

CAUSE NO. 2019-38402

JANIE HERNANDEZ and
MIKE HERNANDEZ

V.

VINH TRUONG ET AL

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IN THE DISTRICT COURT

HARRIS COUNTY, TEXAS

281ST JUDICIAL DISTRICT

**DEFENDANTS' ORIGINAL ANSWER
WITH REQUEST FOR DISCLOSURES AND PRODUCTION**

1. PARTIES

A. JANIE HERNANDEZ and MIKE HERNANDEZ are "Plaintiffs". Plaintiffs are represented by Robert C. Lane of The Lane Law Firm, PLLC, 6200 Savoy Dr., Suite 1150, Houston, TX 77036 (Ph. 713-595-8200; Fax: 713-595-8201; Email: chip.lane@lanelaw.com).

B. VINH TRUONG, TEXAS BUYERS CLUB dba HERNANDEZ FAMILY TRUST (or as Trustee), and WYNDUSTRY, LLC. are "Defendants" and are represented by William C. Boyd and S. Scott Boyd of Patterson, Boyd & Lowery, PC, 2101 Louisiana St., Houston, TX 77002 (Ph. 713-222-0351; Fax: 713-759-0642; Email: ssboyd@pattersonboyd.com).

2. GENERAL DENIAL

Defendants denies each and every allegation and demand proof.

3. ADDITIONAL DEFENSES

Defendant Texas Buyers Club has never done business as Hernandez Family Trust but is instead the Trustee for the Hernandez Family Trust. At all material times, Texas Buyers Club only acted in its capacity as Trustee and is not personally liable to Plaintiff's claims.

4. REQUEST FOR DISCLOSURES

Defendant hereby requests Plaintiff to disclose, within 30 days, the information and material described in TRCP 194.2.

5. NOTICE UNDER RULE 193.7

Pursuant to Rule 193.7, Defendant hereby gives notice to Plaintiff that any and all documents produced may be used against the producing party at any proceeding in this case without the need for authentication.

6. REQUEST FOR PRODUCTION

Defendants hereby request Plaintiff to produce the following documents to Defendant's counsel within 30 days:

REQUEST NO. 1: Please produce copies of all correspondences exchanged by the parties at any time, including written, electronic, and oral.

REQUEST NO. 2: Please produce copies of all pictures, video and audio recordings related to Plaintiffs' claims in this lawsuit.

REQUEST NO. 3: Please produce copies of all documents exchanged by the parties at any time which relate to Plaintiffs' claims in this lawsuit.

REQUEST NO. 4: Please produce copies of all emails and other documents exchanged by Plaintiffs and any third-party which relate to Plaintiff's claims in this lawsuit (excluding any attorney-client communications).

7. PRAYER

Defendants request Plaintiff take nothing by it causes of action; that Defendants recover from Plaintiff its attorney fees and costs; that Defendants have such other and further relief to which he may be entitled.

Respectfully submitted,

PATTERSON, BOYD & LOWERY, P.C.

By: /s/ S. Scott Boyd
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Attorneys for Defendants

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing instrument has been forwarded by Email, Facsimile or by depositing under the care and custody of the United States Postal Service on the 1st of July, 2019 to all parties and/or counsel of record at the above addresses.

/s/ S. Scott Boyd
S. SCOTT BOYD