

**CAUSE NO. 2023-34281**

**JAMIE PHELAN**  
**Plaintiff**

**v.**

**KING PEAK, LLC, its assignees**  
**and successors**  
**Defendant**

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**IN THE DISTRICT COURT**

**11<sup>TH</sup> JUDICIAL DISTRICT**

**OF HARRIS COUNTY, TEXAS**

**DEFENDANT'S (AGREED) MOTION TO COMPEL**

King Peak, LLC, Defendant herein (Defendant), served discovery upon the Plaintiff on September 27, 2023. Portions of the discovery included Requests for Production and Interrogatories. The Plaintiff failed to respond to said discovery, nor did Plaintiff seek an extension of time to respond to the discovery.

Defendant needs Plaintiff's discovery responses to prepare Defendant's defenses to Plaintiff's allegations. Defendant requests this Court order Plaintiff to respond in full by producing her discovery responses to the office of Defendant's legal counsel by the end of the day on Monday, November 27, 2023.

Respondent Plaintiff has agreed to the relief requested in this motion, and a proposed Agreed Order signed by both the Movant and Respondent is being filed concurrently with this motion.

**BACKGROUND**

Plaintiff, who is appearing *pro se*, has sued Defendant under various convoluted causes of action, and appear to have been cut and pasted from some other outside legal pleadings or legal articles of some kind. Even so, many of Plaintiff's allegations, even if they constitute colorable causes of action if true, would or should be supported by written documentation. Defendant's Requests for Production requested copies certain specific documentation, along with seeking other

pertinent information by way of Interrogatories.

#### RELIEF SOUGHT

Defendant requests that this Court order Plaintiff to respond completely to the Requests for Production and Interrogatories within fourteen (14) days (or such other time as this Court deems appropriate) of the date this Court grants Defendant relief under this motion.

Defendant further requests that if Plaintiff should fail to timely comply with this Court's Order, that Defendant be allowed to file a "no evidence" summary judgment motion.

WHEREFORE PREMISES CONSIDERED, Defendant requests this court deny all relief prayed for by Plaintiff, grant all relief to which Defendant is entitled, both legal and equitable, special and general, and for such other relief to which Defendant may be justly entitled.

Respectfully submitted,

/S/ Glen Nordt

Glen Nordt

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Attorney for Plaintiff

#### CERTIFICATE OF CONFERENCE

I certify that the Plaintiff has agreed to the relief requested in this Motion as evidenced by the Agreed Order granting this motion signed by the Plaintiff and the undersigned counsel, and confirmed in various text and/or email messages between the undersigned attorney and the Plaintiff.

/S/ Glen Nordt

Glen Nordt

CERTIFICATE OF SERVICE

I certify that on November 10, 2023, a true and correct copy of the foregoing Defendant's Motion to Compel and the Agreed Order signed by both Movant and Respondent was served upon the pro se Plaintiff in accordance with the Texas Rules of Civil Procedure on the via the Court's electronic notice service, as well as the undersigned attorney also emailing a copy of the foregoing and the Agreed Order directly to the Plaintiff.

/S/ Glen Nordt  
Glen Nordt

Unofficial Copy Office of Marilyn Burgess District Clerk

### Automated Certificate of eService

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Glen Nordt  
Bar No. 15076600  
nordtlaw@gmail.com  
Envelope ID: 81514834  
Filing Code Description: Motion (No Fee)  
Filing Description: Motion (No Fee)  
Status as of 11/10/2023 10:37 AM CST

#### Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Jamie Phelan		kingwoodcastles@gmail.com	11/10/2023 10:33:19 AM	SENT
jamie phelan		phelanold@gmail.com	11/10/2023 10:33:19 AM	SENT

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