

CAUSE NO. 2023-51403

VIRAGE SPV 1 LLC	§	IN THE DISTRICT COURT OF
	§	
<i>Plaintiff,</i>	§	
	§	
v.	§	HARRIS COUNTY, TEXAS
	§	
F. KENNETH BAILEY JR., P.C. & F.	§	
KENNETH BAILEY JR.	§	
	§	152nd JUDICIAL DISTRICT
<i>Defendant.</i>		

NOTICE REGARDING PLAINTIFF VIRAGE SPV 1 LLC'S RENEWED MOTION TO COMPEL

Comes now Plaintiff Virage SPV I LLC ("Virage"), and regarding its motion to compel, filed on February 13, 2024, states as follows:

1. The Court heard Plaintiff's Motion to Compel on March 8, 2024. At the time, the Court granted Plaintiff's Motion to Compel and issued the Order, attached as Exhibit 1, compelling production of documents.
2. Since the time of the Order, counsel for Plaintiff and Defendants have conferred in good faith. Counsel for Defendants has provided some updates as to the availability of certain information, but no new documents have been produced or discovery responses have been propounded since the date of the Order.
3. Given the two months between the date of the Order and the renewed hearing date, Plaintiff is requesting that Defendants either (1) produce any further responsive documents and provide any updated within two weeks of the date of the hearing; or (2) confirm no further responsive documents and no further discovery responses will be provided.

4. Such an order will allow this case to move forward expeditiously and avoid further discovery disputes regarding the information responsive to Plaintiff's discovery requests that were subject to the Motion.

Dated: June 4, 2024

Respectfully Submitted,

AHMAD, ZAVITSANOS & MENSING, PLLC

/s/ Cody Watson

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ATTORNEYS FOR PLAINTIFF

VIRAGE SPV 1 LLC

CERTIFICATE OF CONFERENCE

I, Kyle Poelker, certify that I conferred with Mr. Johnie Patterson, counsel for Defendants, by email and phone concerning Defendants' discovery responses on April 24, 2024, May 20, 2023, and several other times before the filing of this notice.

/s/ Kyle A. Poelker

Kyle Poelker

CERTIFICATE OF SERVICE

I hereby certify that, on the 4th day of June 2024, the foregoing document was electronically served on all counsel of record in accordance with the Texas Rules of Civil Procedure.

/s/ Cody Watson

Cody Watson

Unofficial Copy Office of Marilyn Burgess District Clerk

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Valerie Stefka on behalf of Kyle Poelker

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Envelope ID: 88435940

Filing Code Description: Notice

Filing Description: 2024-06-04 Notice Regarding Plaintiff Virage SPV 1

LLC's Renewed Moption to Compel

Status as of 6/4/2024 4:06 PM CST

Case Contacts

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