

EXHIBIT A

MASTER DISCOVERY TO PLAINTIFFS

Definitions

1. “You” or “Your” means the party responding to these requests.
2. “The Policy” means the insurance policy that is the basis of claims made against Defendant in this lawsuit.
3. “Insured Location” means the real property at the location described in the Policy declarations.
4. “Subject Hail Storm” means the hail storm made the basis of this lawsuit.
5. “Insured Property” means the residence or dwelling and any Other Structures located at the Insured Location at the time of the Subject Hail Storm.
6. “Other Structures” means any structures located at the Insured Location during the Subject Hail Storm that are set apart from the Subject Property by a clear space, including those connected only by a fence, utility line, or similar connection.
7. “Personal Property” means any or all of the Personal Property or contents described in the Policy declarations.
8. “Your Counsel” means the attorney or attorneys who are representing or have represented You either with regard to the claim or in this lawsuit.
9. “The Claim” means the insurance claim made the basis of this lawsuit.
10. “Written Communication” means the conveyance of information by a writing, whether by letters, e-mails, memoranda, handwritten notes and/or faxes.
11. “Document” means letters, words or numbers or their equivalent, set down by handwriting, typewriting, printing, photostating, photographing, magnetic or electronic impulse, mechanical or electronic recording, or other form of data compilation. “Document” specifically includes information that exists in electronic or magnetic form.
12. “Date” means the exact date, month and year, if ascertainable, or, if not, the best available approximation.

Instructions

1. You are requested to produce color photographs, video recordings and audio recordings that were created or stored electronically and are responsive to the Requests for Production below.

2. You are requested to produce electronic or magnetic data responsive to the Requests for Production below in .tiff or .pdf searchable format, including e-mail, instant message and .pdf forms of the documents.
3. All requests seek non-privileged information and/or documents.

INTERROGATORIES

INTERROGATORY NO. 1:

Please state the name, address and telephone number of each person who will be called as a trial witness and a give brief statement of each person's connection with the case.

RESPONSE:

INTERROGATORY NO. 2:

What date did You first report Your claim to the insurance company and in what manner (*e.g.*, telephone, in person, written communication) and who did You speak to if You know?

RESPONSE:

INTERROGATORY NO. 3:

Were You or anyone acting on Your behalf present during any inspection performed by the insurance company? If yes, identify the date(s) of such inspection(s), describe any statements made by You during such inspection(s) and state each area of the interior and exterior and item of contents (if any) that was inspected. For anyone present on Your behalf, state that person's name, address, telephone number and relationship to You, if any (*i.e.*, parent, child, relative, neighbor, friend, contractor or public adjuster).

RESPONSE:

INTERROGATORY NO. 4:

For each person identified in Your Answer to Interrogatory 3 above, please state whether each of them speaks English. This interrogatory is to be answered only if You do not speak English.

RESPONSE:

INTERROGATORY NO. 5:

Following the inspection(s), did You engage in any additional communications (*e.g.*, telephone, in person, written communication) with the insurance company? If yes, provide the following information:

- a. the date of such communication(s);

- b. the manner of such communication(s);
- c. the person to whom you communicated;
- d. the reason for the communication(s); and
- e. for any telephonic communications(s), identify who initiated the phone call and the telephone number from which You called or on which You received the call;
- g. the general substance of the communication.

RESPONSE:

INTERROGATORY NO. 6:

If You purchased the Insured Property between January 2010 and the present, please identify the following:

- a. Date of purchase;
- b. Amount of purchase;
- c. Agent(s) and/or broker(s) who represented You (identify by name and contact information);
- d. Person or person(s) who sold the Insured Property (identify by name and contact information);
- e. State whether an appraisal or inspection was performed;
- f. State whether You have a copy of the earnest money contract, closing statement, disclosure statement, HUD statement or any other Written Communications concerning the purchase of the Insured Property.

RESPONSE:

INTERROGATORY NO. 7:

Did You make any attempts to sell the Insured Property between January 2010 and the present? If yes, provide the following information:

- a. Date(s) of attempted sale;
- b. Initial asking price and any subsequent asking prices;

- c. Identify whether there were any offers to purchase, and if so, identify the amount(s) of the offers;
- d. Identify the persons(s) who made the offer(s) – (identify by name and contact information); and
- e. Identify the agent(s) and/or broker(s) who represented You (identify by name and contact information).

RESPONSE:

INTERROGATORY NO. 8:

Do You currently own the Insured Property? If yes, please identify any other non-parties (e.g., spouses, ex-spouses, adult or minor children, other relatives or other non-parties) who may have an insurable interest in the Insured Property.

RESPONSE:

INTERROGATORY NO. 9:

Did You make any repairs, renovations or improvements greater than \$500.00 to any of those areas of the Insured Property that are being claimed as damaged in this Lawsuit between January 2010 and the present (excluding any repairs, renovations or improvements made for damages caused by the Subject Hail Storm)? If yes, for each item of repair, renovation or improvement, state the following:

- a. The date(s) and scope of such repair(s), renovations(s), or improvements(s);
- b. The nature of and reason or cause for such repair(s), renovation(s), or improvements(s);
- c. The entity (or entities) who made such repairs(s) renovation(s), or improvements(s) – (identify by name and contact information);
- d. The cost actually spent to make such repairs(s) renovations(s) improvement(s).

RESPONSE:

INTERROGATORY NO. 10:

In the five years preceding the Subject Hail Storm, were any of those areas of the Insured Property that are being claimed as damaged in this Lawsuit damaged, or otherwise in need of repair greater than \$500.00? If yes, state the following:

- a. Describe all such damage (including exact location of such damage, (*e.g.* kitchen, roof, fence);
- b. State the date(s) and manner (*e.g.*, windstorm, hurricane, flood, pipe leak, hail storm, explosion, wear and tear, age, etc.) in which such damage occurred;
- c. State whether a claim was made for such damage to any insurance company, and if so, identify the name of the insurance company, policy number and claim number;
- d. If a claim was made for such damage to any insurance company, state the amount of money, if any, You received as a result of said claim; and
- e. If no money was paid to You for the claim or if the claim was denied, state Your understanding of the reason(s) why the insurance company did not pay anything on the claim or denied the claim.

RESPONSE:

INTERROGATORY NO. 11:

Do You have an outstanding loan secured by the Insured Property? If yes, state the name and address of the current mortgagee.

RESPONSE:

INTERROGATORY NO. 12:

If You are making a claim for Personal Property damaged or destroyed by the Subject Hail Storm and for which you seek damages in this lawsuit, identify the following:

- a. Description of the Personal Property (including quantity, age, make, and model);
- b. Nature of the damage;
- c. State whether You notified the insurance company of such damage, and provided the insurance company with an inventory list of damaged Person Property;

- d. State the actual cost of repair or replacement for each item (including date such cost was incurred and method of payment). (PLEASE NOTE THAT THIS SUBPART MAY BE SATISFIED BY FULL RESPONSE AND REFERENCE TO REQUEST FOR PRODUCTION NO. 1).

RESPONSE:

INTERROGATORY NO. 13:

If You are making a claim for additional living expenses or loss of use incurred as a result of the Subject Hail Storm and for which You seek damages in this lawsuit, identify the following:

- a. The date(s) which You claim the home was uninhabitable and the reason(s) why You contend the home was uninhabitable;
- b. The additional living expenses, meaning any necessary and reasonable increase in living expense You incurred so that Your household could maintain its normal standard of living. You paid for during this time period including, but limited to, (1) meals; (2) lodging; (3) mileage (including the number of miles and basis for computation); (4) other travel (including identity and purpose); (5) utilities; and (6) any other additional living expense You incurred; and
- c. State whether You notified Your insurance company of such additional living expenses.

RESPONSE:

INTERROGATORY NO. 14:

If You are making a claim for damages to Your Insured Property that You contend were caused by the Subject Hail Storm, state the following:

- a. Description of the damage (including exact location of such damage to the insured property, *e.g.*, kitchen, roof, fence, and approximate date such damage was first observed);
- b. State whether You notified the insurance company of such damage, and if so, the date You notified the insurance company and in what manner; and
- c. Identify all persons (by name, address, telephone number and relation to You, if any, who inspected the damages after the Subject Hail Storm, the Date of all such inspections and whether or not You received any Written Communication or Document resulting from any such inspection. This inquiry is not seeking information concerning inspections conducted by the insurance company or anyone acting on its behalf.

RESPONSE:

INTERROGATORY NO. 15:

Did You obtain any construction bids, reports, appraisals, quotes or estimates concerning the damage identified in Interrogatory No. 14 above? If yes, state the following:

- a. The entity (or entities) who provided such bid, report, appraisal, quote or estimate (identify by name and contact information);
- b. The date such entity inspected the Insured Property;
- c. The date such bid, report, appraisal, quote or estimate was provided to You;
- d. The cost actually spent, if any, for such bid, report, appraisal, quote or estimate; and
- e. Whether You provided such bid, report, appraisal, quote or estimate to Your insurance company, and if so, the date upon which such document(s) was/were provided.

