, and telephone number;
 - b. With regard to entities which are not natural persons, "identify" means to state the name of the entity, type of entity (e.g., corporation, partnership, limited partnership, etc.), state of organization, and principal place of business address;
 - c. With regard to documents, "identify" means to specify the type of document (e.g., lease, sublease, contract, memorandum, letter, notes, directive, etc.), the date and number of pages of the document, and to identify all author(s) and recipient(s) of the document and all persons and entities having possession or the right to possession of the original(s) and/or copies.
4. Unless otherwise specified, "person" means and includes every natural person, corporation, partnership or other entity.
5. "Date" means the exact day, month, and year, if ascertainable, and if not, the best approximation, including any relationship in time to the occurrence of other events identified in the interrogatory or response thereto.

6. "Complaint" means the original Complaint, as updated by any amendments thereto.

7. "Answer" means the Answer filed in response to the Complaint, as updated by any amended answers or answers to amended complaints.

8. "Document" as used in these requests as the meaning set forth in Rule 1.350, Florida Rules of Civil Procedure, and also includes without limitation, all tangible things, whether handwritten, typed, printed or otherwise visually reproduced, taped, photographic or graphic matter, however produced or reproduced, originals, copies and drafts, including but not limited to any leases, subleases, applications, contracts, letters, notices, cables, wires, email, memoranda, interoffice or personal communications, telegrams, handbooks, manuals, reports, periodicals, notes (including any made during the review or preparation of work papers), statements, forecasts, summaries or transcripts of any telephone conversation or personal conversation or interview, work papers, diaries (formal or informal), business or personal calendars, personal files and notes, sketches, charts, assignments, agreements (including any modification or revision thereof), summaries of negotiations, press releases, photographs, motion pictures, computer inputs or outputs, microfilm, work assignments and any other writing including drafts, revisions or translations of any of the foregoing, within the possession or custody or under control of the Plaintiff or any agent or family member of the Plaintiff.

9. The "Subject Property" is defined to be the real property assessed with respect to the named Plaintiff.

10. If you cannot answer any one or any subpart of the Interrogatories in full, after exercising due diligence to secure the information to do so, then explicitly so state.

11. With the answer to each interrogatory, please identify each person who assisted or provided information utilized in the answer, and specify the information each such person provided.

12. In answering each interrogatory, you are to provide all information known or available to you or to your agent(s) or attorney(s). In the event that you assert the application of a legal privilege, please identify the author, addressee and date of such document and a general description thereof.

INTERROGATORIES

1. What is the name, address and parcel number for the Subject Property, for the person answering these interrogatories, and, if applicable, the person's official position or relationship with the party to whom the interrogatories are directed?

2. Please provide the following information:

- A. Full Name of Plaintiff;
- B. Home Address of Plaintiff;
- C. Whether Plaintiff is a permanent resident of Florida;
- D. Whether Plaintiff has filed for a homestead exemption in Florida;
- E. The name of any condominium or homeowners association in which Plaintiff is a member;
- F. The lease term and the lease renewal term specified in the controlling lease agreement.

3. With respect to your property, identify any and all declarations of condominium, leases, subleases, assignments, closing documents, purchase agreements, mortgage documents or other documents through which you have attained the rights or interests in the Subject Property.

4. State the amount of rent currently paid by you on the Subject Property. Identify any changes in the level of rent paid and the dates on which such changes were made, and any documentation reflecting such changes.

5. Specify whether you have rented the Subject Property thereon to any other party. Specify the relevant time periods, the identity of the parties to whom such property was rented (including address and phone number), and the amount of rent paid.

6. Identify any and all appraisals, valuations, and/or assessments regarding the Subject Property.

7. List the names, addresses and phone numbers of all persons believed or known by you, your agents or attorneys to have any knowledge concerning any of the issues in this lawsuit; and specify the subject matter about which the witness has knowledge.

8. Do you intend to call any expert witnesses at the trial of this case? If so, state as to each such witness the name, phone number and business address of the witness, the witness' qualifications as an expert, the subject matter upon which the witness is expected to testify, the substance of the facts and opinions to which the witness is expected to testify, and a summary of the grounds for each opinion.

I HEREBY CERTIFY that the answers to the foregoing Interrogatories are true and correct to the best of my knowledge.

STATE OF FLORIDA
COUNTY OF SANTA ROSA

The foregoing instrument was acknowledged before me this ___ day of _____, 2007, by _____, who is personally known to me or who has produced _____ as identification and who took an oath.

NOTARY PUBLIC
Typed or Printed Name:
My Commission Expires: