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CAUSE NO. 2014-40964

ERIC TORRES, ADAM SINN, XS CAPITAL MANAGEMENT, L.P.,	§ 8	IN THE DISTRICT COURT OF
AND ASPIRE COMMODITIES, L.P.,	8 §	AUDE7
, ,	§	GUDE
Plaintiffs,	§	CAGZ
	§	WARRING GOVERNMENT TO A OF A
v.	8	harris county, texas $30EXV$
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CRAIG TAYLOR AND	§	•
ATLAS COMMODITIES, L.L.C.,	§	
	§	
Defendants.	§	157 TH JUDICIAL DISTRICT

ORDER ON DISCOVERY MOTIONS AND SPECIAL EXCEPTIONS

On October 29, 2014, the Court considered the following motions and special exceptions:

- 1. Plaintiffs' Motion to Quash and for Protective Order Against Defendants' Abusive and Harassing Discovery;
- 2. Plaintiffs' Motion to Quash Notice of Intention to Take Deposition by Written Questions on AT&T Mobility, LLC, Sprint Spectrum, LP, and Verizon Wireless;
- 3. Plaintiffs' Motion to Quash and for Protective Order Against Discovery Served on Non-Party Paul Sarver;
- 4. Defendants' Motion to Compel; and
- 5. Plaintiffs' Special Exceptions.

The Court, having considered the various Motions, responses, and the arguments of counsel, makes the following orders

IT IS ORDERED that Plaintiffs' Motion to Quash and for Protective Order Against Defendants' Abusive and Harassing Discovery and Defendants' Motion to Compel are GRANTED IN PART and DENIED IN PART as follows:

IT IS ORDERED that Adam Sinn and Eric Torres are to produce within twenty (20) days of this Order, records of their communications to each other and third parties concerning Craig Taylor or Atlas Commodities, L.P. during the time frame December 15, 2013 to January 15, 2014. Defendants' interrogatories to plaintiffs were not argued at the hearing. The remainder of Defendants' Motion to Compel is DENIED and the remainder of Plaintiffs' Motion to Quash and for Protective Order Against Defendants' Abusive and Harassing Discovery is DENIED.



IT IS ORDERED that Plaintiffs' Motion to Quash Notice of Intention to Take Deposition by Written Questions on AT&T Mobility, LLC, Sprint Spectrum, LP, and Verizon Wireless and Plaintiffs' Motion to Quash and for Protective Order Against Discovery Served on Non-Party Paul Sarver is DENIED AS MOOT:

Defendants have withdrawn pending subpoenas, document requests, and/or deposition requests to AT&T Mobility, LLC, Sprint Spectrum, LP, and Verizon Wireless, and to Paul Sarver;

It is ORDERED that Defendants shall be entitled to reissue their discovery requests to AT&T Mobility, LLC, Sprint Spectrum, LP, and Verizon Wireless but limit the scope of the discovery requests to the telephone numbers of Adam Sinn and Eric Torres and the scope of the requests to records of communications during the time frame December 15, 2013 to January 15, 2014.

It is ORDERED that records produced by wireless carriers pursuant to subpoena and billing or other records originating from such wireless carriers produced by Adam Sinn or Eric Torres (but not actual messages or communications themselves) during the time frame set above shall be produced under a designation of Attorneys' Eyes Only under a Protective Order to be entered by the Court; It is further —

ORDERED that Plaintiffs' special exceptions are OVERRULED.

Signed this day of November 2014.

JUDGE PRESIDING

AGREED AS TO FORM:

RAPP & KROCK, PC

s/Kenneth M. Krock

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