RESPONSE:

INTERROGATORY NO. 16:

Have You made any repairs, renovations or replacements to the items of damage listed in Interrogatory No. 14 above? If yes, state the following for each item of damage listed in Interrogatory No. 14 above that has since been repaired, renovated or replaced:

- a. The nature and date(s) of such repair(s), renovation(s) or replacement(s);
- b. The entity (or entities) who made such repair(s), renovation(s) or replacement(s) – (identify by name and contact information);
- c. The cost actually spent to make such repair(s), renovation(s) or replacement(s);
- d. If some, but not all, damage has been repaired, renovated or replaced, the remaining damage that has not been repaired, renovated or replaced; and
- e. State whether You notified Your insurance company of such repair(s), renovation(s) or replacement(s), and if so, the date You notified the insurance company and in what manner.

RESPONSE:

INTERROGATORY NO. 17:

For each and every element of damages other than economic damages sought and fully disclosed in response to Defendant's Requests for Disclosure 194.2(d), please identify the element of damage sought, state the total amount sought and/or the amount for which You will ask the jury to award You, and state the method and basis for calculating said amount.

RESPONSE:

INTERROGATORY NO. 18:

When was the date you anticipated litigation?

RESPONSE:

INTERROGATORY NO. 19:

Identify all person(s) or entity(ies) performing any repairs, renovations or improvements greater than \$500.00 to the Insured Property from January 2010 to the present (including the name, date and description of work, address and telephone number).

RESPONSE:

INTERROGATORY NO. 20:

Identify all contractor(s), engineer(s) or other person(s) or entity(ies) who inspected or provided You with a bid or estimate greater than \$500.00, an evaluation or a report concerning the subject property from January 2010 to the present (including the name, date and description of work, address and telephone number).

RESPONSE:

INTERROGATORY NO. 21:

Pursuant to Rule 192.3(e) of the Texas Rules of Civil Procedure, for each consulting expert, or expert who is not expected to be called as a witness but whose work product; 1) forms the basis either in whole or in part of the opinions of an expert who is to be called as a witness and/or; 2) has been reviewed or relied upon by a testifying expert witness, please state:

- a. Name, address and telephone number of such expert;

- b. The opinions related to this case, such expert has communicated to Your testifying experts;
- c. The materials the expert has reviewed and what tests the expert has performed;
- d. The number of times that expert has been retained by a plaintiff in any case;
- e. The number of times that expert has been retained by a defendant in any case;
- f. The number of times that expert has been retained by the attorney representing any Plaintiffs in this suit;
- g. The number of times that expert has been retained by the attorney representing any Defendants in this suit; and
- h. The amount of compensation received or to be received in this case.

RESPONSE:

INTERROGATORY NO. 22:

If you have been a party to a lawsuit or criminal complaint or information or had ever filed a claim before, please state the cause number, style of the suit, court it was filed in or who the claim was made to and the nature of the case or claim.

RESPONSE:

INTERROGATORY NO. 23:

If You contend the insurance company or anyone acting on its behalf made any misrepresentation(s) regarding the Policy or the damage resulting from Subject Hail Storm, please state the following:

- a. The identity of the person who made any such alleged misrepresentation(s), the date and location such was made, and the identity of all individuals present when the communication(s) was made; and
- b. State the specific misrepresentation(s) made and why You contend such was a misrepresentation(s).
- c. The steps You took or did not take in reliance upon the representation or statement;
- d. The damage(s) You contend were caused by Your reliance on that representation or statement.

RESPONSE:

INTERROGATORY NO. 24:

If You contend the insurance company or anyone acting on its behalf committed fraud, state the specific conduct or activity and the factual bases for Your contention that such conduct or activity was fraudulent:

RESPONSE:

INTERROGATORY NO. 25:

Since January 2010 to the present, please identify all individuals (by name, address, telephone number and relation to You) who resided at the Insured Location and state whether or not each such individual was residing at the Insured Location on the Date of the Subject Hail Storm.

