

STATE OF TEXAS,	§	In The
	§	
Plaintiff,	§	
	§	COUNTY COURT AT LAW OF
v.	§	WALKER COUNTY
	§	
HARMON LUTHER TAYLOR,	§	
	§	
Respondent.	§	WALKER COUNTY, TEXAS

**TAYLOR’S FIRST MOTION  
FOR PRODUCTION OF DOCUMENTS AND THINGS**

**Assertion of Rights**

Harmon Luther Taylor (“Taylor”) asserts all his unalienable rights, privileges and immunities at Natural Law, Common Law and Maritime Law, and all his commercial rights relevant to this state.

**Special Appearance**

Taylor asserts his special appearance, objecting to the county court’s subject matter jurisdiction, personal jurisdiction, and venue.

**First Motion For Production**

Taylor, asserting his special appearance and all his objections, and needing this evidence for trial, which is presently scheduled for 17 November 2008, requests production of documents and things as follows:

**Applicable Rules**

*See* TX R. CIV. P. 196, and TX RS. CIV. P. 190-215.

In general, STATE has 30 days from the date of service to produce the documents, records, and things (collectively “document”) here requested, or true and

correct copies of them, as they are kept in the ordinary course of business or organized and labeled to correspond with categories in each Request, at the following address:

HARMON L. TAYLOR  
7014 Mason Dells Drive  
Dallas, TX 75230

It is expected that at least one document will be (re)produced in response to each Request. For purposes of matching the document(s) produced with the Request, some brief description of each document produced is also requested. Additionally, one of the easiest forms of matching is numbering the documents according to its related Request. If one document satisfies more than one Request, then use the earliest Request number as the identifier, and use that number in the response to the subsequent Requests.

Answer each Request for Production separately by listing the document(s) and by describing it (them) as defined below. If documents produced are numbered for production, in each response provide both the information that identifies the document and the document's number. If one document satisfies more than one Request, any subsequent reference need be only to the document's number.

If a document is not in your possession, custody or control, describe in detail your efforts to locate it, state its location and identify who has control.

For a document that no longer exists or that cannot be located, identify the document, state how and when it passed out of existence, or when it could no longer be located, and the reasons for the disappearance. Also, identify each person having

knowledge about the disposition or loss of the document, and identify any other document evidencing the lost document's existence or any facts about the lost document.

## **Definitions**

- “You” or “your” means STATE OF TEXAS, the Plaintiff in this action, or any of its successors, predecessors, divisions, subsidiaries, present and former officers, agents employees and all other persons acting on behalf of STATE or its successors, predecessors, divisions and subsidiaries.
- “Document” means all written, typed, or printed matters, and all magnetic, electronic, or other records or documentation of any kind or description (including, without limitation the following: letters, correspondence, telegrams, memoranda, notes, records, minutes, contracts, agreements, records or notations of telephone or personal conversations, conferences, interoffice, communications, e-mail, microfilm, bulletins, circulars, pamphlets, photographs, facsimiles, invoices, tape recordings, computer printouts, and work sheets), including drafts and copies not identical to the originals, all photographs and graphic matter, however produced or reproduced, and all compilations of data from which information can be obtained, and any and all writings or recordings of any type or nature, in your actual possession, custody, or control, including those in the possession, custody, or control of any and all present or former directors, officers, employees, consultants, accountants, attorneys, or other agents, whether or not prepared by you, that constitute or contain matters relevant to the subject matter of the action.
- “Possession, custody, or control” of an item means that the person either has physical possession of the item or has a right to possession that is equal or superior to the person who has physical possession of the item.
- “File” means any collection or group of documents maintained, held, stored, or used together, including, without limitation, all collections of documents maintained, held, or stored in folders, notebooks, or other devices for separating or organizing documents.
- “Person” means any natural man or woman, corporation, firm, association, partnership, joint venture, proprietorship, governmental body, or other organization, business, or legal entity, and all predecessors or successors in

interest.

- “Relating to” and “relates to” means, without limitation, embodying, mentioning, or concerning, directly or indirectly, the subject matter identified in the request.
- “Concerning” means, in whole or in part, directly or indirectly, referring to, relating to, connected with, commenting on, responding to, showing, describing, analyzing, reflecting or constituting.
- “Communication” means any verbal or written communication of which the party Defendant served with the Interrogatory has knowledge, information or belief.
- “Date” means the exact date, month, and year, if ascertainable, or, if not, the best available approximation.
- “Mobile device” includes cellular telephone, satellite telephone, pagers, personal digital assistant, palm top computer, hand-held computer, electronic rolodex, “iPod” ®, walkie-talkie, and anything else that logically qualifies.
- “Identify” or “describe,” when referring to a person, means you must state as much of the following as necessary to satisfy the purpose of the Request:

the person’s

- full name;
  - present or last known residential address and residential telephone number(s), or, for an entity, present or last known home office address and phone number(s);
  - Social Security Number (SSN), or Employer’s Identification Number (EIN), if any;
  - Driver’s License Number (DL), if any;
  - professional license type and number, if any;
  - tax exemption certificate and number, if any;
  - present or last known office address and office telephone numbers;
  - present occupation, job title, employer, and employer’s address at the time of the event or period referred to in each particular Request;
  - in the case of any entity, identify the officer, employee, or agent most closely connected with the subject matter of the Request and identify the officer who is responsible for supervising that officer or employee.
- “Identify” and “describe,” when referring to a document, means you must state the following:

- the nature (e.g., letter, handwritten note) of the document;
  - the title or heading that appears on the document;
  - the date of the document and the date of each addendum, supplement, or other addition or change.
  - the identity of the author of the signer of the document, and of the person on whose behalf or at whose request or direction the document was prepared or delivered;
  - the present location of the document, and the name, address, position or title, and telephone number of the person or persons having custody of the document.
- “And” means “and/or.”
  - “Or” means “or/and.”

### **First Requests for Production**

1. Produce the agreement on which STATE bases its commercial nexus for its claim.

Regarding tax exemption certificates and numbers for transacting business in a place called “this state.”

2. Produce the tax exemption certificate for STATE OF TEXAS (or for whatever name by which this entity transacts business in “this state”).
3. Produce the tax exemption certificate for WALKER COUNTY (or for whatever name by which this entity transacts business in “this state”).
4. Produce the tax exemption certificate for COUNTY COURT AT LAW OF WALKER COUNTY (or for whatever name by which this court transacts business in “this state”).
5. Produce the tax exemption certificate for the WALKER COUNTY DISTRICT ATTORNEY’S OFFICE (or for whatever name by which this public office

transacts business in “this state”).

Regarding EIN’s.

6. Produce the Employer’s Identification Number (“EIN”) for STATE OF TEXAS (or for whatever name by which this entity transacts business in “this state”).
7. Produce the EIN for WALKER COUNTY (or for whatever name by which this entity transacts business in “this state”).
8. Produce the EIN for COUNTY COURT AT LAW OF WALKER COUNTY (or for whatever name by which this court transacts business in “this state”).
9. Produce the EIN for the WALKER COUNTY DISTRICT ATTORNEY’S OFFICE (or for whatever name by which this public office transacts business in “this state”).

Regarding official seals.

10. Produce a true and correct copy or physical imprint of the official seal for STATE OF TEXAS (or for whatever the entity is that transacts business in “this state”).
11. Also produce a true and correct copy or physical imprint of the official seal for the State of Texas.
12. Produce a true and correct copy or physical imprint of the official seal for WALKER COUNTY (or for whatever name by which this entity transacts business in “this state”).
13. Produce a true and correct copy or physical imprint of the official seal for COUNTY COURT AT LAW OF WALKER COUNTY (or for whatever name

by which this entity transacts business in “this state”).

14. Produce a true and correct copy or physical imprint of the official seal for WALKER COUNTY DISTRICT ATTORNEY’S OFFICE (or for whatever the entity is that transacts business in “this state”).

Submitted by,

/s/ Harmon Taylor  
Harmon Luther Taylor  
I reserve all my rights  
7014 Mason Dells Drive  
Dallas, Texas 75230

### Certificate of Service

By my signature below, I certify that on this the \_\_\_\_\_ day of September, 2008, I served a true and correct copy of this motion on the following:

DAVID P. WEEKS  
Walker County DA  
1036 11<sup>th</sup> Street  
Huntsville, TX 77340

Hon. GREG ABBOTT  
Attorney General’s Office  
300 West 15<sup>th</sup> Street  
Austin, TX 78711

/s/ Harmon Taylor  
Harmon Luther Taylor