RESPONSE:

INTERROGATORY NO. 26:

Identify all evidence that may be used to impeach, by proof of final conviction of any felony or crime or moral turpitude, or any witness, including any party witness, by stating the following identifying information, pursuant to Tex. R. Evid. 609:

- a. The name of the accused;
- b. The charged offense;
- c. Whether the crime was a felony or involved moral turpitude;
- d. The date of final conviction; and
- e. The style, case number, and county of the proceeding.

RESPONSE:

INTERROGATORY NO. 27:

Please state, to Your knowledge, the age of each category of damaged property, (*i.e.*, roof, gutters, siding, fence, sheetrock, paint, flooring, cabinets, electrical, specific contents items) which You contend were damaged as a result of the windstorm at issue. To the extent the category of the damaged property is the same age as the home, simply so indicate.

RESPONSE:

REQUESTS FOR PRODUCTION

REQUEST FOR PRODUCTION NO. 1:

If You are making a claim for Personal Property that You contend was damaged or destroyed by the Subject Hail Storm and for which You seek damages in this lawsuit, produce the following:

- a. Any and all manuals and/or warranty cards You have for such Personal Property;
- b. Any and all photographs and/or videos reflecting damage to such Personal Property;
- c. Any and all inventories of such Personal Property prepared by You before and after the Subject Hail Storm;
- d. Any and all inventories of such Personal Property prepared by others on Your behalf before and after the Subject Hail Storm;
- e. Any and all Written Communications, appraisals, quotes, estimates and cancelled checks (front and back) concerning value or replacement cost of such Personal Property within the last 5 years;
- f. Purchase receipts;
- g. If no documentation responsive to (f) is available on a particular item, please provide bank, debit card, credit card or online service account statements reflecting payment for that item (redacting all other personal and private information, (*i.e.*, other purchases and payments, contained thereon); and
- h. Any and all Written Communications between You, including anyone representing You, and the insurance company, and anyone representing the insurance company concerning Your claim for damages to Personal Property including, but not limited to, any and all proofs of loss (as that term is used in the applicable policy).

RESPONSE:

REQUEST FOR PRODUCTION NO. 2:

If You have cleaned, repaired or replaced any Personal Property You contend was damaged or destroyed by the Subject Hail Storm, product the following:

- a. Purchase orders and invoices for all cleaning, repair and replacement;
- b. Purchase receipts for all cleaning, repair and replacement expenses;

- c. Any and all cancelled checks (front and back), bank, credit or debit statements, or online service account statements which reflect payment for such repairs, renovations and replacements (redacting all other personal and private information, *i.e.*, other purchases and payments, contained thereon); and
- d. Photographs and videos of all cleaned, repaired and replaced items.

RESPONSE:

REQUEST FOR PRODUCTION NO. 3:

If You are making a claim for additional living expenses (meaning any necessary and reasonable increase in living expense You incurred so that Your household could maintain its normal standard of living), or loss of use that You contend You incurred as a result of the Subject Hail Storm and for which You seek damages in this lawsuit, produce the following:

- a. All lease and rental agreement(s) entered for the period of time in which You claim the home was uninhabitable;
- b. All utility bills for which You claim as part of Your additional living expenses or loss of use claim;
- c. All mileage logs or other written computation for which You claim as part of Your additional living expenses or loss of use claim;
- d. Any and all other documents reflecting any other additional expense You incurred (*i.e.*, additional insurance charges) and for which You claim as part of Your additional living expenses or loss of use claim;
- e. All receipts, cancelled checks (front and back), bank, credit or debit statements, or online service account statements which reflect payment for those additional living expenses You are claiming in this lawsuit (redacting all other personal and private information, *i.e.*, other purchases and payments, contained thereon); and
- f. Any and all Written Communications between You, including anyone representing You, and the insurance company, and anyone representing the insurance company concerning Your claim for additional living expenses or loss of use including, but not limited to, any and all proofs of loss (as that term is used in the applicable policy).

RESPONSE:

REQUEST FOR PRODUCTION NO. 4:

If You are making a claim for damages to Your Insured Property that You contend were caused by the Subject Hail Storm and for which You seek damages in this lawsuit, produce the following:

- a. All photographs and/or videos reflecting damage to such property;
- b. All construction bids, contracts, reports, appraisals, quotes, repair estimates and receipts for materials concerning the damage to such property (whether the repairs and replacements have taken place yet or not);
- c. Any and all Written Communications between You, including anyone representing You, and the insurance company, and anyone representing the insurance company concerning Your claim for damages to Your insured Property, including, but not limited to, any and all proofs of loss (as that term is used in the applicable policy).

RESPONSE:

REQUEST FOR PRODUCTION NO. 5:

If You have made any repairs, renovations or replacements to the items of damage to Your Insured Property that You contend were caused by the Subject Hail Storm, produce the following:

- a. Purchase orders, contracts or invoices for such repairs, renovations or replacements; and
- b. All receipts, cancelled checks (front and back), bank, credit or debit statements, or online service account statements which reflect payment for such repairs, renovations or replacements.

RESPONSE:

REQUEST FOR PRODUCTION NO. 6:

If You are making a claim for lost wages and for which You seek damages in this lawsuit, produce all documents, including, but not limited to, payroll records, business records or other tangible things which support Your claim.

RESPONSE:

REQUEST FOR PRODUCTION NO. 7:

If You are making a claim for personal injuries or mental anguish and for which You seek damages in this lawsuit, produce all documents, including, but not limited to, medical records, medical expenses or other tangible things reflecting such damage.

RESPONSE:

REQUEST FOR PRODUCTION NO. 8:

If You are making a claim for any additional consequential damage and for which You seek damages in this lawsuit, produce all documentation, records or other tangible things which support Your claim.

RESPONSE:

REQUEST FOR PRODUCTION NO. 9:

Any and all written record(s), calendar(s), diary or journal reflecting any of the events, including any communications between You, including anyone representing You, and the insurance company, and anyone representing the insurance company, concerning Your claim for damages following the Subject Hail Storm.

RESPONSE:

REQUEST FOR PRODUCTION NO. 10:

Concerning the Insured Location, at any time between January 1, 2010 and the present, produce the following:

- a. All engineering reports;
- b. All non-privileged photographs and videos that depict damage to those areas of the Insured Location that are being claimed as damaged in this Lawsuit, taken both prior to and following the Subject Hail Storm; and
- c. All building diagrams or floor plans.

RESPONSE:

REQUEST FOR PRODUCTION NO. 11:

Concerning repairs, renovations or improvements greater than \$500.00 made between January 1, 2010 and the present to any of those areas of the Insured Property that are being claimed as damaged in this Lawsuit, excluding repairs made for damages caused by the Subject Hail Storm, produce the following:

- a. Contracts, estimates, bids, invoices, receipts and other written agreements related to the repairs, renovations or improvements;
- b. Written Communications related to the repairs, renovations and improvements (including communications between You and any mortgagee); and
- c. Photographs and videos of the area of the Insured Property that was repaired, renovated or improved.

RESPONSE:

REQUEST FOR PRODUCTION NO. 12:

Concerning any attempted or actual sale or any purchase of the Insured Location and/or improvements by You between January 1, 2010 and the present, produce the following:

- a. Earnest money contracts, Closing Statements, Disclosure Statements, and HUD-1 statements;
- b. Written Communications and agreements concerning the condition of the Insured Property and any areas of the Insured Property in need of repair at the time of the attempted or actual sale; and
- c. Appraisal and inspection reports (including photos).

RESPONSE:

REQUEST FOR PRODUCTION NO. 13:

Produce all policies providing insurance at the time of the Subject Hail Storm on the Insured Location made the basis of this lawsuit, excluding the Policy, unless the Policy in Your possession is different than the Policy produced by Defendant.

RESPONSE:

REQUEST FOR PRODUCTION NO. 14:

Produce any and all Documents, including Written Communications, sent by You or by anyone representing You to the insurance company or to anyone representing the insurance company.

RESPONSE:

REQUEST FOR PRODUCTION NO. 15:

Produce any and all Documents, including Written Communications, sent to You or to anyone representing You by the insurance company or by anyone representing the insurance company.

RESPONSE:

REQUEST FOR PRODUCTION NO. 16:

If You have filed for Bankruptcy since January 1, 2010, please produce a copy of the Bankruptcy petition and any Documents reflecting the discharge of the Bankruptcy.

RESPONSE:

REQUEST FOR PRODUCTION NO. 17:

All documents relating to any actual foreclosure of the Insured Location since January 1, 2010.

RESPONSE:

REQUEST FOR PRODUCTION NO. 18:

For any consulting expert whose mental impressions or opinions have been reviewed by a testifying expert, all documents or tangible things that have been provided to, reviewed by, or prepared for the testifying expert.

RESPONSE:

REQUEST FOR PRODUCTION NO. 19:

Pursuant to Texas Rule of Evidence 609(f), provide all documents evidencing conviction of a crime which You intend to use as evidence to impeach any party or witness.

RESPONSE: